



SAN JOAQUIN COUNTY

# FLOOD CONTROL & WATER CONSERVATION DISTRICT

P. O. BOX 1810

STOCKTON, CALIFORNIA, 95201  
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**Fritz Buchman**  
INTERIM DIRECTOR OF PUBLIC WORKS

## ADVISORY WATER COMMISSION

**January 20, 2021, 1:00 p.m.**

**Teleconference Only**

**Call-In Information Provided**

### AGENDA

- I. **Roll Call**
- II. **Approve Minutes for the Meeting of October 21, 2020**
- III. **Discussion Items:**
  - A. Project Updates
    1. Sustainable Groundwater Management Act (SGMA)
      - a. Eastern San Joaquin Subbasin
      - b. Tracy Subbasin CC and Workshop
    2. IRWMP Update
    3. NPDES SWQCCP Workshops
    4. Community Rating Systems Annuals Report and Program Status
  - B. SEWD/CSJWCD Consolidation and LAFCO Process (Attachment)
  - C. American River Water Rights SWRCB Status Hearing February 17 (Attachment)
  - D. CV Salts, ILRP, SGMA relationships and integration (Need to be at 1:30 to accommodate speaker)
  - E. Homeless impacts on levees and drainage
  - F. 2021 AWC Objectives. Board Review of 2015 Strategic Plan to Meet Water Needs (Attachment)
  - G. Grants
    - a. Prop 68 Implementation, NSJWCD North Systems Improvement (Submitted)
    - b. Watershed Coordinator Grant via GWA (Lost)
    - c. CV/Delta: System wide Flood Risk Reduction Program Guidelines. Directed Action. (Pending)
    - d. Statewide: System wide Flood Risk Reduction Program Guidelines (Pending)
  - H. Reports from Member Agencies
- IV. **Action Items:**
  1. Selection of Officers
- V. **Informational Items (See Attached):**
  1. DWR Status Report to GWA. This has valuable links and information about DWR efforts
- IV. **Public Comment: *Please limit comments to three minutes.***
- V. **Commissioners' Comments**
- VI. **Future Agenda Items**
- VII. **Adjournment**

**NOTICE: Coronavirus COVID-19**

Based on guidance from the California Department of Public Health and the Governor's office, the following teleconference information is being provided to you for participation in the January 20, 2021 Advisory Water Commission Meeting.

You are strongly encouraged to listen to the Advisory Water Commission meeting by attending the teleconference:

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**Next Regular Meeting**  
**February 17, 2021, 1:00 p.m.**  
Location TBD

**Commission may make recommendations to the Board of Supervisors on any listed item.**

If you need disability-related modification or accommodation in order to participate in this meeting, please contact the Water Resources Staff at (209) 468-3089 at least 48 hours prior to the start of the meeting. Any materials related to items on this agenda distributed to the Commissioners less than 72 hours before the public meeting are available for public inspection at Public Works Dept. Offices located at the following address: 1810 East Hazelton Ave., Stockton, CA 95205. These materials are also available at <http://www.sjwater.org>. Upon request these materials may be made available in an alternative format to persons with disabilities.

**REPORT FOR THE MEETING OF  
THE ADVISORY WATER COMMISSION OF THE San Joaquin COUNTY  
FLOOD CONTROL AND WATER CONSERVATION DISTRICT  
October 21, 2020**

The regular meeting of the Advisory Water Commission of the San Joaquin County Flood Control and Water Conservation District was held on Wednesday, October 21, 2020, beginning at 1:00 p.m., via the Microsoft Teams Meeting Platform.

Mr. Tom McGurk, Chairman of the Advisory Water Commission (AWC), called the meeting to order at 1:02 pm.

**I. Roll Call**

Present were Commissioners, Nomellini, Roberts, Torres-O'Callaghan, Swimley, Breitenbucher, Starr, Winn, Herrick, Holbrook, Elizabeth, Hartmann, Price, Neudeck; Alternates Reyna-Hiestand, Henneberry-Schermesser; Secretary Zidar and Chairman McGurk. Also in attendance were Commissioners de Graaf and Wright who arrived after roll call was completed.

Others present are listed on the Attendance Sheet. The Commission had a quorum.

**II. Approval of Minutes for the August 19, 2020 Meeting**

Commissioner Mary Elizabeth noted an edit on the August 19, 2020 Meeting Minutes, stating that she had requested consideration of developing a list-serve that people can sign up for to be noticed when the proposed Smith Canal gate is to be closed and that Chris Elias stated that this was a good idea and will be considered.

Commissioner Elizabeth's noted correction was taken into record by Chairman McGurk.

Commissioner Will Price made the motion and Commissioner Christopher Neudeck second to approve the minutes of August 19, 2020 with the amended statement from Commissioner Elizabeth.

Chairman McGurk asked for any Opposed or Abstained. With none opposed, the motion passed unanimously.

**SCHEDULED ITEMS**

Mr. Tom McGurk, Chairman of the Advisory Water Commission (AWC), led the agenda.

**III. Discussion Items:**

**A. SWMP and SWQCCP – Receive Presentation and Discuss Implementation Actions**

Secretary Matt Zidar introduced Karen Ashby with Larry Walker & Associates to provide the Commission with an update of the County's Stormwater Management Plan (SWMP) and Stormwater Quality Control Criteria Plan (SWQCCP). Ms. Ashby provided details and comparisons on the SWMP versus the SWQCCP, noting key modifications for each plan.

Ms. Ashby presented the core objectives of the SWMP, including compliance with state and federal regulations and water quality standards, developing cost-effective pollution prevention programs and identify Priority Water Quality Constituents of Concern (PWQC). Additional details were provided on the City of Stockton and Phase I boundary. Ms. Ashby discussed the timeline for development of the SWMP and provided details on the comparisons between the 2009 and 2020 versions, noting the 2020 document being driven primarily by the PWQC.

Commissioner Mary Elizabeth questioned if Phase I included the City of Stockton and if there is a timeframe for revisiting this attainment work plan. Ms. Ashby advised that City of Stockton is included in Phase I and that the plan is reviewed at several different times, annually, 5-year and 10-year marks.

Ms. Ashby discussed that County Staff is primarily affected by these SWMP revisions, noting that staff will need to oversee the implementation of the SWMP and related work plan as well as training for County Staff.

Ms. Ashby provided an overview of the SWQCCP, noting the key goals and the timeline for development and implementation. Additionally, details on the key comparisons between the 2009 and 2020 SWQCCP versions were provided, noting that volume reduction and trash requirements were key revisions and drivers. Ms. Ashby noted that the Development Community and County Staff will be primarily affected. The Development Community will to ensure new project comply with the new standards and County Staff will need to review and ensure projects are compliant with new standards.

Secretary Zidar noted that the Advisory Water Commission will not need to adopt these plans, but updates will be provided to the Commission.

Commissioner Elizabeth asked for elaboration on the trash reduction program. Ms. Ashby explained the State Wide Trash Amendment that requires all municipalities to go in and identify priority areas and implement either treatment control and/or programs to reduce trash, noting that including these plans in the SWQCCP gives a head start. Commissioner Elizabeth additionally questioned if there was difference in approach plans for the City and the County in regards to trash. Ms. Ashby advised the City and the County are independently required to comply with the requirements so there are two different plans for addressing trash. Secretary Zidar noted that the City took a different approach than the County.

Commissioner Winn thanked Ms. Ashby for her work and noted that he had comments. Commissioner Winn discussed the aspect of affordable housing in our area and throughout the state and the concern with adding more cost when trying to make housing affordable. Additionally, he noted in regards to waste management and the environment, is it ever considered what impacts these plans have on other aspects of the County and/or State in regards to costs. Secretary Zidar noted that there were no requirements within this plan to look at the economics and there were no cost evaluations done and the plan costs came from the NPDES program/CSA54. Secretary Zidar added that the plan is for trash that may find its way to the waterways via the storm drains and how to prevent that from happening. Fritz Buchman with San Joaquin County noted that to his knowledge, the Regional Board has not done any economic analysis on regulations they impose. Commissioner Winn noted that there have been long discussions on illegal dumping and homelessness and what affects they have on our waterways. He added that his concern is still with affordable housing and how to mitigate the costs for residents, associated with these types of plans.

Mr. Dominick Gulli commented on Commissioner Winn's comments regarding state mandates, noting that there are commission on state mandates that can be applied to if you feel that mandates are burdening you, with possible reimbursement. Mr. Gulli noted a specific case as an example.

## **B. Project Updates**

### **1. SJAFCA Updates**

Chris Elias with SJAFCA provided the Commission an update of the following projects.

a. Lower San Joaquin River – Phase I Project – Update on Project Partnership Agreement, Design and Look Ahead Schedule

Mr. Elias presented a project overview, including the recommended plan and full project description with mapped areas of improvements and total costs associated. Mr. Elias additionally provided a status update, including details on the signed Project Partnership Agreement, design, requests for federal and state funding and the construction award.

b. Smith Canal Closure Gate Structure – Status of Construction

Mr. Elias presented a project overview, noting the project area and specific improvements. Mr. Elias provided details on the Season 1 construction, pipe driving and fabrication and provided photograph slides depicting work being done, as well as an overview of Season 2 work to be completed. Additional budget and schedule details were also provided.

c. Mossdale Basin – Status of the Urban Flood Risk Reduction Plan

Mr. Elias provided an overview of the project, noting the study area of RD-17. Specific details on the acreage, population and structures of the area were provide and a map depicting area included. Mr. Elias discussed the purpose of the study and provided details on the overall goals and noted details on the four key alternatives.

d. AB 838 – Extension of Deadline for Compliance with SB-5

Mr. Elias provided details on AB 838, brought together by Assemblywoman Eggman and Senator Galgiani. Mr. Elias explained AB 838 allows for an extension of the 2025 deadline of SB-5 to the year of 2028, relieving concerns with completing the Mossdale Tract Project by deadline.

Additionally, Mr. Elias noted planned workshops with the regions Reclamation Districts to create a plan for the state's system wide improvements. He also noted key roles in project progress and provided thanks.

Commissioner Mary Elizabeth asked for clarification of a particular area on the slide 18 map shown by Mr. Elias. Mr. Elias confirmed that the area being questioned was Rough and Ready Island.

Mr. Dominick Gulli asked to comment on Mr. Elias's presentation by reading his submitted written comment to the Commission and have it entered into the minutes. Mr. Gulli's written comment was received prior to the meeting start and was distributed to the Commissioners via email. Mr. Gulli was permitted three minutes to read his comment. Mr. Gulli's comment is entered beginning on page 7 of the minutes.

Mr. Elias asked to respond to the public comments made. Mr. Elias stated, respectfully all the information provided in Mr. Gulli's comment is incorrect. Mr. Elias rebutted the comments made by Mr. Gulli and offered to discuss the items further with Mr. Gulli.

Chairman McGurk advised that he would like SJAFCA to respond to Mr. Gulli's comments in writing and have them be submitted for inclusion in the next meeting agenda.

## 2. Sustainable Groundwater Management Act (SGMA)

Secretary Zidar provided the Commission updates of the following SGMA related items.

### a. Eastern San Joaquin Subbasin

Secretary Zidar discussed the October 14, 2020 GWA Board meeting, noting the projects discussed and chosen for the region to be included in the DWR GSP Grant Application package. Secretary Zidar described the two projects presented by NSWCD for potential inclusion, noting their North System Project would be the one coming from the basin. Chairman McGurk asked for clarification on the farmers of SEWD not wanting to proceed with trying to obtain grant funds, as discussed at their Board Meeting. Secretary Zidar advised that there were conversations with SEWD representatives, stating that the SEWD project was already in process and stopping to apply for potential grant funds would slow down the project progress.

### b. Tracy Subbasin

Secretary Zidar provided a brief overview of the Tracy Subbasin GSP progress and next steps, noting the two rounds of funding. Secretary Zidar advised of the GSP chapters currently completed and noted that chapters 6,7,8,9 are pending. Secretary Zidar advised that there will be workshops held in January, 2021 with the document ready for public viewing.

## 3. 2019 IRWMP Update

Secretary Zidar provided an update on the 2019 IRWMP Update for funding potential. He advised that the Coordinating Committee is reviewing each chapter with a portion of them already completed. Secretary Zidar additionally noted the DAC Outreach completed by the DAC Task Force and projects selected. It was also advised that there would be additional projects identified for potential funds outside of the DAC projects.

## 4. Monitoring Well Construction

Secretary Zidar provided the Commission updates of the following well related items.

### a. GSP Funded Shallow Wells

Secretary Zidar advised that as a result of GSP Prop 1 funding there are funds set aside for drilling of up to 10 shallow wells to study groundwater dependent ecosystems and surface to groundwater interaction. Secretary Zidar explained they will be drilling in two specific areas where there is known data gaps, but still in the process of clearing sites and securing contracts, with a hope to complete before winter and wet months.

### b. DWR TSS Wells

Secretary Zidar noted that DWR is providing the funds to drill deeper wells in areas where there are data gaps. DWR will be drilling in sites within SEWD and NSJWCD. Secretary Zidar advised that the appropriate agreements are being completed now between DWR, the agencies and the County. The County will be monitoring the wells.

Commissioner Mary Elizabeth commented on the Shallow Wells, questioning the locations of those 10 wells and if when considering the locations, did they work with the NGO's who specialize in that area. Secretary Zidar noted that feedback and comments received during the GSP comment period were taken into consideration when deciding location. Commissioner Elizabeth additionally questioned if any outreach was done once the well locations were determined. Secretary Zidar advised there was not. Commissioner Elizabeth suggested outreach be done.

### C. Grants

Secretary Zidar provided status updates on the pending grant opportunities.

1. DWR SGMA GSP Implementation Grant, Planned GWA Submittal (NSJWCD; Due Early January 2021)

Secretary Zidar provided details in an earlier agenda item regarding this grant. He noted he will keep the Commission posted of the application progress.

2. DOC Watershed Coordinator (PW for GWA – Submitted)

Secretary Zidar advised the Commission that the application for the DOC Watershed Coordinator Grant has been submitted by PW Staff. Secretary Zidar provided additional details on the position and the intended duties, noting mainly GSP Implementation and Outreach. Chairman McGurk questioned if it was in running or application mode. Secretary Zidar advised that the application has been submitted and he hopes for a decision soon.

### IV. Action Items:

None.

### V. Informational Items:

- A. DWR Status Report to GWA

Secretary Zidar noted that the DWR Report presented at the October GWA Meeting was included within this AWC Agenda for review and reference, as it contained multiple useful resources.

### VI. Public Comment: Public comments, adopted by the Advisory Water Commission on January 17, 2018, will be limited to 3-minutes, unless extended to the discretion of the Chair.

Chairman McGurk requested that Mr. Dominick Gulli's submitted public comment, read earlier in the meeting, be taken into record as an official Public Comment.

Mr. Gulli additionally commented that he appreciates the provided DWR Report and finds it very helpful. Would like to see it updated, as some timeframes were missed and to have this report kept as a standing agenda item.

Mr. Gulli also requested that the Advisory Water Commission bring back the Technical Committee Meetings that were previously held to discuss Flood Control issues.

### VII. Commissioner's Comments:

Commissioner John Holbrook thanked staff for organizing and conducting the meeting. Chairman McGurk advised he agreed.

Commissioner Mary Elizabeth commented on the 2020 Addendum to the 2014 IRWMP, stating that she provided comments, but in the response she got the impression that there was not going to be an opportunity to review the full document. Commissioner Elizabeth further stated that there were 20 instances where TBD was noted and she considers the draft to a preliminary draft and hopes that an updated draft will be made available for viewing and comments before the final draft is released. Secretary Zidar advised that as an IRWMP Committee Member, Commissioner Elizabeth made

comments on the administrative draft and an updated draft will be out for Committee review prior to any final draft.

Commissioner George Hartmann added that he commends staff for meeting content and facilitation. Commissioner Hartmann additionally asked to have the topic of homelessness and the effects on the levees brought back for additional discussion.

**VIII. Future Agenda Items:**

Secretary Zidar asked noted potential future agenda items, including a formal response to Mr. Gulli's submitted public comment, potential project and Water Rights filing and permitting discussion. Secretary Zidar asked the Commission for additional items. Commissioner Will Price advised he will be submitting some items to staff for consideration. Commissioner Hartmann requested discussion on homelessness and the effect on levees, also noting that he would like to see the Brown Bag Session brought back virtually.

**Next Regular Meeting:** November 18, 2020 at 1:00 p.m.  
Location TBD

**IX. Adjournment:**

Chairman McGurk adjourned the meeting at 2:51 pm.



Dominick Gulli PE, PLS  
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greenmountaindom@hotmail.com  
Savedadspoint.org

San Joaquin County Flood and Water Conservation District  
Advisory Water Commission

Public Comments October 21, 2020 Meeting.

Written Comments on agenda Items, to be incorporated into the minutes.

Discussion Item III B.

Thank you for the October 2020 DWR updates, very helpful and complete.

1. San Joaquin Area Flood Control Agency Projects

A. Lower San Joaquin River Phase 1 Project.

SJAFCA issued contracts for \$500,000 to perform a **feasibility study** for the special assessment proposition 218 election to fund the San Joaquin River Project. Once determined Feasible, thence a Prop 218 Engineers Report and Prop 218 ELECTION can be implemented. The total local cost share is \$122 million dollars spread over a 13 year period for the residents of North and Central Stockton. The \$1.3 Billion project states that the risk of catastrophic flooding for the north and central area of Stockton is once every 7 years at a cost of \$2.5 Billion dollars per event. The area is

entirely certified by FEMA as meeting the 100-year level of protection and the Project does not provide 200 Year State Mandated protection.

#### B. Smith Canal Gate

According to the public record, The total cost of this project currently estimated at \$90.3 million dollars. The State has committed \$41 million and the locals within the Smith Canal Area are responsible for \$49.3 million dollars. The original Proposition 218 election in 2013 was for \$18.4 Million Local Share and \$22.4 for the State. SJAFCA admits that additional funding is required, however DENIES that an additional Prop 218 election is needed to raise the additional \$30 million local share.

According to FEMA, The Smith Canal Gate does not remove flood insurance requirements for the Smith Canal Area.

#### C. Mossdale Basin

This project is currently estimated to cost \$234 million with the locals responsible for \$70 to \$234 million dollars. The need for the project is the State Mandated 200-year level of protection. The area meets the Federal standard for 100-year level of protection.

California Constitution Article VIII B Section 6 (c) states that: A mandated new program or higher level of service includes a transfer by the Legislature from the State to cities, counties, cities and counties, or special districts of complete or partial financial responsibility for a required program for which the State previously had complete or partial financial responsibility.

SB 5 states that: "if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions."

Apparently the County and none of the Cities in the County have petitioned the Commission of State Mandates of whether the SB is a mandate. With the recent passage of AB 838, the one year statute of limitations has been opened, for a petition the State Commission of mandates. The public requests that the elected officials in this county inquire as to whether SB 5 is a State Mandate for which the State shall pay 100% of the cost.

Government Code 65302.9 (d) and 65860.1 (b) States: "The Legislature finds and declares that flood protection in the Sacramento and San Joaquin Rivers drainage areas is a matter of statewide concern and not a municipal affair"

D. AB 838. 2 year Extension on SB-5 Compliance.

Item IV. Public Comment.

To be provided.

Thank you for what you do.



Dominick Gulli PE, PLS

# Program Cost/Sources Projections

Funding program with ability to generate between  
**\$190 to \$354 Million** over next 13-15 Years

Cost Item	Federal	State	SJAFCA	Total	Sources Secured	Federal	State	SJAFCA	Total
Lower San Joaquin River Project	\$873M	\$284M	\$122M	\$1,380M	Lower San Joaquin River Project	\$27M	\$10M	\$4M	\$41M
Smith Canal	credit	\$41M	-\$41M	\$0M	Smith Canal		\$41M	\$32M	\$73M
Mossdale ULOP	TBD	\$0-163M	\$70-234M	\$234M	Mossdale ULOP	TBD	\$2-3M	\$2M	\$4M
Other Program Needs			\$4M	\$4M	Other Program Needs			\$0M	\$0M
Total Costs Required- SJAFCA				\$228 - \$392 M	Total Funds Secured - SJAFCA				\$38 M

**Table 1**  
**SJAFCA Smith Canal Area Assessment District**  
**Capital Cost Estimate & Cost Share**

Item	2011 Costs	Total 2016 Dollars [1]	Local 45%	State [2] 55%
<b>Years 1-3 Costs</b>				
Program Management	\$ 709,000	\$709,000	\$319,050	\$389,950
Engineering Design	\$2,250,000	\$2,250,000	\$1,012,500	\$1,237,500
Independent Review	\$300,000	\$300,000	\$135,000	\$165,000
Environmental Review & Permitting	\$1,375,000	\$1,375,000	\$618,750	\$756,250
Real Estate Planning & <b>Acquisition</b>	<b>\$141,000</b>	<b>\$141,000</b>	\$63,450	\$77,550
Public Outreach	<b>\$50,000</b>	<b>\$50,000</b>	\$22,500	\$27,500
Financing [3]	<b>\$100,000</b>	<b>\$100,000</b>	\$100,000	\$0
<b>Total Years 1-3 Need</b>	<b>\$4,925,000</b>		<b>\$2,271,250</b>	<b>\$2,653,750</b>
<b>Years 4-5 Costs [1]</b>				
Construction (Less General Requirements)	<b>\$21,437,000</b>		\$11,128,930	\$13,602,025
General Requirements	<b>\$2,471,000</b>		\$1,282,809	\$1,567,878
Contingency	<b>\$4,288,000</b>		\$2,226,097	\$2,720,786
Program Management	<b>\$191,000</b>		\$99,157	\$121,192
Real Estate Planning & <b>Acquisition</b>	<b>\$32,000</b>	<b>\$379,553</b>	\$170,799	\$208,754
Public Outreach	<b>\$50,000</b>	<b>\$57,683</b>	\$25,957	\$31,726
Construction Management		<b>\$2,018,901</b>	\$908,505	\$1,110,395
Environmental Mitigation		<b>\$721,036</b>	\$324,466	\$396,570
<b>Total Years 4-5 Need</b>		<b>\$35,926,047</b>	<b>\$16,166,721</b>	<b>\$19,759,326</b>
<b>Total</b>		<b>\$40,510,470</b>	<b>\$18,437,971</b>	<b>\$22,413,076</b>

Source: PBI Design Costs for EIP Application

Design costs are not escalated. Construction costs are escalated to 2016 dollars at 3% per year. City of San Joaquin August 2011

[2] State Cost sharing is assumed to be 50% plus 5% for one State Facility.

[3] Assumes 100% of the financing cost (\$100,000) would not be eligible for State Cost Sharing. Financing Costs are not escalated.

**Services to be Funded by the Assessment**

The type of improvements funded by the District will require ongoing physical monitoring and operations. The improvements would consist of mechanical equipment such as compressors, generators and appurtenant equipment that will require ongoing maintenance and up-keep in order to ensure that the improvements provide the designed level of flood protection into the future. The costs associated with all operations and maintenance of a closure structure would be funded by the operations and maintenance component of the annual assessment levy. These ongoing services are described in detail in **Appendix B**, "SJAFCA Smith Canal Closure Structure, Operations & Maintenance Requirements *Technical Memorandum*, April 28, 2011" prepared by PBI. In general, the Operations & Maintenance (O&M) Requirements would include:

- Gate Operation
- Equipment Testing





**SAN JOAQUIN COUNTY  
FLOOD CONTROL & WATER  
CONSERVATION DISTRICT**

**ADVISORY WATER COMMISSION  
MEETING OF OCTOBER 21, 2020**

**ATTENDANCE SHEET**

INITIAL	NAME	AFFILIATION	E-MAIL ADDRESS	PHONE
Present	Nomellini, Dante J	CDWA		
	Nomellini, John Dante Jr	CDWA		
Present	Roberts, Reid *	CSJWCD		
	Thompson, Grant *	CSJWCD		
	Murken, Walter	City of Escalon		
	Alves, Edward B	City of Escalon		
Present	Torres-O'Callaghan, Jennifer	City of Lathrop		
	Lazard, Diane	City of Lathrop		
Present	Swimley, Charlie Jr	City of Lodi		
	Richle, Andrew	City of Lodi		
Present	Breitenbucher, David	City of Manteca		
		City of Manteca		
Present	De Graff, Daniel	City of Ripon		
	Uecker, Dean	City of Ripon		

Present	Wright, Dan *	City of Stockton		
	Canepa, Paul *	City of Stockton		
	Sharma, Kuldeep	City of Tracy		
Present	Reyna-Hiestand, Stephanie	City of Tracy		
Present	Starr, Charlie	NSJWCD		
	Valente, Joe	NSJWCD		
	Doornenbal, Herman	OID		
Present	Sup. Winn, Chuck	BOS		
	Sup. Miller, Kathy	BOS		
Present	Herrick, John	SDWA		
Present	Holbrook, John	SSJID		
Present	Weststeyn, Mike *	SSJID		
	Weisenberger, David *	SW County		
	Christensen, Anders	WID		
		WID		
Present	Elizabeth, Mary	Enviro/Fish/Wildlife Org		
Present	Hartmann, George *	Urban Flood Control RD		
		Urban Flood Control RD		
Present	Price, Willard	General Bus Com		
Present	Neudeck, Christopher	Building & Construction Industry		
Present	Zidar, Matt	Secretary		
	Wells-Brown, Terry	At Large Rep		
Present	Henneberry-Schermesser, Annette	At Large Alternate		







SAN JOAQUIN COUNTY  
FLOOD CONTROL & WATER  
CONSERVATION DISTRICT

ADVISORY WATER COMMISSION  
MEETING OF OCTOBER 21, 2020

ATTENDANCE SHEET

NAME	AFFILIATION	E-MAIL ADDRESS	PHONE
Kristy Smith	SJC		
Karen Ashby	Larry Walker		
Dominick Gulli			
Brandon Nakagawa	SSJID		
Juan Niera			
Betty Wilson			
Mel Lytle	Clo Stockton		
Renee Neal	SJC		
Alex Chetley	SJC		
Alicia Connelly	SJC		
Chris Elias	SJAFC		
Jessica Jones	SJC		



# CITY OF STOCKTON

## DEPARTMENT OF MUNICIPAL UTILITIES

2500 Navy Drive • Stockton, CA 95206-1147 • 209 / 937-8700 • Fax 209 / 937-8708  
www.stocktongov.com

September 29, 2020

Local Agency Formation Commission  
Attention: James E. Glaser, Executive Officer  
509 W. Weber Avenue, Suite 420  
Stockton, CA 95203

### **CONCERNS REGARDING THE POSSIBLE CONSOLIDATION OF STOCKTON EAST WATER DISTRICT AND CENTRAL SAN JOQUIN WATER CONSERVATION DISTRICT**

The City of Stockton Municipal Utilities Department, California Water Service Company and San Joaquin County (acting on behalf of Lincoln Village and Colonial Heights Maintenance Districts), also known as the "Urban Contractors" or "UCs", write to convey our concerns regarding the possible consolidation of Stockton East Water District (SEWD) and Central San Joaquin Water Conservation District (CSJWCD).

The UCs receive potable water supplied by SEWD under a long-term wholesale water supply contract wherein the UCs pay for water supply at significant cost to our ratepayers through Base Monthly Payments to SEWD. The UCs are concerned with the possibility of unwarranted financial exposure to outstanding debits and other financial obligations caused by the SEWD consolidation with CSJWCD and have not received sufficient information from either district regarding this concern.

In addition, the UCs are concerned and have not been consulted about proposed changes the consolidation would have on district boundaries, board representation and the structure of the new consolidated district. Any new district should be organized to preserve an appropriate balance of urban representation and interests. In addition, amendments to antiquated founding legislation should be enacted as needed to ensure that the new district organization is established in harmony with the Sustainable Groundwater Management Act and other relevant contemporary laws.

At this time, or until we receive additional information and assurances by these districts, the UCs do not support their consolidation.

JOHN ABREW  
DIRECTOR OF MUNICIPAL UTILITIES



JA:lm

Local Agency Formation Commission  
Attention: James E. Glaser, Executive Officer  
September 29, 2020  
Page 2 of 2

CALIFORNIA WATER SERVICE  
COMPANY

By: \_\_\_\_\_

  
MICHAEL MARES  
Vice President of Operations

SAN JOAQUIN COUNTY on behalf of  
LINCOLN VILLAGE AND COLONIAL  
HEIGHTS MAINTENANCE DISTRICTS



By: \_\_\_\_\_

FRITZ BUCHMAN  
Interim Director of Public Works

cc: John Luebberke, City Attorney

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## State Water Resources Control Board

### NOTICE OF STATUS CONFERENCE

The State Water Resources Control Board  
Administrative Hearings Office  
will hold a Status Conference  
on the pending application (A029657) of

#### **The County of San Joaquin**

for a permit to appropriate water from the  
South Fork American River at the Freeport Regional Water Authority Facility  
on the Sacramento River

**The Status Conference will begin on  
February 16, 2021, at 9:30 am**

via Zoom teleconference.

Please access Zoom by using the link:

<https://waterboards.zoom.us/j/94355837777?pwd=RitiRG1aMUJBMWpFYUdtVE12WEIvdz09> with Meeting ID: 943 5583 7777 and Passcode: 413488\

Or by calling in at:

+16699009128,,94355837777#,,,,\*413488# US (San Jose)

**Interested members of the public who would like to watch this hearing without participating may do so through the Administrative Hearings Office YouTube channel, accessible by clicking on “Watch AHO Hearings” at:**

[https://www.waterboards.ca.gov/water\\_issues/programs/administrative\\_hearings\\_office/](https://www.waterboards.ca.gov/water_issues/programs/administrative_hearings_office/)

### **Background**

San Joaquin County (County or Applicant) filed water-right Application 29657 (Original Application) with the State Water Resources Control Board (State Water Board or Board), Division of Water Rights (Division) on February 9, 1990. The Original

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

Application requested a permit to appropriate 620 cubic feet per second (cfs) of water by direct diversion and 190,000 acre-feet per year (afy) of water by diversion to storage, with an annual diversion limit of 322,000 afy. The proposed season of diversion is December 1 of each year through June 30 of the following year. The proposed uses of water are municipal, industrial, and irrigation within a gross service area of 399,700 acres within San Joaquin County, including municipal water supply for the cities of Lodi, Stockton, Lathrop, and Manteca.

The Original Application identified two alternative sources of water and sets of proposed points of diversion for the appropriation. Under Alternative A, the County would divert water from the American River at Nimbus Dam through the Folsom South Canal to storage in a proposed Clay Station Reservoir on Laguna Creek. Alternative A includes Laguna Creek as a source of water in addition to the American River. Under Alternative B, the County would divert water from the South Fork American River to storage in a proposed County Line Reservoir on Deer Creek, and a proposed Clay Station Reservoir on Laguna Creek. Alternative B includes Deer Creek and Laguna Creek as sources of water in addition to the South Fork American River.

Since filing the Original Application, the County has filed four amendments to the application, dated: August 31, 2003 (Amended Application), April 28, 2005 (Second Amended Application), October 10, 2007 (Third Amended Application), and June 27, 2014 (Fourth Amended Application).

The Amended Application reduced the proposed maximum authorized rate of diversion to 350 cfs, the proposed maximum authorized amount of annual diversions to storage to 147,000 afy, and the maximum combined annual diversions to 147,000 afy. The Amended Application did not include any of the proposed points of diversion identified in the Original Application and substituted a new proposed point of diversion at the Freeport Regional Water Authority Intake Facility on the Sacramento River. The Amended Application also included various proposed points of diversion, and storage in a proposed Duck Creek Reservoir on Duck Creek, tributary to the Calaveras River. In an attachment to the application, the County confirmed that it agreed to prepare the water availability studies that are necessary to assure that its diversions from the Sacramento River would not exceed the amounts of water available at the proposed point of diversion on the South Fork American River identified under Alternative B of the Original Application.

The Second Amended Application retained the revisions of the Amended Application, included new and revised proposed points of diversion, and added underground storage in the groundwater basin underlying the proposed place of use in San Joaquin County as a method and place of storage.

The Third Amended Application added a more-thorough description of the methodology that the County would use to measure the amounts of water placed into and withdrawn from underground storage, added proposed points of diversion, and updated the

description of proposed points of rediversion identified in the Second Amended Application.

The Division issued a public notice of the Third Amended Application on January 25, 2008, and a public re-notice of the Third Amended Application on March 12, 2008. The Division received 16 protests to the application, all of which remain unresolved.<sup>1</sup>

On October 19, 2010, the Division issued an order cancelling Application 29657 because the County had failed to provide information requested by the Division, including information necessary to comply with the California Environmental Quality Act, and failed to diligently pursue the application. On November 18, 2010, the County submitted a petition for reconsideration of the Division's order cancelling Application 29657. On June 10, 2011, the State Water Board granted the County's petition for reconsideration. (State Water Board Order WR 2011-0014-EXEC.) The Board remanded the matter to the Division to act on the County's proposed application-development schedule, and to cancel Application 29657 again if "it becomes apparent that the County will not meet the timelines in any Division-approved project schedule." (*Id.*, p. 3.)

On October 3, 2011, the Division approved an application-development schedule. The Division's approval of additional time for the County to pursue Application 29657 was contingent on the County's timely completion of all elements of the schedule. The Division informed the County that its failure to meet any of the deadlines or its failure to provide requested information could result in cancellation of the application without further notice. (Barbara Evoy, Deputy Director of the Division of Water Rights, letter to Thomas J. Shephard, Sr., October 3, 2011.) The Division modified this approval at the request of the County on December 14, 2011, to extend several deadlines in the application-development schedule. The last correspondence from the County in the Division's files for this application is the County's Fourth Amended Application, dated June 27, 2014.

The Fourth Amended Application removed the proposed Duck Creek Reservoir as a place of storage and removed the proposed points of re-diversion for the reservoir. The Fourth Amended Application added information about the proposed underground storage through recharge basins adjacent to the North San Joaquin Water Conservation District's and Stockton East Water District's existing and proposed conveyance infrastructure systems. The County included an amended application-development schedule with the Fourth Amended Application. The proposed amended schedule did not include all elements of the schedule previously approved by the Division and proposed postponing some important deadlines in the schedule the Division approved in 2011.

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<sup>1</sup> The Division counted the joint protest filed by the Department of Fish and Wildlife, North Central Region, and the Department of Fish and Wildlife, Delta Region, as two separate protests. If this joint protest is counted as one protest, the Division received 15 protests to the County's application.

## **ASSIGNMENT OF PETITIONS TO THE ADMINISTRATIVE HEARINGS OFFICE**

Water Code section 1110 established the Administrative Hearings Office (AHO) within the State Water Board. Water Code section 1112, subdivision (c)(2), provides that the State Water Board may assign adjudicative hearings to the AHO. Subdivision (c)(3) of this section provides that an AHO hearing officer may perform additional work requested by the Board.

On June 24, 2020, Erik Ekdahl, Deputy Director of the State Water Board's Division of Water Rights (Division), sent a memorandum to Eileen Sobeck, the State Water Board's Executive Director, proposing to transfer Application A029657 to the AHO. On June 24, 2020, Ms. Sobeck issued a memorandum assigning the application to the AHO.

## **HEARING OFFICER AND HEARING TEAM**

A hearing officer from the AHO will preside during the status conference. Other AHO staff members may be present and assist the hearing officer during the status conference.

## **STATUS CONFERENCE**

The AHO hearing officer will hold a status conference on the date and at the time specified on the first page of this notice. The AHO will circulate the Zoom teleconference information to each person or entity who files a Notice of Intent to Appear (NOI, discussed below). Because of the current COVID-19 crisis, no in-person appearances will be allowed. The status conference will be electronically recorded by Zoom teleconference. The hearing officer will prepare a status conference order after the conference. The AHO will not retain a court reporter for the status conference. Any party may arrange for a court reporter at his, her, or its own expense.

The status conference will address the following issues:

- (1) Does the County still want to pursue Application 29657?
- (2) Does each of the protestants want to maintain his, her, or its protest to Application 29657?
- (3) What is the status of each action item on the application-development schedule? The action items include:
  - a. Development of a project-specific Environmental Impact Report,
  - b. Negotiation for the right to use the Freeport Diversion Facility as the point of diversion for the project, and
  - c. Resolution of protests.



- (4) Should the AHO schedule a public hearing to consider whether the State Water Board should cancel, reject, or deny Application 29657 under Water Code section 1276 or section 1335, or California Code of Regulations, title 23, sections 683 or 840? If so, when should the hearing be held?
- (5) Any other procedural issues raised by the participants.

### **PROHIBITION ON EX PARTE COMMUNICATIONS**

All parties are prohibited from having any *ex parte* communications with any members of the AHO hearing team. (See Wat. Code, § 11110, subd. (c); Gov. Code, §§ 11430.10- 11430.80.) For a discussion of *ex parte* communications regarding State Water Board members, see "Ex Parte Questions and Answers," available on the State Water Board's website at:

[http://www.waterboards.ca.gov/laws\\_regulations/docs/exparte.pdf](http://www.waterboards.ca.gov/laws_regulations/docs/exparte.pdf). These rules regarding *ex parte* communications apply to all members of the AHO hearing team.

If any party wants to communicate with the AHO at any time regarding any procedural or substantive issue related to these proceedings, including the status conference, then that party shall make such communication to the AHO by e-mail or letter. The party shall serve all other parties on the service list with copies of the communication and include a proof of service demonstrating such service with the written communication to the AHO. A party may provide this proof of service through a formal proof of service or by other verification. For e-mails, the verification shall be a list of the e-mail addresses of the parties or their representatives in an electronic-mail "cc" (carbon copy) list. For letters, the verification shall be a list of the names and mailing addresses of the other parties listed on the service list in the cc portion of the letter. The service list for this proceeding is attached to this notice.

Please do not attempt to communicate by telephone or in person with any AHO team member regarding any procedural or substantive issue concerning this proceeding. If oral communications with any members of the AHO team are necessary to discuss any procedural or substantive issue, then the AHO will set up a conference call in which representatives of all parties may participate. Any party may request such a conference call at any time using the written communications protocols described above.

### **NOTICES OF INTENT TO APPEAR**

Any person or entity who wants to participate in this status conference must file a Notice of Intent to Appear (NOI), using the form in this notice, with the AHO before the deadline listed below. The AHO encourages parties to agree to accept electronic service (by e-mail) of all documents regarding this proceeding. If a party is not willing to do this, then the party may check the appropriate box on the NOI form. If this box is not checked, then the AHO will assume that the party agrees to accept electronic service.

If the AHO does not receive an NOI from the Applicant indicating the Applicant's intent to participate in the status conference before the deadline specified below, the AHO may transmit a proposed order to the Board that would cancel Application 29657 without holding a hearing. If the AHO does not receive an NOI from any protestant, the AHO may transmit a proposed order to the Board that would cancel that protestant's protest.

### **STATUS CONFERENCE STATEMENTS**

On or before the deadline listed below, each participant shall submit and serve a status conference statement that separately addresses each of the status conference issues listed above that the participant wants to address. The participants also may include in their status conference statements discussions of any other issues they believe are relevant. Parties with common interests may file joint status conference statements.

#### **NOI and Status Conference Deadlines and Schedule**

Deadline for filing NOIs and status conference statements, including proofs of service.	<b>February 9, 2021, 4:00 pm</b>
Status conference date and time.	<b>February 16, 2021, 9:30 am</b>

### **SUBMITTAL OF DOCUMENTS TO AHO AND OTHER PARTIES**

All documents submitted to the AHO, including NOIs and status conference statements, shall be addressed and submitted by one of the following methods (with proofs of service, as discussed above):

By Email:	<a href="mailto:AdminHrgOffice@waterboards.ca.gov">AdminHrgOffice@waterboards.ca.gov</a> With Subject Line " <b>San Joaquin County Application A29657</b> "
By Mail:	State Water Resources Control Board Administrative Hearings Office P. O. Box 100 Sacramento, CA 95812-0100
By Hand Delivery (see instructions below):	Joe Serna Jr. CalEPA Building Administrative Hearings Office c/o Water Rights Records Unit 1001 I Street, 2 <sup>nd</sup> Floor, Room 114 Sacramento, CA 95814

Service of documents by hand-delivery may be more difficult or delayed due to building or office closures during the COVID-19 pandemic. Please plan ahead if you wish to hand deliver documents. Any hand-delivered submittals must be date-and-time

stamped by the Division of Water Rights Records Unit personnel before the submittal deadline. Persons delivering submittals to the Records Unit must first check in with CalEPA Building lobby security personnel on the first floor of the CalEPA Building and obtain authorization to go to the Water Rights Records Unit on the second floor.

### **AHO WEBPAGE AND NOTICES**

Subject to legal limitations, including the requirements for internet website accessibility in Government Code section 11546.7, the AHO has posted and will post all notices and other documents regarding these proceedings on the AHO's internet webpage at [https://www.waterboards.ca.gov/water\\_issues/programs/administrative\\_hearings\\_office/](https://www.waterboards.ca.gov/water_issues/programs/administrative_hearings_office/)

Any interested person or entity may sign up to receive all AHO notices at [https://www.waterboards.ca.gov/resources/email\\_subscriptions/swrcb\\_subscribe.html](https://www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.html)

### **STATUS CONFERENCE LIVE-STREAM AND RECORDING**

The status conference will be live-streamed through the Administrative Hearings Office YouTube channel, accessible by clicking on the link provided below. After the conclusion of the hearing, a recording of the YouTube live-stream sessions will be available on the Administrative Hearings Office YouTube channel. These recordings will include automatic captions for accessibility.

The live-stream and recordings may be accessed at the following link:  
[https://www.youtube.com/channel/UCM-gmipRyd7Nw-g8l-C7Nig?view\\_as=subscriber](https://www.youtube.com/channel/UCM-gmipRyd7Nw-g8l-C7Nig?view_as=subscriber)

### **ADMINISTRATIVE RECORD**

The AHO has copied documents from the public records maintained by the State Water Board's Division of Water Rights relevant to this proceeding and has included them in the initial administrative record. The AHO has posted files of these documents to its FTP site. Instructions to access the FTP site are on the AHO's webpage at: [https://www.waterboards.ca.gov/water\\_issues/programs/administrative\\_hearings\\_office/docs/2020\\_05\\_05\\_notice\\_ftp2.pdf](https://www.waterboards.ca.gov/water_issues/programs/administrative_hearings_office/docs/2020_05_05_notice_ftp2.pdf)

In addition to the YouTube live recording, the AHO will make Zoom recordings (video+audio and audio-only) of the status conference and will include these Zoom recordings in the administrative record.

January 5, 2021 \_\_\_\_\_

**SIGNATURE ON FILE** \_\_\_\_\_

Nicole L. Kuenzi  
Hearing Officer

Enclosures:

- Notice of Intent to Appear Form
- Service List



# State Water Resources Control Board

## NOTICE OF INTENT TO APPEAR FORM

\_\_\_\_\_ (name of participant) plans to participate in the status conference regarding the San Joaquin County Application 29657.

**Scheduled to begin on February 16, 2021**

Name (type or print):

\_\_\_\_\_

Represented party (if applicable):

\_\_\_\_\_

Mailing Address:

\_\_\_\_\_

Telephone Number:

\_\_\_\_\_

E-mail Address:

\_\_\_\_\_

Optional:

I/we decline electronic service of hearing-related materials.

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

## SERVICE LIST

### ***By U.S. Mail and E-Mail (if listed):***

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P.O. Box 20  
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Sandra Morey, Regional Manager  
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North Central Region  
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Bob Baiocchi  
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Association  
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Charles Armor, Regional Manager  
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Warren Truitt  
Save the American River Association, Inc.  
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Sacramento, CA 95827-7638

Richard Woodley  
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Bureau of Reclamation –  
Mid-Pacific Regional Office  
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Sacramento, CA 95825-1898

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Supply, & Transfers  
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South Delta Water Agency  
4255 Pacific Avenue, Suite 2  
Stockton, CA 95207

California Water Service Company  
1720 North First Street  
San Jose, CA 95112-4598

Stockton East Water District  
P.O. Box 5157  
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jzolezzi@herumcrabtree.com

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JHerrlaw@aol.com

BOARD OF DIRECTORS OF THE SAN JOAQUIN COUNTY  
FLOOD CONTROL AND WATER CONSERVATION DISTRICT

2015 STRATEGIC PLAN TO MEET WATER NEEDS

Adopted March 24, 2015 by Resolution R-15-\_\_

**GOAL: PROTECT AND PRESERVE EXISTING WATER RIGHTS AND AREA OF ORIGIN RIGHTS**

Activities:

*Participate in Statewide programs to ensure San Joaquin County (County) interests are represented*

Continuing participation ensures that current knowledge regarding the development of Statewide water programs is up-to-date. Statewide water programs include, without limitation, the Bay Delta Conservation Plan, legislation relating to water, Proposition 1 (2014 State Water Bond), the California Water Action Plan, and implementation of the Groundwater Sustainability Act of 2014.

*Monitor State Water Resources Control Board activities and challenge those contrary to the County's best interests*

Decisions made by the State Water Resources Control Board regarding water rights and/or water quality issues may be adverse to the County's best interests. Activities of the State Water Board may be monitored, opposed and/or supported consistent with adopted Board of Supervisors policies and/or positions.

*Support the development of water rights filings and other activities that assert area of origin water rights*

Additional water rights may be necessary to ensure that adequate supplies will be available for future County needs. Protection of existing water rights, including the assertion that the areas of origin receive the protections promised in current law, will also be important as the conveyance of water from the Sacramento-San Joaquin River Watershed to other parts of the State continues.

**GOAL: MANAGE GROUNDWATER IN EASTERN SAN JOAQUIN COUNTY**

Activities:

*Participate in the development and implementation of groundwater sustainability plans consistent with current law*

Development and implementation of groundwater sustainability plans are required under the Groundwater Sustainability Act of 2014. The County will facilitate discussions and decisions regarding governance within its groundwater basins, and areas without a designated groundwater sustainability agency may be represented by the County. The County supports the concept of coordinated development and implementation of groundwater sustainability plans as a means to continue locally controlled management of groundwater, with local controls.

*Participate in regional efforts to manage groundwater*

Continue to support local Cities, water districts, irrigation districts, and private pumpers to manage groundwater through the Eastern County Groundwater Basin Authority, and support other regional ground water management efforts.

*Support the development of a regional conjunctive use project with interested parties*

*Support the development of joint interregional water supply projects*

Continue to work jointly with parties to develop mutually acceptable projects that best meets the needs of County water interests and partners from other regions. An example is the Demonstration Recharge, Extraction, and Aquifer Management Project (DREAM Project) in conjunction with the North San Joaquin Water Conservation District and the East Bay Municipal Utility District (EBMUD).

*Preserve and continue to develop the water rights filings by the Mokelumne River Water and Power Authority and County*

Continue efforts to perfect Water Right Applications 29835 and 29657 filed on the Mokelumne and American Rivers, respectively.

*Support development of additional water storage*

*Support protection of existing and development of additional water supply*

*Support the fulfillment of underutilized water rights entitlements*

Encourage conserved surface water supplies to be transferred first to areas within the County.

*Support the development of the Stockton East Water District Farmington Program*



**GOAL: PROTECT DELTA WATER RESOURCES COMMON POOL**

Activities:

*Support the development of the out-of-basin San Joaquin Valley Master Drain*

Through actions taken by the State and Federal governments, the State Water Resources Control Board and other interested parties, support the development of the out-of-basin San Joaquin Valley Master Drain.

*Support the development of the Delta Barriers*

Support of the South Delta Water Agency in its effort to obtain permanent barriers and beneficial barrier operations that result in adequate water levels and water quality in the South Delta.

*Oppose the development of tunnels or a peripheral canal which bypasses the Delta*

Continue to strongly oppose the Bay Delta Conservation Plan, as currently proposed, consistent with the Board of Supervisors adopted principles.

*Support the Statewide development of additional south of Delta and north of Delta storage*

Work with the water interests to support State-wide programs and legislation that can lead to additional above-and below-ground storage.

*Support implementation of the Lower San Joaquin River Restoration Program as required by law*

*Support a plan to recirculate export water for San Joaquin River water quality sources*

Support efforts by the State and Federal governments and County agencies to implement a program involving the recirculation of export water into the San Joaquin River. Support aggressive watershed protection and water quality measures.

*Support watershed protection measures*

Support State and Federal programs and legislation which improves watershed protection for County water sources.

*Support a unified position regarding flow and water quality for the Lower San Joaquin River, South Delta, and New Melones Reservoir*

**GOAL: MAINTAIN EXISTING AND DEVELOP NEW WATER SUPPLIES TO MEET SOUTHWEST COUNTY WATER NEEDS**

Activities:

*Support efforts to comply with the Sustainable Groundwater Management Act*

Provide information and support to, and coordinate with, Southwest County interests to meet the requirements of the Groundwater Sustainability Act of 2014.

*Support programs to transfer existing conserved irrigation district water to meet water needs in the County*

Support and coordinate efforts in the County to transfer existing conserved irrigation water from willing agricultural districts to urban users.

*Support programs to maximize the benefits of groundwater while preserving the resource*

Coordinate with interests in the southwest County to manage groundwater, including the City of Tracy and the Northern Agencies of the San Luis-Delta Mendota Water Authority service area.

**GOAL: DEVELOP FUNDING PROGRAMS TO MEET WATER SUPPLY NEEDS**

Activities:

*Support the development of funding programs for projects and programs to meet County water needs, and provide technical assistance and support to agencies seeking grants, financing, loans, or other financial strategies*

**GOAL: SUPPORT WATER CONSERVATION PROGRAMS**

Activities:

*Support the development and implementation of urban water conservation programs*

*Support implementation of agricultural best management practices to utilize water more efficiently in a manner that enhances or maintains the viability of agriculture*

*Support the promotion of water conservation as a community goal*

*Support water recycling projects that are beneficial in the short and long term and do not adversely impact the marketability of agricultural products or compromise the health of residents*

## January 2021 DWR Updates

### Grants

#### California Grants Portal

The California State Library, in partnership with the Department of Water Resources and other state grantmaking agencies, has launched the California Grants Portal – your one destination to find all state grant and loan opportunities provided on a first-come or competitive basis. Visit [grants.ca.gov](https://grants.ca.gov) to find funding opportunities for you and your community.

#### State Water Resource Control Board, Groundwater Grant Program: Amendment to Funding Guidelines

The SWRCB is updating its funding guidelines for administering the \$720 million dollars in prop 1 groundwater grant funding. The proposed amendments can be viewed here:

[https://www.waterboards.ca.gov/water\\_issues/programs/grants\\_loans/proposition1/groundwater\\_sustainability.html](https://www.waterboards.ca.gov/water_issues/programs/grants_loans/proposition1/groundwater_sustainability.html). The deadline for written comments have closed, but the matter will be reviewed at the February 2<sup>nd</sup> Board meeting. More info on this grant program can be found here:

[https://www.waterboards.ca.gov/water\\_issues/programs/grants\\_loans/proposition1/groundwater\\_sustainability.html](https://www.waterboards.ca.gov/water_issues/programs/grants_loans/proposition1/groundwater_sustainability.html)

#### California Financing Coordinating Committee: Funding fair recording posted

The October 22, 2020 CFCC funding fair filled up early so if you were unable to join in October, the recording is now available here: <https://www.cfcc.ca.gov/>. The next funding fair is tentatively scheduled for March of 2021.

#### DWR's Floodplain Management, Protection, and Risk Awareness (FMPRA) Grant Program

There is \$25M available to provide financial assistance for flood risk reduction activities related to stormwater, mudslide, and other flash flood related protections. **DWR has released the DRAFT guidelines and proposal solicitation and is accepting comments through February 22, 2021.** The final grant guidelines are expected to be published in summer of 2021. <https://water.ca.gov/Work-With-Us/Grants-And-Loans/Flood-Management-Protection-Risk-Awareness-Program>

#### Delta Science Research Solicitation

The Council's Delta Science Program, in partnership with the U.S. Bureau of Reclamation and facilitated by California Sea Grant, has released a proposal solicitation for Delta science with a total of \$9 million available. Letters of Intent are now being accepted for the Delta Science Proposal Solicitation. Letters of Intent and proposal applications must be submitted through California Sea Grant's web page by February 12<sup>th</sup>. More information here: <https://caseagrant.ucsd.edu/grants-and-funding/2021-delta-science-awards>.

Other state & federal grant websites for resources that may be helpful are:

- California Financing Coordinating Committee -- <https://cfcc.ca.gov/>, and
- CalOES grants -- <https://www.caloes.ca.gov/cal-oes-divisions/grants-management>
- US EPA -- <https://www.epa.gov/grants/specific-epa-grant-programs>, and
- Economic Development Administration -- <https://eda.gov/funding-opportunities/>
- The rollout webinars of FEMA's new grant, Building Resilient Infrastructure and Communities (risk reduction), started in July 2020 and can be found at: <https://www.fema.gov/bric>

### Upcoming conferences, webinars, new reports and data

#### Adaptive Management Forum

The Forum will feature morning sessions with presentations by invited speakers, followed by Q&A and breakout discussions. Interactive afternoon workshops on February 3 and 4 will provide opportunities for Forum participants to receive hands-on training focused on specific adaptive management tools and practices, including adaptive management and monitoring plans, permitting, and the new [Delta Landscapes Scenario Planning Tool](#).

## January 2021 DWR Updates

[Register by January 28, 2021 to attend](https://deltacouncil.ca.gov/delta-science-program/adaptive-management). For more information and the agenda visit - <https://deltacouncil.ca.gov/delta-science-program/adaptive-management>

Capital Region Climate Readiness Collaborative's Flood PSA Campaign begins in January 2021. For more information and to register visit - <https://climatereadiness.info/projects-initiatives/capital-region-psa-campaigns/>

### Adaptation Planning Guide Workshop Series

Registration Open: 2021 Adaptation Planning Guide Workshop Series – A series of online in-depth webinar workshops on the [Adaptation Planning Guide](#) and other resources for practitioners. Workshop content will feature a mix of introductory and technical content, case studies, tools and data, breakouts, and more. More information is in ICARP's newsletter - <https://myemail.constantcontact.com/ICARP-Newsletter--December-Edition.html?soid=1125143034563&aid=tI9SKU94P-I> . To register visit: [https://governorca.zoom.us/webinar/register/WN\\_cOkwSQ\\_oQqvJ3vDsh5Clw](https://governorca.zoom.us/webinar/register/WN_cOkwSQ_oQqvJ3vDsh5Clw)

### SWRCB Releases 2012-2019 Public Water Supply Datasets

The State Water Resources Control Board's Division of Drinking Water has released the latest round of electronic annual report datasets from public drinking water systems. The release covers reporting years 2012–2019, including more than 7 million records for reporting year 2019.

[https://www.waterboards.ca.gov/drinking\\_water/certlic/drinkingwater/ear.html](https://www.waterboards.ca.gov/drinking_water/certlic/drinkingwater/ear.html)

DWR is forming a technical advisory committee for the update of California Well Standards

Those interested in serving on the committee are asked to email Julie Haas at [Julie.Haas@water.ca.gov](mailto:Julie.Haas@water.ca.gov). The committee will convene in March. California Well Standards was last updated in 1991. More information here: <https://water.ca.gov/Programs/Groundwater-Management/Wells/Well-Standards>

### U.S. Bureau of Reclamation: New Data sharing webpage

The U.S. Bureau of Reclamation has released the new Reclamation Information Sharing Environment (RISE) website. It provides access to Reclamation's water-related data. The site includes maps to help search for data in a particular area. There is also a catalog offering access to datasets and time-series data. <https://data.usbr.gov/>

### Native American Day 9/25/20

The Governor issued a new policy encouraging State entities to seek opportunities to support California Tribes' co-management of and access to natural lands that are within a California Tribe's ancestral land and under the ownership or control of the State of California, and to work cooperatively with California Tribes that are interested in acquiring natural lands in excess of State needs: <https://www.gov.ca.gov/2020/09/25/on-native-american-day-governor-newsom-takes-action-to-restore-land-promote-equity-for-california-native-communities/>

### California Water Plan 2016 Water Balance Data Release

A webinar was held Wednesday September 30<sup>th</sup> 9:30 – 11:30 by the CA Water Plan team to discuss the release of 2016 water balance data. A recorded video is available here: <https://youtu.be/VO8dmT9Zw9A>

### DRAFT Urban and Agricultural Water Management Plans Released, DWR

DWR has released draft versions of two water management guidebooks; one for urban water management plans and the other for agricultural water management plans. Both plans serve as long-term water supply and demand management strategies. A series of 2-3 hour trainings each focusing on different sections of the UWMP's in January and February. The draft urban plan and links to register for the webinars can be found here (webinar registration links are at the bottom right of the page under "Events"): <https://water.ca.gov/Programs/Water-Use-And-Efficiency/Urban-Water-Use-Efficiency>. Information on AWUE plans can be found here: <https://water.ca.gov/Programs/Water-Use-And-Efficiency/Agricultural-Water-Use-Efficiency>

## January 2021 DWR Updates

### Flood-MAR (Managed Aquifer Recharge)

A kickoff meeting to establish a Flood-MAR network was held December 10<sup>th</sup>, 2020. There is also an ongoing [Lunch-MAR monthly speaker series](#). If you are interested in attending or getting involved please email [Jennifer.Marr@water.ca.gov](mailto:Jennifer.Marr@water.ca.gov) (916) 651-9229 to be added to the calendar invite. To join the Flood-MAR listserv follow this link: [https://listserv.ce.cnr.ca.gov/scripts/wa.exe?SUBED1=DWR\\_FLOODMAR&A=1](https://listserv.ce.cnr.ca.gov/scripts/wa.exe?SUBED1=DWR_FLOODMAR&A=1)

### Governor Newsom Releases Final Water Resilience Portfolio

The Governor released the final version of the Water Resilience Portfolio on Tuesday, July 28<sup>th</sup>: <https://waterresilience.ca.gov/>. Given the recent drastic downturn in the state's budget situation, the final version acknowledges that the pace of progress on the actions in the portfolio will depend upon the resources available. The portfolio is a comprehensive, aspirational document.

### **SGMA**

GSPs have been submitted by all Critically Over-drafted basins.

GSPs and public comments have been posed on the SGMA portal here: <https://sgma.water.ca.gov/portal/gsp/all>. The public comment period is now open for the Madera Subbasin through December 23, 2020 and for the Castac Lake Valley Basin through January 27, 2021.

### Dry Well Reporting Site

There is a website available to report private wells going dry at <https://mydrywatersupply.water.ca.gov/report/>. This information reported to this site is intended to inform state and local agencies on drought impacts on household water supplies. The Household Water Supply Shortage Reporting System was first created as part of our emergency response efforts to previous droughts, and we are continuing to gather information relating to shortages of household water from private well or surface water sources.

### NEW Statewide Groundwater Level Change Report and Maps Available

The [Spring 2020 Groundwater Level Change Report](#) and accompanying maps are available on the DWR website and present a summary of groundwater level data. The report and maps include a discussion of groundwater level trends with multi-year comparisons which can assist with the development of GSPs.

### SVSim Beta Model Released

DWR has released the beta version of the [Sacramento Valley Groundwater-Surface Water Simulation Model \(SVSim\)](#) that can be used during GSP development. Instructions for use are included in the [Roadmap to Running SVSim](#) document. A calibrated version of SVSim is expected in fall 2020.

### **C2VSim Fine Grid Update Published December 2020**

C2VSimFG Version 1.0 is a historical simulation model designed to estimate regional groundwater flow throughout the Central Valley. C2VSimFG is an integrated hydrologic model application and uses demand estimates from land use and population to calculate spatially distributed groundwater pumping and recharge estimates. The updated tool includes calibration of aquifer properties and documentation. DWR will host informational webinars and a multi-day training event on C2VSimFG Version 1.0 in winter 2021. More information and downloads can be found here under the "modeling/modeling applications" tabs: <https://water.ca.gov/Programs/Groundwater-Management/Data-and-Tools>

## January 2021 DWR Updates

### Draft Handbook for Water Budget Development

The handbook has been posted on the SGMA webpage and can be viewed at the following link under the “reports” tab: <https://water.ca.gov/Programs/Groundwater-Management/Data-and-Tools>. A recent webinar discussing the handbook with a deeper dive on 4 topics can be viewed here: <https://www.youtube.com/watch?v=U1V4V-SG5jY&feature=youtu.be>

### DWR is developing eight Proposition 68-funded technical projects

These projects include airborne electromagnetic surveys, improving groundwater elevation and quality monitoring networks, Statewide land use data collection, improved subsidence monitoring network, installing and maintaining stream gauges, maintaining and enhancing statewide well completion reports, managing and reporting sustainable groundwater information, and enhancing and maintaining DWR’s modeling tools. Fact sheets on each project can be viewed under the “Prop 68” tab here: <https://water.ca.gov/Programs/Groundwater-Management/Data-and-Tools>

### Facilitation Support Services (FSS): Funding still available

- GSA’s developing GSPs are eligible to receive funding for identification and engagement of interested parties, meeting facilitation, interest-based negotiation/consensus building, and public outreach facilitation
- More information can be found here: <https://water.ca.gov/Programs/Groundwater-Management/Assistance-and-Engagement> New written translation services available in 10 languages for outreach materials (5,000 word maximum).

### Technical Support Services (TSS): Funding still available

- COD basins have priority, but this application is open to all high and medium priority basins including those with an approved alternative plan. More information and applications can be found here: <https://water.ca.gov/Programs/Groundwater-Management/Assistance-and-Engagement>
- Funds can be used for monitoring well installation, geophysical logging, geologic logging, groundwater level monitoring training, borehole video logging, and other field activities.

### Draft Report on Drought and Water Shortage Vulnerability Released

- DWR recently released the draft *Small Water Suppliers and Rural Communities at Risk of Drought and Water Shortage Vulnerability and Recommendations and Guidance to Address the Planning Needs of these Communities* report. The report provides information for GSAs to consider and incorporate into future updates to GSPs and will help inform management decisions as these plans are implemented. More information can be found here including 2 recorded webinars: <https://water.ca.gov/Programs/Water-Use-And-Efficiency/Making-Conservation-a-California-Way-of-Life/County-Drought-Planning>