

STAFF

Steve Schwabauer, General Manager
Jennifer Spaletta - General Counsel
Roger Masuda - Special Counsel
Shasta Burns - Deputy Secretary
Daniel de Graaf - District Engineer
Robert Granberg – Interim General Manager

BOARD OF DIRECTORS

President - Joe Valente
Vice President – Jason Colombini
Secretary - David Simpson
Treasurer - Charles Starr II
Director - Marden Wilber

**NORTH SAN JOAQUIN WATER CONSERVATION DISTRICT
NOTICE OF MEETING AND PUBLIC HEARING AND AGENDA FOR
REGULAR MEETING OF THE BOARD OF DIRECTORS**

**Monday, January 29, 2023
2:00 p.m.
Lodi Grape Festival Grounds- Barrel Room
413 E. Lockeford St, Lodi CA 95240
Also Available via Zoom**

Join Zoom Meeting

<https://us02web.zoom.us/j/87883217427>

Meeting ID: 878 8321 7427

One tap mobile

+16699006833,,87883217427# US (San Jose)

Dial by your location

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Meeting ID: 878 8321 7427

The agenda and all noted documentation may be viewed and downloaded at www.nsjgroundwater.org . Requests to receive the agenda and documentation by e-mail may be submitted in writing to the Secretary of the Board. The NSJWCD printed agendas are posted at the District’s location of business at: 498 E. Kettleman Lane, Lodi. The District’s mailing address is: PO Box E, Victor CA 95253.

NOTICE: Members of the public may address the Board of Directors concerning any agenda item during the Board’s consideration of that item. The public may address non-agenda items at the end of the regular meeting. No action will be taken on those items; however, the Board may agendaize items for future consideration.

1. Call to Order - Roll Call - Acceptance of Agenda

2. Correspondence/Announcements

3. Action Items

Any and all of **the following agenda items are subject to action** being taken by the Board of Directors by motion, resolution or ordinance.

Action items may be added to the agenda upon determination by a majority vote of the Board that an emergency exists, as defined by state law, or by a 2/3 vote of the Board that (1) there is a need to take immediate action; and (2) that the need for action came to the District’s attention after the agenda was posted.

A. CONSENT CALENDAR

1. Approval of the Minutes for the Regular Scheduled Board Meeting on

B. FINANCIAL

1. Receive and Approve January 2024 NSJWCD Monthly Treasurer's Report and Summary of Accounts and Transfers (*attachment 2*) pages 9-11
2. Approve Payment of Bills (*attachment 3*) pages 12, 13
3. Authorize General Manager to Reimburse Arnaudo Construction for the \$91,000 deposit on the \$604,070.21 North System Phase 1b pipe purchase (*attachment 4*) pages 14-16
4. Provide Direction to Staff on whether to notice and agendize groundwater Charge Adjustment Hearing (*attachment 5*) pages 17, 18

C. CONTRACTS

1. Authorize General Manager to Negotiate for and Hire at Will Part Time Staff for Maintenance, Operations and Translation Service. (*attachment-6*) page 19
2. Ratify General Manager's Approval of Contract with WGA to perform survey work for North System Pump Station Easement (*attachment 7*) page 20
3. Board Approval of Contract with Pacific Southwest Irrigation for installation of New Pump Discharge (\$8,643.01) (*attachment 8*) pages 21-24

D. SYSTEM AND PROJECTS

1. Hydrofocus Report on Ground Water Monitoring – handout at meeting
2. Engineer's Report and Operations Plan – handout at meeting
3. North System
 - i. Reynolds Recharge Update
 - ii. Progressive Design-Build Procurement Update
 - iii. Lakso- Approval of AVID Construction for Lay Flat Pipe (*Attachment 9*) page 24
4. South System
 - i. South System Phase II Update
 1. Arnaudo Contract Change Orders
 - ii. South System Phase III Design Plan
5. Cal-Fed/Woodbridge
 - i. Notice of Emergency Repair (*attachment 10*) pages 25, 26
6. Tracy Lake ID

E. Grant Activity

1. Consero report (*attachment 11*) pages 27-29

F. Strategic Plan Activity

1. Town hall agenda (*attachment 12*) page 30
2. water delivery report (*attachment 13*) page 31
3. Comment on and Approve Strategic Plan Report Card (*attachment 14*) pages 32-59

G. Groundwater Charge

H. Sustainable Groundwater Management Act/ GWA Activity

I. SJC Mokelumne River Application Update

J. Bay Delta Flow Program Update/Voluntary Agreements

K. Landowner communications

L. Board Planning Calendar

4. Director and Staff Reports

A. Directors Reports

B. Committee Reports

C. Other

- a. Establish Process to Replace Board Vacancy (*attachment 15*) page 60

5. Public Comment on Items Not on the Agenda

Interested persons in the audience are welcome to introduce any topic within the jurisdiction of the NSJWCD Board. The time allowed for each speaker for comments made by the public is limited to 3 minutes. Matters presented under this agenda item may be discussed, but no action can be taken by the Board at this meeting except as follows:

- Briefly respond to statements made or questions raised.
- Ask a question for clarification.
- Provide a reference to staff or other resources for factual information.
- Request staff to report back at a subsequent meeting.
- An individual Board member or the Board itself may have the matter placed on a future agenda.

6. Closed Session – 4 items

Closed Session pursuant to Section 54956.9(a) Existing Litigation
 CONFERENCE WITH LEGAL COUNSEL – *California Sportfishing Protection Alliance v. Eastern San Joaquin Groundwater Authority, et al., Stanislaus County Superior Court, Case No. CV-20-001720*

Closed Session pursuant to Section 54956.9(a) Anticipated Litigation – one case

Closed Session pursuant to Section 54956.9(a) Anticipated Litigation – one case
 Bay Delta/Flow Proceeding

Closed Session pursuant to Government Code Section 54956.8 Real Property Negotiations– North System Easements and Leases – Negotiators are General Counsel Jennifer Spaletta and General Manager Steve Schwabauer

Return to Open Session

All reportable actions taken in closed session will be announced in open session following the closed session and will be duly noted in the official minutes of the meeting.

7. Motion to Adjourn

Next Regular Meeting February 26, 2024 from 2:00 PM- 4:00 PM

Lodi Grape Festival Grounds- Barrel Room

413 E. Lockeford St, Lodi CA 95240

Also Available via Zoom

Action may be taken on any item

Agendas and Minutes may also be found at [http:// www.NSJGroundwater.org](http://www.NSJGroundwater.org)

Note: If you need disability-related modification or accommodation in order to participate in this meeting, please contact North San Joaquin Water Conservation District Staff at (209) 712-1693 at least 48 hours prior to the start of the meeting

NORTH SAN JOAQUIN WATER CONSERVATION DISTRICT
REGULAR MEETING OF THE BOARD OF DIRECTORS

Lodi Grape Festival Grounds – Barrel Room
413 E. Lockeford Street, Lodi CA
Zoom - Teleconference Meeting

Monday, December 18, 2023

REGULAR MEETING MINUTES

MEETING WAS ALSO AVAILABLE BY ZOOM TELECONFERENCE

- 1. Call to Order - Roll Call - Acceptance of Agenda** - The meeting was called to order by President Valente at 2:03pm. A motion for the acceptance of the Agenda, made by Vice President Colombini, second by Secretary Simpson. Motion passed unanimously 3/0/0.

President Joe Valente - Area 3	General Counsel Jennifer Spaletta
Vice President Jason Colombini - Area 2	Special Counsel Roger Masuda - Absent
Secretary David Simpson – Area 1	Daniel deGraaf – District Engineer
Treasurer Charles Starr – Area 4 - Late	Deputy Secretary Shasta Burns
Director Marden Wilber – Area 5 - Absent	General Manager – Steve Schwabauer

- 2. Correspondence/Announcements-** President Valente reported that Director Marden Wilber has been in and out of the hospital.
- 3. Action Items** Note: Votes recorded as: For/Against/Abstention (name)

A. CONSENT CALENDAR

1. Approval of the Minutes of the Regular Scheduled Board meeting on November 27, 2023- A motion to approve the Minutes of the Regular Scheduled Board Meeting on November 27, 2023, made by Secretary Simpson, second by Vice President Colombini. Motion passed 3/0/0.

B. Financial Matters

1. Receive and File December 2023 NSJWCD Monthly Treasurer’s Report and Summary of Accounts and Transfers presented to the board. Perla from Butterfield + Company prepared financial statements for Board action. A motion to approve December 2023 NSJWCD Monthly Treasurer’s Report, by Vice President Colombini, second by Secretary Simpson. Motion passed 3/0/0
2. Approve Payment of Bills- A motion to approve payment of bills recommendation listed on page 13-15 in the board meeting packet Summary of Bills made by Secretary Simpson, second by Vice President Colombini. Motion passed 3/0/0.
3. Update Farmers and Merchants Bank Signature Cards – No update at this time- Action taken in November.
4. Authorize Issuance of Credit Card to General manager - A motion to

authorize issuance of Credit Card to General manager made by Vice President Colombini, second by Secretary Simpson. Motion passed 3/0/0

5. Appoint Two Board Members to Limited Term Finance Committee to Advise General Manager Regarding 2023 Groundwater Charge Accounting and Creation of 2024/25 Budget- Direction to have Jason Colombini and Dave Simpson participate in Limited Term Finance Committee and to help issue 2023 Water Year billing.
6. Authorize Staff to issue 2023 Water Year Billings – A motion to authorize staff to issue 2023 Water Year Billings made by Secretary Simpson, second by Vice President Colombini. Motion passed 3/0/0
7. Authorize State Disability Insurance payments for GM Steve Schwabauer - (Note: Treasurer Starr arrived at 2:45 PM and participated in this item. Action is shown in this location for the sake of continuity with Financial Matters.) A motion to add a late item to the agenda for State Disability Insurance payments for Steve Schwabauer under B. Financial Matters, item 7, made by Vice president Colombini, second by Treasurer Starr. Motion passed 4/0/0, meeting a 2/3 majority test. A motion to approve State Disability Insurance for District Employee, GM Steve Schwabauer, made by Vice President Colombini, second by Treasurer Starr. Motion passed 4/0/0

C. Contracts

1. Adopt Resolution Approving 1st Amendment to Professional Services Agreement with Hydrofocus – GM Schwabauer reviewed Agreement in the board meeting packet. A motion to Adopt **Resolution 2023-22** Authorizing General Manager to Execute Amendment Number 1 to Agreement for Services with Hydrofocus to add new Scope of Work to Install and Monitor Ground Water Monitoring Wells, made by Vice President Colombini, second by Secretary Simpson. Roll Call vote: Simpson; Aye, Colombini; Aye, Valente; Aye. Motion passed 3/0/0
2. Authorize General Manager to Reimburse Spaletta Law for Rent, File Storage, Utilities, and Copier Use- A motion to approve **Resolution 2023-23** Authorizing General Manager to Reimburse Spaletta Law \$700/ Month for Rent, File Storage, Utilities, and Copier Use made by Secretary Simpson, second by Vice President Colombini. Roll Call vote: Simpson; Aye, Colombini; Aye, Valente; Aye. Motion passed 3/0/0
3. Authorize General Manager to Enter into Contract with Sierra controls for Installation of SCADA System at Pixley Pump Station for DREAM Project- Due to the need to complete the project prior to the January meeting, GM Schwabauer recommended authorizing GM to enter into contract with Sierra Controls for installation of SCADA system on Pixley Pump Station for the DREAM Project. A motion to approve staff to negotiate expenditure with Sierra Controls for installation of SCADA system on Pixley Pump Station for the DREAM Project, by Vice President Colombini, second by Secretary Simpson. Motion passed 3/0/0. A second motion, to accept the Sierra Designs proposal for \$89,206.66 subject to an agreement with EBMUD to pay 50% and NSJWCD to pay 50% with Landowner Prop 1 funds made by Secretary Simpson, second by Vice President Columbini. Motion passed 3/0/0

Treasurer Starr arrived at the meeting at 2:45 pm

Request to Amend Agenda: A motion to add item B7 to the agenda to pay for

State Disability Insurance for GM Steve Schwabauer under B., Financial Matters, made by Vice president Colombini, second by Treasurer Starr. Motion passed 4/0/0

D. System and Projects

1. Hydrofocus Report on Groundwater Monitoring - Presentation by Steve Deverel and available upon request.

2. Engineer's Report and Operations Plan– Engineer deGraaf gave an overview of where the district stands on each project – Report was presented at the start of the board meeting and is available upon request.

3. North System -

i. Reynolds Recharge Update- Recharge site operated on November 5th and delivered approximately 500 AF during the season. Operation began again last week and is operating at approximately 2.7 CFS.

ii. Progressive Design- Build Procurement Update – Pre- Statement of Qualifications meeting was held last week with Bob Granberg and Steve Schwabauer. Site tours are being scheduled at this time. Qualifications are due February 1, 2024.

iii. Lakso – Approval of AVID Construction for Lay Flat Pipe- District Engineer deGraaf and GM Schwabauer reviewed the need for Lay Flat Pipe. A motion to ratify General Manager's issuance of a purchase order with AVID Construction for Lay Flat Pipe for Lakso Recharge Project made by Secretary Simpson, second by Treasurer Starr. Motion passed 4/0/0

4. South System

i. South System Phase II Update-

1. Arnaudo Contract Change Orders- Arnaudo Change Orders were discussed in the above action items – No update.

ii. South System Phase III Design Plan – 60% plans were completed for review. Next steps include preparation of the bid set of plans and bid documents.

iii. Update on Stockton East Exchange Deliveries – District Engineer deGraaf has gathered data and coordinating with SEWD and organizing data for the water year and will summarize for water year 2023

4. Cal-Fed/Woodbridge – The Costa field was prepared for operation and began operation last week. District will continue to monitor flows in the river and maximize recharge as water is available.

5. Tracy Lake ID – Tracy Lake is slowly dropping, but still does not have the capacity to divert water for recharge prior to the rain season. If weather permits the district will coordinate with Arnaudo Construction to install the conduit and stilling well structure for the lake level transducer.

E. Grant Activity

1. Consero report – General Manager Schwabauer reviewed the Consero Solutions monthly report on funding opportunities from staff report presented in the board meeting packet.

F. Strategic Plan Activity

1. Newsletter – Spring Newsletter will be discussed at the January board meeting.
2. Website Update – The revised website is now live! www.NSJWCD.com

G. Groundwater Charge - Processing appeals and preparing direct billing at this time.

H. Sustainable Groundwater Management Act/GWA Activity – Vice President Colombini attended the last scheduled meeting. The Steering Committee looked at increased budget associated with additional work from consultant, and additional increase in adopting drywell monitoring in the near term.

I. SJC Mokelumne River Application Update – No update at this time.

J. Bay Delta Flow Program Update/Voluntary Agreements – No update at this time.

K. Landowner Communications – Workshop will be held on February 22, 2024 at the Grape Festival Grounds.

L. Board Planning Calendar- No update at this time.

4. Director and Staff Reports

A. Director's Report – No report at this time.

B. Committee Reports – No reports at this time.

C. Provide Direction to Staff on Funding Proposal for Handel Lateral – Direction to approach landowners with concept presented in the staff report in board meeting packet.

5. Public Comment – No comments at this time.

6. Closed Session – The Board entered closed session at 4:15 PM and came out of closed session at 4:26 PM. Return to Open Session – President Valente returned the meeting to open session and announced there was no further reportable action.

7. Adjournment - Motion to adjourn the NSJWCD Regular Meeting on December 18, 2023 made by Vice President Colombini, second by Treasurer Starr. Motion passed 4/0/0 Meeting adjourned at 4:32 PM.

The next regular scheduled Board Meeting January 29, 2024, from 2:00 PM - 4:00 PM.

The above minutes of the North San Joaquin Water Conservation District Board of Directors Meeting of December 18, 2023.

Respectfully submitted:

Shasta Burns, Deputy Secretary

North San Joaquin Water Conservation District
Treasurer's Report
January 2024 – Monthly Summary of Accounts
As of January 29, 2024

The chart below is a summary of account information including account balances and transactions since the last scheduled Board meeting (December 2023). The attached reports are prepared by Butterfield + Co., CPAs, Inc. for the month of January 2024. Additional attachments that follow include accounts payable, recommendations for bill payments and transfers as noted herein.

NSJWCD Accounts Summary - December 18, 2023	Beginning Balance as of 12/18/23 with approved transfers	Payments after last meeting	Revenue Received after last meeting	Current Balance January 24, 2023	Proposed bills to be paid today	Ending balance January 29, 2024
F&M Checking	335,536.48	(38,765.82)	3,733.70	300,504.36	(240,586.74)	59,917.62
County Groundwater Fund	48,372.76	(7,812.00)	1,316,869.18	1,357,429.94	-	1,357,429.94
County Account Fund	2,825.19	(2,646.00)	221,951.47	222,130.66	-	222,130.66
ID#3	154,484.80	(13,096.51)	53,698.73	195,087.02	-	195,087.02
Tracy Lake O&M	4,418.22	(84.78)	-	4,333.44	-	4,333.44
Totals	\$ 545,637.45	\$ (62,405.11)	\$ 1,596,253.08	\$ 2,079,485.42	\$ (240,586.74)	\$ 1,838,898.68



Payments after last meeting	Revenue Received after last meeting	Classes	Proposed bills to be paid today
ADP - Fees (185.36)	Misc-WID litigation award 3,733.70	General Exp	(20,864.15)
ADP - Payroll Taxes (14,631.91)	Groundwater Charge 1,316,869.18	Dream Project	(70,042.35)
AT&T (339.20)	Capital Assessments 221,951.47	Groundwater Mgmt	-
Dropbox (143.86)	Annual Assessments 53,692.50	Handel Lateral	-
F&M (3,695)	Interest Income 6.23	N. System Phase 1	(108,684.40)
Lenovo (39.19)		Operations Fund	(19,394.09)
Microsoft (48.00)		Planning Fund	(5,735.00)
PG&E (3,348.60)		Recharge Lakso	-
Stephen Schwabauer (16,318.71)		Recharge Tecklenburg	-
Zoom (15.99)		South System 1	
PG&E TLID (84.78)		South System 2	(10,320.89)
Interest Expense (13,096.51)		South System 3	-
County Auditor Fee - GW (7,812.00)		South System 4	-
County Auditor Fee - Gen (2,646.00)		Woodbridge-Cal Fed	-
		TLID	(5,545.86)
Total \$ (62,405.11)	Total \$ 1,596,253.08	Total	\$ (240,586.74)

1. SEE ATTACHMENT 1 - ACCOUNTS PAYABLE REPORT.

2. CURRENT PAYMENT RECOMMENDATIONS - SEE TABLE BELOW:

Arnaudo Construction, Inc.	\$ 101,754.05	Newsletter		
Butterfield & Co	4,255.00	December Invoice		
Consero Solutions	8,300.00	December Services		
Don Pedro Pump	1,705.61	November Services		
Grandberg & Associates	11,400.00	November & December Services		
Hydrofocus	4,911.54	November Services		
Intake Screens, Inc.	43,100.00	Turbine drive		
Joe Peterson	300.00	February Rent		
Kludt Oil	295.44	Fuel		
Moore Biological	2,025.00	Permits		
Pacific Southwest Irrigation	7,062.56	Installation		
PG&E	84.78	December Invoice		
RGMK	317.25	Consulting		
Richard Rodriguez Farms	9,018.75	January Invoices		
San Joaquin County Office of Education	13,129.71	Weed Control		
Shasta Burns	3,147.92	January Invoice		
Sierra Controls, LLC	8,407.30	December Invoice		
Spaletta Law PC	2,800.00	Rent for 11/23 - 02/24		
State Compensation Insurance Fund	1,356.08	Policy 10/23-10/24		
Steve Schwabauer	21.65	Reimbursable Expenses		
Weber, Ghio & Associates, Inc.	17,194.10	Permits		
Total payments recommended	\$ 240,586.74			

3. REMAINING ACCOUNTS PAYABLE – (\$17,106.66)

- a. \$31,885.50 - Retention due to Arnaudo Construction, Inc.
- b. (\$42,000.00) - Pacific Southwest Deposit
- c. (\$ 6,992.16) - PG&E

North San Joaquin Water Conservation District Unpaid Bills by Vendor

All Transactions

Type	Date	Num	Source Name	Memo	Account	Class	Open Balance
Arnaudo Construction, Inc.							
Bill	05/31/2023	RET- App No. 1	Arnaudo Construction, Inc.	Progress Billing	6115.5 · Pipeline	Capital Outlay:South System Phase 2	31,885.50
Bill	12/22/2023	251	Arnaudo Construction, Inc.	Rental Reimbursement	6126 · Equipment Rental	Capital Outlay:Dream Project Pipeline	62,979.79
Bill	12/31/2023	1240-5	Arnaudo Construction, Inc.	Rental Reimbursement	6126 · Equipment Rental	Capital Outlay:North System Phase 1	38,774.26
Total Arnaudo Construction, Inc.							133,639.55
Butterfield & Co.							
Bill	12/29/2023	106308	Butterfield & Co.	Accounting	6180.1 · Accounting	-G&A	4,255.00
Total Butterfield & Co.							4,255.00
Consero Solutions							
Bill	12/31/2023	1959	Consero Solutions	Grant Funding Development	6180.3 · Consulting	-Planning Fund	1,095.00
Bill	12/31/2023	1959	Consero Solutions	Community Engagement	6180.3 · Consulting	-Planning Fund	4,640.00
Bill	12/31/2023	1959	Consero Solutions	Other Duties	6180.3 · Consulting	-G&A	2,565.00
Total Consero Solutions							8,300.00
Don Pedro Pump							
Bill	12/13/2023	29194	Don Pedro Pump	Schneger Display Control Broad	6205 · Repairs & Maintenance	.Operations Fund:South System O&M	1,705.61
Total Don Pedro Pump							1,705.61
Granberg & Associates							
Bill	12/18/2023	16	Granberg & Associates	General	6180.7 · Project Management	-G&A	2,280.00
Bill	12/18/2023	16	Granberg & Associates	SS Phase II	6180.7 · Project Management	Capital Outlay:South System Phase 2	1,282.50
Bill	12/18/2023	16	Granberg & Associates	North System	6180.7 · Project Management	Capital Outlay:North System Phase 1	3,705.00
Bill	01/10/2024	17	Granberg & Associates	General	6180.7 · Project Management	-G&A	1,425.00
Bill	01/10/2024	17	Granberg & Associates	SS Phase II	6180.7 · Project Management	Capital Outlay:South System Phase 2	427.50
Bill	01/10/2024	17	Granberg & Associates	North System	6180.7 · Project Management	Capital Outlay:North System Phase 1	2,280.00
Total Granberg & Associates							11,400.00
HydroFocus, Inc							
Bill	12/20/2023	5658-16	HydroFocus, Inc	Hydrologist	6180.5 · Hydrologist	-G&A	2,713.50
Bill	12/20/2023	5658-16	HydroFocus, Inc	Hydrologist	6180.5 · Hydrologist	.Operations Fund:South System O&M	592.00
Bill	12/20/2023	5658-16	HydroFocus, Inc	Hydrologist - GW Monitoring	6180.5 · Hydrologist	Capital Outlay:North System Phase 1	1,606.04
Total HydroFocus, Inc							4,911.54
Intake Screens, Inc.							
Bill	01/05/2024	23-0900-01	Intake Screens, Inc.	Turbine drive and screen base	6115.6 · Pump Station	Capital Outlay:North System Phase 1	43,100.00
Total Intake Screens, Inc.							43,100.00
Joe Peterson							
Bill	01/16/2024	February Rent	Joe Peterson	February Rent	6200 · Rent	-G&A	300.00
Total Joe Peterson							300.00
Kludt Oil							
Bill	01/04/2024	313029	Kludt Oil	Kludt Food Grade 32	6130 · Fuel	.Operations Fund:Woodbridge/Cal-Fed ...	98.48
Bill	01/04/2024	313029	Kludt Oil		6130 · Fuel	.Operations Fund:South System O&M	98.48
Bill	01/04/2024	313029	Kludt Oil		6130 · Fuel	TLID #1	98.48
Total Kludt Oil							295.44
Moore Biological Consultants							
Bill	01/04/2024	4241/12-23	Moore Biological Consultants	North Pump Station	6166.2 · Permits	Capital Outlay:North System Phase 1	2,025.00
Total Moore Biological Consultants							2,025.00
Pacific Southwest Irrigation							
Bill	01/05/2024	265086	Pacific Southwest Irrigation	Install Alum Pipe	6115.5 · Pipeline	Capital Outlay:Dream Project Pipeline	7,062.56
Total Pacific Southwest Irrigation							7,062.56
PG&E							
Bill	12/19/2023	December Invoice	PG&E	December Invoice	6235.1 · Electricity	TLID #1	84.78
Total PG&E							84.78

**North San Joaquin Water Conservation District
Unpaid Bills by Vendor**

All Transactions

Type	Date	Num	Source Name	Memo	Account	Class	Open Balance
RGMK							
Bill	01/03/2024		RGMK	Prof Services	6180.3 · Consulting	Capital Outlay:South System Phase 2	317.25
Total RGMK							317.25
Richard Rodriguez Farms							
Bill	01/08/2024	5057	Richard Rodriguez Farms	Build up levees from north to south	6210 · Reynolds Recharge Project	.Operations Fund:Recharge Project O&M	1,400.00
Bill	01/08/2024	5058	Richard Rodriguez Farms	Finish building up levees on North East cell	6225 · Teklenburg Recharge Project	.Operations Fund:Recharge Project O&M	3,100.00
Bill	01/16/2024	1.16.24	Richard Rodriguez Farms	Labor Hours	6210 · Reynolds Recharge Project	.Operations Fund:Recharge Project O&M	3,600.00
Bill	01/16/2024	01.16.24	Richard Rodriguez Farms	Labor Hours	6225 · Teklenburg Recharge Project	.Operations Fund:Recharge Project O&M	918.75
Total Richard Rodriguez Farms							9,018.75
San Joaquin County Office of Education-							
Bill	12/21/2023	ARD24-02155	San Joaquin County Office of Ed...	Debris Removal	6245 · Weed Control	.Operations Fund:South System O&M	7,767.11
Bill	01/09/2024	ARD24-02315	San Joaquin County Office of Ed...	Debris Removal	6245 · Weed Control	TLID #1	5,362.60
Total San Joaquin County Office of Education-							13,129.71
Shasta Burns							
Bill	01/17/2024	210	Shasta Burns	January Invoice	6180.8 · Secretary	-G&A	2,975.00
Bill	01/17/2024	210-Mileage	Shasta Burns	January Invoice	6228 · Travel	-G&A	172.92
Total Shasta Burns							3,147.92
Sierra Controls, LLC							
Bill	11/30/2023	124678	Sierra Controls, LLC	South System Improvements	6115.5 · Pipeline	Capital Outlay:South System Phase 2	5,232.20
Bill	12/31/2023	124739	Sierra Controls, LLC	Calfed Pump Station Monitor	6115.1 · Automation/SCADA	.Operations Fund:Woodbridge/Cal-Fed ...	113.66
Bill	12/31/2023	124728	Sierra Controls, LLC	South System Improvements	6115.5 · Pipeline	Capital Outlay:South System Phase 2	3,061.44
Total Sierra Controls, LLC							8,407.30
Spaletta Law PC							
Bill	12/18/2023	Rent	Spaletta Law PC	Rent for 11/23, 12/23, 01/24 and 02/24	6200 · Rent	-G&A	2,800.00
Total Spaletta Law PC							2,800.00
State Compensation Insurance Fund							
Bill	12/17/2023	9347803	State Compensation Insurance F...	Policy Term 2023 (10/17/2023-10/17/2024)	6135.4 · Worker's Comp	-G&A	1,356.08
Total State Compensation Insurance Fund							1,356.08
Steve Schwabauer							
Bill	01/17/2024	01.17.24	Steve Schwabauer	Straw from Robinson's Feed	6215 · Supplies	-G&A	21.65
Total Steve Schwabauer							21.65
Weber, Ghio & Associates, Inc.							
Bill	12/11/2023	12587	Weber, Ghio & Associates, Inc.	Bid Support	6180.4 · Engineering Expense	Capital Outlay:North System Phase 1	824.50
Bill	01/12/2024	12743-12745	Weber, Ghio & Associates, Inc.	Permits, Design and Bid Support	6180.4 · Engineering Expense	Capital Outlay:North System Phase 1	16,369.60
Total Weber, Ghio & Associates, Inc.							17,194.10
TOTAL							272,472.24

BOARD OF DIRECTORS

P.O. Box E, Victor, CA 95253

From: Steve Schwabauer, General Manager

RECOMMENDED ACTION: Authorize General Manager to Reimburse Arnaudo Construction for the \$94,950 deposit on the \$105,500 North System Phase 1b pipe purchase

DISCUSSION:

The District awarded the Phase 1b pipeline Construction Project along Acampo Road to Arnaudo Construction. Arnaudo ordered the pipe from Irrigation Resources in Linden, California. Irrigation Resources initially requested full payment up front. After discussions between District Staff and Arnaudo, the supplier agreed to accept a guarantee from the District along with a \$94,950 deposit. District Staff recommends that the Board authorize staff to Reimburse Arnaudo for the Deposit cost. Arnaudo will bill the District for the remainder of the \$105,500 when incurred.

RECOMMENDATION:

Authorize General Manager to Reimburse Arnaudo Construction for the \$94,950 deposit on the \$105,500 North System Phase 1b pipe purchase

FISCAL IMPACT: Funded by the SGMA grant.

TO (OWNER):

PROJECT: NSJWCD North System Pase 1B

APPLICATION NO: 1
PERIOD TO: 1/31/2024

DISTRIBUTION
TO:
_ OWNER
_ ARCHITECT
_ CONTRACTOR

FROM (CONTRACTOR): Arnaudo Construction
PO Box 390
Tracy, CA 95378

VIA (ARCHITECT):

ARCHITECT'S
PROJECT NO:

CONTRACT FOR:

CONTRACT DATE:

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for Payment, as shown below, in connection with the Contract.
Continuation Sheet, AIA Type Document is attached.

1. ORIGINAL CONTRACT SUM	\$	1,655,514.00
2. Net Change by Change Orders	\$	0.00
3. CONTRACT SUM TO DATE (Line 1 + 2).....	\$	1,655,514.00
4. TOTAL COMPLETED AND STORED TO DATE	\$	105,500.00
5. RETAINAGE:		
a. <u>10.00</u> % of Completed Work	\$	10,550.00
b. <u>0.00</u> % of Stored Material	\$	0.00
Total retainage (Line 5a + 5b)	\$	10,550.00
6. TOTAL EARNED LESS RETAINAGE	\$	94,950.00
(Line 4 less Line 5 Total)		
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	\$	0.00
8. CURRENT PAYMENT DUE	\$	94,950.00
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	\$	1,560,564.00

The Undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the work covered by this application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the owner, and that current payment shown herein is now due.

CONTRACTOR: Arnaudo Construction
PO Box 390 Tracy, CA 95378

By: Harvy Dhillon Date: 01/19/2024

ARCHITECT'S CERTIFICATE FOR PAYMENT

In Accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certifies to owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED..... \$ _____

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

ARCHITECT:
By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, Payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	0.00	0.00
Total approved this Month	0.00	0.00
TOTALS	0.00	0.00
NET CHANGES by Change Order	0.00	

**AIA Type Document
Application and Certification for Payment**

TO (OWNER): PROJECT: NSJWCD North System Phase 1B

APPLICATION NO: 1
PERIOD TO: 1/31/2024
DISTRIBUTION TO:
_ OWNER
_ ARCHITECT
_ CONTRACTOR

FROM (CONTRACTOR): Armaudo Construction
PO Box 390
Tracy, CA 95378

VIA (ARCHITECT): ARCHITECT'S PROJECT NO:

CONTRACT FOR:		CONTRACT DATE:							
ITEM	DESCRIPTION	SCHEDULE VALUE	PREVIOUS APPLICATIONS	COMPLETED THIS PERIOD	STORED MATERIAL	COMPLETED STORED	%	BALANCE	RETAINAGE
1	Mobilization	31,000.00	0.00	0.00	0.00	0.00	0.00	31,000.00	0.00
2	Locate & Pothole Existing Utilities	22,000.00	0.00	0.00	0.00	0.00	0.00	22,000.00	0.00
3	Sheeting, Shoring & Bracing	23,000.00	0.00	0.00	0.00	0.00	0.00	23,000.00	0.00
4	Traffic Control	18,000.00	0.00	0.00	0.00	0.00	0.00	18,000.00	0.00
5	SJ County Encroachment Permit	2,000.00	0.00	0.00	0.00	0.00	0.00	2,000.00	0.00
6	Demo Work	140,000.00	0.00	0.00	0.00	0.00	0.00	140,000.00	0.00
7	42" Pipe	1,133,914.00	0.00	105,500.00	0.00	105,500.00	9.30	1,028,414.00	10,550.00
8	42" Butterfly Valve	41,200.00	0.00	0.00	0.00	0.00	0.00	41,200.00	0.00
9	18" Butterfly Valve	5,400.00	0.00	0.00	0.00	0.00	0.00	5,400.00	0.00
10	Connect to Existing 30" Pipe	7,000.00	0.00	0.00	0.00	0.00	0.00	7,000.00	0.00
11	Pipeline Testing	14,000.00	0.00	0.00	0.00	0.00	0.00	14,000.00	0.00
12	Creekside Service - Road Crossing	29,000.00	0.00	0.00	0.00	0.00	0.00	29,000.00	0.00
13	Reynolds Service 1A - Road Crossing	29,000.00	0.00	0.00	0.00	0.00	0.00	29,000.00	0.00
14	Irrigation Service	104,000.00	0.00	0.00	0.00	0.00	0.00	104,000.00	0.00
15	Discharge Structure	56,000.00	0.00	0.00	0.00	0.00	0.00	56,000.00	0.00
REPORT TOTALS		\$1,655,514.00	\$0.00	\$105,500.00	\$0.00	\$105,500.00	6.37	\$1,550,014.00	\$10,550.00

From: Steve Schwabauer, General Manager

RECOMMENDED ACTION: Provide Direction to Staff on whether to notice and agendize groundwater Charge Adjustment Hearing.

DISCUSSION:

The Board first collected a groundwater charge in 2022. The groundwater charge was noticed and approved through the Proposition 218. The groundwater charge is \$15.00 per acre foot of estimated water pumped based on the water use category of the property (with grapes assumed at 1 AF/year/acre and orchards assumed at 2-3 AF/year/acre. The noticed Board Resolution allowed the Board set the initial groundwater charge at \$15.00 per acre foot for the first two years, \$20.00 per acre foot for the second two years and \$25/acre foot thereafter. As a result the Board does not have to provide a new Proposition 218 notice to increase the pumping charge within the pre noticed range.

There are a number of issues that impact the Boards decision to increase the charge at this time. The first and most obvious is the state of the market for land and crop values. Both are at historic lows with many grape contracts canceled in the last year as wine consumption falls. Countervailing this obvious market distress on District Landowners are the demands of the State Groundwater Management Act which are not abated by the current economic situation.

The district has a number of planned capital improvement projects that must be completed in order to meet our obligations under SGMA in the table below:

	Projected Min Cost	Current
Funding		
North System Pump Station	\$10 Million	\$4 million
North System Phase 1b pipeline	\$1.4 million	\$1.4 million
South System Phase 3: Handle Lateral	\$4.6 million	\$2.9 million
South System Phase 4	\$1.7 million	\$1 million
GW Charge Funds over 4 year assumed construction period assuming 100% allocated to construction	\$1 million	\$0 ⁱ
Total	\$18.7 million	\$10 million
		\$19.3 million

As demonstrated above the current grant and groundwater charge funding nearly exceeds the districts existing revenues. And of course the District has other operation costs that the funding is already dedicated to meeting. The District could address the shortfall through bond funding. However, bond funding typically doubles the cost of a project when accounting for issuance and interest costs. Those costs ultimately fall on district landowners. As such Staff recommends that

the Board direct staff to begin the process to allow the Board to consider raising the Groundwater Charge.

RECOMMENDATION: Provide Direction to Staff on whether to notice and agendaize groundwater Charge Adjustment Hearing.

FISCAL IMPACT: Dependent on Board Action.

ⁱ The District has a pending \$5,000,000 Watersmart Grant Application Pending

BOARD OF DIRECTORS

P.O. Box E, Victor, CA 95253

From: Steve Schwabauer, General Manager

RECOMMENDED ACTION: Authorize General Manager to Negotiate for and Hire At-Will Part Time Staff for Maintenance, Operations and Translation Services

DISCUSSION:

The District receives the majority of its services on a contract basis. Our Insurance Carrier, and good business practice require our contract providers to have significant insurance coverage and agree to indemnify the District for liabilities they create for the District. However, these insurance and indemnity requirements are out of the reach of many people we may want to receive services from. An example arose in the operation of the Costa Recharge Project. Costa has an equipment operator who knows the field, the pump and the system. But he is a sole operator without corporate or business operations. It would be difficult to hire him on a contract basis. In addition, he and I struggle to communicate effectively due to a language barrier. As such I propose the District Authorize the General Manager to hire him and his daughter at \$50.00 per hour for the operator and \$25 per hour for translation services. This compares with contract-based equipment operator service costs of \$75.00/hour. The pay is roughly equivalent when you factor in operations and payroll costs for our contract operators.

RECOMMENDATION:

Authorize General Manager to Negotiate for and Hire At-Will Part Time Staff for maintenance, operations and Translation Services.

FISCAL IMPACT: NTE \$10,000 Funded by the Groundwater Charge.

BOARD OF DIRECTORS

P.O. Box E, Victor, CA 95253

From: Steve Schwabauer, General Manager

RECOMMENDED ACTION: Authorize General Manager to approve invoice with WGA to survey stake and Record Survey Map for North Pump Station Location and Lakso Monitoring Well Easement (\$17,000.00)

DISCUSSION:

The District owns an easement over the property where the historic and temporary north pump station is located. The Easement has not previously been surveyed and mapped. The survey is necessary to consider the long-term use of the easement and in order to pursue an application with PG&E to provide power to the site while operating the temporary pump station. After discussing the need with the Board President the General Manager approved WGA to begin work on the survey.

RECOMMENDATION:

Authorize General Manager to approve invoice with WGA to survey stake and Record Survey Map for North Pump Station Location and Lakso Monitoring Well Easement (\$17,000.00)

FISCAL IMPACT: Funded by the SGMA grant.

NORTH SAN JOAQUIN WATER CONSERVATION DISTRICT

BOARD MEETING STAFF REPORT

Agenda Item C.3 Attachment 5– Pacific SouthWest Irrigation – Cal Fed Pump Discharge

January 29, 20204

Action Requested: Board approval of Contract with Pacific SouthWest Irrigation for installation of a new pump discharge at the Cal Fed Pump, for the amount of Eight Thousand, Six Hundred Forty-Three Dollars and One Cent (**\$8,643.01**).

Background: The Cal Fed pump discharge was originally constructed in a manner that is difficult to operate and control flow and is missing features like a check valve and proper air vents. Other issues with the pump station are electrical interference with the flow meter that is possibly attributed to the existing handrailing surrounding the flow meter that is causing the meter to display readings that vary significantly from the actual instantaneous flow rate. Modifications to the manifold as proposed will adjust the location of the flow meter and provide additional modifications to the discharge pipe to ensure that there is always a full pipe and that the meter will be more likely to get a proper reading. The modifications will also improve operation of the system as well as provide protection against backflow and water hammer.

Attached is a quote from Pacific SouthWest Irrigation to construct and install the modified discharge as well as an exhibit identifying the proposed modifications.



8372 S. Jack Tone Road
Stockton, CA 95215
(209) 460-0450

Quote # 93104
Date: 1/22/2024
Sales Rep: CA
Terms: Net 30 Days



Account Name: North San Joaquin Water Conservation Dist
PO Box E
Victor, CA 95253

Job Location:

Project # CAL-FED PUMP DISCHARGE

Acres/Tree Count:

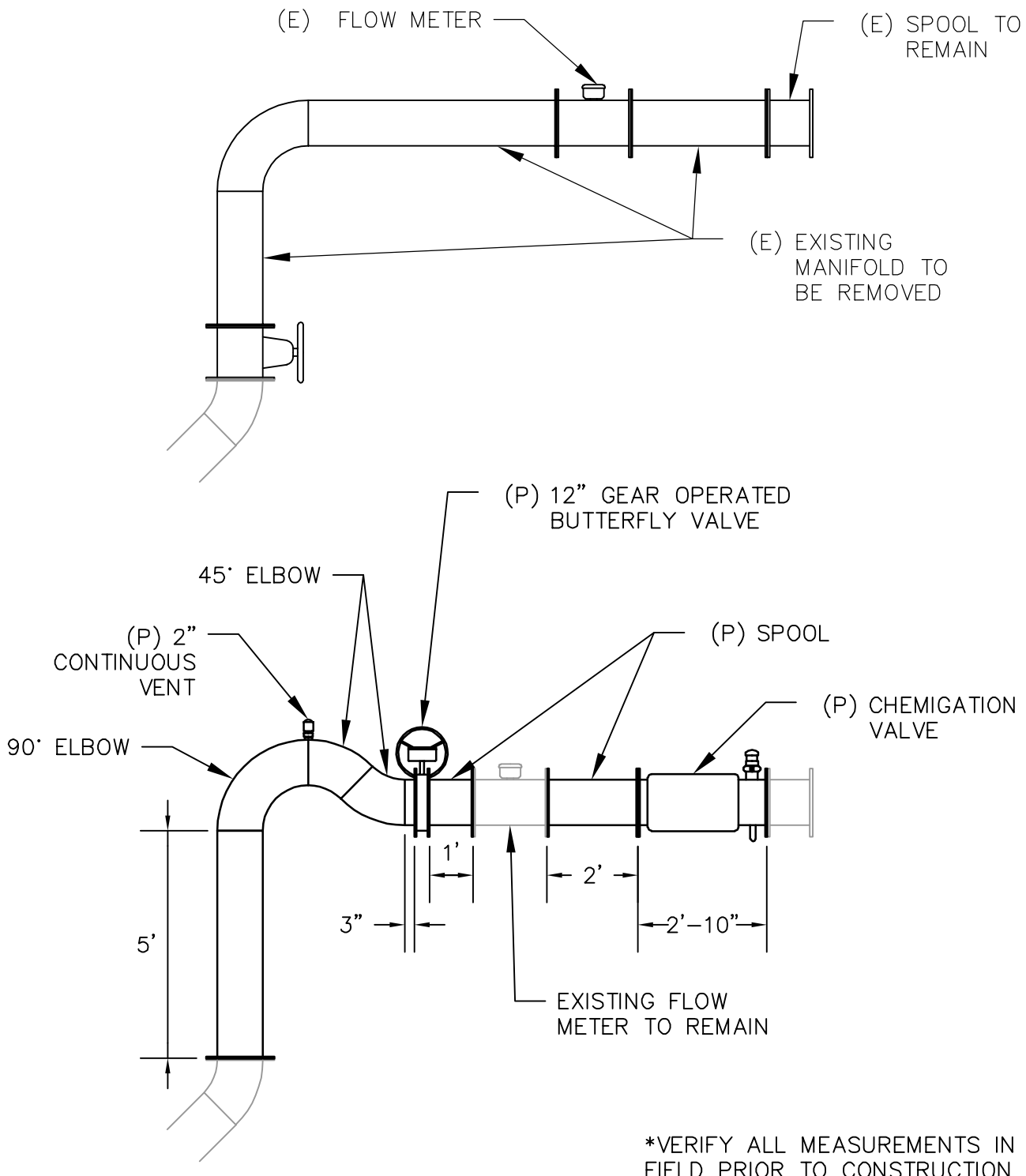
Crop Type:

Irrigation System: PIPE LINE

Spacing/Orientation:

Description	Quantity
Fab steel manifolds for CAL- FED DISCHARGE	
12" IPS 1/2" Steel Flange	8
12" Bray Gear Operated Valve	1
12" Butt Weld 90° Elbow	1
12" Butt Weld 45° Elbow	2
12" - 1/4" (0.250") Wall IPS Steel Pipe	10
12" Full Face Flange Gasket	6
3" Steel Threaded Half Nipple	1
7/8" x 3 1/2" Hex Bolt - Gr5	24
7/8" x 2 1/2" Hex Bolt - Gr5	48
7/8" x 4 1/2" Hex Bolt - Gr5	12
7/8" Hex Nut - Gr5	72
7/8" Flat Washer - Gr5	144
\$ 2732.0	
Quoted Labor welding in shop	15
Quoted Labor install at job side	8

Please visit our other locations	Ballico	Crows Landing	Dixon	Holt	Stockton	
Read Terms & Conditions					Subtotal	\$8,431.33
					Sales Tax (7.75%)	\$211.68
Signature: _____					Total	\$8,643.01



Quote

AvidWater, LLC
 P.O. Box 1358
 Patterson, CA 95363
 (209) 894-7208

Order Number: 0306934
Order Date: 12/13/2023

Salesperson: LW41
Customer Number: 00-WILL100

Sold To:
 Williams Quotes
Confirm To:

Ship To:
 Williams Quotes

Customer P.O.	Ship VIA	F.O.B.	Terms			
Water district			Due Upon Receipt			
Item Code	Unit	Ordered	Shipped	Back Order	Price	Amount
/901	EACH	0.0000	0.0000	0.0000	0.0000	0.00
Materials Only						
125-100080	FOOT	600.0000	0.0000	0.0000	4.5000	2,700.00
Layflat, 8" x 300' Roll (Pric			Whse: 010			
125-110008	EACH	1.0000	0.0000	0.0000	76.1828	76.18
Layflat Fitting, Insert Coupli			Whse: 010			
125-101060	EACH	3.0000	0.0000	0.0000	2.1987	6.60
Clamp 096 - 6" Layflat			Whse: 010			
125-115008	EACH	1.0000	0.0000	0.0000	104.8231	104.82
Layflat Fitting, Insert Spigot			Whse: 010			
155-590100	EACH	1.0000	0.0000	0.0000	135.3500	135.35
Elbow, 90° x 10" IPS Class 10			Whse: 010			
155-610080	EACH	1.0000	0.0000	0.0000	58.5900	58.59
Reducer Cone, 10" x 8" Class			Whse: 010			
150-854100	EACH	1.0000	0.0000	0.0000	125.0000	125.00
Flange, Van Stone 10" SOC Sch8			Whse: 010			
105-150210	EACH	1.0000	0.0000	0.0000	9.9900	9.99
Gasket, Full Faced 10"			Whse: 010			
020-514030	EACH	12.0000	0.0000	0.0000	2.4090	28.91
Bolt, 7/8" x 3"			Whse: 010			
020-514000	EACH	12.0000	0.0000	0.0000	0.9200	11.04
Nut, 7/8"			Whse: 010			
170-100100	FOOT	3.0000	0.0000	0.0000	17.1686	51.51
Pipe, 10" IPS CLASS 100 BE			Whse: 010			
095-271704	EACH	2.0000	0.0000	0.0000	28.6390	57.28
Glue, 717 Medium Setting Gray			Whse: 010			
095-920004	EACH	1.0000	0.0000	0.0000	30.5000	30.50
Glue, Purple Primer for all PV			Whse: 010			
095-502000	EACH	2.0000	0.0000	0.0000	11.9679	23.94
Glue, 4" Swab for Quart Cans			Whse: 010			

Net Order:	3,419.71
Less Discount:	0.00
Freight:	0.00
Sales Tax:	265.03
Order Total:	3,684.74

PACIFIC SOUTHWEST IRRIGATION

8372 S. Jack Tone Road
Stockton, CA 95215
209/460-0450
209/982-1832 Fax



Invoice

Date 1/24/2024
 Invoice # **265787**
 Purchase Order #
 Representative CA
 Terms Net 30 Days
 Due Date 2/23/2024

Bill To:

North San Joaquin Water Conservation Dist
 PO Box E
 Victor, CA 95253



Ship To:

Item	Description	Quantity	Rate	Amount
	117192- Repair 20" Low Head Line & add 2 Air vents Contact: Daniel Degraf (209) 614-2745 Location: Woodbridge Rd			
	REPAIR 20" LEAK ON 12/27/2024			
21" 80# PIP GB P...	21" 80# PIP GB PVC Pipe - 22' Length ***TRENCH DEPTH NOT TO EXCEED 60"****	22	20.60	453.20T
Misc Materials	21" x 20" Pvc Reducer 80# PIP x Low Head - Part # 2929-860PXIP	2	411.76	823.52T
1030-22PG	22.047" PIP M&M Water Tight Coupler - Galvanized	1	1,002.53	1,002.53T
Quoted Labor	Quoted Labor : Deliver equipment Deliver parts 3 man crew pump pipe line 1.5 days repair pipe line	32	125.00	4,000.00
				6,279.25
	ADD 2 AIR VENTS ON PIPE LINE 1/29/2023			
Misc Materials	20.4" PIP M&M Water Tight Coupler - Epoxy - Part # 1030-204PE	1	912.24	912.24T
Misc Materials	20.4" x 12" PVC Reducing Tee Socket Low Head PIP - Part # 280-102544	1	241.84	241.84T
Freight	Freight / Delivery - Income	1	106.81	106.81
Misc Materials	21" x 12" PIP x IPS PVC Reducing Tee #125 PSI - Part # 3301-852PXI	1	964.28	964.28T
12" 80# PIP GB P...	12" 80# PIP GB PVC Pipe - 22' Length	22	18.12817	398.82T
10" 80# PIP GB P...	10" 80# PIP GB PVC Pipe - 22' Length	22	12.55814	276.28T

WARNING: Cancer and Reproductive Harm - www.P65Warnings.ca.gov

Filter Stations, Pumps, Mainlines & Laterals Available for RENTAL

Pacific Southwest Irrigation - Ballico
11256 Santa Fe Dr. Ballico, CA 95303
(209) 634-5072

Pacific Southwest Irrigation - Crows Landing
21650 Hwy 33, Crows Landing, CA 95313
(209) 837-4669

Pacific Southwest Irrigation - Dixon
555 W. Chestnut St. Dixon, CA 95620
(707) 678-4277

Pacific Southwest Irrigation - Holt
4471 S. Whiskey Slough Rd. Holt, CA 95234
(209) 921-6011

Pacific Southwest Irrigation - Stockton
8372 S. Jack Tone Rd. Stockton, CA 95215
(209) 460-0450

Subtotal

Sales Tax (7.75%)

Total

Payments/Credits

Balance Due



PACIFIC SOUTHWEST IRRIGATION

8372 S. Jack Tone Road
Stockton, CA 95215
209/460-0450
209/982-1832 Fax



Invoice

Date 1/24/2024
 Invoice # 265787
 Purchase Order #
 Representative CA
 Terms Net 30 Days
 Due Date 2/23/2024

Bill To:

North San Joaquin Water Conservation Dist
PO Box E
Victor, CA 95253



Ship To:

Item	Description	Quantity	Rate	Amount
2924-1201	12" PIP PVC Coupler #100 PSI	1	65.816	65.82T
GAL-717GG	717 PVC Gray Glue - Gallon	3	99.3425	298.03T
GAL-P-70PP	P-70 Purple Primer - Gallon	1	89.52	89.52T
MT-648GAL	MT-648 Empty Metal Can - Gallon	1	17.77402	17.77T
4020SWAB	4020 4" Swab	2	15.45	30.90T
80# Concrete	80# Quikrete Concrete Mix	14	10.00666	140.09T
RFW5	Reclaimed Flannel Wipes - 5 Lbs	1	16.73151	16.73T
Quoted Labor	Quoted Labor :	36	125.00	4,500.00
	Cut 20" low head pipe add 21" x 12:" Air vent			
	Cut 20" low head pipe add 20" x 12" Air vent			
	Install Trust blocks for air vents			
				8,059.13
AIR VENT STEEL GUARDS 1/30/2024				
Misc Materials	1" X 1" X .120 SQ TUBING-20 A513B	240	2.84971	683.93T
2" x 2" x 1/4" Stee...	2" x 2" x 1/4" (.250) HS (Square) Tubing - 20 FT	100	9.3225	932.25T
80# Concrete	80# Quikrete Concrete Mix	42	10.00666	420.28T
A53A-TC075	3/4" x 21' Galvanized T&C Import Pipe - A53A	10	1.35	13.50T
ATR-34X36	3/4" x 36" All Thread Rod	5	16.73	83.65T
GLCP-075	3/4" Rigid Galvanized Conduit Coupling	6	2.9296	17.58T
BLT5-516212	5/16" x 2 1/2" Hex Bolt - Gr5	12	0.4044	4.85T
BLT5-516NUT	5/16" Hex Nut - Gr5	12	0.12591	1.51T
Quoted Labor	Quoted Labor Welding in shop	20	125.00	2,500.00
Quoted Labor	Quoted Labor to install in field & concrete on steel post	16	125.00	2,000.00
				6,657.55

WARNING: Cancer and Reproductive Harm - www.P65Warnings.ca.gov

Filter Stations, Pumps, Mainlines & Laterals Available for RENTAL

Pacific Southwest Irrigation - Ballico (209) 634-5072
 11256 Santa Fe Dr. Ballico, CA 95303

Pacific Southwest Irrigation - Crows Landing (209) 837-4669
 21650 Hwy 33, Crows Landing, CA 95313

Pacific Southwest Irrigation - Dixon (707) 678-4277
 555 W. Chestnut St. Dixon, CA 95620

Pacific Southwest Irrigation - Holt (209) 921-6011
 4471 S. Whiskey Slough Rd. Holt, CA 95234

Pacific Southwest Irrigation - Stockton (209) 460-0450
 8372 S. Jack Tone Rd. Stockton, CA 95215

Subtotal	\$20,995.93
Sales Tax (7.75%)	\$611.41
Total	\$21,607.34
Payments/Credits	\$0.00
Balance Due	\$21,607.34

Visit Our Other Locations & @ www.pacsouthwestirr.com / Thank you for the opportunity to serve you, we appreciate your ongoing business.



P.O. Box E, Victor, CA 95253

PREPARED BY: Petrea Marchand, Consero Solutions
Steve Schwabauer, General Manager

RECOMMENDATION: Receive Update on North San Joaquin Water Conservation District
Project Funding Requests and Grant Opportunities

BACKGROUND:

Consero Solutions provides monthly reports on funding opportunities for which the District has applied or for which the District is considering applying.

DISCUSSION:

1. U.S. Bureau of Reclamation WaterSMART Drought Response Program

Project Name: South System Modernization Project, Phase 4

Amount Requested: \$5 million

Amount of Cost Share: 50%

Status: **SUBMITTED (November 3, 2023)**

Application Due: **November 7, 2023**

Status: The U.S. Bureau of Reclamation is reviewing applications and will announce selections in mid-March 2024. They will execute agreements with successful applicants by July 2024.

Context: The WaterSMART Drought Response Program is an annual program which receives money through the annual federal appropriations process. The program typically limits applications to \$2 million and only provides between \$30 million and \$40 million in awards. The District Board decided in April 2023 to apply for \$5 million for the South System Project, Phase and the District submitted the grant on November 3, 2023. The Bureau anticipates awarding a total of \$55 million in federal funding for drought resiliency projects in the western states.

2. California Department of Food and Agriculture Office of Environmental Farming and Innovation State Water Efficiency and Enhancement Program Direct to Producer Grant Program (SWEEP)

Project Name: N/A

Amount Requested: Up to \$200,000 per grower

Amount of Cost Share: Encouraged, but not required

Release Request for Grant Application: November 28, 2023

Application Due: **January 19, 2024**

Status: The California Department of Food and Agriculture postponed the SWEEP Direct-to-Producer Grant Program until 2025 because of the State budget deficit.

Context: The Department released the SWEEP Direct-to-Producer Grant Program guidelines and request for applications on November 28, 2023 and then postponed the solicitation in December 2023. On January 10, 2024, the Governor announced as part of his proposed 2024-25 State budget the delay of this grant program to 2025. The General Manager initially sent a flyer and message to the District’s distribution list about the opportunity and identified about a half dozen landowners with an interest in applying. After the delay announcement, the District sent out another letter notifying landowners of the postponement. District landowners may still apply for the SWEEP Block Grant Pilot Program for the same purpose, which the District is rolling out with Stockton East this spring.

The Department has offered this program, which provides grants to growers for on-farm projects to increase irrigation efficiency and reduce greenhouse gas emissions, for years. The District has encouraged growers to apply in the past, but few growers received funding through the program because of significant competition. The Department updated the guidelines to include criteria favorable to the District, including two extra points if the grower’s operation is in a critically overdrafted groundwater basin. The 2023-24 State budget did not provide any additional funding for this program, so the now 2025 solicitation is the only Direct-to-Producer funding round that will occur absent passage of a resources bond. The Direct-to-Producer Grant Program is different from the SWEEP Block Grant Pilot Program in that it will award grants directly to growers. The Department has confirmed they will not exclude growers in the service areas of SWEEP Block Grant Pilot Program awardees like the District.

3. Office of Planning and Research Integrated Climate Adaptation and Resiliency Program – Regional Resilience Planning and Implementation Grant Program

Project Name: TBD

Amount Requested: TBD

Amount of Cost Share: TBD

Application Due: N/A

Status: As a result of the State budget deficit, the Governor’s Office of Planning and Research (OPR) will not release the anticipated 2024 solicitation for this program. OPR will instead use remaining funds to award additional dollars to applicants who applied in 2023.

Context: OPR solicited projects for this program for the first time in August 2023, anticipating awarding over \$125 million in planning and implementation grants to advance climate resilience and respond to the greatest climate risks in their regions, including projects consistent with Groundwater Sustainability Plans. As a result of the State budget deficit, the Governor has proposed cutting funds for this program, which prompted OPR to cancel the 2024 funding round.

4. Resources Bond Update

Status: The District is meeting with Senator Eggman in February 2024 to discuss the resources bond.

Context: The District is engaging in the resources bond discussion because the State’s estimated \$38 billion 2024-25 budget deficit (the Legislative Analyst’s Office estimates the deficit is \$58 billion) resulted in no additional funding in the proposed 2024-25 budget for grant programs of interest to the District, such as SGMA and SWEEP. As a result, Consero expects no future funding rounds for these programs until a resources bond is passed. The Legislature will therefore continue working on the resources bond in January 2024, with the goal of placing the resources bond on the November 2024 ballot by May 2024. The District’s goal is to draw attention to the need to maintain the groundwater sustainability funding currently in both the Senate and the Assembly versions of the bond.

North San Joaquin Water Conservation District

Board of Directors:

Joe Valente (Area 3) President
Jason Colombini (Area 2) Vice-President
David Simpson (Area 1) Secretary
Charles Starr (Area 4) Treasurer
Marden Wilbur (Area 5)



Steve Schwabauer, General Manager
Jennifer Spaletta, General Counsel
Roger Masuda, Special Counsel
Daniel deGraaf, District Engineer
Shasta Burns, Deputy Secretary

AGENDA

NSJWCD Strategic Plan Update Town Hall February 22, 2024 | 9:00 AM – 11:00 AM Lodi, CA

Town Hall Purpose: Update interested parties on the District's progress to implement the Strategic Plan, leverage the groundwater charge with grant funds to construct projects and deliver water for irrigation and groundwater recharge, and to answer constituent questions and receive feedback about District activities

- 1. Strategic Plan Report Card (20 minutes)**
- 2. Water Delivery Report (Daniel DeGraaf, Engineer 15 minutes)**
- 3. Landowner Opportunities (Steve Schwabauer, General Manager, 25 minutes)**
 - Handle Lateral and South System Phase III Expansion Project
 - Groundwater Recharge Projects
- 4. Groundwater Charge Expenditure Report (Steve Schwabauer, General Manager, 25 minutes)**
- 5. SWEEP Block Grant Pilot Program (Steve Schwabauer, General Manager, and Justin Hopkins, Stockton East General Manager, 45 minutes)**
 - \$200,000 grants available for landowners to implement water- and energy-efficient irrigation improvements
- 6. Next Steps**



**NORTH SAN JOAQUIN
WATER CONSERVATION DISTRICT**

Water Delivery Report for 2022-2023 Water Year

NSJWCD Water Deliveries in Acre-Feet (AF) for October 2022-September 2023 Water Year		
Amount of water delivered for irrigation	Amount of water delivered for groundwater recharge	Total amount of water delivered in 2022-2023 water year
296.57 AF	2,063.92 AF	2,360.49 AF

Projected NSJWCD Water Deliveries in Acre-Feet (AF) for October 2023-September 2024 Water Year		
Amount of water delivered for irrigation	Amount of water delivered for groundwater recharge	Total amount of water delivered in 2023-2024 water year
600 AF	6,000 AF	6,600 AF



North San Joaquin Water
Conservation District

Strategic Plan Report Card

December 2023



General Manager: Steve Schwabauer
steve@nsjwcd.com



<https://www.nsjwcd.com/>



[nsjwcd](https://www.instagram.com/nsjwcd)



209-368-2101



This Report Card provides information about progress towards achieving the goals and objectives of the North San Joaquin Water Conservation District's first-ever Strategic Plan, adopted by the Board of Directors in 2021 to help achieve groundwater sustainability in the Eastern San Joaquin Subbasin and build community trust in the District's operations.



Goal #1: Ensure Fiscal Sustainability

Objective #1

Establish a sufficient District-wide revenue source to fund the next 10 years of the District's planning, capital and operations expenses for all activities that benefit the District as a whole

ACTION

STATUS

#1

Complete Strategic Plan process and associated 10-year financing strategy

DONE

Adopted the Strategic Plan in December 2021

#2

Develop plan to impose groundwater charges or land-based assessments to fund 10-year financing strategy

DONE

Developed the plan to impose the groundwater charge in 2022

#3

Legal process to impose groundwater charge or land-based assessments

DONE

Adopted a groundwater charge in June 2022, which passed a majority written protest

#4

Establish and update assessment roll and collect funds

DONE

The Board implemented a groundwater charge, not an assessment, so updated the property tax roll and started collecting funds in early 2023

Goal #1: Ensure Fiscal Sustainability

Objective #2

Establish an additional revenue source from landowners who want to use surface water from the North System or South System to cover a fair share of the cost of capital facilities that deliver surface water

ACTION

STATUS

#1

Identify landowners willing to form a North System Improvement District

IN PROGRESS

Identified landowners willing to form a North System Improvement District and working on land-based assessments for the Handel Lateral and North System improvements

#2

Define scope and budget for North System Improvement District

UPDATE

Plan to start this work in 2024

#3

Establish and fund North System Improvement District

UPDATE

Will complete this work in 2025

#4

Add land to South System Improvement District No. 3

IN PROGRESS

Completed 30% design of the Handel Lateral and will present surface water delivery options to landowners in 2024

Goal #1: Ensure Fiscal Sustainability

Objective #3

Actively seek grant funding

ACTION

STATUS

#1

Develop three-year grant strategy for District projects

UPDATE

Will complete a Master Plan in by 2025, followed by a three-year grant strategy to match priority projects with state and federal funding

#2

Submit grant applications annually

IN
PROGRESS

Submitted six grant applications totaling \$18.3 million since 2022 and secured \$12.8 million

#3

Update grant strategy as needed

UPDATE

Will complete the Master Plan before completing or updating the grant strategy

Goal #2: Improve Communication and Transparency

Objective

#1

Develop and maintain a strategic plan

ACTION

STATUS

#1

Develop Strategic Plan

DONE

Developed the Strategic Plan with landowner input in 2020 and 2021

#2

Hold Strategic Plan landowner workshop

IN PROGRESS

Held a Strategic Plan landowner workshop in 2023 and scheduled a second workshop for 2024

#3

Adopt Strategic Plan

DONE

Adopted the Strategic Plan in December 2021

#4

Update Strategic Plan

IN PROGRESS

Will update the Strategic Plan every 3-5 years

Goal #2: Improve Communication and Transparency

Objective #2

Improve communication and education for landowners and residents in the District

ACTION

STATUS

#1	Maintain website	IN PROGRESS	Completed website update in 2023; website updated regularly
#2	Complete regular newsletters	IN PROGRESS	Newsletter sent twice per year
#3	Partner with other organization for water issues workshops	IN PROGRESS	Hosting workshops related to SWEEP grant opportunity for on-farm irrigation efficiency improvements in February 2024

Goal #3: Sustainably Manage Groundwater to Maintain Local Control

Objective #1

Fund District's proportional share of subbasin wide management activities through the Eastern San Joaquin Groundwater Authority

ACTION

STATUS

#1

Fund share of Eastern San Joaquin Groundwater Authority Sustainable Groundwater Management Act activities

IN PROGRESS

Funded share of Eastern San Joaquin Groundwater Authority activities with groundwater charge revenue

#2

Improve measurements or estimates of District groundwater pumping

IN PROGRESS

Implemented remote metering systems for a portion of the South System, Cal Fed, and Tracy Lakes; will rebuild North System, including remote metering, in 2024

Goal #3: Sustainably Manage Groundwater to Maintain Local Control

Objective #2

Actively participate in the coordination of subbasin groundwater management activities and coordinate with adjacent subbasins on groundwater and management as required by law

ACTION

STATUS

#1

To be determined as adjacent subbasins complete their plans

IN PROGRESS

Partnered with local water districts to present a dry well mitigation program to the Eastern San Joaquin Groundwater Authority; will partner with adjacent subbasins as needed

Goal #4: Protect the Mokelumne River Water Right

Objective #1

Fully operate the District's existing direct recharge projects

ACTION

STATUS

#1

Fund recharge activities for Cal Fed system

IN PROGRESS

Operating the Cal Fed System for groundwater recharge annually when water is available

#2

Fund recharge activities for Tracy Lakes

IN PROGRESS

Operating Tracy Lakes for groundwater recharge annually when water is available

#3

Fund recharge activities for North System projects

IN PROGRESS

Constructed Reynolds and Lakso groundwater recharge facilities in 2023; operating annually when water is available

Goal #4: Protect the Mokelumne River Water Right

Objective

Fully operate the District's surface water irrigation delivery systems

#2

ACTION

STATUS

#1

Expand South System Improvement District No. 3 to include 4,000 acres using surface water for irrigation when available

IN
PROGRESS

Working with landowners

#2

Conduct public outreach meetings and complete public hearings to create North System Improvement District

UPDATE

Planned for 2024-25

#3

Add 1,000 acres to the North System Improvement District to use surface water for irrigation when available

UPDATE

Planned for 2025

Goal #4: Protect the Mokelumne River Water Right

Objective #3

Participate in regulatory and legal proceedings to protect the water right

ACTION

STATUS

#1

Participate in State Water Resource Control Board proceedings which impact the District's water right

IN
PROGRESS

Participating in Board proceedings which impact District's water right, such as the update to the Bay-Delta Water Quality Control Plan

#2

Participate in any litigation which impacts the District's water right

IN
PROGRESS

Successfully upheld District's water right against a legal challenge in 2023

#3

Monitor state legal and regulatory proceedings which may impact the water right

IN
PROGRESS

Reviewing and commenting on activities which impact the District's water right as needed

Goal #5: Build Facilities to Use Surface Water

Objective #1

Achieve full operability of the South System to maximize delivery of surface water for irrigation and groundwater recharge

ACTION

STATUS

#1

Complete new South Pump Station with one pump, VFD, meter

DONE

Completed in 2018

#2

Automate South Pump Station and include SCADA system

DONE

Completed in 2022

#3

Add second pump to South Pump Station

**IN
PROGRESS**

Awarded contract in late 2023; expect 2024 completion

#4

Rebuild Brandt/Tretheway valve box and add meters

DONE

Completed in 2020; repaired meter malfunction in 2023

Goal #5: Build Facilities to Use Surface Water

Objective #1

Achieve full operability of the South System to maximize delivery of surface water for irrigation and groundwater recharge

ACTION

STATUS

#5

Rebuild Handel valve box and add meters

DONE

Completed in 2023

#6

Rebuild Manor Lane valve box and add meters

UPDATE

Applied for federal grant in late 2023; waiting for result

#7

Rebuild Pixley discharge and add meters

**IN
PROGRESS**

Completed updated discharge facility 2023; installing meters in 2024

#8

Add pipeline and second pump off Pixley Pump Station

DONE

Completed in 2021

Goal #5: Build Facilities to Use Surface Water

Objective #1

Achieve full operability of the South System to maximize delivery of surface water for irrigation and groundwater recharge

ACTION

STATUS

#9

New pipeline from Handel to Pixley discharge

DONE

Completed in 2023

#10

Repair/replace or slip-line portions of concrete pipeline as needed to improve efficiency of operation

**IN
PROGRESS**

Repair not feasible, so full replacement of portions scheduled for 2024; applied for grant for additional work

#11

Evaluate and add facilities to create sufficient pressure for landowner turnouts off pipeline

**IN
PROGRESS**

Completed some check structures and adding more check structures in 2024 and 2025, as well as Handel Lateral Project

Goal #5: Build Facilities to Use Surface Water

Objective #1

Achieve full operability of the South System to maximize delivery of surface water for irrigation and groundwater recharge

ACTION

STATUS

#12	Employ SCADA system for landowner scheduling and diversions	UPDATE	Evaluating timing as landowners added to system
#13	Implement landowner and District training for SCADA system	UPDATE	Evaluating timing as landowners added to system
#14	Fully operate South System	IN PROGRESS	Operated at 20 percent of planned capacity in 2023; could operate at 50 percent in 2024 if water is available and landowners participate

Goal #5: Build Facilities to Use Surface Water

Objective #2

Achieve full operability of the North System to maximize delivery of surface water for irrigation and groundwater recharge

ACTION

STATUS

#1

Meet with North System landowners to develop needs assessment

IN
PROGRESS

Held meetings in 2023; will continue in 2024

#2

Complete engineering evaluation of North System pump station and pipeline

DONE

Completed in 2023; facilities declared unsalvageable (except steel force main)

#3

Complete project design and cost estimate for North System improvements

IN
PROGRESS

Issued Statement of Qualifications in 2023; expect completion by 2025

#4

Complete project design and cost estimate for North System improvements

IN
PROGRESS

Issued Statement of Qualifications in 2023; expect completion by 2025

Goal #5: Build Facilities to Use Surface Water

Objective

Achieve full operability of the North System to maximize delivery of surface water for irrigation and groundwater recharge

#2

ACTION

STATUS

#5

Solicit competitive bids for North System improvements

IN PROGRESS

Selected design/build approach; issued Statement of Qualifications, remaining improvements pending

#6

Complete North System improvements

IN PROGRESS

Installed temporary improvements and awarded contract for Phase 1b pipeline improvements in 2023 and expect completion of Phase 1b in 2024; remaining improvements subject to design-build timeline and funding

#7

Fully operate North System

IN PROGRESS

Operated at 10% of capacity in 2023; could operate at 20 percent in 2024

Goal #5: Build Facilities to Use Surface Water

Objective #3

Build new direct recharge facilities to directly recharge surface water

ACTION

STATUS

#1

Complete engineering evaluations of direct recharge project options (Cal Fed expansion, Lakso, Tecklenburg)

IN
PROGRESS

Completed engineering evaluations for the Tecklenburg, Miller, Lakso, and Reynolds recharge projects; retained hydrologist to identify additional projects

#2

Complete project design and cost estimates for direct recharge project options

IN
PROGRESS

Completed project design and cost estimates for Tecklenburg, Miller, Lakso, and Reynolds recharge projects

#3

Complete financing plan for direct recharge projects (capital and O&M costs)

IN
PROGRESS

Completed financing plan for Tecklenburg, Miller, Lakso, and Reynolds recharge projects

Goal #5: Build Facilities to Use Surface Water

Objective #3

Build new direct recharge facilities to directly recharge surface water

ACTION

STATUS

#4

Acquire land for direct recharge projects

IN
PROGRESS

Acquired Tecklenburg property and leased Miller, Lakso, and Reynolds properties

#5

Solicit competitive bids for direct recharge project #1

DONE

Solicited bids for Lakso project

#6

Complete direct recharge project #1

DONE

Completed Lakso project

Goal #5: Build Facilities to Use Surface Water

Objective #3

Build new direct recharge facilities to directly recharge surface water

ACTION

STATUS

#7

Operate direct recharge project #1

DONE

Operated Lakso project

#8

Solicit competitive bids for direct recharge project #2

DONE

Solicited bids for Reynolds, Tecklenburg, and Miller projects

#9

Complete direct recharge project #2

DONE

Completed Reynolds, Tecklenburg, and Miller projects

#10

Operate direct recharge project #2

DONE

Operated Reynolds, Tecklenburg, and Miller projects

Goal #6: Develop Sustainable Governance and Staffing Structure

Objective

#1

Evaluate staffing needs

ACTION

STATUS

#1

Contract with a human resources professional to work with the Board of Directors and General Counsel to conduct an assessment of District operations to determine appropriate staffing and organizational policies

DONE

In 2022, the Board approved updated policies and procedures and completed an organizational assessment of staffing needs

#2

Develop job description, salary range, benefit and recruitment strategy for General Manager and/or Watermaster for operations

DONE

The Board developed a position description and hired a General Manager in 2023

Goal #6: Develop Sustainable Governance and Staffing Structure

Objective

#2

Fill staffing needs

ACTION

STATUS

#1

Release request for qualifications for outside engineer

UPDATE

Releasing request for qualifications for all outside contractors in 2025, including engineer

#2

Work with a professional recruiter to hire a General Manager

DONE

The District worked with a professional recruiter to hire a General Manager in 2023

#3

Release request for qualifications, interview and hire South System Watermaster

IN PROGRESS

Evaluating need for position, including alternatives

#4

Work with General Manager to determine additional staffing needs (e.g. outside legal counsel, support staff)

UPDATE

Ongoing

Goal #6: Develop Sustainable Governance and Staffing Structure

Objective

Finalize District policies and procedures

#3

ACTION

STATUS

#1

Develop bylaws

DONE

Determined bylaws not necessary because District governed by Water Code sections 740000 etc seq, empowering California water conservation districts

#2

Develop employee handbook

IN PROGRESS

Completed draft handbook in 2023 and will finalize in 2024

#3

Update Board Policy Manual

UPDATE

The Board will update the Board Policies and Procedures every 3-5 years

Goal #7: Increase the Total Water Supply Available

Objective #1

Complete the Pilot DREAM Project (Recharge, Banking and Recovery) for 1,000 AFA

ACTION

STATUS

#1

Complete delivery of 1,000 AFA to District lands

DONE

Delivered 592 AF in 2023 and 342 AF in 2018-19

#2

Complete DREAM Pilot Project (easements, permits, pipeline, etc.)

DONE

Completed DREAM Pilot Project in 2023

#3

Work with San Joaquin County and East Bay Municipal Utility District to return water under project

IN
PROGRESS

Will return water to East Bay Municipal Utility District in 2024

Goal #7: Increase the Total Water Supply Available

Objective #2

Design and permit the full East Bay Municipal Utility District Banking Project to obtain additional water supplies of up to 8,000 AFA

ACTION

STATUS

#1

Work with East Bay Municipal Utility District on project description

IN
PROGRESS

Scheduled first meeting with East Bay Municipal Utility District in January 2024

#2

Complete contract with East Bay Municipal Utility District to address financing project

UPDATE

Scheduled for 2024

#3

Complete environmental review and permitting process for project

UPDATE

Contingent on East Bay Municipal Utility District discussions

Goal #7: Increase the Total Water Supply Available

Objective #2

Design and permit the full East Bay Municipal Utility District Banking Project to obtain additional water supplies of up to 8,000 AFA

ACTION

STATUS

#4

Build facilities for project

UPDATE

Contingent on East Bay Municipal Utility District discussions

#5

Operate project and use additional water (up to 8,000 AFA)

UPDATE

Contingent on East Bay Municipal Utility District discussions

Summary: Status Total

DONE	25
IN PROGRESS	37
UPDATE	16
TOTAL	78

BOARD OF DIRECTORS

P.O. Box E, Victor, CA 95253

From: Steve Schwabauer, General Manager

RECOMMENDED ACTION: Establish Process to Replace Board Vacancy

DISCUSSION:

Long time Board Director Marden Wilbur passed away on December 30 after a long and distinguished career serving the District. State Law and the Board Manual require that the Board work to fill the vacancy expeditiously. The relevant provisions for special districts are set forth in Government Code Section 1780 and Board Policy Number 2055 and are attached to this staff report in full. Together these sections require the board to either replace the position by appointment or call a special election within 60 days. A position filled by appointment in the first half of the vacant seat must face election at the next regular election (and not fill the natural remainder of the term). Special elections are quite expensive, running into the hundreds of thousands of dollars depending on whether there are other items to share the election cost with. As such staff recommends that the Board notice the vacancy and establish an application and appointment process that includes a 15-day notice of the vacancy, an opportunity to apply and an interview. Staff recommends that the Board appoint two members to work with staff to create an application and have it on line by February 2 with interviews and an appointment at the Board's regular meeting on February 29.

RECOMMENDATION:

Direct General Manager to Notify the elections official of the vacancy, establish plan to replace Board Vacancy by appointment; Appoint two Board members to approve and post a notice of vacancy, and board application; and announce an interview and appointment date of February 29 at 2:00 pm.

FISCAL IMPACT: Not applicable unless the Board decides to call a special election.

Government Code Section 1780

(a) Notwithstanding any other provision of law, a vacancy in any elective office on the governing board of a special district, other than those specified in Section 1781, shall be filled pursuant to this section.

(b) The district shall notify the county elections official of the vacancy no later than 15 days after either the date on which the district board is notified of the vacancy or the effective date of the vacancy, whichever is later.

(c) The remaining members of the district board may fill the vacancy either by appointment pursuant to subdivision (d) or by calling an election pursuant to subdivision (e).

(d) (1) The remaining members of the district board shall make the appointment pursuant to this subdivision within 60 days after either the date on which the district board is notified of the vacancy or the effective date of the vacancy, whichever is later. The district shall post a notice of the vacancy in three or more conspicuous places in the district at least 15 days before the district board makes the appointment. The district shall notify the county elections official of the appointment no later than 15 days after the appointment.

(2) If the vacancy occurs in the first half of a term of office and at least 130 days prior to the next general district election, the person appointed to fill the vacancy shall hold office until the next general district election that is scheduled 130 or more days after the date the district board is notified of the vacancy, and thereafter until the person who is elected at that election to fill the vacancy has been qualified. The person elected to fill the vacancy shall hold office for the unexpired balance of the term of office.

(3) If the vacancy occurs in the first half of a term of office, but less than 130 days prior to the next general district election, or if the vacancy occurs in the second half of a term of office, the person appointed to fill the vacancy shall fill the balance of the unexpired term of office.

(e) (1) In lieu of making an appointment the remaining members of the board may within 60 days of the date the district board is notified of the vacancy or the effective date of the vacancy, whichever is later, call an election to fill the vacancy.

(2) The election called pursuant to this subdivision shall be held on the next established election date provided in Chapter 1 (commencing with Section 1000) of Division 1 of the Elections Code that is 130 or more days after the date the district board calls the election.

(f) (1) If the vacancy is not filled by the district board by appointment, or if the district board has not called for an election within 60 days of the date the district board is notified of the vacancy or the effective date of the vacancy, whichever is later, then the city council of the city in which the district is wholly located, or if the district is not wholly located within a city, the board of supervisors of the county representing the larger portion of the district area in which the election to fill the vacancy will be held, may appoint a person to fill the vacancy within 90 days of the date the district board is notified of the vacancy or the effective date of the vacancy, whichever is later, or the city council or board of supervisors may order the district to call an election to fill the vacancy.

(2) The election called pursuant to this subdivision shall be held on the next established election date provided in Chapter 1 (commencing with Section 1000) of Division 1 of the Elections Code that is 130 or more days after the date the city council or board of supervisors calls the election.

(g) (1) If within 90 days of the date the district board is notified of the vacancy or the effective date of the vacancy, whichever is later, the remaining members of the district board or the appropriate board of supervisors or city council have not filled the vacancy and no election has been called for, then the district board shall call an election to fill the vacancy.

(2) The election called pursuant to this subdivision shall be held on the next established election date provided in Chapter 1 (commencing with Section 1000) of Division 1 of the Elections

Code that is 130 or more days after the date the district board calls the election.

(h) (1) Notwithstanding any other provision of this section, if the number of remaining members of the district board falls below a quorum, then at the request of the district secretary or a remaining member of the district board, the appropriate board of supervisors or the city council shall promptly appoint a person to fill the vacancy, or may call an election to fill the vacancy.

(2) The board of supervisors or the city council shall only fill enough vacancies by appointment or by election to provide the district board with a quorum.

(3) If the vacancy occurs in the first half of a term of office and at least 130 days prior to the next general district election, the person appointed to fill the vacancy shall hold the office until the next general district election that is scheduled 130 or more days after the date the district board is notified of the vacancy, and thereafter until the person who is elected at that election to fill the vacancy has been qualified. The person elected to fill the vacancy shall hold office for the unexpired balance of the term of office.

(4) If the vacancy occurs in the first half of a term of office, but less than 130 days prior to the next general district election, or if the vacancy occurs in the second half of a term of office, the person appointed to fill the vacancy shall fill the balance of the unexpired term of office.

(5) The election called pursuant to this subdivision shall be held on the next established election date provided in Chapter 1 (commencing with Section 1000) of Division 1 of the Elections Code that is held 130 or more days after the date the city council or board of supervisors calls the election.

North San Joaquin Water Conservation District

BOARD POLICY MANUAL

POLICY TITLE: Vacancies in the Board of Directors

POLICY NUMBER: 2055

2055.1 Vacancies in the Board of Directors. A vacancy in the Board shall exist on the happening of any of the events set forth in Government code section 1770, or as otherwise determined by California Law. Any vacancy occurring in the Board may be filled either by appointment by a majority vote of the remaining Directors at a special meeting held within sixty (60) days after the effective date of the vacancy or by an election called for within sixty (60) days after the effective date of the vacancy and held on the next available election date that is one hundred thirty (130) or more days after the vacancy occurs. Where a vacancy is filled by appointment, notice of the vacancy shall be published in a newspaper of general circulation within the District at least fifteen (15) days before the appointment is made. Such notice shall invite interested, eligible parties to apply for appointment. An individual appointed to fill a vacancy shall hold office until the next District general election and until such Director's successor has been elected and qualified, unless an election is also held on the same date for the purpose of electing a Director to serve a full term in the same office, in which event the person appointed shall fill the balance of the unexpired term of the predecessor in office.