

Westlands Water District

Notice of Hearing, Notice of Regular Meeting, and Agenda

Notice

Notice is hereby given that a hearing and regular meeting of the Board of Directors of Westlands Water District will be held on May 16, 2023, at 9:00 a.m. at the District's Fresno Office, 3130 N. Fresno Street, Fresno, California, 93703.

Any member of the public may participate in the hearing and meeting through Zoom

Join the hearing and meeting from a computer, tablet or smartphone:

[Join Zoom](#)

Meeting ID: 883 7119 5581

Passcode: 3130

Dial-In Number:

(669) 900-9128

Use the meeting ID and passcode from above

After you join, please mute your line.

If you have problems using the Zoom prior to the start of the hearing and meeting, please contact the District's IT staff at 559-224-1523 or itstaff@wwd.ca.gov. Requests for assistance made during the hearing or meeting may not be responded to timely.

Westlands Water District Hearing and Regular Meeting

May 16, 2023, 9:00 a.m.

Hearing

1. **Equalization Hearing for the District's 2023 Benefit Assessment (Ormonde)** – The Board of Directors, acting as a Board of Equalization, to consider adopting Resolution 111-23, Equalizing the District's 2023 Benefit Assessment and Setting the Assessment Rate.

Meeting Agenda

Public Comment - Any member of the public may address the Board concerning any matter on the agenda before or, for open session items, during its consideration of that matter. Public comment is limited to three minutes per person and no more than fifteen minutes per topic. For good cause, the President may waive these limitations.

1. **Call to Order**
2. **Board of Directors to Consider Corrections or Additions to the Agenda of Items, as Authorized by Government Code Section 54950 et seq.**

Consent Calendar

All items listed on the Consent Calendar are considered to be routine and non-controversial and will be acted upon by a single action of the Board of Directors, unless a Board Member requests separate consideration of the item. If such a request is made, the item may be heard as an action item at this meeting.

3. **Board of Directors to Consider:**
 - a. Approving the Minutes of the Regular Board Meeting of April
 - b. Approving the Accounts Payable Reports
 - c. Accepting the Investment and Financial Reports
 - d. Board of Directors to Consider: (a) Finding Exempt from the California Environmental Quality Act the Execution of a Utility Easement to Pacific Gas and Electric for an area of approximately 108 square feet located in the Northwest Quarter of the Northeast Quarter of Section 27 T.13S., R.20E., M.D.B.&M., (b) Authorizing the Execution of Said Easement, and (c) Authorizing Related Actions.
 - e. Board of Directors to Consider Approving a 2023-2024 Budget Augmentation for the Purchase a Large Format Printer/Scanner
 - f. Adopting Resolution No. 112-23, Transferring Delinquent Charges to the 2023 Assessment Book

**Westlands Water District
Hearing and Regular Meeting**

May 16, 2023, 9:00 a.m.

Report and Additional Action Item

4. **General Manager's Report (Febbo)**
 - a. Water Supply, Water Operations and Projected Water Supply and Use and Central Valley Project/State Water Project Operations, Drainage, Energy, Bay-Delta Water Quality Control Plan-Voluntary Agreement Update, 2021 Endangered Species Act Consultation on and Environmental Review for the Coordinated Long-Term Operation of the CVP and SWP, and Other Resources Activities
 - b. Federal & State Legislative Affairs
 - c. Public Outreach
 - d. Update on Improvements of New District Office and Other Matters Related to Occupancy of New Office
 - e. Other District Activities, including New Contract Year and 215 Water Allocation

5. **Outside Agency Activities (Board)** – Reports on activities of outside agencies (Family Farm Alliance, San Luis & Delta Mendota Water Authority, Association of California Water Agencies and State and Federal Contractors Water Agency, etc.) will be presented.

6. **Legal Affairs Committee (Assemi)** –The Committee Chair will report on items within the Committee’s jurisdiction.

7. **Operations & Maintenance Committee (Coelho)** – The Committee Chair will report on items within the Committee’s jurisdiction.

8. **Water Policy Committee (Anderson)** – The Committee Chair will report on items within the Committee’s jurisdiction.

9. **Finance & Administration Committee (Bourdeau)** – The Committee Chair will report and the Board may act upon the following items within the Committee’s jurisdiction.
 - a. Consider Clarifying or Amending the District’s Policy on the Delegation of Authority for Transfer of Water Out of the District
 - b. Consider Adopting a Revised Salary Schedule, Effective June 1, 2023

10. **Sustainable Groundwater Management Act** – Serving as the Groundwater Sustainability Agency of the Westside Subbasin:
 - a. Board of Directors to Receive an Update and/or provide Input on Sustainable Groundwater Management Act Implementation/Compliance Activities, including Actions to Implement the Groundwater Sustainability Plan

**Westlands Water District
Hearing and Regular Meeting**

May 16, 2023, 9:00 a.m.

- b. Board of Directors to Receive Input and Consider Authorizing Actions to Restrict Groundwater Pumping and Promote In-Lieu Recharge
 - c. Board of Directors to Consider Making Appointments to the Advisory Committee and Technical Advisory Committee
- 11. Board to Receive Report and Consider Changing Structure of or Dissolving Standing Committees of the Board of Directors**
- 12. Board to Receive Update on Article 3. Allocation of Water When a Lateral is at Maximum Design Capacity**
- 13. Board of Directors to Receive an Update and Provide Direction on Continued Participation in the Los Vaqueros Reservoir Expansion Project**
- 14. Board of Directors to Receive an Update and Provide Direction on Continued Participation in the B.F. Sisk Dam Raise and Reservoir Expansion Project**
- 15. Public Comment** - Any member of the public may address the Board concerning any matter not on the Agenda but within the Board's jurisdiction. Public comment is limited to three minutes per person and no more than fifteen minutes per topic. For good cause, the President may waive these limitations.
- 16. Closed Session** - The Board will meet in closed session pursuant to the Government Code sections noted to discuss the following:
- a. Conference with Real Property Negotiators (Pursuant to Cal. Gov. Code section 54956.8)
 - 1) Property: Approximately 2,942 acres of land in the E $\frac{1}{2}$ of Section 9 ,W $\frac{1}{2}$ of Section 15, NE $\frac{1}{4}$ of Section 16, S $\frac{1}{2}$ & NW $\frac{1}{4}$ & NE $\frac{1}{4}$ of Section 21, NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 22, NW $\frac{1}{4}$ & NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 28, N $\frac{1}{2}$ & SE $\frac{1}{4}$ & SW $\frac{1}{4}$ of Section 29, E $\frac{1}{2}$ of NE $\frac{1}{4}$ of Section 31, and all of Section 33, T. 36N., R.3W., M.D.B.&M., in Shasta County, California
Agency Negotiator: General Manager or designee
Negotiating Parties: T.B.D.
Under Negotiation: Price and terms of payment
 - 2) Property: 29-acre Utility Easement in Section 13, Township 17S., Range 16E., M.D.B.&M
Agency Negotiator: General Manager or designee
Negotiating Parties: Intersect Power Land Holdings
Under Negotiation: Price and terms of payment

Westlands Water District
Hearing and Regular Meeting

May 16, 2023, 9:00 a.m.

- 3) Property: 67.5 acres of land consisting of the following: W ½ of SE ¼ of Section 36, T.13S., R.14E., M.D.B.&M.
Agency Negotiator: General Manager or designee
Negotiating Parties: Mendota Unified School District
Under Negotiation: Price and terms of payment

- 4) Property: Water Supply
Agency Negotiator: General Manager or designee
Negotiating Parties: T.B.D.
Under Negotiation: Price and terms of payment

- 5) Property Easement and Mineral Rights: Approximately 7,142 acres of land consisting of the following:
 - a. Sections 1, 2, 3, 4, 9, 10, 11, 12, 15 and 16 of Township 13 South, Range 13 East; and Sections 33 and 34 in T.12S., R.13E., M.D.B.&M
Agency Negotiator: General Manager or designee
Negotiating Parties: Sunset Exploration, Inc
Under Negotiation: Price and terms of payment

- b. Conference With Legal Counsel – Anticipated Litigation
Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Government Code Section 54956.9 – 1 potential cases

- c. Conference With Legal Counsel – Anticipated Litigation
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9 – 4 potential cases

- d. Conference With Legal Counsel – Existing Litigation
Existing Litigation Pursuant to paragraph (1) of Subdivision (d) of Section 54956.9
 - 1) Firebaugh Canal Water District et al. v. United States of America et al., United States District Court, Eastern District of California, Case Nos. 1:88-cv-634-JLT- SKO, 1:91-cv-048-LJO/DLB
 - 2) Westlands Water District v. United States, United States Court of Appeal for the Federal Circuit, Case No. 13-5069
 - 3) North Coast Rivers Alliance v. Delta Stewardship Council, Sacramento Co. Superior Court, Case No. 34-2018-80002898, Third District Court of Appeal Case No. C097948 (“Delta Plan Amendment Litigation”)
 - 4) North Coast Rivers Alliance et al. v. U.S. Department of the Interior et al., United States District Court, Eastern District of California, Case No. 1:16-cv-00307-JLT-SKO (“Challenge to Interim Renewal Contracts & Repayment Contracts”)

Westlands Water District
Hearing and Regular Meeting

May 16, 2023, 9:00 a.m.

- 5) Hoopa Valley Tribe v. United States Bureau of Reclamation et al., United States District Court, Eastern District of California, Case No. 1:20-cv-01814-JLT-EPG (“Challenge to Repayment Contracts”)
- 6) Center For Biological Diversity et al. v. United States Bureau of Reclamation et al., United States District Court, Eastern District of California, Case No. 1:20-cv-0706-JLT-EPG (“Challenge to Repayment Contracts”)
- 7) Natural Resources Defense Council et al. v. Haaland et. al., United States District Court, Eastern District of California, Case No. 1:05-cv-01207-JLT-EPG, on appeal in the United States Court of Appeals for the Ninth Circuit, Case No. 21-15163 (“2005 DMC Contract Renewals Litigation”)
- 8) City of Fresno, et al. v. United States, United States Court of Federal Claims, Case No. 1:16-cv-01276-EDK, on appeal in United States Court of Appeals for the Federal Circuit, Case No. 22-1994 (“Friant Takings Suit”)
- 9) State Water Board Cases, Sacramento County Superior Court Case No. JCCP 5013 (“WQCP Phase 1 Litigation”)
- 10) North Coast Rivers Alliance et al. v. Department of Water Resources, Sacramento County Superior Court Case No. 34-2019-80003057 (“COA Addendum-WaterFix No Harm Litigation”)
- 11) Westlands Water District v. All Persons Interested in the Matter of the Contract Between the United States and Westlands Water District Providing Project Water Service, San Luis Unit and Delta Division and Facilities Repayment, Fresno County Superior Court, Case No. 19CECG03887, and appeal in the Court of Appeal, Fifth Appellate District, Case No. F083632 (Consolidated with F084202) (“Main Contract Validation Action”)
- 12) Pacific Coast Federation of Fishermen’s Association et al. v. Raimondo, et al., United States District Court, Eastern District of California, Case No. 1:20-cv-0431-JLT-EPG (“2019 ROC on LTO NGO Litigation”)
- 13) California Natural Resources Agency et al. v. Raimondo, et al., United States District Court, Eastern District of California, Case No. 1:20-cv-0426-JLT-EPG (“2020 ROC on LTO AG Litigation”)
- 14) Pacific Gas and Electric Company, Federal Energy Regulatory Commission, Docket Nos. ER20-2878-000 et al. (“PG&E Wholesale Distribution Tariff Proceedings”)
- 15) California Sportfishing Protection Alliance et al. v. State Water Resources Control Board et al., Sacramento County Superior Court, Case No. 34-2021-80003761 (“2021 Order Re TUCP”)
- 16) California Sportfishing Protection Alliance et al. v. State Water Resources Control Board et al., Sacramento County Superior Court, Case No. 34-2021-80003763 (“2021 Order Re Shasta Temp. Mgmt. Plan”)

Westlands Water District Hearing and Regular Meeting

May 16, 2023, 9:00 a.m.

- 17) James Irrigation District v. Westlands Water District, Kern County Superior Court, Case No. BCV-20-101432 (“Mendota Pool Program Challenge”)
- 17. Report from Closed Session, if any, Required by Government Code Section 54957.1**
- 18. The Board of Directors to Consider Authorizing the General Manager or Designee to Execute an Option Agreement to Grant a Utility Easement to Intersect Power Land Holdings, LLC for Approximately 29 Acres, consisting of the South 270 feet of Section 13 T.17S., R.16E., M.D.B.&M.**
- 19. The Board of Directors to Consider Authorizing the General Manager or Designee to Execute an Option Agreement with Mendota Unified School District on Approximately 67.5 Acres of District Owned Land in the West Half of the Southeast Quarter of Section 36, T.13S., R.14E., M.D.B.&M.**
- 20. The Board of Directors to Consider Authorizing the General Manager or Designee to Execute an Option Agreement with Sunset Exploration, Inc. to potentially acquire an Easement and Mineral Rights Lease on District Land in Sections 1, 2, 3, 4, 9, 10, 11, 12, 15 and 16 in T.13S., R.13E., M.D.B.&M and Sections 33 and 34 in T.12S., R.13E., M.D.B.&M.**
- 21. Adjournment**

Order of Business

The order of business reflected in this Agenda is subject to change.

Accessibility

A person with a qualifying disability under the Americans with Disabilities Act of 1990 may request the District provide a disability-related modification or accommodation in order to facilitate that person’s participation in any public meeting of the District. Such assistance includes appropriate alternative formats for the agendas and agenda packets used for any public meetings of the District. Requests for such assistance may be made in person at the District’s Fresno office, which is located at 3130 N. Fresno St., Fresno, California, by telephone (559-224-1523), facsimile (559-241-6277), or written correspondence addressed to Westlands Water District, Attn: Karen Clark, P.O. Box 6056, Fresno, California 93703. Notifications of at least 48 hours prior to the meeting will assist staff in assuring that reasonable arrangements can be made.

Remote Participation by Members of the Public

At this time, the District permits any member of the public to participate in meetings of its Board and Committees from any location by telephone or video, or both. Remote participation by members of the public from any location is offered as a courtesy and is not required by law. Telephone and internet access and reliability varies widely, and District staff may not be able to assist members of the public with technical difficulties. To avoid issues that may arise from participating remotely by phone or video, members of the public who wish to provide public comment are encouraged to attend in person at a noticed location.

At the appropriate time to provide the comment, members of the public wishing to comment will be acknowledged by the Chair of the meeting. Members of the public participating by video should use the “Raise Hand” tool located in Zoom meeting link when seeking to provide public comment on an item.

Westlands Water District Hearing and Regular Meeting

May 16, 2023, 9:00 a.m.

Document Availability

Written material related to an item on this agenda that is distributed less than 72 hours prior to this meeting to at least a majority of the members of the legislative body will be available for inspection at the District's Fresno office, which is located at 3130 N. Fresno Street, Fresno, California.

Written material distributed during a public meeting will be available for public inspection at the meeting, if prepared by District staff or a member of its legislative body, or after the meeting if prepared by some other person.

Disclosure

This agenda has been prepared pursuant to applicable laws of the State of California, including but not limited to, Government Code section 54950 et seq. The agenda and information to support items on the agenda have not been prepared to inform an investment decision concerning the District, including in any of District's bonds, notes, or any other financial obligations. Any projections, plans, or other forward-looking statements included in the information in this agenda or the information supporting the items on the agenda are subject to a variety of uncertainties that could cause any actual plans or results to differ materially from such statements. The information in this agenda and the information supporting the items on the agenda are not intended to be used by investors or potential investors in considering the purchase or sale of the District's bonds, notes, or other financial obligations. Investors and potential investors should rely only on information filed by the District on the Municipal Securities Rulemaking Board's Electronic Municipal Market Access System for municipal securities disclosures and the District's Investor Relations website, maintained on the World Wide Web at emma.msrb.org and wwd.ca.gov/investor-relations, respectively. For purposes of this note, "District" means Westlands Water District, Westlands Water District Distribution District No. 1, Westlands Water District Distribution District No. 2, San Luis Unit/Westlands Water District Financing Authority, and/or Westlands Water District Financing Corporation.

WESTLANDS WATER DISTRICT BOARD OF DIRECTORS

ACTING AS A BOARD OF EQUALIZATION

HEARING OF MAY 16, 2023

ITEM 1

SUBJECT:

The Board of Directors of Westlands Water District, Acting as a Board of Equalization, to Consider Adopting Resolution No. 111-23, Equalizing the District's 2023 Benefit Assessment and Setting the Assessment Rate

DISCUSSION:

On August 29, 2017, the landowners of the District approved by a Proposition 218 vote, a Schedule of Annual Maximum Assessment (Schedule) per acre by land use category for 2017-2018 through 2026-2027. Using this Schedule, and the assessments included in the 2023-2024 Adopted Budget, the 2023 Assessment Book has been prepared and filed with the assessed benefit valuations for each parcel.

The total assessed value determined in accordance with the benefit methodology is \$19,633,558 for the 2023 Benefit Assessment. The District's benefit methodology provides for the collection of long-term water supply costs and components of the District's fixed operation and maintenance costs through a benefit assessment. The benefit assessment is to remain in force for 10 years. The benefit assessment is charged to each parcel based on its acreage and land use category. The rate of assessment for each acre under the land use category of Eligible for Other Water Supply is \$12.26 per acre. The rate of assessment for each acre under the land use category of Eligible for CVP Allocation is \$29.84 per acre. Since acreage eligible for CVP Allocation is also eligible for Other Water Supply, the total assessment for CVP Allocation will be the sum of the two, or \$42.10 per acre.

Using the Schedule of Per Acre Valuations, the assessment for certain parcels is less than \$2.00 and staff recommends that the Board set these assessments at \$0, in accordance with the law, since it is not cost effective to collect them.

All the required notices for this hearing have been published and/or noticed in accordance with the law. At today's hearing, the Board shall hear and determine any objections to the Assessor's valuation(s) of a parcel or parcels based on this Schedule and, if necessary, change any incorrect valuation(s).

Before the hearing is closed, the Assessor will determine the total 2023 benefit valuation for all District lands for assessment purposes. The Board shall then set the assessment rate for the benefit assessed valuation.

Upon action by the Board, it is anticipated that the 2023 Assessment Book will be filed with the Tax Collector on May 16, 2023, thereby constituting a lien on each parcel of land assessed, due and payable as of that date, and imparting notice of the lien to all persons. Thereafter, assessments unpaid within six months after the due date, November 16, 2023, shall be delinquent.

PROPOSED MOTION:

Move that the Board of Directors, acting as a Board of Equalization: (1) adopts Resolution No. 111-23, a Resolution of the Board of Directors acting as a Board of Equalization, equalizing the District's 2023 Benefit Assessments and setting the assessment rate which equalizes the 2023 Benefit Assessment, (2) sets the rate of assessment and a minimum assessment, and (3) authorizes the Assessor to take any and all actions necessary to adjust the 2023 Benefit Assessment records accordingly.

RECOMMENDATION:

Approve the proposed motion.

Attachments

1. Resolution No. 111-23, A Resolution of the Board of Directors, Acting as a Board of Equalization, Equalizing the District's 2023 Benefit Assessments, and Setting the Assessment Rate
2. Schedule of Per Acre Valuations for the 2023 Benefit Assessment

DRAFT

**RESOLUTION NO. 111-23
WESTLANDS WATER DISTRICT**

**A RESOLUTION OF THE BOARD OF DIRECTORS,
ACTING AS A BOARD OF EQUALIZATION, EQUALIZING THE DISTRICT'S 2023
BENEFIT ASSESSMENTS AND SETTING THE ASSESSMENT RATE**

WHEREAS, the Board of Directors filed on February 21, 2023, pursuant to Water Code Sections 36552, 36553, 36559, 36578, and 36579, an estimate of the total sum required to discharge all District 2023-2024 obligations; and

WHEREAS, this Board of Directors approved a benefit assessment methodology on August 29, 2017, which requires \$19,633,558 to be raised by assessment to collect funds for the District's debt payments for long-term water supply and fixed operations and maintenance costs for fiscal year 2023-2024; and

WHEREAS, this Board of Directors, pursuant to Water Code Sections 36559, 36570, 36577, 36578, 36579, adopted a Schedule of Per Acre Valuations for the 2023 Benefit Assessment on February 21, 2023; and

WHEREAS, the Assessor of said District, pursuant to Water Code Sections 36570, 36572, 36573, 36578, and 36579, adopted assessment rates for all assessable lands in the District as shown in the 2023 Assessment Book of the District; and

WHEREAS, the Assessor of said District filed with the Secretary of the District the District's 2023 Assessment Book, with the appropriate headings in which all lands are listed and each separate parcel thereof within the District; the name of each holder of title to each separate parcel of land within the District, and if unknown, that fact is stated; a description of each separate parcel of land within the District sufficient to identify it; the value of each separate parcel determined pursuant to said Schedule of benefit assessments; and the combined gross valuation of all lands within the District; and

WHEREAS, on April 18, 2023, the Board of Directors fixed May 16, 2023, at the hour of 9:00 a.m., or as soon thereafter as practicable, at the District's Fresno Office, 3130 N. Fresno Street, Fresno, California 93703, as the time and place where the Board, sitting as a Board of Equalization, to hear any and all objections to the assessments of said District, as assessed and set forth in said 2023 Assessment Book; and

WHEREAS, the Secretary of the Board published notices of the time and place of said hearing before and by the Board, sitting as a Board of Equalization, to hear and determine any and all objections to the 2023 Benefit Assessment, as well as notices of the time and place where the 2023 Assessment Book could be inspected by the public, in The Business Journal, a newspaper of general circulation published in the County of Fresno, State of California, and in the Hanford Sentinel, a newspaper of general circulation published in the County of Kings, State of California, and posted such notice in the District's Fresno and Five Points offices; and

WHEREAS, the District notified District landowners and water users of the Equalization Hearing in a Notice to Water Users and Landowners dated April 21, 2023; and

WHEREAS, the Board of Directors met as a Board of Equalization on May 16, 2023, at 9:00 a.m., to hear and determine any and all objections to the assessments of said District as set forth in the 2023 Assessment Book on file with the District; and

WHEREAS, based on the 2023 Assessment Book and the valuations therein made, it appears that all said valuations are now equal, fair and just, and represent the benefit assessment values of the lands assessed; and

WHEREAS, the Assessor of the District prior to the closing of the hearing has added the total taxable valuation of the lands of said District as determined by this Board and has determined the total 2023 benefit assessed valuation to be \$19,633,558; and

WHEREAS, the assessment of certain parcels of land, using the Schedule of Per Acre Valuations for the 2023 Benefit Assessment adopted by the Board, will be less than \$2.00, and the collection of which is not cost effective; and

WHEREAS, for those parcels of land described in the recital immediately above, Water Code Section 36726(b) allows a board to set an annual assessment at \$0.00.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED as follows:

1. The benefit assessment values set forth in the Westlands Water District 2023 Assessment Book are equal, fair, and just, and represent the benefit assessment values in accordance with the District's Schedule of Per Acre Valuations for the 2023 Benefit Assessment.

2. An assessment rate of \$12.26 upon each acre under the land use category Eligible for Other Water Supply and an assessment rate of \$29.84 upon each acre under the land use category Eligible for CVP Allocation have been established to provide for the collection of 2023 long-term water supply debt payment obligations and fixed operations and maintenance obligations.

3. The minimum annual assessment for lands currently assessed less than \$2.00 per parcel shall be reduced to \$0.00, and the Assessor is authorized and directed to take any and all action necessary to adjust the 2023 assessment records accordingly.

4. The benefit assessment rates for the 2023 benefit assessed value are sufficient to raise the sums specified in the annual estimate, dated February 21, 2023, are necessary to be raised by assessment and are hereby fixed, ordered, and levied.

5. The Board now stands adjourned as a Board of Equalization and this hearing is completed.

Adopted at a regular meeting of the Board of Directors, sitting as the Board of Equalization, at Fresno, California, this 16th day of May, 2023.

AYES:

NOES:

ABSENT:

Bobbie Ormonde, District Secretary

DRAFT

WESTLANDS WATER DISTRICT

Schedule of Per Acre Valuations for the 2023 Benefit Assessment

| <u>Land Use Category</u> | <u>Assessment Per Acre</u> |
|-------------------------------------|----------------------------|
| Acreage Eligible for Other Water | \$12.26 |
| Acreage Eligible for CVP Allocation | \$29.84 |

PLEASE NOTE:

The Recommended Schedule of Per Acre Valuations for the 2023 Benefit Assessment will be used to collect long term water supply costs and components of the District's fixed operations and maintenance costs.

NOTES:

1. Lands will be categorized by the District Assessor upon the basis of information in the records of the District and, as appropriate, the county, as well as any information which might be provided by the landowner and which the Assessor finds is relevant to the classification.
2. The 2023 benefit assessment will equal the assessment rate times the number of acres under the land use category.
3. Class 6 lands are excluded from assessment. (Adverse factors such as ravines, creek channels, uneven topography and poor soil quality resulted in these lands being classified by the Bureau of Reclamation as ineligible to receive Project water through District distribution system facilities.)

April 18, 2023

DRAFT

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF
WESTLANDS WATER DISTRICT

April 18, 2023

The Board of Directors of Westlands Water District held a regular board meeting on April 18, 2023, at the District's Fresno Office, 3130 N. Fresno Street, Fresno, California 93703.

Directors present:

Jeff Fortune, President
Jim Anderson, Vice President
Kevin Assemi (arrived at 9:18 a.m.)
William Bourdeau
Frank Coelho, Jr.
Ernie Costamagna
Justin Diener
Ross Franson
Jeremy Hughes

Staff present:

Jose Gutierrez, Interim General Manager
Jon Rubin, Assistant General Manager & General Counsel
Tommi Saghatelian, Deputy General Counsel
Bobbie Ormonde, Deputy General Manager – Finance & Administration/
District Secretary
Jim Carter, Information Technology Officer
Russ Freeman, Deputy General Manager – Resources
Tom Boardman, Water Resources Engineer
Kiti Campbell, Supervisor of Resources
Bill Pierce, Director of Operations and Maintenance
Kelly Vandergon, Supervisor of Field Engineering & Planning
Steve Farmer, Supervisor of Customer Accounting
Elizabeth Jonasson, Public Affairs Representative
Karen Clark, Executive Assistant/Assistant District Secretary

Others present:

Chuck Gardner, Hallmark Group
Curtis Creel, Hallmark Group
Pablo Arroyave, San Luis & Delta-Mendota Water Authority
Robert Porr, Fieldman, Rolapp & Associates

DRAFT

Mr. Cork McIsaac, Agriculture Industries, Inc

CALL TO ORDER

President Fortune called the meeting to order at approximately 9:00 a.m. and asked if there was a quorum of the Board present. Ms. Ormonde stated a quorum of the Board was present.

GENERAL MANAGER

President Fortune stated the District hired a new general manager, Allison Febbo, and welcomed her to the District.

BOARD TO CONSIDER CORRECTIONS OR ADDITIONS TO THE AGENDA OF ITEMS, AS AUTHORIZED BY GOVERNMENT CODE SECTION 54950 ET SEQ.

Mr. Gutierrez proposed to move Item 11a through Item 17 to follow the Consent Calendar. Items 12 through 17 will be considered first, then Item 11 will follow. President Fortune agreed with the proposal.

CONSENT CALENDAR

Mr. Gutierrez stated all items listed on the Consent Calendar were routine and non-controversial and would be acted upon by a single action of the Board of Directors, unless a Board Member requested separate consideration of the item, in which case the item may be heard as an action item at the meeting.

Director Coelho requested separate consideration of the Investment and Financial Reports. The remainder of the Consent Calendar was considered.

Director Anderson moved to accept the Consent Calendar except for the Investment and Financial Reports. The motion was seconded by Director Coelho.

President Fortune asked for comments from the members of the public however, none were offered.

The Board of Directors accepted the Consent Calendar except for the Investment and Financial Reports. Mr. Gutierrez took roll as follows:

President Fortune: Aye

Vice President Anderson: Aye

Director Assemi: Absent

Director Bourdeau: Aye

Director Coelho: Aye

Director Costamagna: Aye

Director Diener: Aye

Director Franson: Aye

Director Hughes: Aye

ACCEPTING THE INVESTMENT AND FINANCIAL REPORTS

Ms. Ormonde reported on the Investment and Financial Reports, including the Treasurer's Report of Cash and Investments as of March 31, 2023, CALTrust Portfolio, Revenue and Funds Available, and Consolidated Budget Report.

Director Coelho made a motion to accept the Investment and Financial Reports. The motion was seconded by Director Hughes.

Mr. Gutierrez asked for comments from the members of the public.

A member of the public asked when a new rate would be established. Ms. Ormonde stated a new rate would be established when the final CVP allocation was announced which could possibly be in May or June. The budget would also be revised as well as the O&M water rate and any other rates that have the O&M component.

DRAFT

The Board of Directors accepted the Investment and Financial Reports. Mr. Gutierrez took roll as follows:

President Fortune: Aye

Vice President Anderson: Aye

Director Assemi: Absent

Director Bourdeau: Aye

Director Coelho: Aye

Director Costamagna: Aye

Director Diener: Aye

Director Franson: Aye

Director Hughes: Aye

CONSIDER RESOLUTION NOS. 105-23, 106-23, 107-23, 108-23, 109-23 AND 110-23
IN COMMENDATION OF DANIEL ERROTABERE, STAN NUNN, CEIL W. HOWE III,
RYAN FERGUSON, JON SMITH AND OLGA PROBST, RESPECTIVELY

President Fortune recognized several previous Directors after many years of service. He expressed the District's sincere appreciation for their years of loyal and dedicated service and extended to them best wishes for good health and happiness in the future. Mr. Smith was in attendance and Mr. Pierce presented Mr. Smith with a copy of Resolution No. 109-23.

Director Bourdeau moved to adopt the resolutions in commendation. The motion was seconded by Director Diener.

Mr. Gutierrez asked for comments from the members of the public however, none were offered.

The Board of Directors adopted Resolution Nos. 105-23, 106-23, 107-23, 108-23, 109-23 and 110-23 In Commendation of Daniel Errotabere, Stan Nunn, Ceil W. Howe III, Ryan Ferguson, Jon Smith and Olga Probst, Respectively. Mr. Gutierrez took roll as follows:

DRAFT

President Fortune: Aye
Vice President Anderson: Aye
Director Assemi: Aye
Director Bourdeau: Aye
Director Coelho: Aye
Director Costamagna: Aye
Director Diener: Aye
Director Franson: Aye
Director Hughes: Aye

BOARD OF DIRECTORS TO RECEIVE AN UPDATE AND PROVIDE DIRECTION ON
CONTINUED PARTICIPATION IN THE B.F. SISK DAM RAISE AND RESERVOIR
EXPANSION PROJECT

Mr. Gutierrez introduced Curtis Creel from the Hallmark Group. Mr. Creel addressed the Board and gave an update to the Board on the B.F. Sisk Dam Raise and Reservoir Expansion Project. Pre-construction, design and construction costs, summary of the project, baseline allocation assumptions, potential interactions with other projects, project benefits, baseline allocation assumptions and financing were outlined. Total cost of the project was projected to be \$994,925,000 including a project debt service cost of \$1,138,796,493. Cost for water was estimated to be \$1,400 AF. The District's share for debt service reimbursable CVP share over the term of the debt would be \$5,700,928. Investor share over the term of the debt would be approximately \$32 million (\$749/AF investor storage). It was noted the data and information provided were preliminary and subject to revision.

Several Directors had questions concerning the District's cost, investors who could take more the District's share to keep the District's costs down, recharging earlier, and how the District would distribute the charges to its landowners and water users. During this discussion, Director Assemi noted he prepared documents that he believed were relevant to the discussion and made them available to the Directors and members of the public.

DRAFT

Mr. Creel concluded that funds from each of the investors would need to be completed by July 1.

President Fortune asked for comments from the members of the public.

A member of the public suggested the debt service fees to landowners should be spread on a future planted acre basis. Additionally, he asked if the District could opt out of the federal portion of the project. Mr. Arroyave stated the District could not opt out. A member of the public stated the project would have to be considered in connection with evaluating the District's Rescheduling Guidelines.

After discussion, the Board directed staff to continue discussions with potential investors and express that the District's interest is likely less than a 66% investment, and that the District staff explore the potential for the District to participate but with a smaller portion of the available investor opportunities.

INTERIM GENERAL MANAGER'S REPORT

Water Supply

Mr. Freeman stated the District's primary sources of supply this year was 80% contract allocation and stored water from last year which was approximately 75,000 AF. The anticipated Supplemental Program and common landowner water transfers were estimated to be 1,035,000 AF. The District had used approximately 12,000 AF of that amount during March. The District had approximately 68,000 AF of carryover water remaining at the start of April and staff was projecting that would be used by April 27 based on current demand.

Groundwater Use

Mr. Freeman stated groundwater use in the District in March was estimated at 5,600 AF. Groundwater pumping was expected to decrease due to the subsequent increase in the District's surface water allocation.

San Luis Reservoir

Mr. Freeman stated the federal share of San Luis Reservoir filled on April 6 and Reclamation declared Delta Section 215 water available on April 14. It was expected that San Luis Reservoir would draw down by the end of May and therefore would have most of the month to take Section 215 water. There was an allocation made to growers based on what staff felt was a reasonable amount the District could take of Section 215 water.

Supplemental Water

Mr. Freeman stated a Supplemental Water Application had been sent to growers which was due on May 1. Estimates for delivered supplemental water was \$250 - \$280 per AF. Due to ample water supply and the potential increase in additional water allocation, the Board directed staff to extend the application due date an additional 30 days and send another notice to water users to solicit feedback regarding the mass balance of water supply verses requests from water users and return with options for the Board to consider.

President Fortune asked for comments from the members of the public.

A member of the public stated the District needed to outperform 2017 and that recharge in the District to address the amount of water the District had was positive, but that the District needed to encourage its growers to participate in more recharge. He suggested that for supplemental water, the Board should approve the transfer of water outside the District without an obligation to return that water. A member of the public also suggested the District monitor well usage and that Area III should be required to take contract water as well as create policy which illustrated a disincentive to pump groundwater to show Reclamation the District is not pumping groundwater and that the District has a right to have the District's GSP approved. Additionally, the member of the public suggested the District consider the rescheduled water policy absorbs storage capacity in San Luis Reservoir and to evacuate the water sooner to have less foregone pumping.

A member of the public stated that since the District would be at 100% water allocation, staff should revisit the O&M charges to base them on 100% supply.

Operations

Mr. Boardman reported Shasta storage conditions and noted the amount of storage gain and accumulated precipitation since November 2022. Shasta storage was estimated to nearly fill by late May due to the above average snowpack. Folsom storage was also reported along with the accumulated snowpack. Current export operations were explained in addition to current flood flows into the Mendota Pool. Mr. Boardman concluded his report by briefly noting when the CVP share of San Luis Reservoir is expected to begin a sustained drawdown. Responding to a question from Director Hughes, Boardman provided an estimate for when flood flows into the Mendota Pool from the Kings River might end.

Federal and State Legislative Affairs

Mr. Rubin noted that at an oversight hearing conducted by the House Subcommittee on Water, Wildlife and Fisheries, Director Bourdeau, in his capacity as Vice Chair and a Director at the San Luis & Delta-Mendota Water Authority, testified. Mr. Rubin summarized Director Bourdeau's testimony.

Mr. Rubin also noted Director Bourdeau's participation in a field hearing conducted by the House Subcommittee on Water, Wildlife and Fisheries on HR 215 and HR 872. Mr. Rubin summarized Director Bourdeau's testimony.

Finally, Mr. Rubin mentioned his testimony before the California Senate Nature Resource & Water Committee and summarized his testimony.

Mr. Gutierrez stated a meeting was held with Congressman Costa and representatives from the State Water Resources Control Board, the Department of Water Resources, and the U.S. Army Corp of Engineers regarding the management of flood flows with respect to the District's portion of help to manage diversions out of the north fork of the Kings River to help mitigate some of the flood impacts in the Tulare Lake.

DRAFT

Public Affairs

Ms. Jonasson stated the due date for applications for the District's senior scholarship program was approaching. Staff sent a press release announcing the selection of the District's new general manager. Staff also presented at the Island Elementary Career Day and participated in the first food distribution of the year in Cantua Creek. Additionally, staff will participate in an upcoming panel discussion in front of the San Joaquin Valley Political Academy on the future of California ag and water.

Update on Improvements of New District Office and Other Matters Related to Occupancy of New Office

Mr. Gutierrez stated the contractor would finish demolishing some of the existing building to make room for the new board room. It was estimated the building would be complete sometime in the summer.

Other District Activities

Mr. Gutierrez stated growers should use their 215 water as much as possible. Depending on the overachievement or underachievement of using the water, the District may be able to allocate additional 215 water however, would not know how much water can be allocated until mid to late May.

Mr. Gutierrez asked for comments from the members of the public on the General Manager's report, however, none were offered.

OUTSIDE AGENCY ACTIVITIES

Family Farm Alliance

Director Bourdeau stated the Alliance was working at the federal level and state level to advocate for irrigated agriculture.

San Luis & Delta-Mendota Water Authority

Mr. Freeman reported the Authority revised its rates based on an 80% allocation and was set at \$32.17 per AF for the District.

ACWA

Mr. Gutierrez stated ACWA would hold its Spring Conference May 9-11 in Monterey. Some Directors and staff will be attending.

State and Federal Contractors Water Agency

No report was given.

LEGAL AFFAIRS COMMITTEE

No report was given.

OPERATIONS & MAINTENANCE COMMITTEE

Mr. Pierce updated the Board on the District's repair of pipes and meters. Additionally, staff was working with FEMA regarding damage from storm water. There were very few meters for installation remaining in the groundwater metering program. Staff was navigating the last few easements for installation of the AMR project. There was capacity at the Pleasant Valley Pumping Plant and over 700 cfs was available.

President Fortune asked for comments from the members of the public, however, none were offered.

WATER POLICY COMMITTEE

Board of Directors to Receive an Update and/or provide Input on the District's Use of Landowner Recharge Facilities

Ms. Campbell reported the District had approved 83 projects through the standard application process and 31 projects through the expedited process. That amount included 86 ASR Projects, 56 over-irrigation projects, 30 percolation basins and 2 sublateral recharge projects. Total recharge potential was 3,300 AF per day which was being refined as additional applications were received.

DRAFT

Forty-one projects had been approved under the two programs the District had authorized, the Zero Rate Water and the \$100 per AF Water. Based on the growers who had requested opening readings, 50 projects were operational. Of those projects, potential recharge capacity was 1,070 AF per day. It was noted that during the month of March, most of the recharge projects did not begin until the last part of the month and total amount of recharge for the month was estimated at approximately 2,000 AF. For April, 8,000 AF had been recharged through both programs. For private projects, it was estimated 2,300 AF had been recharged. Currently, the District was averaging approximately 572 AF per day, however those numbers were increasing each day with the approval of additional projects.

Under the Zero Rate Program, when staff was directed to implement the program, there was a limit of 20,000 AF. Currently, the District had recharged approximately 4,000 AF under the Zero Rate Program and would need to continue the program through mid-May to fully recharge the 20,000 AF program. Of question was whether the Board wanted staff to continue to implement the Zero Rate Program until the 20,000 AF is fully exhausted, or stop the program and convert to the \$100 per AF Program which was authorized to run throughout the year. Director Coelho asked for additional information regarding the total recharge year-to-date and the percentage of that amount above the Corcoran clay and requested staff monitor that amount. After discussion, the Board directed staff to continue the Zero Rate Program and also bring back additional information on the \$100 per AF Program to determine if the amount is adequate or short.

President Fortune asked for comments from the members of the public.

A member of the public stated growers that have existing temporary diversions have more excess capacity that can be used for recharge. If there is a way for the District to utilize the surplus capacity to move water for recharge, it would be beneficial.

A member of the public stated she was aware that there was a leave behind for the percolation basins. She asked if there was a leave behind for evaporation loss also. Ms.

DRAFT

Campbell stated there was and that it would vary based on infiltration rates and would change by month depending on the ET rates. That amount would be communicated to growers. The amount for March and April would be small.

A member of the public commented that she felt the basins were not being fully utilized in terms of the full area of the basin being wet. Director Coelho stated that the grower recharging would need to convey to District staff what percentage of the basin is full so staff knows the acreage to calculate for evaporation. Mr. Campbell confirmed Director Coelho's statement.

Board of Directors to Receive an Update and/or provide Input on the District's Land Management Program

Mr. Freeman updated the Directors on the District's Land Management Program and noted the District had approximately 75,600 acres in fee title including some recent transactions that had been completed since last October. That number reflects the District having sold 21,000 acres of land to solar developers and others over the years. Of those acres sold, the District had retained the water supply associated with the land as well as easement access and access to develop groundwater as needed. For 2023, the District's lease program was 57,000 acres and was expected to generate approximately \$500,000 in income. All leases were under standard form agreements with two-year terms and the price was negotiated with the District's land agents. Base rent was \$15 per acre and for leases that can be irrigated, there was a \$285 per acre incremental charge that must be paid before irrigation. Total irrigation of District owned land was approximately 558 acres.

No public comment was offered.

The board directed staff to continue with the program.

Board of Directors to Receive an Update and/or provide Input on the District's Reverse Auction and Land Acquisition

DRAFT

Mr. Freeman stated since October of 2022, the District acquired 1,400 acres of land with 960 acres currently in escrow. Acquisition costs would be approximately \$33.25 million. Of the land the District was buying through the programs, approximately 1,680 acres of the land was permanent crops with the removal costs for that amount estimated at \$3.7 million. The board recently approved execution of the purchase and sales agreement of another 844 acres which would be approximately \$9.9 million. Under that agreement, the seller would remove the trees. Additionally, staff was evaluating the land the District has purchased for potential recharge sites.

President Fortune asked for comments from the members of the public.

A member of the public asked if the recharge plans were available to growers in the subsidence prone area or generally spread out over the entire District. Vice President Anderson stated the District was targeting subsidence prone areas because the District had a limited amount of money for the program. He also stated the District was reducing the potential for growers inside the zone to have more groundwater extractions by buying property they can offset for more credits. He asked if there would be any type of program that help mitigate that situation. Mr. Gutierrez stated staff was evaluating the potential to make available District developed recharge sites for private usage and leasing arrangements. A member of the public stated there should be some extra effort to mitigate subsidence prone areas especially if the District was purchasing land. Ms. Campbell stated the Board previously directed staff to reallocate groundwater to the tiered pumping program which would be applied which could increase his opportunities. Additionally, the District had a replacement water program so if there was the potential to pump groundwater this year, the District could provide new replacement supply in the way of surface water to growers in the subsidence prone areas.

FINANCE & ADMINISTRATION COMMITTEE

Consider Setting the 2023 Benefit Assessment Equalization Hearing Date

Ms. Ormonde reported, as part of the assessment process, that the Board of Directors is required to set a hearing date for the equalization of the District's 2023 Assessment Book.

DRAFT

At the hearing, landowners can object to the Assessor's assigned benefit valuation of individual parcels. To do so, landowners must file a written application with the District Secretary by a specified date. Once the objections, if any, have been heard and acted upon, the Board will equalize the 2023 Assessment Book, set the assessment rates per acre for each land use category, and assess lands, if any, escaping assessment in prior years.

During the budget process, the annual estimate required was \$19,636,400. The 2023 Assessment Book was finalized and executed and would be available for review by the public at the District's Fresno and Five Points Offices.

Director Bourdeau made a motion to 1) set May 16, 2023, at 9:00 a.m., or as soon thereafter as practicable, as the date and time that the Board, sitting as the Board of Equalization, will equalize the 2023 Assessment Book and 2) Direct the required posting and publication notices regarding the hearing date and time. The motion was seconded by Director Diener.

President Fortune asked for comments from members of the public, however, none were offered.

The Board of Directors approved setting May 16, 2023, at 9:00 a.m., or as soon thereafter as practicable, as the date and time that the Board, sitting as the Board of Equalization, will equalize the 2023 Assessment Book and 2) directed the required posting and publication notices regarding the hearing date and time. Mr. Gutierrez reported the vote as follows:

President Fortune: Aye

Vice President Anderson: Aye

Director Assemi: Aye

Director Bourdeau: Aye

Director Coelho: Aye

DRAFT

Director Costamagna: Aye

Director Diener: Aye

Director Franson: Aye

Director Hughes: Aye

SUSTAINABLE GROUNDWATER MANAGEMENT ACT – SERVING AS THE
GROUNDWATER SUSTAINABILITY AGENCY OF THE WESTSIDE SUBBASIN:
Board of Directors to Receive an Update and/or provide Input on Sustainable
Groundwater Management Act Implementation/Compliance Activities, including Actions
to Implement the Groundwater Sustainability Plan

Ms. Campbell stated staff completed the Spring 2023 Groundwater Well Monitoring for the SGMA Representative Monitoring Wells across the District. Groundwater elevation increases ranged from 14 feet to 170 feet compared to the fall 2022 readings. Staff will also deliver a detailed update on groundwater conditions in May based on groundwater usage last year. The Department of Water Resources stated the District should receive an approval letter in May 2023 on the District's Westside Subbasin GSP. Finally, staff plans to conduct an additional 30 co-penetration tests east of the San Luis Canal and will include information in the District's monthly newsletter that encourages growers to contact the District in conducting CPTs on their land.

President Fortune asked for comments from the members of the public.

A member of the public asked if the District might allow a grower within the subsidence prone area to pump more water than currently authorized during the transition period, as a result of the District's acquisition and fallowing of land within the subsidence prone area. Ms. Campbell stated there was the potential, but staff would have to conduct additional analysis and would need to receive additional direction from the Board.

CONSIDER DESIGNATION OF LANDOWNER REPRESENTATIVE FOR PURPOSE OF
APPOINTMENT OR ELECTION TO THE BROADVIEW WATER DISTRICT BOARD OF
DIRECTORS

DRAFT

Ms. Ormonde stated the Broadview Water District Board of Directors was now comprised of two members, which is below the minimum number necessary to constitute a quorum. Staff recommended that the Board appoint Allison Febbo to sit on the Broadview Water District Board of Directors. Since there is no longer a quorum of the Board for Broadview Water District, should the Board of Directors appoint Ms. Febbo, staff would draft a letter to the Fresno County Board of Supervisors recommending the appointment of Allison Febbo as the District's landowner representative.

Director Diener moved that the Board of Directors designate Allison Febbo as Westlands Water District's landowner representative for the purpose of appointment or election to the Broadview Water District Board of Directors. The motion was seconded by Director Assemi.

President Fortune asked for comments from members of the public, however, none were offered.

The Board of Directors designates Allison Febbo as Westlands Water District's landowner representative for the purpose of appointment or election to the Broadview Water District Board of Directors. Mr. Gutierrez reported the vote as follows:

President Fortune: Aye

Vice President Anderson: Aye

Director Assemi: Aye

Director Bourdeau: Aye

Director Coelho: Aye

Director Costamagna: Aye

Director Diener: Aye

Director Franson: Aye

Director Hughes: Aye

PUBLIC COMMENT

DRAFT

President Fortune asked for public comments concerning any matter not on the agenda but within the Board's jurisdiction.

A member of the public stated there could be additional surface water projects the state could invest in.

CLOSED SESSION

Mr. Rubin announced the bases for the closed session, as identified on the agenda. Prior to moving into closed session, President Fortune asked for public comments, however, none were given. The Board then moved into closed session.

REPORT FROM CLOSED SESSION, IF ANY REQUIRED BY GOVERNMENT CODE SECTION 54957.1

Mr. Rubin reported that, while in Closed Session, the Board met to discuss real property and provided direction to real property negotiators. The Board also discussed anticipated litigation and took no action was taken.

THE BOARD OF DIRECTORS TO CONSIDER AUTHORIZING THE GENERAL MANAGER OR DESIGNEE TO EXECUTE AN OPTION AGREEMENT FOR GRANT A UTILITY EASEMENT TO INTERSECT POWER LAND HOLDINGS, LLC OF APPROXIMATELY 26 ACRES, CONSISTING OF THE SOUTH 250 FEET OF SECTION 13 T.17S., R.16E., M.D.B.&M

This item was not considered.

THE BOARD OF DIRECTORS TO CONSIDER: (A) FINDING EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT THE EXECUTION OF A UTILITY EASEMENT TO PACIFIC GAS AND ELECTRIC FOR AN AREA OF APPROXIMATELY 108 SQUARE FEET LOCATED IN THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 27 T.13S., R.20E., M.D.B.&M., (B) AUTHORIZING THE EXECUTION OF SAID EASEMENT, AND (C) AUTHORIZING RELATED ACTIONS

This item was not considered.

DRAFT

BOARD OF DIRECTORS TO CONSIDER AUTHORIZING THE GENERAL MANAGER OR DESIGNEE TO EXECUTE AN OPTION AGREEMENT WITH MENDOTA UNIFIED SCHOOL DISTRICT ON APPROXIMATELY 67.5 ACRES OF DISTRICT OWNED LAND IN THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 36, T.13S., R.14E., M.D.B.&M.

This item was not considered.

ADJOURNMENT

The meeting was adjourned at approximately 2:15 p.m.

DRAFT

Bobbie Ormonde, District Secretary

**WESTLANDS WATER DISTRICT
ACCOUNTS PAYABLE END-OF-MONTH
APRIL 28, 2023**

| <u>Vend</u> | <u>Vendor</u> | <u>Invoice Amount</u> | <u>Discount Amount</u> | <u>Description</u> |
|-------------|--------------------------------------|---------------------------|----------------------------|------------------------------|
| A 1690 | PUBLIC EMPLOYEES' | 64,993.59 | 0.00 | PAYROLL RELATED - ACH |
| C 0013 | A & E INDUSTRIAL CLEANING EQUIP CORP | 2,860.26 | 0.00 | PRESSURE WASHER |
| C 0036 | ACCESSICART LLC | 3,500.00 | 0.00 | CONSULTING SERVICES - ACH |
| C 0320 | ALLIED ELECTRIC MOTOR SERVICE, INC. | 145.18 | 2.69 | ALLEN-BRADLEY FUSE HOLDER |
| C 0320 | ALLIED ELECTRIC MOTOR SERVICE, INC. | 1,342.16 | 24.86 | METAL HORN W/ LED BEACON |
| C 0320 | ALLIED ELECTRIC MOTOR SERVICE, INC. | 296.67 | 5.50 | PIPE REPAIR SUPPLIES |
| C 0320 | ALLIED ELECTRIC MOTOR SERVICE, INC. | 3.17 | 0.06 | STEEL CONNECTOR |
| C 0320 | ALLIED ELECTRIC MOTOR SERVICE, INC. | 5.05 | 0.09 | STEEL CONNECTOR |
| C 0320 | ALLIED ELECTRIC MOTOR SERVICE, INC. | 4,873.48 | 90.27 | MISCELLANEOUS SUPPLIES |
| C 0461 | AMAZON.COM SERVICES LLC | 40.02 | 0.00 | VEHICLE REPAIR PARTS |
| C 0461 | AMAZON.COM SERVICES LLC | 19.49 | 0.00 | VEHICLE REPAIR PARTS |
| C 0552 | APPL, LABS | 51.00 | 0.00 | WATER SAMPLING |
| C 0552 | APPL, LABS | 545.00 | 0.00 | WATER SAMPLING |
| C 0569 | ARAMARK UNIFORM SERVICES | 2,500.18 | 0.00 | UNIFORM SERVICE- |
| C 0750 | AMPP GLOBAL CENTER, INC | 150.00 | 0.00 | ANNUAL MEMBERSHIP- |
| C 0760 | ASSOCIATED COMPRESSOR & | 1,807.21 | 0.00 | COMPRESSOR REPLACEMENT |
| C 0846 | ATLAS-SSI, INC | 1,695.84 | 0.00 | MISCELLANEOUS SUPPLIES |
| C 0873 | AT&T MOBILITY | 415.39 | 0.00 | WIRELESS SERVICE |
| C 1425 | BICKER, CASTILLO & FAIRBANKS | 20,025.00 | 0.00 | CONSULTING SERVICES |
| C 1859 | BOYS & GIRLS CLUB OF FRESNO | 2,500.00 | 0.00 | CONTRIBUTION |
| C 1950 | BRIGHTVIEW LANDSCAPE SERVICES, INC | 1,020.02 | 0.00 | GARDENING SERVICE - FRESNO |
| C 2405 | CBEC INC | 6,589.34 | 0.00 | CONSULTING SERVICES |
| C 2510 | CAL CHAMBER | 17,500.00 | 0.00 | MEMBERSHIP DUES - RUBIN |
| C 3033 | CALIFORNIA WATER SERVICES | 1,640.50 | 0.00 | WTR TREATMENT PLANT MAINT |
| C 3182 | CARL COSTAS | 2,751.30 | 0.00 | CONSULTING SERVICES |
| C 3520 | CENTRAL VALLEY BUS. FORMS | 4,210.88 | 0.00 | CAPS |
| C 3520 | CENTRAL VALLEY BUS. FORMS | -825.77 | 0.00 | CREDIT MEMO |
| C 3754 | CIT TECHNOLOGY | 118.74 | 0.00 | COPIER LEASE - FPSFO |
| C 3921 | COFFEE BREAK SERVICE INC | 299.50 | 0.00 | COFFEE - FPSFO |
| C 3941 | COMCAST BUSINESS | 545.36 | 0.00 | MONTHLY CHARGES-FRESNO |
| C 3942 | COMCAST BUSINESS | 189.35 | 0.00 | MONTHLY STMT- SACRAMENTO |
| C 4675 | NUTRIEN AG SOLUTIONS, INC | 2,079.11 | 0.00 | NAUTIQUE 2.5 GAL CONTAINER |
| C 4675 | NUTRIEN AG SOLUTIONS, INC | 691.04 | 0.00 | LIBERATE 2.5 GAL CONTAINER |
| C 5482 | ELBERT DISTRIBUTING | 577.56 | 0.00 | PLATINUM FUEL KIT |
| C 5510 | ELECTRIC MOTOR SHOP, INC. | 1,122.57 | 0.00 | UNSHIELDED WIRE |
| C 6000 | FGL ENVIRONMENTAL INC. | 2,223.00 | 0.00 | WATER QUALITY TESTING |
| C 6000 | FGL ENVIRONMENTAL INC. | 2,403.00 | 0.00 | WATER QUALITY TESTING |
| C 6201 | FEDEX FREIGHT, INC. | 471.62 | 0.00 | FREIGHT CHARGES |
| C 6233 | FIRST CHOICE COFFEE SERVICES | 49.00 | 0.00 | COFFEE - FRESNO |
| C 7115 | FRESNO OXYGEN & WELDING | 92.00 | 0.00 | REFILL |
| C 7347 | ARTHUR J GALLAGHER & CO | 45,684.00 | 0.00 | ANNUAL INSURANCE PREMIUMS |
| C 7347 | ARTHUR J GALLAGHER & CO | 63,152.00 | 0.00 | ANNUAL INSURANCE PREMIUMS |
| C 7347 | ARTHUR J GALLAGHER & CO | 193,098.00 | 0.00 | ANNUAL INSURANCE PREMIUMS |
| C 7347 | ARTHUR J GALLAGHER & CO | 49,817.00 | 0.00 | ANNUAL INSURANCE PREMIUMS |
| C 7347 | ARTHUR J GALLAGHER & CO | 23,550.84 | 0.00 | ANNUAL INSURANCE PREMIUMS |
| C 7347 | ARTHUR J GALLAGHER & CO | 29,922.20 | 0.00 | ANNUAL INSURANCE PREMIUMS |
| C 7347 | ARTHUR J GALLAGHER & CO | 8,474.00 | 0.00 | ANNUAL INSURANCE PREMIUMS |
| C 8150 | GRAINGER, INC. | 27.38 | 0.00 | BATTERIES |
| C 8150 | GRAINGER, INC. | 127.89 | 0.00 | TRAFFIC SIGNS |
| C 8349 | GREGS PETROLEUM SERVICE INC | 713.16 | 0.00 | DELO 3% ,MOLLY GREASE |
| C 8349 | GREGS PETROLEUM SERVICE INC | 2,172.81 | 0.00 | VEHICLE MAINTENANCE SUPPLIES |
| C 8621 | THE HALLMARK GROUP | 81,269.73 | 0.00 | CONSULTING SERVICES |

**WESTLANDS WATER DISTRICT
ACCOUNTS PAYABLE END-OF-MONTH
APRIL 28, 2023**

| <u>Vend</u> | <u>Vendor</u> | <u>Invoice Amount</u> | <u>Discount Amount</u> | <u>Description</u> |
|-------------|-------------------------------|---------------------------|----------------------------|------------------------------------|
| C 8621 | THE HALLMARK GROUP | 4,305.00 | 0.00 | CONSULTING SERVICES |
| C 8850 | HARRIS RANCH INN & RESTAURANT | 1,195.08 | 0.00 | BOARD LUNCHES |
| C 8850 | HARRIS RANCH INN & RESTAURANT | 2,269.94 | 0.00 | EXPENSE REIMBURSEMENT |
| C 9245 | HOME DEPOT CREDIT SERVICE | 256.39 | 0.00 | STEEL COMMERCIAL KNOB W/ LOCK |
| C 9245 | HOME DEPOT CREDIT SERVICE | 1,879.05 | 0.00 | BOLLIBOKKA CLUBHOUSE DINING CHAIRS |
| C 9245 | HOME DEPOT CREDIT SERVICE | 84.45 | 0.00 | DEADBOLTS |
| C 9245 | HOME DEPOT CREDIT SERVICE | 120.09 | 0.00 | POLISHING FLOOR PAD |
| C 9830 | JAMES A. ABEL | 5,000.00 | 0.00 | CONSULTING SERVICES |
| C 9940 | JORGENSEN & COMPANY, INC. | 1,360.00 | 0.00 | RESP FIT TEST QUALITATIVE |
| D 0200 | KELLY-MOORE PAINT CO INC. | 128.85 | 0.00 | PAINT |
| D 1089 | LITHIA FORD LINCOLN OF FRESNO | 72.14 | 0.00 | VEHICLE REPAIR |
| D 1089 | LITHIA FORD LINCOLN OF FRESNO | 26.00 | 0.00 | VEHICLE REPAIR |
| D 1239 | LUHDORFF & SCALMANINI | 800.00 | 0.00 | CONSULTING SERVICES |
| D 1239 | LUHDORFF & SCALMANINI | 9,694.50 | 0.00 | CONSULTING SERVICES |
| D 1295 | MKN & ASSOCIATES | 38,897.24 | 0.00 | CONSULTING SERVICES |
| D 1624 | MATSON ALARM CO INC | 348.75 | 0.00 | SECURITY SERVICE - CROMWELL |
| D 1640 | MC CROMETER, INC. | 3,312.63 | 0.00 | METER |
| D 1640 | MC CROMETER, INC. | 17,033.79 | 0.00 | K SEPARATOR ASSY THREADED |
| D 2055 | MID VALLEY DISPOSAL | 766.36 | 0.00 | DISPOSAL SERVICE-FIELD |
| D 2060 | MID-VALLEY DISTRIBUTORS | 472.93 | 0.00 | MISCELLANEOUS SUPPLIES |
| D 2250 | JIM MOORE ENTERPRISES | 2,998.24 | 0.00 | GRIT STEEL BAG |
| D 2539 | NAPA WEST AUTO | 142.61 | 0.00 | VEHICLE REPAIR SUPPLIES |
| D 2539 | NAPA WEST AUTO | 30.09 | 0.00 | VEHICLE REPAIR SUPPLIES |
| D 2539 | NAPA WEST AUTO | 28.07 | 0.00 | VEHICLE REPAIR SUPPLIES |
| D 2539 | NAPA WEST AUTO | 44.69 | 0.00 | VEHICLE REPAIR SUPPLIES |
| D 2539 | NAPA WEST AUTO | 6.88 | 0.00 | VEHICLE REPAIR SUPPLIES |
| D 2630 | NELSON PROFESSIONAL | 1,475.00 | 0.00 | JANITORIAL SERVICE- FRESNO |
| D 3100 | PACIFIC GAS & ELECTRIC | 18,564.61 | 0.00 | UTILITY BILLING |
| D 3101 | PACIFIC GAS & ELECTRIC | 141.97 | 0.00 | COST OF OWNERSHIP BILLING |
| D 3101 | PACIFIC GAS & ELECTRIC | 9.70 | 0.00 | COST OF OWNERSHIP BILLING |
| D 3101 | PACIFIC GAS & ELECTRIC | 10.82 | 0.00 | COST OF OWNERSHIP BILLING |
| D 3200 | PALM MEDICAL GROUP INC. | 76.00 | 0.00 | RESPIRATORY EXAM |
| D 3200 | PALM MEDICAL GROUP INC. | 76.00 | 0.00 | RESPIRATORY EXAM |
| D 3200 | PALM MEDICAL GROUP INC. | 210.00 | 0.00 | PRE EMPLOYMENT EXAM |
| D 3200 | PALM MEDICAL GROUP INC. | 40.00 | 0.00 | DRUG TEST |
| D 3200 | PALM MEDICAL GROUP INC. | 170.00 | 0.00 | RESPIRATORY EXAM |
| D 3200 | PALM MEDICAL GROUP INC. | 76.00 | 0.00 | RESPIRATORY EXAM |
| D 3200 | PALM MEDICAL GROUP INC. | 219.00 | 0.00 | RESPIRATORY EXAM |
| D 3213 | PAPE' MACHINERY | 217.95 | 0.00 | VEHICLE REPAIR |
| D 3686 | PROVOST AND PRITCHARD INC | 4,285.55 | 0.00 | CONSULTING SERVICES |
| D 3769 | QUADIENT LEASING | 634.22 | 0.00 | FOLDER LEASE |
| D 5242 | SAN LUIS & DELTA-MENDOTA | 2,625,717.27 | 0.00 | WATER PURCHASE-WIRE |
| D 5373 | SC FUELS | 755.40 | 0.00 | VEHICLE SUPPLIES |
| D 5540 | POWERSTRIDE BATTERY CO | 172.20 | 0.00 | VEHICLE REPAIR SUPPLIES |
| D 5795 | SIGNMAX | 191.77 | 0.00 | SIGNAGE |
| D 6174 | STAPLES, INC | 300.23 | 0.00 | OFFICE SUPPLIES |
| D 7533 | TRIMARK ASSOCIATES, INC. | 5,838.50 | 0.00 | METER REPLACEMENT |
| D 7533 | TRIMARK ASSOCIATES, INC. | 509.01 | 0.00 | METER RELOCATION |
| D 7635 | TULARE LAKE BASIN | 1,612.04 | 0.00 | ADMINISTRATIVE FEES |
| D 7679 | US BANK CORP PYMT SYSTEM | 170.93 | 0.00 | MONTHLY CHGS-BOLLIBOKKA |
| D 7679 | US BANK CORP PYMT SYSTEM | 1,037.81 | 0.00 | MONTHLY CHGS-GENERAL |
| D 7679 | US BANK CORP PYMT SYSTEM | 29.80 | 0.00 | MONTHLY CHGS-CARTWRIGHT |

**WESTLANDS WATER DISTRICT
ACCOUNTS PAYABLE END-OF-MONTH
APRIL 28, 2023**

| <u>Vend</u> | <u>Vendor</u> | <u>Invoice Amount</u> | <u>Discount Amount</u> | <u>Description</u> |
|-------------|--------------------------------|---------------------------|----------------------------|-----------------------------|
| D 7679 | US BANK CORP PYMT SYSTEM | 2,269.42 | 0.00 | MONTHLY CHGS- RUBIN |
| D 7679 | US BANK CORP PYMT SYSTEM | 4,487.89 | 0.00 | MONTHLY CHGS- CLARK |
| D 7679 | US BANK CORP PYMT SYSTEM | 60.70 | 0.00 | MONTHLY CHGS- GUTIERREZ |
| D 7679 | US BANK CORP PYMT SYSTEM | 10,022.44 | 0.00 | MONTHLY CHGS- ACUNA |
| D 8010 | UNIVERSAL ENGINEERING SCIENCES | 5,242.50 | 0.00 | CONSULTING SERVICES |
| D 9040 | WATER EDUCATION FOUND. | 2,500.00 | 0.00 | TOUR SUPPORT |
| D 9690 | WEX BANK | 374.12 | 0.00 | FUEL CHARGES - 03-25-23 |
| D 9983 | ZORO TOOLS INC | 2,430.04 | 0.00 | VALVE AIR WATER COMBINATION |
| D 9983 | ZORO TOOLS INC | 109.48 | 0.00 | SILICONE SEALANT |
| D 9983 | ZORO TOOLS INC | 2,741.49 | 0.00 | MAGNETIC CONTRACTOR |
| D 9983 | ZORO TOOLS INC | 1,644.67 | 0.00 | MISCELLANEOUS SUPPLIES |
| D 9983 | ZORO TOOLS INC | 533.50 | 0.00 | BREAKER LOCKOUT |
| L 0077 | JAMES CARTER | 237.11 | 0.00 | EXPENSE REIMBURSEMENT |
| L 1084 | JOSE DAMIAN CAMARENA | 65.89 | 0.00 | EXPENSE REIMBURSEMENT |
| L 1084 | JOSE DAMIAN CAMARENA | 65.89 | 0.00 | EXPENSE REIMBURSEMENT |
| L 1084 | JOSE DAMIAN CAMARENA | 65.89 | 0.00 | EXPENSE REIMBURSEMENT |
| L 1148 | ELIZABETH JONASSON | 187.66 | 0.00 | EMPLOYEE REIMBURSEMENT |
| 104836 | CANTUA ORCHARDS LLC | 504,919.59 | 0.00 | WATER USER REFUND |
| | | <u>3,941,299.65</u> | <u>123.47</u> | |

**WESTLANDS WATER DISTRICT
ACCOUNTS PAYABLE
May 16, 2023**

| <u>Vend</u> | <u>Vendor</u> | <u>Invoice Amount</u> | <u>Discount Taken</u> | <u>Description</u> |
|-------------|----------------------------------|---------------------------|---------------------------|-----------------------------|
| A 0677 | FRANCHISE TAX BOARD | 100.00 | 0.00 | PAYROLL RELATED |
| A 0677 | FRANCHISE TAX BOARD | 100.00 | 0.00 | PAYROLL RELATED |
| A 1100 | EYEMED | 145.80 | 0.00 | VISION INSURANCE PREMIUMS |
| A 1100 | EYEMED | 10.80 | 0.00 | VISION INSURANCE |
| A 1695 | CALPERS | 133,271.24 | 0.00 | PAYROLL RELATED - ACH |
| A 1695 | CALPERS | 15,100.00 | 0.00 | PAYROLL RELATED - ACH |
| A 1695 | CALPERS | 3,300.52 | 0.00 | PAYROLL RELATED - ACH |
| C 0235 | ALHAMBRA & SIERRA SPRINGS | 212.99 | 0.00 | BOTTLED WATER- HFO |
| C 0235 | ALHAMBRA & SIERRA SPRINGS | 8.00 | 0.00 | BOTTLED WATER- TFO |
| C 0235 | ALHAMBRA & SIERRA SPRINGS | 200.40 | 0.00 | BOTTLED WATER- FPSFO |
| C 0427 | AMG RANCH LLC | 1,632.00 | 0.00 | SITE MAINTENANCE |
| C 0461 | AMAZON.COM SERVICES LLC | 934.25 | 0.00 | COMPUTER RELATED SUPPLIES |
| C 0863 | AT&T | 24.03 | 0.00 | PHONE CHARGES-PVPP |
| C 0867 | AT&T | 48.17 | 0.00 | PHONE CHARGES-HFO |
| C 3040 | CALTRONICS BUSINESS SYS. | 24.81 | 0.00 | COPIER CHARGES- FPSFO |
| C 3040 | CALTRONICS BUSINESS SYS. | 226.45 | 0.00 | COPIER CHARGES- FRESNO |
| C 4150 | CONFLUENCE ENVIRONMENTAL INC | 33,500.00 | 0.00 | CONSULTING SERVICES |
| C 5510 | ELECTRIC MOTOR SHOP, INC. | 593.87 | 0.00 | MISCELLANEOUS SUPPLIES |
| C 6085 | FRS MARKING DEVICES | 21.52 | 0.00 | NAME PLATE |
| C 6233 | FIRST CHOICE COFFEE SERVICES | 49.00 | 0.00 | COFFEE - FRESNO |
| C 6233 | FIRST CHOICE COFFEE SERVICES | 306.16 | 0.00 | COFFEE - FRESNO |
| C 6250 | FLEET SERVICES | 1,425.20 | 0.00 | FUEL CHARGES- |
| C 6350 | FOLEY & LARDNER, LLP | 10,000.00 | 0.00 | CONSULTING SERVICES |
| C 9747 | INSIGHT EMPLOYEE | 203.30 | 0.00 | MONTHLY BILLING |
| C 9800 | IRON MOUNTAIN INC | 503.72 | 0.00 | STORAGE CHARGES |
| D 0460 | KINGS RIVER WATER QUALITY COALIT | 2,581.00 | 0.00 | CONTRIBUTION |
| D 0815 | LANG, HANSEN, GIROUX & KIDANE | 20,000.00 | 0.00 | CONSULTING SERVICES |
| D 1058 | LEXIS NEXIS | 250.00 | 0.00 | MONTHLY SUBSCRIPTION FEE |
| D 1310 | MW CONSTRUCTION INC | 54,270.00 | 0.00 | CROMWELL BLDG CONSTRUCTION |
| D 2042 | MLJ ENVIRONMENTAL | 90,841.98 | 0.00 | CONSULTING SERVICES |
| D 2042 | MLJ ENVIRONMENTAL | 332.50 | 0.00 | CONSULTING SERVICES |
| D 2042 | MLJ ENVIRONMENTAL | 303.75 | 0.00 | CONSULTING SERVICES |
| D 2042 | MLJ ENVIRONMENTAL | 763.75 | 0.00 | CONSULTING SERVICES |
| D 2989 | OUTFITTER SATELLITE INC | 167.87 | 0.00 | SATELLITE PHONE SERVICE |
| D 3101 | PACIFIC GAS & ELECTRIC | 9.70 | 0.00 | COST OF OWNERSHIP BILLING |
| D 3101 | PACIFIC GAS & ELECTRIC | 10.82 | 0.00 | COST OF OWNERSHIP BILLING |
| D 3101 | PACIFIC GAS & ELECTRIC | 141.97 | 0.00 | COST OF OWNERSHIP BILLING |
| D 3103 | PACIFIC GAS & ELECTRIC | 50.13 | 0.00 | UTILITY BILLING-BWD |
| D 3253 | PAYCHEX | 1,120.85 | 0.00 | PAYROLL RELATED |
| D 3610 | POSTMASTER | 88.00 | 0.00 | ANNUAL BOX RENTAL |
| D 3635 | POWER & WATER RESOURCES | 921,186.33 | 0.00 | POWER CHARGES |
| D 3928 | R.S. HUGHES CO., INC | 780.12 | 0.00 | 3M BRZD RING TRMNL |
| D 5195 | SAN JOAQUIN PEST CONTROL | 98.00 | 0.00 | PEST CONTROL- HFO |
| D 5240 | SAN LUIS & DELTA-MENDOTA | 113,180.69 | 0.00 | MEMBERSHIP DUES |
| D 6100 | SPROUT SOCIAL, INC | 1,913.16 | 0.00 | SOFTWARE MGMT SUBSCRIPTION |
| D 6868 | TANK CONSTRUCTION & ENGINEERING | 11,477.56 | 0.00 | WATER TANK - FPSFO |
| D 7533 | TRIMARK ASSOCIATES, INC. | 983.69 | 0.00 | POWER-GROUNDWATER MGMT PRGM |
| D 8045 | UNWIRED BROADBAND, INC | 873.96 | 0.00 | INTERNET CONNECTION-FIELD |
| D 9690 | WEX BANK | 6,194.08 | 0.00 | FUEL CHARGES - |
| D 9890 | WOODY TANNACI BACKHOE | 32,500.00 | 0.00 | BRIDGE DECKING PROJECT |
| D 9973 | ZENITH INSURANCE CO. | 24,607.00 | 0.00 | WORKERS' COMPENSATION |
| L 0200 | DALE GIES | 55.68 | 0.00 | EXPENSE REIMBURSEMENT |

| <u>Vend</u> | <u>Vendor</u> | <u>Invoice Amount</u> | <u>Discount Taken</u> | <u>Description</u> |
|-------------|----------------------------------|---------------------------|---------------------------|-----------------------|
| L 0200 | DALE GIES | 55.68 | 0.00 | EXPENSE REIMBURSEMENT |
| L 1023 | STEPHEN DAVIES | 45.85 | 0.00 | EXPENSE REIMBURSEMENT |
| 104008 | NAVDEP S & SUKHWINDER K SRAN | 78,366.67 | 0.00 | WATER USER REFUND |
| 104500 | SRAN FAMILY 2005 REVOCABLE TRUST | 14,621.51 | 0.00 | WATER USER REFUND |
| 105099 | S3 GROUP | 91,962.20 | 0.00 | WATER USER REFUND |
| 105203 | SRAN ALMONDS LLC | 51,968.32 | 0.00 | WATER USER REFUND |
| 105717 | SRAN CHILDREN ALMONDS LLC | 27,631.86 | 0.00 | WATER USER REFUND |
| | | <u>1,751,376.91</u> | <u>0.00</u> | |

**WESTLANDS WATER DISTRICT
TREASURER'S REPORT OF CASH AND INVESTMENTS
APRIL 30, 2023**

HOLDINGS REPORT BY INVESTMENT TYPE

| | <u>Value</u> | <u>Market Price</u> | <u>Market Value</u> | <u>Cost Value</u> | <u>Unrealized Gain/(Loss)</u> | <u>Yield</u> |
|--|-------------------------|---------------------|-------------------------|-------------------------|-------------------------------|--------------|
| BANK OF THE WEST | | | | | | |
| Checking | 5,913,368.82 | 100.00 | 5,913,368.82 | 5,913,368.82 | | |
| LOCAL AGENCY INVESTMENT FUND | 53,215,853.28 | 100.00 | 53,215,853.28 | 53,215,853.28 | | 2.83% (1) |
| CALTRUST | | | | | | |
| Liquidity Fund | 47,415,302.99 | 1.00 | 47,415,302.99 | 47,415,302.99 | 0.00 | 4.78% |
| Short Term | 80,974,041.06 | 10.01 | 80,533,726.17 | 80,974,041.06 | (440,314.89) | 4.56% |
| Medium Term | 64,367,077.58 | 9.79 | 62,721,039.93 | 64,367,077.58 | (1,646,037.65) | 4.19% |
| TOTAL OPERATING CASH | <u>\$251,885,643.73</u> | | <u>\$249,799,291.19</u> | <u>\$251,885,643.73</u> | | |
| LAND & WATER FUND | | | | | | |
| CalTrust - Short Term | 31,639,708.46 | 10.01 | 31,408,023.10 | 31,639,708.46 | (231,685.36) | 4.56% |
| TOTAL LAND & WATER FUND | <u>\$31,639,708.46</u> | | <u>\$31,408,023.10</u> | <u>\$31,639,708.46</u> | | |
| 2020 BOND FUNDS | | | | | | |
| CalTrust - Short Term 2020A | \$798,806.61 | 10.01 | 791,157.04 | 798,806.61 | (7,649.57) | 4.56% |
| CalTrust - Short Term 2020B | \$124,749.44 | 10.01 | 123,554.81 | 124,749.44 | (1,194.63) | 4.56% |
| TOTAL 2020 BOND FUNDS | <u>\$923,556.05</u> | | <u>\$914,711.85</u> | <u>\$923,556.05</u> | | |
| TRUST FUNDS | | | | | | |
| Section 125 Trust - Bank of the West | 5,986.43 | 100.00 | 5,986.43 | 5,986.43 | | |
| Debt Service Trust Funds | | | | | | |
| US Bank - Revenue Bonds 2016A Pmt Fund | 993.04 | 100.00 | 993.04 | 993.04 | | 4.46% |
| US Bank - Revenue Bonds 2020A Pmt Fund | 4,034.17 | 100.00 | 4,034.17 | 4,034.17 | | 4.46% |
| US Bank - Revenue Bonds 2020B Pmt Fund | 1,880.41 | 100.00 | 1,880.41 | 1,880.41 | | 4.46% |
| TOTAL TRUST FUNDS | <u>\$12,894.05</u> | | <u>\$12,894.05</u> | <u>\$12,894.05</u> | | |
| PORTFOLIO TOTALS | <u>\$284,461,802.29</u> | | <u>\$282,134,920.19</u> | <u>\$284,461,802.29</u> | <u>(\$2,326,882.10)</u> | |

NOTES:

- The year-to-date weighted average yield on all funds invested or maintained in financial institutions, excluding the land & water fund and trust funds, is 3.53%. The 3.53% is the rate from March as LAIF interest was not available at printing.
- The investments reflected in this report have been made in compliance with the Statement of Investment Policy. As currently invested, the District has the ability to meet its expenditure requirements for the next 6 months.

**WESTLANDS WATER DISTRICT
CONSOLIDATED REVENUE REPORT - APRIL 30, 2023**

| <u>REVENUES AND FUNDS AVAILABLE</u> | <u>2023-24 BUDGET</u> | <u>2022-23 ENCUMBERED BUDGET</u> | <u>REVENUE CURRENT [A]</u> | <u>YEAR TO DATE</u> | <u>BALANCE REMAINING</u> | <u>16.67% PERCENT REVENUE</u> |
|-------------------------------------|---------------------------|--|--------------------------------|-------------------------|------------------------------|---------------------------------------|
| IRRIGATION WATER TOLLS | \$176,723,600 | | \$ (503,890.66) [B] | \$ 5,294,086.57 | \$ 171,429,513.43 | 3.00% |
| M & I WATER TOLLS | 2,303,300 | | - | 80,412.28 | 2,222,887.72 | 3.49% |
| TEMPORARY FACILITIES POWER | 1,127,200 | | - | 21,729.70 | 1,105,470.30 | 1.93% |
| NON-PROJECT POWER | 2,258,100 | | 13,972.80 | 55,533.88 | 2,202,566.12 | 2.46% |
| GROUNDWATER MGMT PROGRAM-POWER | 41,764,100 | | - | 314,751.50 | 41,449,348.50 | 0.75% |
| ASSESSMENTS | 19,636,400 | | - | - | 19,636,400.00 | 0.00% |
| LAND BASED CHARGES | 12,189,100 | | - | 11,516,447.35 | 672,652.65 | 94.48% |
| IRRIGATION SYSTEM LEASE REVENUE | 5,200,000 | | | - | 5,200,000.00 | 0.00% |
| LAND LEASE REVENUE | 350,000 | | 264,468.02 | 268,448.02 | 81,551.98 | 76.70% |
| INTEREST | 1,000,000 | | | - | 1,000,000.00 | 0.00% |
| MISCELLANEOUS | 10,015,400 | | 34,971.48 | 88,190.59 | 9,927,209.41 | 0.88% |
| FUNDS CARRIED OVER | 6,722,800 | | - | - | 6,722,800.00 | 0.00% |
| TRANSFER FROM RESERVES | 794,800 | | - | - | 794,800.00 | 0.00% |
| | <u>\$280,084,800</u> | <u>\$ -</u> | <u>\$ (190,478.36)</u> | <u>\$ 17,639,599.89</u> | <u>\$ 262,445,200.11</u> | <u>6.30%</u> |

[A] April Water Sales not available at the time of printing

[B] Reversal of WY 22-23 accrual of M&I differential billing

| | <u>2023-2024</u> | <u>2022-2023</u> |
|--------------------------------|------------------|------------------|
| AG A/F ADJUSTED BUDGET | 297,286 | 151,500 |
| Y-T-D DELIVERED [A] | 9,351 | 19,810 |
| M&I A/F ADJUSTED BUDGET | 4,600 | 4,600 |
| Y-T-D BILLED [A] | 272 | 519 |
| MONTH END A/F OVERUSE BALANCE: | | <u>0</u> |

**WESTLANDS WATER DISTRICT
CONSOLIDATED BUDGET REPORT - APRIL 30, 2023**

| EXPENSE | 2023-24 BUDGET | 2022-23 ENCUMBERED BUDGET | CURRENT EXPENDITURES | YEAR -TO-DATE | BALANCE REMAINING | 16.67% PERCENT EXPENDED |
|-------------------------------------|-----------------------|---------------------------------|-------------------------|-------------------------|--------------------------|-------------------------------|
| 00 SALARIES & WAGES | \$ 11,078,100 | | \$ 802,447.29 | \$ 1,219,679.27 | \$ 9,858,420.73 | 11.01% |
| 33 FRINGE BENEFITS | 4,138,200 | | 233,986.27 | 444,761.40 | 3,693,438.60 | 10.75% |
| 01 PREMIUM PAY | 108,200 | | 9,277.43 | 11,385.75 | 96,814.25 | 10.52% |
| 02 DISTRIBUTION SYSTEM MAINT. | 3,338,800 | | 83,634.19 | 227,400.28 | 3,111,399.72 | 6.81% |
| 03 SMALL TOOLS & EQUIP EXPENSE | 71,800 | | 2,222.81 | 10,167.86 | 61,632.14 | 14.16% |
| 04 VEHICLE & ROLLING EQUIP REPAIR | 150,600 | | 16,501.77 | 23,193.94 | 127,406.06 | 15.40% |
| 05 VEHICLE FUELS & LUBRICANTS | 500,100 | | 43,300.90 | 48,570.32 | 451,529.68 | 9.71% |
| 06 SAFETY SUPPLIES & TRAINING | 101,400 | | 7,041.66 | 28,001.62 | 73,398.38 | 27.62% |
| 07 GENERAL SUPPLIES & SERVICES | 150,200 | | 11,030.68 | 48,009.05 | 102,190.95 | 31.96% |
| 09 TELEPHONE EXPENSE | 56,600 | | 3,208.54 | 5,008.69 | 51,591.31 | 8.85% |
| 10 FIELD OFFICE EXPENSE | 370,300 | | 42,531.24 | 83,172.17 | 287,127.83 | 22.46% |
| 11 COMPUTER RELATED EXPENSES | 383,000 | | 41,359.17 | 112,549.46 | 270,450.54 | 29.39% |
| 14 SCHOOLS & SEMINARS | 35,700 | | 1,240.00 | 1,240.00 | 34,460.00 | 3.47% |
| 15 RADIO EXPENSE | 14,300 | | 950.00 | 950.00 | 13,350.00 | 6.64% |
| 17 ADVERTISING & PUBLIC NOTICES | 12,700 | | 707.36 | 860.89 | 11,839.11 | 6.78% |
| 18 EMPLOYEE RELATIONS | 45,700 | | 3,400.00 | 3,642.94 | 42,057.06 | 7.97% |
| 20 FRESNO OFFICE EXPENSE | 254,500 | | 14,326.52 | 21,755.91 | 232,744.09 | 8.55% |
| 21 OUTSIDE PRINTING | 9,900 | | - | 1,542.52 | 8,357.48 | 15.58% |
| 22 OFFICE SUPPLIES | 48,400 | | 2,644.12 | 4,332.65 | 44,067.35 | 8.95% |
| 23 POSTAGE & POSTAL PERMITS | 30,000 | | 43.24 | 706.47 | 29,293.53 | 2.35% |
| 24 DUES, SUBSCRIPT. & PUBLICATIONS | 2,535,100 | | 168,998.69 | 582,734.34 | 1,952,365.66 | 22.99% |
| 25 LEGAL EXPENSES | 3,550,000 | | 230,133.27 | 230,133.27 | 3,319,866.73 | 6.48% |
| 26 CONSULTANT COSTS | 7,834,000 | | 259,696.74 | 408,744.42 | 7,425,255.58 | 5.22% |
| 27 ACCOUNTING EXPENSE | 57,700 | | - | 0.00 | 57,700.00 | 0.00% |
| 28 ELECTION EXPENSE | - | | - | 0.00 | 0.00 | 0.00% |
| 29 SUBSISTENCE & TRAVEL | 154,000 | | 3,839.71 | 5,385.25 | 148,614.75 | 3.50% |
| 30 CHARTERS & TOURS | 20,000 | | 3,385.11 | 3,385.11 | 16,614.89 | 16.93% |
| 31 DIRECTOR'S EXPENSES | 62,000 | | 10,704.27 | 13,001.20 | 48,998.80 | 20.97% |
| 32 INSURANCE PREMIUMS | 473,000 | | 414,198.04 | 414,198.04 | 58,801.96 | 87.57% |
| 39 LAND MANAGEMENT | 4,192,700 | | 21,502.18 | 28,238.02 | 4,164,461.98 | 0.67% |
| 90 CAPITAL ASSETS | 874,800 | | 47,950.90 | 51,152.70 | 823,647.30 | 5.85% |
| TOTAL | <u>\$ 40,651,800</u> | <u>\$ -</u> | <u>\$ 2,480,262.10</u> | <u>\$ 4,033,903.54</u> | <u>\$ 36,617,896.46</u> | <u>9.92%</u> |
| 12 POWER PURCHASES | \$ 44,793,900 | | \$ 1,002,731.01 | \$ 1,003,049.53 | \$ 43,790,850.47 | 2.24% |
| 13 WATER PURCHASES | 151,159,800 | | 8,689,769.80 | 11,793,340.86 | 139,366,459.14 | 7.80% |
| 40 MISCELLANEOUS | 805,000 | | 606,727.92 | 606,758.77 | 198,241.23 | 75.37% |
| 41 WATER INTEGRATION PROGRAM | 5,000 | | 4,626.00 | 4,626.00 | 374.00 | 92.52% |
| 47 IRRIGATION SYSTEM PROJECTS | 5,200,000 | | - | 0.00 | 5,200,000.00 | 0.00% |
| 50 RESERVE CONTRIBUTIONS | 1,893,300 | | - | 0.00 | 1,893,300.00 | 0.00% |
| 69 REFUNDING REVENUE BONDS 2016A | 5,580,800 | | - | 0.00 | 5,580,800.00 | 0.00% |
| 70 REFUNDING REVENUE BONDS 2020A | 6,381,900 | | - | 0.00 | 6,381,900.00 | 0.00% |
| 71 REFUNDING REVENUE BONDS 2020B | 5,267,900 | | - | 0.00 | 5,267,900.00 | 0.00% |
| 72 SLDMWA BONDS REFUNDING REV 2021B | 1,642,400 | | - | 4.10 | 1,642,395.90 | 0.00% |
| 93 NEW CONST. - DIST. (GENERAL) | 14,703,000 | | 857.46 | 144,581.95 | 14,558,418.05 | 0.98% |
| 97 LAND & WATER | - | | - | 0.00 | 0.00 | 0.00% |
| 98 CONTINGENCY RESERVE | 2,000,000 | | - | 0.00 | 2,000,000.00 | 0.00% |
| TOTAL | <u>\$ 239,433,000</u> | <u>\$ -</u> | <u>\$ 10,304,712.19</u> | <u>\$ 13,552,361.21</u> | <u>\$ 225,880,638.79</u> | <u>5.66%</u> |
| TOTAL BUDGET & EXPENDITURES | <u>\$ 280,084,800</u> | <u>\$ -</u> | <u>\$ 12,784,974.29</u> | <u>\$ 17,586,264.75</u> | <u>\$ 262,498,535.25</u> | <u>6.28%</u> |

BOLLIBOKKA
CONSOLIDATED BUDGET REPORT - APRIL 30, 2023

| <u>CURRENT REVENUE AND FUNDS AVAILABLE</u> | | 2023-24 BUDGET | 2022-23 ENCUMBERED BUDGET | REVENUE CURRENT | YEAR-TO-DATE | BALANCE REMAINING | 16.67% PERCENT REVENUE |
|--|-----------|-------------------|---------------------------------|---------------------|----------------------|----------------------|------------------------------|
| XX | USER FEES | \$444,400 | | 50,750.00 | \$221,958.33 | \$222,441.67 | 49.95% |
| | TOTAL | <u>\$444,400</u> | <u>\$ -</u> | <u>\$ 50,750.00</u> | <u>\$ 221,958.33</u> | <u>\$ 222,441.67</u> | <u>49.95%</u> |

| <u>EXPENSE</u> | | 2023-24 BUDGET | 2022-23 ENCUMBERED BUDGET | EXPENDITURES CURRENT | YEAR-TO-DATE | BALANCE REMAINING | 16.67% PERCENT EXPENDED |
|----------------|--------------------------------|-------------------|---------------------------------|-------------------------|----------------------|----------------------|-------------------------------|
| 00 | SALARIES & WAGES | \$65,900 | | 5,384.00 | \$8,076.00 | \$57,824.00 | 12.25% |
| 33 | FRINGE BENEFITS | 41,100 | | 1,709.00 | 3,176.40 | 37,923.60 | 7.73% |
| 03 | SMALL TOOLS & EQUIP EXPENSE | 26,500 | | 103.99 | 6,718.67 | 19,781.33 | 25.35% |
| 04 | VEHICLE & ROLLING EQUIP REPAIR | 3,000 | | 68.93 | 68.93 | 2,931.07 | 2.30% |
| 05 | VEHICLE FUELS & LUBRICANTS | 7,000 | | 67.05 | 67.05 | 6,932.95 | 0.96% |
| 07 | GENERAL SUPPLIES & SERVICES | 6,000 | | - | - | 6,000.00 | 0.00% |
| 09 | TELEPHONE EXPENSES | 2,800 | | 56.23 | 226.01 | 2,573.99 | 8.07% |
| 10 | FIELD OFFICE EXPENSE | 25,500 | | 613.20 | 17,047.38 | 8,452.62 | 66.85% |
| 26 | CONSULTANT COSTS | 140,000 | | 20,300.00 | 88,783.33 | 51,216.67 | 63.42% |
| 29 | SUBSISTANCE AND TRAVEL | 600 | | - | - | 600.00 | 0.00% |
| 32 | INSURANCE | 15,000 | | - | - | 15,000.00 | 0.00% |
| 90 | CAPITAL EQUIPMENT | 111,000 | | - | - | 111,000.00 | 0.00% |
| | TOTAL | <u>\$444,400</u> | <u>\$ -</u> | <u>\$ 28,302.40</u> | <u>\$ 124,163.77</u> | <u>\$ 320,236.23</u> | <u>27.94%</u> |

WESTLANDS WATER DISTRICT BOARD OF DIRECTORS

BOARD MEETING OF MAY 16, 2023

ITEM 3d

SUBJECT:

Board of Directors to Consider: (a) Finding Exempt from the California Environmental Quality Act the Execution of a Utility Easement to Pacific Gas and Electric for an area of approximately 108 square feet located in the Northwest Quarter of the Northeast Quarter of Section 27 T.13S., R.20E., M.D.B.&M., (b) Authorizing the Execution of Said Easement, and (c) Authorizing Related Actions.

DISCUSSION:

The purpose of this item is for the Board of Directors to consider authorizing the execution of a utility easement to Pacific Gas and Electric (PG&E) for approximately 108 square feet, located at the District's Fresno Street Office (Assessor Parcel Number 045-051-01) as shown on the attached map.

PG&E is requesting the easement for the installation of a pole and guy span, as well as any additional fixtures, as deemed necessary, within the easement area. The easement would provide PG&E with ingress and egress rights to the easement area, as well as the intermittent use of the surrounding area for activities such as construction, maintenance, replacement, removal, and any other activities as deemed necessary by PG&E.

The project is exempt from the California Environmental Quality Act under Title 14 of the California Code of Regulations, § 15301 (Existing Facilities) since the project's scope consists of minor alterations of existing investor-owned or public-owned utilities used to provide electric power, natural gas, sewerage, or other public utility service.

PROPOSED MOTION:

Move that the Board of Directors (a) Finds exempt from the California Environmental Quality Act the execution of a utility easement to Pacific Gas and Electric for an area approximately 108 square feet, located in the northwest quarter of the northeast quarter

of section 27 T.13S., R. 20E., M.D.B.&M., (b) authorizes the execution of said easement, and (c) authorize related actions.

RECOMMENDATION:

Approve proposed motion.

Attachments

1 –PG&E Easement Map

NW 1/4 OF THE NE 1/4 OF SEC. 27



EAST SHIELDS AVENUE (R/W VARIES)

NORTH FRESNO STREET (80' R/W)

HERNDON CANAL

SITE

**GRANTOR:
APN:
445-051-01**

APN:
445-051-05
APN:
445-051-04

APN:
445-051-25

APN:
445-051-23

VICINITY MAP

N.T.S.

HERNDON CANAL

**GRANTOR:
WESTLANDS
WATER DISTRICT,
A PUBLIC AGENCY
APN: 445-051-01
BK. 7698 PG. 466
FRESNO
COUNTY RECORDS**

NORTH FRESNO STREET (80' R/W)

PROPOSED SPAN GUY

APN:
445-041-42

EXISTING POLE
TO BE REPLACED

APN:
445-041-25

EXISTING POLE
TO REMAIN

EXISTING ELECTRIC
SERVICE LINE

APN:
445-041-43

PROPOSED
OVERHEAD
ELECTRIC LINE

PROPOSED
ELECTRIC POLE

EXISTING OVERHEAD
ELECTRIC LINE (TYP.)

PROPOSED
GUY ANCHOR

PROPOSED PG&E
EASEMENT AREA

GRANTOR'S
PROPERTY LINE

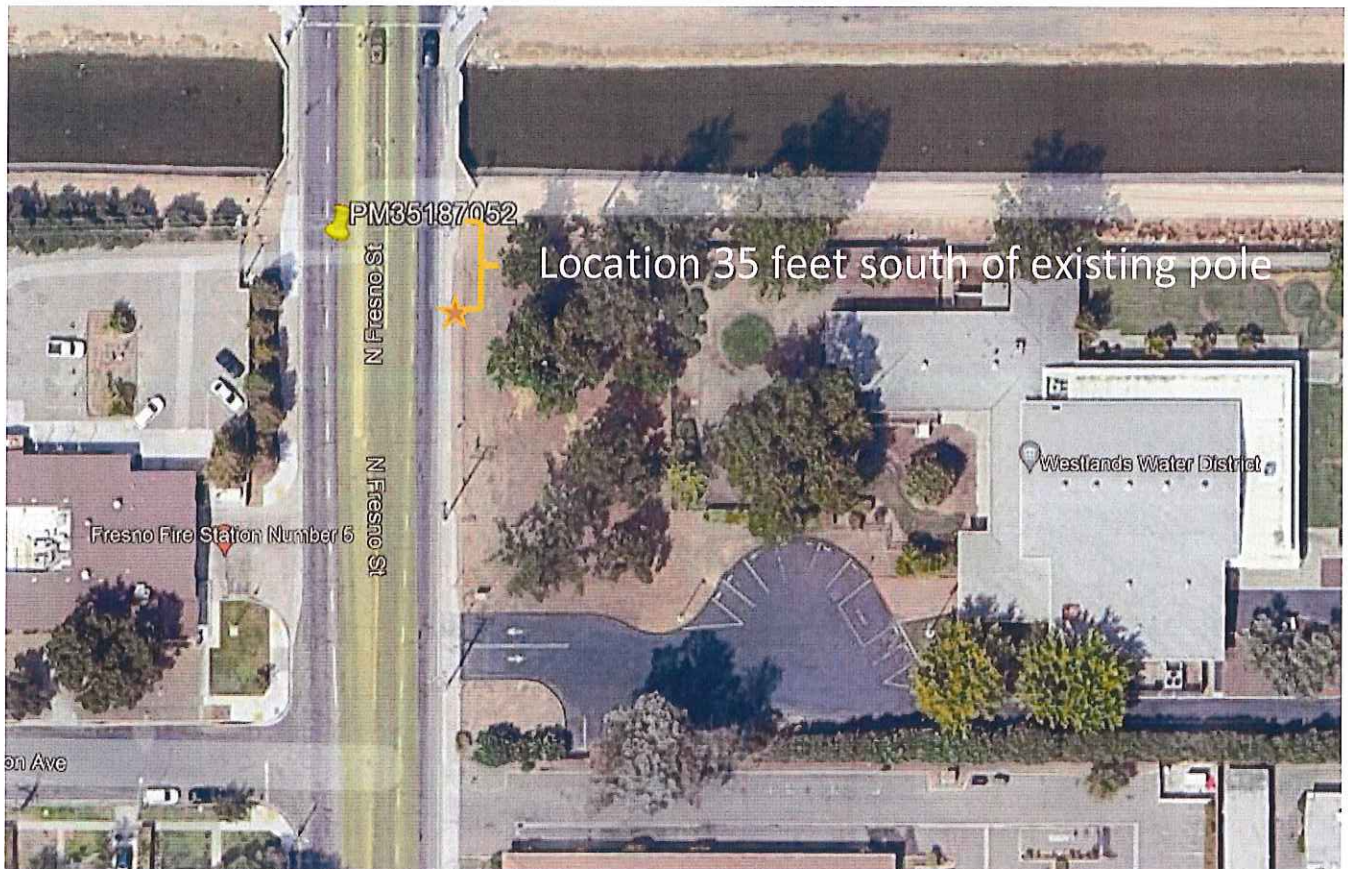
18'

6'

UNLESS OTHERWISE SHOWN ALL COURSES EXTEND TO OR ALONG ALL BOUNDARIES OR LINES

| | | | | | |
|--|-------------------|-------------------------|-----------------------|-----------------------|------------------------------|
| Applicant: CITY OF FRESNO | | | | SCALE N.T.S. | DATE 10/05/2021 |
| UTILITY EASEMENT, FRESNO COUNTY | | | | | |
| SECTION 27 | TOWNSHIP 13 S. | RANGE 20 E. | MERIDIAN M.D.B.&M. | COUNTY OF: FRESNO | CITY OF: FRESNO |
| PLAT MAP REFERENCES | | ELECTRIC 1320271 N/A | | F.B.: BC&F | DR. BY: D6GU CH. BY: J3AE |
| | | PG&E | FRESNO DIVISION | 119073217 AUTHORIZ | 35187052-A DRAWING NO. |

Anchor Approximate Location
(±108 sf. Easement Strip)



Westlands Water District
3130 N. Fresno Street
Fresno, CA 93703
APN 445-051-01

**WESTLANDS WATER DISTRICT BOARD OF DIRECTORS
MEETING OF MAY 16, 2023**

ITEM 3e

SUBJECT:

Consider Approving a 2023-2024 Budget Augmentation for the Purchase a Large Format Printer/Scanner.

DISCUSSION

The purpose of this agenda item is for the Board to consider a 2023-2024 budget augmentation for the purchase of a large format printer/scanner. The District regularly prints large scale maps/drawings. However, the current large format printer is over 10 years old and is not supported by Windows 11, the latest operating system. While the District still has some computers operating on Windows 10, it is anticipated that those computers will need to be replaced before the end of the fiscal year. The proposed large format printer (HP DesignJet T2600) also has a scanning function, which should streamline filing and storing large format drawings (e.g. Reclamation design drawing for the District’s distribution system).

This budget augmentation covers information systems related expenses not anticipated at the time of the 2023-2024 budget adoption. The augmentation is proposed to be funded through a transfer in the amount of \$12,000 from the available contingency reserve.

PROPOSED MOTION:

Move that the Board of Directors Approves the following 2023-2024 budget transfer for purchase of a large format printer/scanner, as follows:

| BUDGET CODE | DESCRIPTION | INC EXPENSE/ DEC REVENUE | INC REVENUE/ DEC EXPENSE |
|-----------------------|---------------------|-------------------------------------|-------------------------------------|
| <u>EXPENSE</u> | | | |
| 11360-09219024 | Information Systems | \$ 12,000 | \$ 0 |
| 15420-04219899 | Contingency Reserve | \$ 0 | \$ 12,000 |
| | Sub-Total | \$ 12,000 | \$ 12,000 |

REVENUE
XXXXX

| | | | |
|------------|----------------------|-----------------|-----------------|
| | TOTAL EXPENSE | \$12,000 | \$12,000 |
| | | | \$ 0 |
| Sub- Total | | | \$ 0 |
| | TOTAL REVENUE | | \$ 0 |

RECOMMENDATION:

Approve the proposed motion.

WESTLANDS WATER DISTRICT BOARD OF DIRECTORS
MEETING OF MAY 16, 2023

ITEM 3f

SUBJECT:

Consider Adopting Resolution No. 112-23, Transferring Delinquent Charges to the 2023 Assessment Book

DISCUSSION:

The purpose of this item is for the Board of Directors to consider a recommendation to adopt Resolution No. 112-23, authorizing the transfer of unpaid charges to the 2023 Assessment Book. Pursuant to California Water Code Section 36726, the District's Assessor may add to the assessment of each parcel of land within the District, unpaid charges for water, including charges for penalties or interest, and other services. As of this date, collection efforts are continuing with respect to the delinquent charges for water and other services that may be added to the 2023 Assessment Book. In addition, staff is prorating the delinquent charges to the Assessor's Parcel Numbers for which the delinquent charges were incurred. At the Board meeting, staff will report the current amount of delinquent and unpaid charges and update the attached resolution for these amounts. Upon adoption of Resolution No. 112-23, the Assessor shall add these charges to the 2023 Assessment Book.

All water users and landowners have been notified of the delinquent and unpaid charges, and of the District's statutory authority to add these charges to the 2023 Assessment Book.

PROPOSED MOTION:

Move that the Board of Directors adopts Resolution No. 112-23, Transferring Delinquent Charges to the 2023 Benefit Assessment Roll.

RECOMMENDATION:

Approve the proposed motion.

Attachment

1. Resolution No. 112-23, Transferring Delinquent Charges to the 2023 Assessment Book

DRAFT

RESOLUTION NO. 112-23

WESTLANDS WATER DISTRICT

**A RESOLUTION OF THE BOARD OF DIRECTORS
TRANSFERRING DELINQUENT CHARGES TO THE 2023 ASSESSMENT BOOK**

WHEREAS, certain charges for water and other services are now unpaid; and

WHEREAS, pursuant to California Water Code Section 36726, the Assessor of Westlands Water District may add to the assessment of parcels of land within the District, unpaid charges for water, including charges for penalties and interest, and other services, if authorized to do so by resolution of the Board of Directors; and

WHEREAS, this District notified each landowner of the District's statutory right to add delinquent and unpaid charges to assessments levied on the land to which the water service or other service was provided and the fact that there is an unpaid charge for water, including a charge for penalties and interest, or other services provided to the parcel; and

WHEREAS, unless the delinquent and unpaid charges are paid prior to the Assessor's filing of the District's Assessment Book with the Tax Collector, it is in the best interest of the District to add the delinquent and unpaid charges, which include penalties and interest charges to date, to the 2023 Assessment Book pursuant to California Water Code Section 36726.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED that the Assessor of Westlands Water District is authorized and directed to transfer the charges for water and services provided by the District to the 2023 Benefit Assessment Roll, including any additional water delivery-related charges, penalties and interest charges that accrue from the time of the filing of this resolution, unless they are paid prior to the Assessor's filing of the District's Assessment Book with the Tax Collector, as follows:

| <u>APN</u> | <u>Amount</u> | <u>Description</u> | <u>Owner / Water User</u> |
|-------------|---------------|------------------------|---------------------------|
| 038 270 19S | 31.30 | 2022-23 Land-based Chg | Abundez, Jose E |
| 038 270 19S | 6.43 | 2023-24 Land-based Chg | Abundez, Jose E |
| 027 071 04 | 12.70 | 2022-23 Land-based Chg | Aceves, Demetrio Garcia |
| 027 071 04 | 0.38 | 2023-24 Land-based Chg | Aceves, Demetrio Garcia |
| 036 140 031 | 31.37 | 2022-23 Land-based Chg | American Missionary Assn |
| 036 140 031 | 3.30 | 2023-24 Land-based Chg | American Missionary Assn |
| 019 140 67S | 148.02 | 2023-24 Land-based Chg | Anderson Clayton Corp |
| 036 130 029 | 28.04 | 2022-23 Land-based Chg | Barone, Opal R |
| 036 130 029 | 3.20 | 2023-24 Land-based Chg | Barone, Opal R |
| 028 150 08S | 11.78 | 2023-24 Land-based Chg | Belden, Laura |

DRAFT

| | | | |
|-------------|-----------|------------------------|---|
| 036 200 044 | 562.44 | 2023.24 Water Chg | Big Valley Nurseries / Young, Paul L |
| 036 200 044 | 3.44 | 2023-24 Land-based Chg | Big Valley Nurseries |
| 024 221 029 | 14.65 | 2022-23 Land-based Chg | Brunel, Robert A |
| 024 221 029 | 0.44 | 2023-24 Land-based Chg | Brunel, Robert A |
| 026 290 056 | 10.92 | 2023-24 Land-based Chg | Cervantes, Veronica |
| 036 180 013 | 21.74 | 2023-24 Land-based Chg | Chevron USA Inc Et Al |
| 036 200 022 | 154.13 | 2023-24 Land-based Chg | Chevron USA Inc Et Al |
| 085 050 49S | 83.52 | 2023-24 Land-based Chg | Chevron USA Inc Et Al |
| 073 070 38 | 85.80 | 2023-24 Land-based Chg | Chevron USA |
| 085 030 14 | 79.51 | 2023-24 Land-based Chg | Chevron USA |
| 026 320 009 | 8,126.00 | 2023-24 M&I / Misc Chg | Chestnut Westside LLC |
| 036 150 010 | 11.78 | 2023-24 Land-based Chg | Clark, Randall C & Elizabeth A |
| 024 270 009 | 4.22 | 2023-24 Land-based Chg | Clinton Et Al, Jack R |
| 040 030 46S | 13.10 | 2023-24 Land-based Chg | Combs Trust, Kimberly A |
| 024 250 006 | 25.06 | 2022-23 Land-based Chg | Cramer Family Trust, Aileen M |
| 024 250 006 | 0.76 | 2023-24 Land-based Chg | Cramer Family Trust, Aileen M |
| 028 030 27 | 42.41 | 2023-24 Land-based Chg | Cromarty/Barile/Merzon Tic |
| 036 050 013 | 69.21 | 2022-23 Land-based Chg | De Garmo Et Al, Charles |
| 036 050 013 | 6.80 | 2023-24 Land-based Chg | De Garmo Et Al, Charles |
| 065 110 19 | 2.25 | 2022-23 Land-based Chg | Distaso, Joseph & Mary G |
| 024 221 011 | 9.76 | 2022-23 Land-based Chg | Dobbs Jr, Watson |
| 024 221 012 | 9.76 | 2022-23 Land-based Chg | Dobbs Jr, Watson |
| 024 221 011 | 0.30 | 2023-24 Land-based Chg | Dobbs Jr, Watson |
| 024 221 012 | 0.30 | 2023-24 Land-based Chg | Dobbs Jr, Watson |
| 078 130 17S | 50.13 | 2022-23 Land-based Chg | Escandon, Lorraine |
| 078 130 17S | 1.51 | 2023-24 Land-based Chg | Escandon, Lorraine |
| 028 060 06S | 19,480.66 | 2023-24 Water Chg | Etchegoinberry, Michael |
| 028 060 06S | 4.28 | 2023-24 Land-based Chg | Etchegoinberry, Michael |
| 028 060 07 | 4.28 | 2023-24 Land-based Chg | Etchegoinberry, Michael |
| 078 070 21S | 10,373.92 | 2023-24 M&I / Misc Chg | F & D Farms |
| 075 330 06 | 2.27 | 2022-23 Land-based Chg | Family Dollar Inc |
| 024 221 016 | 8.63 | 2022-23 Land-based Chg | Ferguson, Stella & Watty M |
| 038 270 18S | 31.30 | 2022-23 Land-based Chg | Flores, Isabel & Felicitas |
| 038 270 18S | 6.43 | 2023-24 Land-based Chg | Flores, Isabel & Felicitas |
| 040 160 04S | 293.08 | 2022-23 Land-based Chg | Freitas Trustee, Keith A |
| 040 160 04S | 32.42 | 2023-24 Land-based Chg | Freitas Trustee, Keith A |
| 024 221 034 | 2.56 | 2022-23 Land-based Chg | Furnas, Robert Ted |
| 075 410 02S | 611.91 | 2022-23 Land-based Chg | Gig Huron Gra I LLC |
| 075 410 02S | 117.17 | 2023-24 Land-based Chg | Gig Huron Gra I LLC |
| 019 180 36S | 150.68 | 2023-24 M&I / Misc Chg | Gonzalez, Demetrio Aceves and Abraham / Calzada, Emilio |
| 038 330 01 | 25.91 | 2023-24 Land-based Chg | Helm Elementary |
| 024 190 077 | 12.36 | 2022-23 Land-based Chg | Henrietta D Energy Storage LLC |
| 024 190 077 | 0.38 | 2023-24 Land-based Chg | Henrietta D Energy Storage LLC |
| 019 250 07 | 3.40 | 2022-23 Land-based Chg | Hineges, Alberto Jr & Nancy L |
| 045 050 80S | 9.82 | 2023-24 Land-based Chg | Hyaein LLC |
| 085 330 12S | 5.96 | 2022-23 Land-based Chg | I-5 Jayne Partners LLC |

DRAFT

| | | | |
|-------------|----------|------------------------|--------------------------------|
| 050 290 05 | 11.87 | 2022-23 Land-based Chg | Jay, Frances A |
| 050 290 05 | 0.36 | 2023-24 Land-based Chg | Jay, Frances A |
| 036 140 021 | 90.77 | 2022-23 Land-based Chg | Jolly, William E & Katherine A |
| 036 140 021 | 9.81 | 2023-24 Land-based Chg | Jolly, William E & Katherine A |
| 036 140 003 | 90.77 | 2022-23 Land-based Chg | Jones Et Al, John H |
| 036 140 003 | 9.81 | 2023-24 Land-based Chg | Jones Et Al, John H |
| 024 270 012 | 66.07 | 2022-23 Land-based Chg | Kaufman Et Al, Dr Seymour |
| 024 270 012 | 6.71 | 2023-24 Land-based Chg | Kaufman Et Al, Dr Seymour |
| 027 050 61S | 2,448.65 | 2023-24 M&I / Misc Chg | Lara, Henry |
| 024 250 010 | 25.06 | 2022-23 Land-based Chg | Legrand, F C |
| 024 250 010 | 0.76 | 2023-24 Land-based Chg | Legrand, F C |
| 038 080 04S | 5.52 | 2022-23 Land-based Chg | Loric Homes LLC |
| 027 130 74 | 339.62 | 2022-23 Land-based Chg | Lowe Mc Nally Schobert Et Al |
| 027 130 75 | 339.62 | 2022-23 Land-based Chg | Lowe Mc Nally Schobert Et Al |
| 027 130 74 | 65.08 | 2023-24 Land-based Chg | Lowe Mc Nally Schobert Et Al |
| 027 130 75 | 65.08 | 2023-24 Land-based Chg | Lowe Mc Nally Schobert Et Al |
| 036 140 032 | 11.78 | 2023-24 Land-based Chg | Magnum Property LLC |
| 024 222 027 | 2.56 | 2022-23 Land-based Chg | Markowitz, Charles |
| 017 080 26S | 67.59 | 2023-24 M&I / Misc Chg | Mavericks Ranch LLC |
| 019 140 54S | 392.81 | 2023-24 M&I / Misc Chg | Mavericks Ranch LLC |
| 027 110 42S | 392.81 | 2023-24 M&I / Misc Chg | Mavericks Ranch LLC |
| 024 221 033 | 2.56 | 2022-23 Land-based Chg | Mc Cauley, William A & Mary E |
| 038 032 005 | 5.83 | 2022-23 Land-based Chg | Mc Laren, Susan R |
| 011 140 04 | 4.05 | 2022-23 Land-based Chg | Mendota School District |
| 075 100 15 | 2.84 | 2022-23 Land-based Chg | Miller, Nathan O & Fannie E |
| 075 410 12S | 28.58 | 2022-23 Land-based Chg | Mills Et Al, Basil E |
| 075 410 12S | 0.87 | 2023-24 Land-based Chg | Mills Et Al, Basil E |
| 019 160 15S | 5.63 | 2022-23 Land-based Chg | Munoz, Felipe L & Olga G |
| 038 070 043 | 3.32 | 2023-24 Land-based Chg | Newton Et Al, Richard A |
| 024 190 067 | 3.38 | 2022-23 Land-based Chg | P G & E Petroleum Co |
| 019 040 35 | 4.50 | 2023-24 Land-based Chg | Pacific Gas & Electric Co |
| 024 190 002 | 4.71 | 2023-24 Land-based Chg | Pacific Gas & Electric Co |
| 027 060 90S | 4.49 | 2023-24 Land-based Chg | Pacific Gas & Electric Co |
| 038 160 53S | 17.99 | 2023-24 Land-based Chg | Pacific Gas & Electric Co |
| 038 350 01S | 1.29 | 2023-24 Land-based Chg | Pacific Gas & Electric Co |
| 045 171 07S | 76.74 | 2023-24 Land-based Chg | Pacific Gas & Electric Co |
| 075 050 47 | 134.06 | 2023-24 Land-based Chg | Pacific Gas & Electric Co |
| 075 060 18S | 19.93 | 2023-24 Land-based Chg | Pacific Gas & Electric Co |
| 075 060 45S | 34.39 | 2023-24 Land-based Chg | Pacific Gas & Electric Co |
| 075 281 18S | 203.03 | 2022-23 Land-based Chg | Palmer Heights LP |
| 075 281 18S | 39.04 | 2023-24 Land-based Chg | Palmer Heights LP |
| 068 080 50S | 2.13 | 2023-24 Land-based Chg | Pelusa Ranch LLC |
| 078 020 16S | 0.25 | 2023-24 Land-based Chg | Pelusa Ranch LLC |
| 078 020 17S | 0.24 | 2023-24 Land-based Chg | Pelusa Ranch LLC |
| 078 020 18S | 0.50 | 2023-24 Land-based Chg | Pelusa Ranch LLC |
| 078 041 06S | 0.09 | 2023-24 Land-based Chg | Pelusa Ranch LLC |

DRAFT

| | | | |
|-------------|----------|------------------------|--|
| 078 041 07S | 0.18 | 2023-24 Land-based Chg | Pelusa Ranch LLC |
| 078 130 13S | 0.97 | 2023-24 Land-based Chg | Pelusa Ranch LLC |
| 078 130 14S | 0.98 | 2023-24 Land-based Chg | Pelusa Ranch LLC |
| 078 130 16S | 0.90 | 2023-24 Land-based Chg | Pelusa Ranch LLC |
| 060 050 29S | 28.35 | 2022-23 Land-based Chg | Perry Sr, Edward M |
| 060 050 29S | 0.86 | 2023-24 Land-based Chg | Perry Sr, Edward M |
| 065 060 79S | 2.71 | 2022-23 Land-based Chg | Phillips 66 Company |
| 075 360 01S | 2.60 | 2022-23 Land-based Chg | PYJKE Company One LLC |
| 075 360 08S | 2.43 | 2022-23 Land-based Chg | PYJKE Company One LLC |
| 075 360 18S | 2.60 | 2022-23 Land-based Chg | PYJKE Company One LLC |
| 075 370 06S | 2.74 | 2022-23 Land-based Chg | PYJKE Company One LLC |
| 075 370 07S | 3.02 | 2022-23 Land-based Chg | PYJKE Company One LLC |
| 075 370 08S | 2.43 | 2022-23 Land-based Chg | PYJKE Company One LLC |
| 075 370 13S | 33.86 | 2022-23 Land-based Chg | PYJKE Company One LLC |
| 075 410 15S | 122.00 | 2022-23 Land-based Chg | PYJKE Company One LLC |
| 075 360 01S | 0.08 | 2023-24 Land-based Chg | PYJKE Company One LLC |
| 075 360 08S | 0.08 | 2023-24 Land-based Chg | PYJKE Company One LLC |
| 075 360 18S | 0.08 | 2023-24 Land-based Chg | PYJKE Company One LLC |
| 075 370 06S | 0.08 | 2023-24 Land-based Chg | PYJKE Company One LLC |
| 075 370 07S | 0.10 | 2023-24 Land-based Chg | PYJKE Company One LLC |
| 075 370 08S | 0.08 | 2023-24 Land-based Chg | PYJKE Company One LLC |
| 075 370 13S | 6.51 | 2023-24 Land-based Chg | PYJKE Company One LLC |
| 075 410 15S | 23.87 | 2023-24 Land-based Chg | PYJKE Company One LLC |
| 038 090 35S | 325.22 | 2023-24 M&I / Misc Chg | Ravinder Kumar Et Al / Friends Farms Inc |
| 028 071 34 | 8,426.34 | 2023-24 M&I / Misc Chg | RE Scarlet LLC |
| 024 270 002 | 64.18 | 2022-23 Land-based Chg | Redwood Terrace Endowment Fund |
| 024 270 021 | 32.08 | 2022-23 Land-based Chg | Redwood Terrace Endowment Fund |
| 024 270 002 | 6.43 | 2023-24 Land-based Chg | Redwood Terrace Endowment Fund |
| 024 270 021 | 3.22 | 2023-24 Land-based Chg | Redwood Terrace Endowment Fund |
| 036 040 019 | 32.04 | 2022-23 Land-based Chg | Reiss Et Al, Emilie |
| 036 040 019 | 3.32 | 2023-24 Land-based Chg | Reiss Et Al, Emilie |
| 036 130 044 | 90.77 | 2022-23 Land-based Chg | Rowbotham, Jo C |
| 036 130 044 | 9.81 | 2023-24 Land-based Chg | Rowbotham, Jo C |
| 060 190 17S | 68.61 | 2023-24 Land-based Chg | Samara, Baveljit S & Bobby K |
| 024 222 015 | 17.09 | 2022-23 Land-based Chg | Sanchez Et Al, Mario Ricardo |
| 024 222 015 | 0.52 | 2023-24 Land-based Chg | Sanchez Et Al, Mario Ricardo |
| 036 140 024 | 31.37 | 2022-23 Land-based Chg | Schucker Jr, Robert V |
| 036 140 024 | 3.30 | 2023-24 Land-based Chg | Schucker Jr, Robert V |
| 024 250 009 | 25.06 | 2022-23 Land-based Chg | Schumancher, M H |
| 024 250 009 | 0.76 | 2023-24 Land-based Chg | Schumancher, M H |
| 028 170 25S | 10.31 | 2022-23 Land-based Chg | Siddique, Tauseff M And Roomana |
| 028 170 25S | 47.42 | 2023-24 Land-based Chg | Siddique, Tauseff M And Roomana |
| 085 330 04S | 5.88 | 2022-23 Land-based Chg | Singh Kaur Singh TIC |
| 085 330 05S | 5.41 | 2022-23 Land-based Chg | Singh Kaur Singh TIC |
| 085 330 04S | 0.18 | 2023-24 Land-based Chg | Singh Kaur Singh TIC |
| 085 330 05S | 0.16 | 2023-24 Land-based Chg | Singh Kaur Singh TIC |

DRAFT

| | | | |
|-------------|-----------------|------------------------|----------------------------------|
| 017 080 21S | 39.37 | 2023-24 Land-based Chg | Singh, Harjinder Paul |
| 027 050 05 | 9.97 | 2023-24 Land-based Chg | Singh, Harjinder Paul |
| 028 060 22 | 1,765.37 | 2022-23 Land-based Chg | Singh, Sukhwant |
| 028 060 22 | 194.71 | 2023-24 Land-based Chg | Singh, Sukhwant |
| 075 091 14S | 12.70 | 2022-23 Land-based Chg | Smith Co, Andrew |
| 075 091 29S | 6.16 | 2022-23 Land-based Chg | Smith Co, Andrew |
| 075 091 14S | 0.38 | 2023-24 Land-based Chg | Smith Co, Andrew |
| 075 091 29S | 0.18 | 2023-24 Land-based Chg | Smith Co, Andrew |
| 065 101 03 | 67.92 | 2022-23 Land-based Chg | Socal Land Portfolio LLC |
| 065 101 03 | 13.02 | 2023-24 Land-based Chg | Socal Land Portfolio LLC |
| 024 221 017 | 8.63 | 2022-23 Land-based Chg | Solender & Co Inc Et Al |
| 036 040 044 | 38.37 | 2022-23 Land-based Chg | Solis, Humberto |
| 036 040 044 | 4.11 | 2023-24 Land-based Chg | Solis, Humberto |
| 085 330 09S | 6.01 | 2022-23 Land-based Chg | Sommervilles Almond Tree Owners |
| 019 082 03S | 2,448.65 | 2023-24 M&I / Misc Chg | SVAG Farm LLC |
| 038 221 52S | 8.97 | 2023-24 Land-based Chg | Thiara, Noveleen Singh |
| 038 221 53S | 9.47 | 2023-24 Land-based Chg | Thiara, Noveleen Singh |
| 024 221 021 | 18.98 | 2022-23 Land-based Chg | Thompson, W D & B J |
| 024 221 021 | 0.57 | 2023-24 Land-based Chg | Thompson, W D & B J |
| 028 170 16 | 1,228.15 | 2022-23 Land-based Chg | Tiscareno, Angel |
| 028 170 16 | 131.35 | 2023-24 Land-based Chg | Tiscareno, Angel |
| 050 140 03 | 0.34 | 2023-24 Land-based Chg | Vanderham, Dennis & Yvonne |
| 050 140 17 | 0.68 | 2023-24 Land-based Chg | Vanderham, Dennis & Yvonne |
| 050 140 50S | 0.57 | 2023-24 Land-based Chg | Vanderham, Dennis & Yvonne |
| 050 140 51S | 0.57 | 2023-24 Land-based Chg | Vanderham, Dennis & Yvonne |
| 060 060 73S | 16.60 | 2023-24 Land-based Chg | Vanderham, Luke & Jodi |
| 060 042 24S | 17.61 | 2022-23 Land-based Chg | Virmar LLC |
| 060 042 24S | 0.53 | 2023-24 Land-based Chg | Virmar LLC |
| 036 140 002 | 90.77 | 2022-23 Land-based Chg | Wells Et Al, Raymond S |
| 036 140 002 | 9.81 | 2023-24 Land-based Chg | Wells Et Al, Raymond S |
| 026 030 042 | 153.53 | 2022-23 Land-based Chg | Westlake One Trust |
| 026 030 042 | 16.42 | 2023-24 Land-based Chg | Westlake One Trust |
| 026 330 032 | 8.44 | 2023-24 Land-based Chg | Westlands Grape LLC |
| 026 290 025 | 2.11 | 2023-24 Land-based Chg | Westlands Solar Blue LLC |
| 026 260 026 | 8,126.00 | 2023-24 M&I / Misc Chg | Westlands Solar Blue LLC |
| 026 030 032 | 90.77 | 2022-23 Land-based Chg | Wollesen, William J Jr & Harriet |
| 026 030 032 | 9.81 | 2023-24 Land-based Chg | Wollesen, William J Jr & Harriet |
| Total | \$69,892.02 | | |

Adopted at a regular meeting of the Board of Directors at Fresno, California, this 16th day of May, 2023.

AYES:

DRAFT

NOES:

ABSENT:

Bobbie Ormonde, District Secretary

DRAFT

WESTLANDS WATER DISTRICT BOARD OF DIRECTORS

MEETING OF May 16, 2023

ITEM 4a

SUBJECT:

General Manager’s Report on Water Supply, Water Operations, Projected Water Supply Drainage, and Energy Activities

DISCUSSION:

District Operations

2023-24 Water Supply Summary: The District’s total estimated available surface water supply is currently about 1,283,329 acre-feet (AF) for the contract water year to date, but will increase as other supplies (e.g. Section 215/Supplemental/Water User Transfers) become available. As of April 30, the total remaining supply was 1,196,558 AF. The District anticipates receiving at least 100,000 AF of Delta 215. The District’s surface water use in April was 74,248 AF and is summarized below.

| Surface Water Supply Source | Amount (AF) |
|------------------------------------|--------------------|
| 2021 Stored Supplemental Water | 43,369 |
| 2022 Stored Supplemental Water | 21,084 |
| Delta Section 215 | 6,508 |
| Friant Section 215 | 2,326 |
| 2023 M&I | 251 |
| Water User Transfers | 710 |
| Transfer/Exchange Out | 0 |
| Total | 74,248 |

Average May surface water use is 80,835 AF and staff forecasts up to 130,000 AF based on trends and current demand, which averaged 1,766 cubic feet per second (cfs) (3,503 AF/Day) through May 3rd. The following schedule summarizes the forecasted surface water use through February 2024.

| | Surface Water Deliveries | | | | | | | | | | | | Total |
|-----------|----------------------------------|------|-------|-------|-------|-------|------|------|------|------|------|-------|-------|
| | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Jan | Feb | |
| | Values in thousands of acre-feet | | | | | | | | | | | | |
| 20-yr avg | 36.2 | 50.7 | 80.8 | 111.7 | 115.3 | 78.0 | 37.1 | 28.2 | 17.3 | 16.0 | 23.6 | 38.1 | 633.0 |
| Forecast | 10.0 | 76.0 | 130.0 | 235.0 | 240.0 | 180.0 | 80.3 | 65.0 | 46.0 | 44.0 | 69.0 | 110.0 | 1,285 |
| Actual | 12.5 | 74.2 | | | | | | | | | | | 86.7 |

Groundwater Pumping Summary

For April 2023, GWMP wells pumped an estimated 425 AF, which is 15,148 AF less than the 10-year average and about 18,072 AF less than last April. Non-GWMP wells' pumping in April is estimated at 804 AF. Total District-wide groundwater pumping is estimated at 6,839 AF through April, or 96,243 AF less than the total to date for this time last year. For the 2023-24 contract water year, staff is forecasting that up to 18,000 AF of groundwater may be pumped District-wide. In 2017, 54,000 AF of groundwater was pumped.

2023-2024 Groundwater Pumping

| | April (AF) | Contract Year to Date (AF) | Projections (AF) |
|---------------------|-------------------|-----------------------------------|-------------------------|
| GWMP | 425 | 2,265 | 5,000 |
| Non-GWMP (est) | 804 | 4,574 | 13,000 |
| District-Wide Total | 1,229 | 6,839 | 18,000 |

Carry Over and Rescheduling

The District stored and carried over 75,252 AF of Non-Project and Non-Allocated water supplies. The District did not have any contract water to reschedule. The Bureau of Reclamation (Reclamation) applied a 1 percent monthly storage loss on carry over water from 2021 and begin applying a 1 percent monthly storage loss on 2022 carry over water, beginning on April 1. As of April 26th, the District delivered all its carry over water. Due to the 1 percent storage loss, the total estimated loss is approximately 1,190 AF.

The District has 47 AF of 2022 Table A carryover water to apply towards the needs of Naval Air Station Lemoore (LNAS) in Water Year 2023. On April 20th, the State Water Project (SWP) allocation for 2023 was increased from 75 percent to 100 percent, which will provide 5,000 AF of supply. An additional 100 AF of Article 21 water has also been made available to meet LNAS's needs.

Per Reclamation's Rescheduling Guidelines, the District will be limited to rescheduling 119,695 AF of its 2023-24 Central Valley Project (CVP) Contract supply into the 2024-25 Contract Water Year.

SOD Ag Contractor Allocation

On April 20th, the Bureau of Reclamation increased the 2023 South of Delta CVP contract allocation from 80 percent to 100 percent.

Supplemental Water

The District extended the deadline for accepting applications for Supplemental Water to close of business on June 1, 2023. The District is planning to acquire Supplemental Water from multiple sources for the 2023-2024 water contract year. The District

anticipates that a substantial allocation of Supplemental Water to water users could occur in late spring, based on water available from the San Joaquin River Exchange Contractors 5-year agreement. The District may acquire up to 49 TAF at a range of \$200-\$225 per AF.

When Supplemental Water is made available for allocation, the quantity allocated to a water user's account is a proration based on the water available at that time and the number of irrigable acres associated with accounts that have outstanding requests.

Project Operations -Actually Jones at 6,988 AF

- Total exports are 7,500 cfs with the Jones and Banks Pumping Plants (PP) operating at 3,500 cfs and 4,000 cfs, respectively. With both Projects' share of San Luis Reservoir (SLR) full, exports are meeting direct demand for allocated and surplus water. Jones PP pumping increased by 800 cfs earlier this week to help balance the accounting between the CVP and SWP at Dos Amigos and the SLR. CVP pumping capacity is expected to remain sufficient to meet direct demands and delay a sustained drawdown in the CVP share of SLR through May and early June.
- Reclamation estimates the accounting balance under the Coordinated Operations Agreement (COA) is about 18 TAF in favor of the CVP in addition to 59 TAF SWP debt related to the release of New Melones water to meet part of the SWP's share of Delta requirements in 2021. However, the 18 TAF of accumulated debt to the CVP is expected to be eliminated under the terms of the COA when Shasta storage fills later this month.
- Shasta storage is 4,454 thousand acre-feet (TAF), 123 percent of average. With only 100 TAF of storage capacity remaining and the accumulated snowpack at 220 percent of average, Reclamation increased releases to manage storage and to meet a required spring pulse flow on the upper Sacramento River. Reclamation's latest operations forecast shows Shasta carry over storage remaining above 3,200 TAF.
- Folsom storage is 832 TAF, 112 percent of average. The reservoir release recently increased to 8,000 cfs to manage runoff increases from a snowpack that is more than 250 percent of average.
- Flood flows into the Mendota Pool are about 5,400 cfs with 4,000 cfs and 1,400 cfs from the Kings and San Joaquin Rivers, respectively. Most of the flow is passing through the Pool while demands remain at about 1,000 cfs. Reclamation expects that flood flows will be sufficient to meet all Pool demands through at least June.
- Accumulated precipitation in the Sacramento Valley during April was 37 percent of the monthly average at 1.6 inches.

- CVP demands for April were about 60 percent of the 15-year average.

San Luis Reservoir Operations

The CVP share of SLR storage is expected to remain full through May and into June. Once drawdown begins, capacity pumping at Jones coupled with flood flows into the Mendota Pool will likely meet a significant portion of the CVP summer demand. As such, the CVP share of SLR is not expected to drop below 600 TAF by the end of August.

Hydrology and Water Quality

The National Weather Service Climate Prediction Center 14-day outlook is forecasting above normal temperatures and normal precipitation. The one-month forecast indicates below normal temperatures and above normal precipitation.

Precipitation:

| Station Index | Precipitation | Water Year Average | Average for Date |
|-----------------------|---------------|--------------------|------------------|
| Northern Sierra (8SI) | 61.3" | 115% | 125% |
| San Joaquin (5SI) | 61.7" | 154% | 167% |
| Tulare Basin (6SI) | 50.8" | 179% | 193% |

Snow Water Equivalent:

| Region | Average Snow Water Equivalent | April 1 Average | Average for Date |
|-----------------|-------------------------------|-----------------|------------------|
| Northern Sierra | 44.9" | 151% | 223% |
| Central Sierra | 50.1" | 192% | 264% |
| Southern Sierra | 47.9" | 234% | 346% |

Water Quality:

| Location | Electro Conductivity (EC) | Total Dissolved Solids (TDS) | pH |
|--------------------------|---------------------------|------------------------------|-----|
| Clifton Court (Jones) | 103 uS/cm | 62 mg/L | 7.4 |
| SLC Check 13 (O'Neill) | 162 uS/cm | 95 mg/L | 7.4 |
| SLC Check 21 (Kettleman) | 173 uS/cm | 101 mg/L | 7.4 |

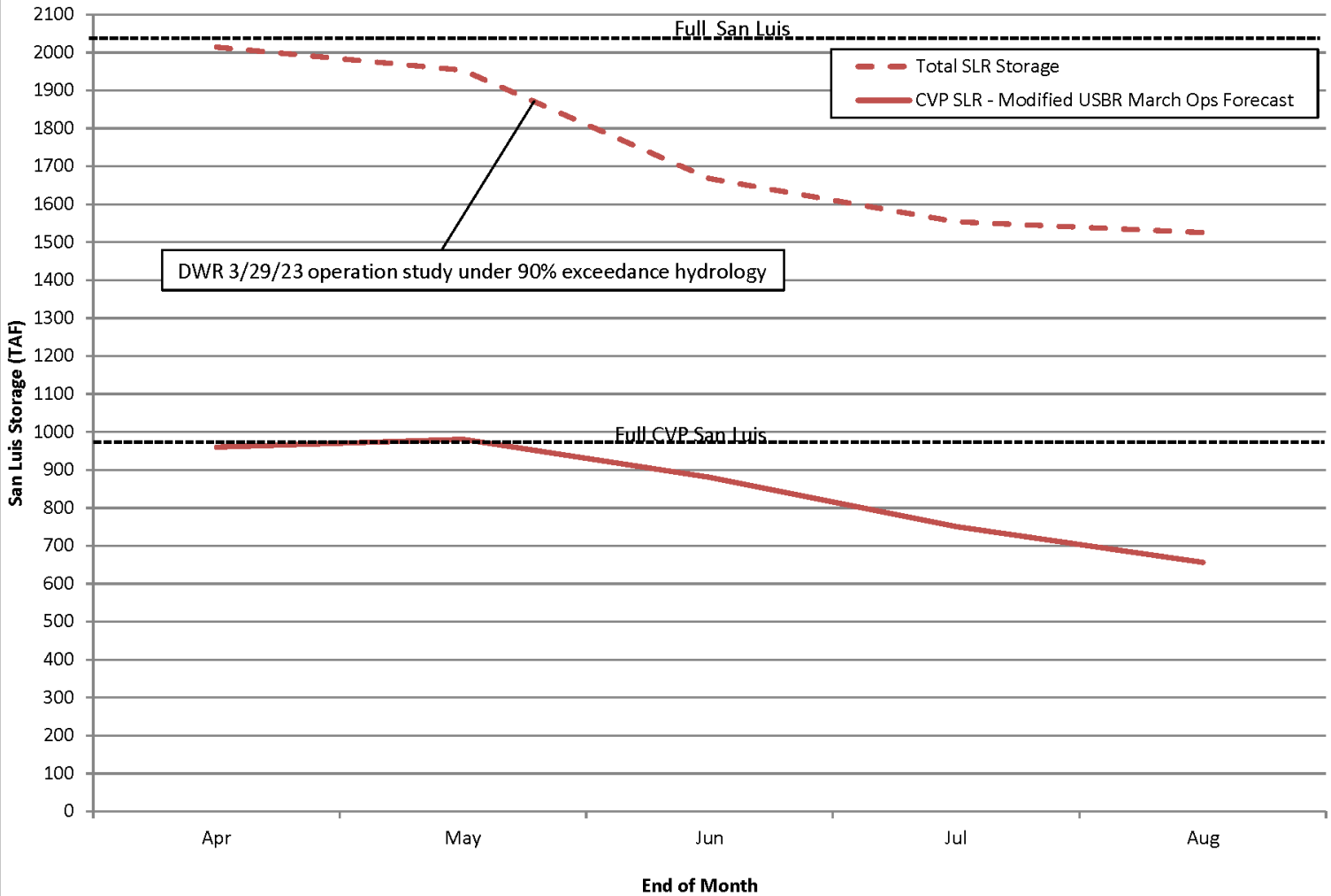
PROPOSED MOTION:

None.

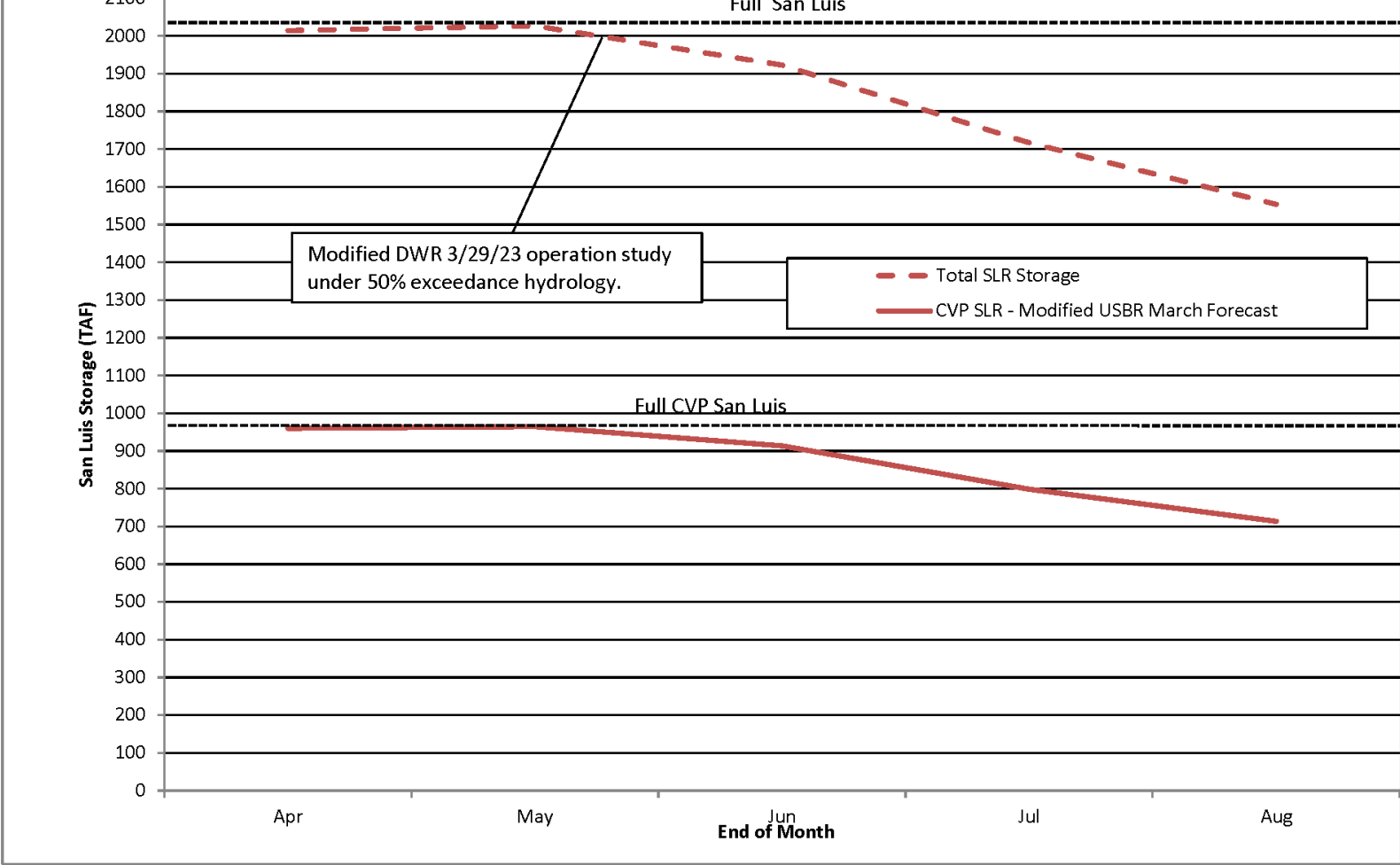
RECOMMENDATION:

No action required.

2023 San Luis Storage Projection 90% Exceedance Hydrology



2023 San Luis Storage Projection 50% Exceedance Hydrology



ITEM: 4.a. GENERAL MANAGER'S REPORT

SUBJECT: Water Use and Supply - - 2023/24 Water Year

DISCUSSION: Available Supply and Total Estimated Use Through April 2023

| AVAILABLE SUPPLY | CURRENT MONTH (AF) | 2023-24 Y-T-D (AF) | 2023-24 TOTAL SUPPLY (AF) [3] | 2023-24 FORECAST (AF) | 2022-23 Totals (AF) | 2013-2022 Averages (AF) |
|--|--------------------|--------------------|-------------------------------|-----------------------|---------------------|-------------------------|
| WATER YEAR ALLOCATION | | 100% | 100% | 100% | 0% | 27% |
| REPAYMENT CONTRACT - AG [1] | 0 | 0 | 1,146,800 | 1,146,800 | 0 | 309,607 |
| RESCHEDULED CONTRACT | 0 | 0 | 0 | 119,695 | 0 | 96,223 |
| ASSIGNMENT: DD#1 / DD#2 /MERCY SPRINGS/ ORO LOMA / BROADVIEW | 0 | 0 | 46,948 | 46,948 | 0 | |
| RESCHEDULED ASSIGNMENT | 0 | 0 | 0 | 0 | 0 | |
| CONTRACT - INCIDENTAL NON - AG M & I [2] | 251 | 390 | 3,200 | 3,200 | 3,073 | |
| CONTRACT - INCIDENTAL NON - AG M & LNAS Lemoore | 0 | 0 | 0 | 0 | 749 | |
| 2021 Yuba Stored [7] | 31,111 | 31,111 | 31,111 | 31,111 | 1,894 | |
| 2021 Sac Valley Stored [8] | 12,258 | 21,867 | 21,867 | 21,867 | 71,342 | |
| 2022 Yuba Stored [9] | 20,676 | 20,676 | 20,676 | 20,676 | 0 | |
| 2022 El Dorado Stored [10] | 408 | 408 | 408 | 408 | 0 | |
| Delta Section 215 | 6,508 | 6,508 | 6,508 | 100,000 | 0 | |
| Friant Section 215 | 2,326 | 4,486 | 4,486 | 10,000 | 0 | |
| CONTRACT AND STORED CARRYOVER | 73,538 | 85,446 | 1,282,004 | 1,390,705 | 109,176 | 452,681 |
| WATER USER TRANSFERS (net)[4] | 710 | 1,325 | 1,325 | 17,000 | 24,859 | |
| DISTRIBUTION INTEGRATION PROGRAM (DIP) | 0 | 0 | 0 | 0 | 52 | |
| GROUNDWATER MANAGEMENT PROGRAM (GWMP) | 425 | 2,265 | 2,265 | 5,000 | 179,944 | |
| TOTAL SUPPLY | 74,673 | 89,036 | 1,285,594 | 1,412,705 | 326,230 | 780,849 |
| CONTRACT CUSHION | | | -9,373 | -9,373 | | |
| OTHER CUSHION | | | | | | |
| TOTAL AVAILABLE SUPPLY | 74,673 | 89,036 | 1,276,221 | 1,403,332 | 326,230 | 810,266 |
| WATER USE | | | | | | |
| AGRICULTURAL | 67,382 | 76,735 | 76,735 | 1,284,615 | 129,461 | |
| GWMP | 425 | 2,265 | 2,265 | 5,000 | 179,944 | |
| DIP | 0 | 0 | 0 | 0 | 52 | |
| CIP (delivered) | 0 | 0 | 0 | 0 | 12,199 | |
| NON-AG M&I | 251 | 390 | 390 | 3,200 | 3,822 | |
| CLOSE-OUT ADJUSTMENT [5] | 10,102 | 12,028 | 12,028 | 0 | 882 | |
| SYSTEM LOSS/(GAIN) (calculated estimate) [6] | (3,487) | (2,382) | (2,382) | (2,000) | (130) | |
| TOTAL USE [3] | 74,673 | 89,036 | 89,036 | 1,290,815 | 326,230 | 588,165 |
| TOTAL REMAINING SUPPLY | | | 1,196,558 | | 137,188 | 192,684 |

NOTES:

Total net cropped acreage in Westlands 2022/23

333,166

Fallowed acreage 2022/23

227,563

[1] 100% CVP supply.

[2] 3,200 AF of 2023 CVP.

[3] Total Supply column includes close-out adjustment with system gain together for complete actual use.

[4] Transfer/Exchanges (In and Out): 73,997 AF in, 0 AF out.

[5] Close-Out Adjustment: Difference between DWR meter readings and WWD meter readings due to timing. WWD meters are usually read 3-5 days prior to receiving DWR readings.

[6] System Loss/(Gain): Acre-foot difference between WMIS delivery report vs. DWR delivery report.

[7] 631 AF (March = 317 AF, April = 314 AF) (1%) of stored water lost to evaporation and system losses.

[8] 346 AF (March = 222 AF, April = 124 AF) (1%) of stored water lost to evaporation and system losses.

[9] 209 AF (1%) of stored water lost to evaporation and system losses in April.

[10] 4 AF (1%) of stored water lost to evaporation and system losses in April.

SUBJECT: Water Use -- 2023/24 Water Year

WATER USE :

| Month | Repayment Contract | | | | | GWMP (AF) | SLC,CC Conveyance Contracts (AF) | CIP (AF) | Assignment Contracts (AF) [1] | Transfer In (AF) | Transfer Out (AF) | Lat. 6 & 7 Deliveries (AF) | DIP (AF) | GWMP/DIP Combined (AF) |
|---------------|--------------------|-------------------|------------------|---------------|------------|--------------|----------------------------------|----------|-------------------------------|------------------|-------------------|----------------------------|----------|------------------------|
| | Ag (AF) | 215 Contract (AF) | Rescheduled (AF) | NASL M&I (AF) | M&I (AF) | | | | | | | | | |
| March 2023 | 0 | 0 | 0 | 0 | 139 | 1,840 | 0 | 0 | 0 | 10,224 | 0 | 2,160 | 0 | 0 |
| April | 0 | 6,508 | 0 | 0 | 251 | 425 | 0 | 0 | 0 | 65,163 | 0 | 2,326 | 0 | 0 |
| May | | | | | | | | | | | | | | |
| June | | | | | | | | | | | | | | |
| July | | | | | | | | | | | | | | |
| August | | | | | | | | | | | | | | |
| September | | | | | | | | | | | | | | |
| October | | | | | | | | | | | | | | |
| November | | | | | | | | | | | | | | |
| December | | | | | | | | | | | | | | |
| January 2024 | | | | | | | | | | | | | | |
| February | | | | | | | | | | | | | | |
| Totals | 0 | 6,508 | 0 | 0 | 390 | 2,265 | 0 | 0 | 0 | 75,387 | 0 | 4,486 | 0 | 0 |

NOTES:

WATER YEAR SUMMARY

| <u>USE-SUPPLY ALLOCATION</u> | |
|---------------------------------|---------------|
| Repayment Contract | 6,508 |
| EST. DWR/USBR meter error | 0 |
| Conveyance Contracts | 0 |
| Transfers In | 75,387 |
| Transfers Out | 0 |
| DIP | 0 |
| GWMP | 2,265 |
| GWMP/DIP Combined | 0 |
| CIP | 0 |
| Lat 6 & 7 NP Deliveries | 4,486 |
| Assignment Contracts | 0 |
| M&I | 390 |
| NASL M&I Supply (SWP) | 292 |
| SWP Kings County Table A | 0 |
| Reach 6 Kings County Deliveries | 0 |
| Excludes Transfers Out | |
| Total Use | <u>89,328</u> |
| <u>DELIVERY SUMMARY</u> | |
| Ag Total | 76,735 |
| WWD Groundwater Program (GWMP) | 2,265 |
| DIP | 0 |
| GWMP/DIP Combined | 0 |
| CIP | 0 |
| M&I | 390 |
| NASL M&I Supply (SWP) | 292 |
| SWP Kings County Table A | |
| Close-out adjustment | 12,028 |
| Total Deliveries | <u>91,710</u> |
| <u>SYSTEM GAIN/(LOSS)</u> | |
| Quantity | 2,382 |
| Percent of Supply | 2.67% |



MEMORANDUM

TO: BOARD OF DIRECTORS AND ADVISORY COMMITTEE
FROM: DAN KEPPEL, EXECUTIVE DIRECTOR
SUBJECT: EXECUTIVE DIRECTOR’S REPORT
DATE: MAY 8, 2023
CC: MARK LIMBAUGH, JOSH ROLPH, NORM SEMANKO, JANE TOWNSEND

This executive director’s report (EDR) is intended to keep you apprised as to what is happening behind the scenes on policy issues the Alliance is engaged in, some of which we will discuss at our next joint ZOOM meeting of the Board of Directors and Advisory Committee, scheduled for this **Friday, May 12, 2023 at noon (Pacific Time, including Arizona); 1: 00 p.m.. (Mountain Time, including AZ); 2:00 p.m. (Central Time); 3:00 p.m. (Eastern Time)**. In the past month, much of our efforts have focused on initiating action items following our 2023 annual conference, preparing for and testifying at a House subcommittee hearing, advancing farm bill ideas with Western Senator and committee staff, and engaging in litigation and administrative matters. These issues and other matters important to our members are further discussed in this memo.

BIDEN ADMINISTRATION

1. Executive Order on Environmental Justice

President Joe Biden last month issued an Executive Order (EO) on Revitalizing Our Nation’s Commitment to Environmental Justice for All, which calls for advancing environmental justice across the federal government. According to the EO, “environmental justice” means “the just treatment and meaningful involvement of all people, regardless of income, race, color, national origin, Tribal affiliation, or disability, in agency decision-making and other Federal activities that affect human health and the environment so that people: 1) are fully protected from disproportionate and adverse human health and environmental effects and hazards; and 2) have equitable access to a healthy, sustainable, and resilient environment in which to live, play, work, learn, grow, worship, and engage in cultural and subsistence practices”. Among other things, the

order directs that National Environmental Policy Act (NEPA) reviews be carried out in a manner that analyzes the effects of federal actions on communities with environmental justice concerns. It also includes the creation of a new office of environmental justice within the White House Council on Environmental Quality (CEQ). House Republicans quickly hammered the proposal. CEQ intends to issue interim guidance by October 2023 that informs agency implementation of the EO, with final guidance due by October 2024.

2. Department of Interior, Bureau of Reclamation (Reclamation)

a. Asset Management Report

In 2019, Congress passed the John D. Dingell, Jr. Conservation, Management, and Recreation Act, Public Law No. 116-9, Title VIII, Subtitle G – Bureau of Reclamation Transparency Act (Transparency Act). The Transparency Act requires Reclamation to provide Congress with a detailed assessment of major rehabilitation and replacement (MR&R) needs, categorization of these repair needs, and regular reporting of information related to Reclamation’s investments in infrastructure. The Asset Management Report (Report) to Congress is a biennial submission. In compliance with the Transparency Act, Reclamation transmitted the first Report to Congress in 2021 and has now submitted the second Report to Congress, both of which can be accessed at <https://www.usbr.gov/infrastructure>.

b. Climate Change Adaptation Strategy

Reclamation last month released its Climate Change Adaptation Strategy that outlines how Reclamation will combat climate change. The strategy also affirms Reclamation will use “leading science and engineering” to adapt to human-caused climate change. There are four goals:

1. Increase water management flexibility.
2. Enhance climate adaptation planning.
3. Improve infrastructure resilience.
4. Expand information sharing.

Reclamation's [2021 West-wide Climate and Hydrology Assessment](#) identified the human-induced climate change impacts expected to impact the West through the rest of this century. You can read the entire Climate Change Adaptation Strategy at www.usbr.gov/climate.

c. Infrastructure Funding Announcements

Biden Administration Cabinet members and the White House have been busy in recent weeks, announcing boat loads of new infrastructure projects, funded courtesy of the Infrastructure Investment and Jobs Act (IIJA) and the Inflation Reduction Act (IRA). Recall that the IIJA includes \$8.3 billion for Reclamation, as part of a proposal advanced by over 230 water, ag and urban organizations. That coalition was led by a steering committee that included the Alliance,

Association of California Water Agencies, California Farm Bureau Federation, National Water Resources Association and Western Growers. The IJA investment will repair aging water delivery systems, secure dams, complete rural water projects, and protect aquatic ecosystems. Detailed information on Reclamation programs and funding provided in the IJA is available on Reclamation’s website: <https://www.usbr.gov/bil/>.

i. Water Conservation and Efficiency Projects

The Department of the Interior last month announced a \$140 million investment for [water conservation and efficiency projects](#) as part of the President’s Investing in America agenda to enhance the resilience of the West to drought and climate change. Funding for 84 projects in 15 western states, provided through the IJA and annual appropriations, will go to irrigation and water districts, states, Tribes and other entities and are expected to conserve over 230,000 acre-feet of water when completed. In the Colorado River Basin, 12 projects will receive more than \$20 million in federal funding from today’s announcement, resulting in more than \$44.7 million in infrastructure investments. Once completed, the projects will result in a combined annual water savings of more than 29,000 acre-feet in the Colorado River System. Another 32 projects selected in California will receive \$46.7 million in federal funding. The projects will result in more than \$164.3 million in infrastructure investments in the state and a combined annual savings of more than 65,000 acre-feet once completed, according to Reclamation.

ii. Aging Infrastructure Funding Announcement

Interior last month [announced](#) the funding choices for their FY 2023 Aging Infrastructure Account projects – this includes funding for 83 projects in 11 states - and Interior Assistant Secretary Tanya Trujillo two weeks ago told me Interior will be continuing to work on additional funding opportunities and awards throughout the year. Many Alliance members’ projects made the list.

c. WaterSMART Aquatic Ecosystem Projects

As previously reported, the Department of the Interior has announced a solicitation for the [WaterSMART Aquatic Ecosystem Projects](#). The purpose of this program is to invite eligible applicants to leverage their money and resources by cost sharing with Reclamation on Aquatic Ecosystem Restoration Projects, including study, design and construction of aquatic ecosystem restoration projects that are collaboratively developed, have widespread regional benefits, and are for the purpose of improving the health of fisheries, wildlife, and aquatic habitat through restoration and improved fish passage. Eligible applicants are states, tribes, irrigation districts, water districts, and other organizations with water or power delivery authority located in Reclamation States, including entities and organizations that own a dam that is eligible for upgrade, modification, or removal. Nonprofit conservation organizations working in partnership with the entities listed above or that notify entities listed above are also eligible to apply. Awardees must provide at least 35 percent of the total project cost as a matching share. **Proposals for the program are due by June 1, 2023.**

3. Support Letter for Margi Hoffman as new USDA Under Secretary

Current U.S. Department of Agriculture (USDA) Rural Development Under Secretary Xochitl Torres Small has been tapped by the Biden Administration to serve as the Deputy Secretary for USDA. If she is confirmed by the Senate (hearings likely late spring/early summer), the Under Secretary for Rural Development position would be open. I was approached by our old friend and long-time Alliance supporter Margi Hoffman to ask for board support of her consideration as the new Under Secretary. Our amended bylaws allow the board of directors to vote by email on matters such as these. The board on Friday voted 9-0 in support of the Alliance supporting Margi's candidacy. Late last month, I transmitted letters of support to USDA Secretary Vilsack and to the director of the White House Presidential Personnel Office.

DEVELOPMENTS IN CONGRESS

Mark Limbaugh (The Ferguson Group) reports that the House late last month passed [H.R. 2811](#), the "Limit, Save, Grow Act," on a vote of 217-215, with four Republicans joining all Democrats in opposition. The bill, which was modified at the last minute to garner enough Republican votes, includes GOP priorities on spending cuts as well as energy and regulatory policies. Even though the bill has zero chance of passing in the Democratic-controlled Senate, it represents the GOP's first cut at a plan to extend the government's borrowing authority before the recently estimated June 1 deadline. Democrats have not yet backed down from their position that a debt ceiling increase must be "clean," while Republicans insist that there must be policy concessions and spending cuts. And President Joe Biden initially pledged to veto it if it comes across his desk.

The House debt limit bill raises the debt ceiling by about \$1.5 trillion or until March 2024 (whichever comes first), and includes the GOP energy package [H.R. 1](#), the "Lower Energy Costs Act" as well as legislation requiring congressional approval for major rules ([REINS Act](#)). The bill would eliminate some of the clean energy tax credits from the Inflation Reduction Act (IRA) and cut billions from the IRA related to pollution reduction, energy efficiency and environmental justice. The bill would also revert FY 2024 spending back to FY 2022 levels. All cuts combined would result in about \$4.8 trillion in savings to the Treasury.

The White House announced last week that President Biden has called top congressional leaders to a May 9 meeting to discuss the debt limit. Breaching the debt limit could rock the stock market, freeze credit and upend international finance. It could impair public services, too, delaying payments for grantees and contractors, right as the Biden Administration needs agencies working to advance billions of dollars in spending under the climate and infrastructure laws. While the President or Senate Democrats have not been willing to negotiate with House GOP leadership on raising the debt ceiling, the pressure seems to be building for them to engage in these discussions, especially since the so-called "x-date" is now estimated to be June 1.

4. House Resource Committee GOP Leaders Request Snake River Dam Data

The House Natural Resources Committee recently announced it is reviewing a recommendation from NOAA Fisheries to breach four dams on the Snake River, calling the agency's recommendations "untethered from scientific standards." In a [letter to NOAA](#), Committee GOP leadership criticized the September report endorsing removal of the dams as necessary to restore Columbia River Basin salmon and steelhead populations. The letter seeks documentation from NOAA about its report, including communications with the White House Council on Environmental Quality as well as nongovernmental groups. The Alliance last month sent a letter to USDA Secretary Vilsack, requesting that he intervene in the current Columbia Basin mediation process, since Pacific Northwest agricultural interests feel their concerns are being ignored.

5. Secretary Haaland Endures Grilling from House and Senate Committees

Interior Secretary Deb Haaland faced aggressive questioning and criticism last month from Republicans on the House Natural Resources Committee and from both senior Democratic and Republican members of the Senate Energy and Natural Resources Committee at budget hearings last month. The issue of infrastructure permitting received a fair amount of airtime, with Senator Manchin (D-W.Va.), the Senate committee's chair, highlighting the issue in his opening line of questioning. Committee Ranking Member John Barrasso (R-WYOMING) grilled the Secretary over mineral extraction issues during the Q&A session after her testimony. House Republicans were also critical of Sec. Haaland's actions in a [sometimes contentious hearing](#) last month.

6. Restoring WIFIA Eligibility Act Introduced

U.S. Representatives Jim Costa (D-CALIFORNIA) and John Curtis (UT-04) have introduced the Restoring WIFIA Eligibility Act, which would provide flexibility for San Joaquin Valley water users to meet water quality standards and improve water storage. The Water Infrastructure Finance and Innovation Act Amendments of 2023 would amend the Water Infrastructure Finance and Innovation Act of 2014, a program that accelerates investment in our nation's water infrastructure by providing long-term, low-cost supplemental loans for regionally and nationally significant projects. The bill would clarify that federally owned infrastructure managed and operated by non-federal entities, such as the San Luis Delta-Mendota Water Authority and Friant Water Authority, are eligible for WIFIA financing. The Family Farm Alliance has supported similar legislation introduced in past Congresses.

7. House NR Subcommittee Hearing: CRA Resolutions Disapproving ESA Protections

The House Natural Resource Water, Wildlife and Fisheries (WWF) Subcommittee last month held a hearing on a number of GOP-led Congressional Review Act (CRA) resolutions disapproving the Biden Administration's implementation of the Endangered Species Act (ESA), along with a Democratic proposal to protect the North Atlantic right whale. One of the resolutions- [H.J. Res. 46](#) by Rep. Cliff Bentz (R-OREGON), would roll back a Biden Administration rule that ended a

Trump Administration rule on designating critical habitat under the ESA. Family Farm Alliance General Counsel Norm Semanko testified at this hearing in support of this resolution. Critical habitat designations can carry with them significant economic and regulatory burdens that must be shouldered by agricultural water managers and rural communities, which our written testimony outlines. The House Committee on Natural Resources favorably reported H.J. Res. 46 and eight other bills out of committee late last month. One of those was H.R. 215, or the WATER Act, introduced by U.S. Rep. David Valadao (R-Calif.), which would provide solutions to long-term water storage issues in California.

8. GOP Members Visit Fresno to Discuss Water Storage Challenges

House Committee on Natural Resources Chairman Bruce Westerman (R-Ark.), WWF Subcommittee Chairman Bentz and U.S. Reps. David Valadao (R-CALIFORNIA) and John Duarte (R-CALIFORNIA) last month hosted Members for a field hearing and site visits to examine California's continued water storage issues and their impact on local communities. The Members toured Friant dam and a local dairy farm site that has been damaged from recent floods, and conducted a legislative field hearing on H.R. 215 "[WATER for California Act](#)" and H.R. 872 "[FISH Act](#)" at the World Ag Expo in Tulare. Five witnesses with ties to the Family Farm Alliance members testified at this hearing. We sent out an "Issue Alert" the day before the hearing that identified those witnesses and included links to their written testimony.

H.R. 872 (Calvert) streamlines and improves the federal regulatory process related to endangered fish protections. House Science, Space and Technology Committee Chairman Frank Lucas (R-OK) has drafted related legislation, the "*National Oceanic and Atmospheric Administration Act of 2023*" which would pull NOAA from the Department of Commerce and direct a study on whether NOAA's work on marine mammal protections and ESA-listed anadromous and catadromous fish species ought to be handled by the Interior Department instead. President Richard Nixon created NOAA under the Commerce Department by executive order in 1970. Since then, the agency has operated under patchwork more than 200 legislative authorities. During a House Science, Space and Technology Committee hearing last month, three former NOAA Administrators who all served during Republican Administrations, agreed that authorizing NOAA as a new executive branch agency and moving the agency out of the Department of Commerce would streamline and improve operations, bolster scientific integrity and facilitate crucial partnerships with private entities. The Alliance has long supported earlier versions of the FISH Act, and I previously testified on a related bill in the 116th Congress.

9. 2023 Farm Bill

The Senate Agriculture Committee is ramping-up farm bill activity as policy ideas and support for those ideas are assessed. We've been working with our allies in agriculture and the conservation community to advance its platform, which focused primarily on the farm bill's conservation title. We're looking to fine-tune USDA conservation programs that deliver cross-sector benefits to farming, ranching, and conservation. These programs need to deliver measurable conservation

outcomes in a simple way, without harming environmental interests or program integrity. The farm bill is an omnibus, multiyear law that is typically renewed about every five years. With enactment of the omnibus spending bill in December 2022, lawmakers laid the groundwork for battles to come in the next farm bill. The current farm bill expires at the end of September.

a. Capitol Hill Politics

The House-passed [Limit, Save, Grow Act](#) (see above) would expand Farm Bill SNAP work requirements for able-bodied adults without dependents in exchange for raising the debt ceiling. It passed largely along party lines last week, in an effort by Speaker [McCarthy](#) to bring President Joe Biden and the Senate to the negotiating table. Senate Agriculture Committee Chair Debbie Stabenow has warned that political dealmaking over raising the federal debt limit could sink hopes for a stronger safety net in the 2023 farm bill. Senator Stabenow said she's especially worried because 240 members of Congress, mainly in the Republican-led House, have never worked on nor voted on a farm bill and may not realize the long-term impacts of cutting related programs to reach a debt-limit agreement. Funding for conservation programs hangs in the balance.

b. Senators Unveil CREP Improvement Act

Last month, Colorado U.S. Senator Michael Bennet (D-COLORADO), Chair of the Senate Agriculture Subcommittee on Conservation, Climate, Forestry, and Natural Resources, and U.S. Senator Roger Marshall (R-KANSAS), the subcommittee's Ranking Member, introduced the Conservation Reserve Enhancement Program (CREP) Improvement Act to provide the flexibility family farmers and ranchers need to conserve water on working lands, while fairly compensating them for retiring their water rights or limiting their water use. USDA's CREP program has provided farmers and ranchers with payments to voluntarily remove land from production in order to address specific conservation concerns. However, producers within the CREP program have sought more flexibility to achieve the program's goals.

While the 2018 Farm Bill included a provision to allow dryland farming on retired irrigated acres in CREP, USDA still has not implemented this provision fully, and payments on dryland farmed acres are insufficient to encourage participation in key regions where water conservation is a top concern. Specifically, the Conservation Reserve Enhancement Program Improvement Act would improve the CREP program by:

- Explicitly directing USDA to allow dryland agricultural uses on CREP acreage where appropriate;
- Specifically adding dryland crop production and grazing to the list of appropriate conservation practices for the CREP program;
- Allowing continuous cropping systems, like alfalfa, to be eligible for drought and water conservation CREP agreements;
- Ensuring fairer payments to producers by stipulating that annual payments for drought and water conservation CREP agreements will be equal to the difference between the irrigated

acre payment rates and the dryland acre payment rates, as determined by USDA. And ensuring that any drought and water conservation agreement that includes the permanent retirement of a water right receives the full irrigated acre payment rate;

- Making the payment formula retroactive for existing drought and water conservation agreements;
- Letting producers choose their payment allocations under the program, instead of a fixed payment per year for the 10-15 year contract period; and
- Waiving CREP payments from the \$50,000 annual payment limitation under the Conservation Reserve Program.

The text of the bill is available [HERE](#). A summary is available [HERE](#).

c. Family Farm Alliance Engagement on 2023 Farm Bill

The Alliance began ramping up its own Farm Bill advocacy efforts last year, working with conservation partners, developing testimony for Congressional hearings, and working with its members to prioritize its energies in the farm bill debate. Earlier this year, we put together our Farm Bill wish lists for Congressional offices and committees. Once again, the Alliance will work closely on this with its partners in the Western Agriculture and Conservation Alliance -the “WACC” – on the conservation title. The WACC recently finalized its Farm Bill platform, which, among other things, puts priority on improving implementation of the Watershed and Flood Prevention Operations (“PL-566”) and the Regional Conservation Partnership Program, encouraging active management for grazing, and seeking to provide better and faster conservation program technical assistance and compliance. The Alliance has also been working with Western Growers and several Western state Farm Bureaus to push more ag-centric priorities, starting with Western Senators and Ag Committee Members. We’ll also be working to set up meetings with staffers from the Congressional ag committees.

10. OpenET Act

As previously reported, a bipartisan coalition of Western lawmakers in late March reintroduced their “*Open Access Evapotranspiration Data (OpenET) Act*,” filed as H.R. 4832 and S. 2568 in the 117th Congress to create a new program in the U.S. Geological Survey that could be used to track water lost to evaporation and transpiration from soil, crops and vegetation in a river basin. Rep. Susie Lee (D-NEVADA), whose district includes parts of Las Vegas, sponsored the House bill along with Rep. Jared Huffman (D-CALIFORNIA) and Reps. Burgess Owens (R-UTAH) and Chris Stewart (R-UTAH). Bill sponsors say that data could prove crucial to many drought-stricken river basins in the West, including the Colorado River Basin. Sens. Catherine Cortez Masto (D-NEVADA) and John Hickenlooper (D-COLORADO) introduced the bill in the Senate.

Evapotranspiration can be tracked with satellites and weather stations, although critics of the legislation argue that making such data widely available to the public using federal resources, which is made possible by the OpenET legislation, must be subject to existing data privacy and

data quality laws as well as be peer-reviewed for accuracy. We share the concerns expressed by other agricultural producers in the West regarding S. 2568, which would inject major federal funding into the OpenET program.

We worked with OpenET proponents to set up a webinar last week. Representatives from the Desert Research Institute, USGS, Natural Resources Conservation Service (NRCS), EDF and several producers and water managers participated in the ZOOM meeting. In general, this 75-minute briefing focused on more presentations from various ag interests, who expressed support for the important role OpenET played in their individual projects. We had very little time to get into in-depth discussion regarding our concerns, which still remain. By the time the ag case studies were presented, most of our team had to drop off for other commitments.

These presentations were all good but were really more of the same as what we heard the last time we were briefed by the OpenET proponents, with many of the same people and the same talking points. Our points continue not to be heard. I brought up our concern regarding potential misuse by third parties, and I heard – something to the effect of, “If you have a specific example of OpenET abuse by a third party, please let us know.” Pat O’Toole and I tried to explain that it will happen; just look at what’s going on already with the attacks on alfalfa in the Colorado River, and water rights attacks in California right now. Another concern that remains is that all of this public data is going into one tool. What about competing technology? (check this out: <https://www.farmprogress.com/technology/ag-tech-companies-merge-irrigation-management-solutions>). Also – we continue to hear concerns that OpenET accuracy isn’t all that. We’ll keep bird-dogging this effort and keep you apprised.

JUDICIARY DEVELOPMENTS

11. Supreme Court Agrees to Hear Case that Could Overrule *Chevron* Doctrine

The Supreme Court has agreed to hear a case, over the objections of the Biden Administration, that could reverse or at least narrow the longstanding *Chevron* doctrine, which grants the Environmental Protection Agency (EPA) and other federal regulatory agencies discretion to reasonably interpret ambiguous statutory language. The court on May 1 granted a petition for a *writ of certiorari* in *Loper Bright Enterprises, et al. v. Raimondo, et al.*, with Justice Ketanji Brown Jackson, recusing herself from the *cert* decision, likely because she was involved in the case while a sitting judge on the U.S. Court of Appeals for the District of Columbia Circuit. Fisherman and conservative groups are suing to determine if *Chevron* requires deference to the National Marine Fisheries Service’s finding that, under the Magnuson-Stevens Act (MSA), it has statutory power to force domestic vessels to pay the salaries of the monitors they are required to carry.

The *Chevron* doctrine -- which stems from the late Supreme Court Justice Scalia’s 1984 holding in *Chevron v. Natural Resources Defense Council* -- grants deference to an agency’s interpretation of its statutory authority if the interpretation was deemed reasonable. When the law “is silent or ambiguous with respect to the specific question” at issue, courts should defer to the agency’s

interpretation, as long as it is “based on a permissible construction of the statute,” the justices held in *Chevron*. The high court is expected to schedule arguments in the case during its fall term.

This is a big deal for many of our members, since biologists that work for these federal agencies are often termed “the experts” on Western fisheries matters and contribute – in my view – to the flow-centric, “more water equals more fish” water management philosophy employed by those agencies, to the detriment of our agricultural water users. Last week, I discussed the SCOTUS case with a handful of Western water attorneys, and we’ll be soon huddling up to discuss the possibility of crafting a Western-focused amicus brief for this case, which will be heard in 2024.

ALLIANCE INITIATIVES

12. Clean Water Act “Waters of the U.S.” (WOTUS)

The House of Representatives last month failed to override President Joe Biden's veto of a resolution under the Congressional Review Act (CRA) to undo a rule defining the Clean Water Act's reach by defining “waters of the U.S.,” or WOTUS. House Republicans ultimately failed on a 227-196 vote to meet the two-thirds majority required to override a Presidential veto. Republicans did, however, get 10 Democrats to defy the President. They include House Agriculture ranking member David Scott and Rep. Sanford Bishop, ranking member of the Appropriations Subcommittee on Agriculture. Nine House Democrats and four Senate Democrats joined Republicans in voting for the CRA resolutions against EPA and Army Corps of Engineers (Corps) WOTUS rule, sending the measure to President Biden’s desk last month.

Now with that effort vetoed, WOTUS rule opponents are now looking to the courts for relief. Judges have already blocked the rule in 26 states. U.S. District Judge Daniel Hovland issued a preliminary injunction in a case two dozen Republican state attorneys general brought against the EPA and the Corps. “The Court finds that the 2023 Rule is neither understandable nor ‘intelligible’, and its boundaries are unlimited,” Judge Hovland noted in his ruling.

The Supreme Court’s pending decision in *Sackett v. EPA* could materially affect the Biden rule's scope. The Family Farm Alliance is one of 14 agricultural organizations who submitted a brief as “friends of the court” in support of the plaintiffs, an Idaho couple who brought suit against EPA during the Obama Administration. And most recently, the U.S. Court of Appeals for the Sixth Circuit is temporarily blocking enforcement of the Biden Administration’s WOTUS rule in Kentucky in order to provide a federal court in the Commonwealth time to consider state and industry motions for a preliminary injunction pending appeal, bringing to 27 the number of states where the Biden WOTUS rule has been stayed.

13. Colorado River Initiative

Reclamation last month released its [April 24-Month Study](#), which includes an increase to downstream flows from Lake Powell to Lake Mead of up to 9.5 million acre-feet (maf) this water

year (Oct. 1, 2022 through Sept. 30, 2023). Glen Canyon Dam’s annual release volume for water year 2023 was initially set at 7.0 maf, based on the August 2022 24-Month Study, and is now projected to increase to up to 9.5 maf because of high snowpack this winter and projected runoff in the Colorado River Basin this spring. While this water year’s projections are above average, the Colorado River Basin is experiencing severe drought conditions and system reservoirs remain at historically low levels.

a. Colorado River Interim Operating Guidelines

Reclamation earlier this month released their draft Supplemental Environmental Impact Statement (SEIS), the Biden Administration’s plan to overhaul the 2007 Colorado River Interim Guidelines, rules that dictate how much water is withdrawn from the Lake Powell and Lake Mead reservoirs based on their current surface elevations. The draft SEIS is available for public comment for 45 calendar days. The three alternatives in the draft SEIS (as summarized by Reclamation) are listed below; Reclamation did not designate a “preferred alternative.”

- **No Action Alternative:** The No Action Alternative describes the consequences of continued implementation of existing agreements that control operations of Glen Canyon Dam and Hoover Dam, including under further deteriorating hydrologic conditions and reservoir elevations.
- **Action Alternative 1:** Action Alternative 1 models potential operational changes to both Glen Canyon Dam and Hoover Dam. Action Alternative 1 includes modeling for reduced releases from Glen Canyon Dam, as well as an analysis of the effects of additional Lower Colorado River Basin shortages based predominately on the **priority of water rights**. Action Alternative 1 models progressively larger additional shortages as Lake Mead’s elevation declines, and larger additional shortages in 2025 and 2026, as compared with 2024. The total shortage contributions in 2024, including those under existing agreements, are limited to 2.083 million-acre-feet because this is the maximum volume analyzed in the 2007 Interim Guidelines final environmental impact statement.
- **Action Alternative 2:** Action Alternative 2 is similar to Action Alternative 1 in how it models potential operational changes to both Glen Canyon Dam and Hoover Dam. Action Alternative 2 includes modeling for reduced releases from Glen Canyon Dam, as well as an analysis of the effects of additional Lower Colorado River Basin reductions that are distributed in the **same percentage** across all Lower Basin water users under shortage conditions. The total shortage contributions in 2024, including those under existing agreements, are limited to 2.083 million-acre-feet because this is the maximum volume analyzed in the 2007 Interim Guidelines FEIS.

The full document can [be found here](#) and a Reclamation press release can be [found here](#).

The SEIS is an attempt by the Administration to save hydropower production on the river, which serves some 40 million individuals in seven states and millions of acres of irrigated crop lands, by raising water levels in Lake Powell and Lake Mead and protecting downstream water deliveries from “dead pool” levels, which have been dropping precipitously during recent drought years. The Department of the Interior began working on this plan in October 2022 after the seven Colorado River Basin states — Arizona, California, Colorado, New Mexico, Nevada, Utah and Wyoming— missed a deadline to propose their own cuts. Since June, the Biden Administration has pressed the seven basin states to outline their own solution. Reclamation Commissioner Camille Calimlim Touton announced her agency would need between 2 million and 4 million acre-feet in cuts to keep hydropower facilities operating.

Ahead of Reclamation’s release of the draft SEIS, six states agreed on a plan that would put the basin's most senior water user, California, on par with the most junior users, Arizona and Nevada in spreading out the necessary cuts in water deliveries from the river. In contrast, California offered its own plan adhering to water right seniorities on the river. In announcing the draft SEIS, senior Interior officials noted that the alternatives should give the seven Basin States bookends to work within to continue to collaborate and develop a consensus alternative for future reductions in water deliveries from the river. The Family Farm Alliance in March 2022 adopted a policy brief that outlines the pro-agriculture principles that we will continue to advance as new operation guidelines are developed.

b. Drought Response Operations Agreement

Reclamation at 9:00 a.m. (Pacific) on May 10 is hosting a [Microsoft Teams Live webinar](#), intended to provide an opportunity for the Upper Division States and Reclamation’s Upper Colorado Basin (UCB) Region to share information with you about the Upper Colorado River Basin’s draft 2023 Drought Response Operations Plan (Plan). The Plan is being developed by the Upper Division States and UCB Reclamation in accordance with the scope and purposes described in the Drought Response Operations Agreement (DROA). The DROA is part of the 2019 Colorado River Drought Contingency Plan (DCP) in the Upper Basin and aims to protect critical elevations at Lake Powell. Following the webinar, additional information can be found at <https://www.usbr.gov/dcp/droa.html>. This web page will contain the draft 2023 Plan Framework and Attachments and include a link to provide comments.

a. Imperial Valley Ag Public Outreach

Imperial Valley Water (IVH2O) and the California Farm Water Coalition last month ran an ad in *The Hill* in Washington, D.C, opposite the paper’s editorial for the day. Here is [the link to the landing page](#) , which further explains their Colorado River solution based on urban funded on-farm conservation and protecting Western food production. The Alliance was not involved with this effort, but we were asked by some of our members to share the ad with you. Also, Alliance Director Steve Benson, who farms in the Imperial Valley, authored this guest opinion that was published by *Agri-Pulse* last week: [“California’s Imperial Valley water conservation strategy](#)

[key to saving the Colorado River](#)". Again ,the Alliance was not involved with crafting this particular opinion.

b. Colorado River Speaking Engagements

Alliance President Pat O’Toole and I will both be on the speaker circuit in the next month, participating in various Colorado River forums. As you know, the Colorado River is in crisis. Rapid declines in reservoir storage now threaten many longstanding agreements and operational norms, triggering curtailments in water deliveries and prompting emergency interstate and federal/interstate negotiations.

Pat will be speaking at the 43rd Annual Conference on Natural Resources at the Getches-Wilkinson Center for Natural Resources, Energy and the Environment on June 9. Pat will participate in a panel titled, “How Can Agriculture Thrive with Less Water?”, and his fellow panelists are Meghan Scott (who works for Advisory Committee member Wade Noble’s law firm in Arizona), Mark Squillace (University of Colorado Law School) and Jim Holway (Babbitt Center for Land and Water Policy). The panel discussion will take place following opening remarks by former Interior Secretary Bruce Babbitt, who has vocally been critical of agricultural water use in recent months. For more information on this conference, visit the [event website](#).

I’m traveling to Arizona later this month where I’ll be speaking at two different events in two days. Yuma Fresh is hosting an industry update on May 17th, which seeks to briefly address where things are on the Colorado River, ending with a feature length film on Yuma’s agricultural water. I’ve been invited to speak on what has happened in other Western basins, how farmers have persevered, with the intent of providing insights into what farmers might consider or do in the Colorado River basin.

The next day, I’m speaking on a panel at the CLE International Law of the Colorado River Conference, which will be held May 18-19 at the Hilton in Scottsdale. I’m on a May 18 panel that starts at 10:45 AM, and my presentation is titled “Impacts on Agriculture: Feeding America with Less Water”. I’ve attached a draft copy of the paper that I’ll present at that event. My fellow panelists in Scottsdale will be Jason Hauter (Akin Gump Strauss Hauer & Feld, Washington, D.C.), Frank Venegas (Fort Yuma Quechan Indian Tribe) and Meena Westford (Metropolitan Water District of Southern California). You can learn more about his conference at: [Information- Law of the Colorado River Conference \(cvent.com\)](#)

The May 2023 “Monthly Briefing” went out last week, which discusses the Colorado River and other issues we are involved with in further detail.

13. 2023 Farmer Lobbyist Trip

As previously reported, we plan on scheduling the 2023 Alliance farmer lobbyist trip for this fall in D.C. On Friday, I sent out a request asking for your preference as to when we schedule this

year's trip: the week of September 18, or the week of September 25. For our trips, Monday is usually the travel day, and the bulk of our meetings are scheduled for Tuesday and Wednesday. Thursday p.m. is typically the "return home" slot. So far, the response to my request has been fairly limited, but the votes so far are leaning towards the week of 9/25. Please let me know at your earliest convenience if you'd like to participate, and if you have a preference for one week over the other. We'll discuss this further on Friday's call.

14. Forest and Watershed Health Initiative

Last January, I was approached by James Thebaut, an acclaimed Southern California director and executive producer, after Mike Wade (California Farm Water Coalition) and I delivered our "Ted Talks" presentation on food security at the Mid-Pacific Water Users Conference in Reno. James later in the day presented to the conference attendees his short film, "California's Watershed: Healing", which highlights the crucial role of community engagement in the restoration and conservation of the Sierra Nevada's natural resources. You can [watch the trailer here](#). In short - this film is really, really good. Mr. Thebaut thinks – and I tend to agree – that it's critically important to organize an educational Capitol Hill National Security event, intended to generate further Congressional action on the evolving precarious conditions of forested watersheds in California and other parts of the West. I've discussed this matter with President O'Toole and some of our contractors, who initially agree with me, I believe. We'll discuss objectives, costs, other partners, format and timing of this event further on Friday's call.

In recent years, a priority initiative for the Alliance has been to continue advocating for active forest management in federal Western watersheds and better quantifying watershed health improvements associated with these and other water conservation actions. Western wildfire disasters are becoming an annual occurrence and underscore the importance of improving on-the-ground management actions that can lead to improved forest health. We believe a responsible level of continuous fuels reduction includes a combination of robust mechanical thinning and prescribed fire. This can be employed to significantly reduce evapotranspiration, tree stress, disease and pest infestation, preserve healthy forest conditions, and protect species and habitats. Failure to employ this approach will continue the downward, accelerating spiral of fuel accumulation, drought, disease and invasive insects and lead to additional high-intensity fire events in the future.

WESTERN WATER "HOT SPOTS"

14. California

California appeared to be heading into a fourth year of devastating drought before back-to-back atmospheric rivers dumped huge amounts of rain and snow between late December and March, burying the Sierra in snow and raising the threat of flooding. The state Department of Water Resources (DWR) said last week that despite a brief increase in temperatures in late April, the snowpack has melted at a slower pace than average due to below average temperatures early in the month and cloud cover. As of Wednesday, the water content of the statewide snowpack was 263

percent of average to date and a staggering 341 percent in the southern Sierra, according to online data from the department.

a. Healthy State and Federal Water Allocations for Agriculture

Reclamation last month announced it would increase Central Valley Project (CVP) 2023 water supply allocations for irrigation water service and repayment contractors. Both north- and south-of-Delta contractors were increased to 100% from 80%. California DWR last month also announced another increase in the forecasted State Water Project (SWP) deliveries this year. With reservoirs nearing capacity and snowmelt runoff starting to occur, DWR now expects to deliver 100 percent of requested water supplies, up from 75 percent announced in March. This water will be delivered throughout the year to 750,000 acres of farmland served by SWP. The last time the SWP allocated 100 percent was in 2006.

San Luis Reservoir in Merced County, which holds water supply for both the SWP and CVP, is now full. Additionally, Lake Oroville, the SWP's largest reservoir, and SWP reservoirs in Southern California are expected to be full by the end of May. Statewide, reservoir storage is at 105 percent of average for this date. Friant Division contractors' CVP water supply is delivered from Millerton Reservoir on the upper San Joaquin River via the Madera and Friant-Kern canals. The first 800,000 acre-feet of available water supply is considered Class 1; Class 2 is considered the next amount of available water supply up to 1.4 million acre-feet. Given the current hydrologic conditions, the Friant Division water supply allocation is 100% of Class 1 and 70% of Class 2 (from the initial 20% allocation). Friant Dam is currently being operated for flood control purposes.

b. Warm Weather Elevates Flooding Threat

This was the state's second snowiest winter on record, with more than 737 inches of snow measured at the University of California Berkeley Central Sierra Snow Lab at the end of March. As the weather warms, that snow is now melting. Coupled with recent heavy rains at lower elevations, the resulting floodwaters are re-filling the Central Valley's Tulare Lake, which has been dried up for decades. Thousands of farmers, workers and residents near Tulare Lake have already faced flooding, and the threat of even more damage has everyone on edge. The continuing snowmelt could double the current footprint of the revived lake to 200 square miles, threatening more farms and causing billions of dollars in losses. Weather experts say that the water likely won't drain until next year, or possibly well after that, the *San Francisco Chronicle* recently reported.

15. Klamath Basin (CALIFORNIA / OREGON)

Despite massive mountain snowpack over 180 percent of average, Klamath Project irrigators will only receive a 60% initial allocation, Reclamation announced last week at the Klamath Water Users Association (KWUA) annual meeting in Klamath Falls (OREGON). Reclamation's initial allocation for the irrigation supply from Upper Klamath Lake (UKL) and the Klamath River for farms and wildlife refuges within the Klamath Project is 215,000 acre-feet of water, which

represents approximately 60 percent of the water needed this year for farms and wildlife refuges served by the Klamath Project. Reclamation's Klamath Project allocation is intended to accommodate biological criteria for Klamath Basin fish species listed under the ESA. The Klamath Project provides water to roughly 230,000 acres of farms and refuges in northern California and southern Oregon. To support Klamath Basin communities amid a fourth consecutive year of drought, Reclamation committed \$9.85 million through the Klamath Project Drought Response Agency for contractors who receive a reduced water allocation,

The disappointing 60% allocation figure is by no means carved in stone. It could be raised by Reclamation, depending on hydrology and biological conditions. It could also be further reduced, depending on the outcome of litigation filed by the Yurok Tribe on March 22 in U.S. District Court in San Francisco. The Tribe's injunction would stop all water deliveries for irrigation in the Klamath Project unless Reclamation can demonstrate it is meeting minimum streamflows for threatened coho salmon in the Klamath River. The injunction would also require Reclamation to ensure a minimum surface elevation of 4,139.2 feet in UKL on Sept. 30 for two species of endangered sucker fish. A hearing on the injunction is scheduled for 2 p.m. this Wednesday.

I participated in a March meeting with Interior Secretary Deb Haaland, Senator Jeff Merkley (D-OREGON), staff from the Oregon Congressional delegation, and other high-level Biden Administration Interior officials here in Klamath Falls. The Secretary was on an Oregon visit, and infrastructure was the focus. Following a 45-minute meeting at KWUA, we visited the A Canal headgates and fish screen. Everyone had a few minutes to speak at the KWUA meeting, but the intent was to focus on the message of the producers, who have had their supplies severely restricted to meet ESA fishery needs in the last three years. I've also been asked by two northern California counties and Klamath County, Oregon to participate in a 3-county board of commissioners/supervisors meeting on Klamath Project challenges later this month.

ADMINISTRATIVE & MISCELLANEOUS

- The 2023 University of Arizona Water Resources Research Center (WRRC) conference, *What Can We Do? Solutions to Arizona's Water Challenges*, will be held July 11–12 at the University Student Union. The [conference program](#) will feature sessions on water quality, filling information gaps, improving farming practices, working with nature, adapting policy, growing the workforce, utilizing technology, multi-sectoral approaches, and more.
- The 2023 *Agri-Pulse* Food & Ag Issues Summit is set for June 5 in Sacramento (CALIFORNIA); this year's theme is "Navigating Uncharted Waters." Registration is [available here](#). Industry experts will discuss everything from groundwater recharge to biologicals, concerns about autonomous farm equipment, the farm economic outlook and the 2023 farm bill debates. The event will be held at the Sheraton Grand Sacramento and virtually. The 2023 draft agenda is now [available here](#).

- The Board of Directors of the Elephant Butte Irrigation District (EBID) have announced the return of the man, the legend - Gary Esslinger - to act as the District's Interim Treasurer-Manager. Gary said he's pretty happy to be back in the saddle as EBID works through a transition period intended to ensure it and all of its members not only survive, but continue to thrive, for another 100 years. Welcome back, Gary!
- I've received a request from Mark Deutschman, who several of you worked with during his time at Houston Engineering in Minnesota / North Dakota. Mark is working half-time now and expressed an interest in joining our Advisory Committee. I think this is a no-brainer – Mark is an incredibly talented professional, and also a good friend. Last week, I shared his resume for your review. Unless we hear any objections, we'd like to add Mark to our AC team.
- A few years back, I co-authored with Taylor Hawes (The Nature Conservancy) an opinion piece for a Colorado newspaper, expressing concern over the increased Wall Street speculation we were hearing about regarding Western water. Jim Lauria (Vice-President at Mazzei Injector Company in California) – who spoke at our February annual conference – wrote a similar piece that appeared as a blog last week. It's a pretty good read: [Water Trading vs. Water Speculation? What Would Michael Lewis Say?](#)

I appreciate all the helpful input I have received from many of you in the past month. Please do not hesitate to contact me if you have any questions about this report.

WESTLANDS WATER DISTRICT BOARD OF DIRECTORS

REGULAR BOARD MEETING OF MAY 16, 2023

ITEM 9a

SUBJECT:

Consider Clarifying or Amending the District's Policy on the Delegation of Authority for Transfer of Water Out of the District

DISCUSSION:

The purpose of this item is for the Board for Directors (Board) to consider options for Operations and Maintenance (O&M) charges on water transferred out of the District with requirements to return the water to the District in a subsequent year. Current policy requires that O&M charges be collected on water that is transferred out of the District. O&M charges are also applied when the water is returned to the District, upon delivery.

The District's budget and rate structure are based upon a projected amount of acre feet (AF) to be delivered. The projected AF amount is based on all available water sources that are projected to be allocated to water users less any AF to be rescheduled or lost at the end of the water contract year.

The District's O&M is split into two parts; the fixed portion is collected through a Benefit Assessment that was approved by a Proposition 218 election in 2017. This fixed portion is capped by what was approved in the Engineer's Report and may not be exceeded. The variable portion is charged as a water rate to all surface water delivered in or transferred out of the District.

Contracts to transfer water out of the District with a provision to return the water, within a specific time frame, are typically entered into in years with high allocations (the water O&M rate is lower) and returned in years with lower allocations (the water O&M rate is higher). Work done by District staff to effectuate the transfer of water outside the District includes the drafting of the contract, creation of a rate profile, coordination with outside agencies, review of documents, reconciliation, and processing the transaction into our

database system. When the water is returned to the District it is treated similar to a standard transfer to the District with additional responsibilities to record and reconcile District records.

Article 2.c. of the attached transfer of water out policy stipulates that the District collect costs for staff time, which it has not been collecting from water users. In addition to the O&M rate, the District should perform a cost study to accurately reflect the staff time spent on transfers out of the District and bill water users a fee for effectuating the transfer out. If multiple water users are transferring water under the same contract, the fee could be shared.

The Board of Directors could consider offering a credit offset to the O&M charge, the year in which water is transferred out. Like the process of offering a Temporary Facility Credit to water users that are in areas where the District's internal distribution system is not built out, the District could offer an O&M credit offset to water users who wish to transfer water out.

PROPOSED MOTION:

None.

RECOMMENDATION:

Direct staff as appropriate.

ATTACHMENTS:

1. Westlands Water District Delegation of Authority for Transfer of Water Out of the District

WESTLANDS WATER DISTRICT
DELEGATION OF AUTHORITY
for
TRANSFER OF WATER OUT OF THE DISTRICT

To further Westlands Water District's ("District") goal of optimizing the reasonable and beneficial use of the District's Central Valley Project ("CVP") water supplies, the Board of Directors authorizes the General Manager or his designee, upon the request by a water user within the District ("Water User") and subject to conditions below, to authorize the transfer of the Water User's allocation of CVP water out of the District to an entity with a water banking program (Banking Partner) for the sole purpose of banking it for ultimate return to the District.

The delegation of authority is subject to the following conditions:

1. The District and the Banking Partner shall execute an agreement ("Banking Exchange Agreement") that provides the Banking Partner will:
 - a. Obtain all necessary authorizations, including approvals and permits, to carry out water banking activities within its groundwater basin; and
 - b. Make available in the Banking Partner facilities space to bank water in the amount that is proposed for transfer; and
 - c. Pay all conveyance costs necessary to transport the water for banking to the Banking Partner facilities; and
 - d. Return to the District within no more than 10 years, directly or through an exchange, a quantity of water equal to the quantity of water transferred and banked with the Banking Partner, less reasonable conveyance and aquifer losses.
2. The District and Water User shall execute an agreement ("Water Supply Agreement") that provides that the Water User will:
 - a. Obtain all authorizations from any other federal, state or local agency, required to transfer the water out of the District, bank the water with the Banking Partner, and return, directly or through an exchange, a quantity of water equal to the quantity of water transferred and banked with the Banking Partner, less reasonable conveyance and aquifer losses; and
 - b. Abide by the terms of the Banking Exchange Agreement; and
 - c. Except for those costs referenced in 1(c), above, pay all costs and fees associated with banking activities, including but not limited to costs of District staff time, District O&M, San Luis & Delta-Mendota Water Authority O&M; and
 - d. Document, to the satisfaction of the General Manager or his designee, that the water made available for banking is not available, either directly or indirectly, because of pumping of groundwater from wells within the District service area.
3. The District's General Manager, or his designee, shall only approve a transfer for banking if the General Manager, or his designee, concludes that:
 - a. The Water User has obtained all authorizations required to transfer the water out of the District, bank the water with the Banking Partner, and return, directly or through an exchange, a quantity of water equal to the quantity of water transferred and banked with the Banking Partner, less reasonable conveyance and aquifer losses; and

- b. The transfer for banking is consistent with federal and state law, including California Water Code section 35425, and the District's Rules and Regulations; and
 - c. The District's approval required for the transfer and banking activities is exempt from California Environmental Quality Act, as provided in and consistent with Article 15 of the District's Rules and Regulations.
4. Prior to the District staff scheduling the water for delivery to the Banking Partner, the Banking Partner and Water User shall pay all costs and fees required to transfer and bank the water with the Banking Partner, as provided in the Banking Exchange Agreement and Water Supply Agreement.
 5. Prior to the District staff scheduling the returned water for delivery to the Water User, the Banking Partner and Water User shall pay all costs and fees required to return (directly or through an exchange) to the District a quantity of water equal to the quantity of water transferred and banked with the Banking Partner, less reasonable conveyance and aquifer losses, as provided in the Banking Exchange Agreement and Water Supply Agreement.

Through formal action the Board of Directors may amend or rescind the delegation of authority hereby provided.

WESTLANDS WATER DISTRICT BOARD OF DIRECTORS

MEETING OF MAY 16, 2023

ITEM 9b

SUBJECT:

Consider Adopting a Revised Salary Schedule, Effective June 1, 2023

DISCUSSION:

In accordance with the California Code of Regulations (CCR), Title 2, Section 570.5, all agencies contracting for benefits with the California Public Employees Retirement System must approve and adopt a pay schedule that meets specified requirements. The District's Salary Schedule, which is attached, satisfies all the requirements of the CCR. To be compliant with the applicable CCR, the Salary Schedule has been revised to include:

1. Salary code adjustments to the following classifications: Accountant, Associate Engineer, Equipment Mechanic, Financial Analyst, Human Resources Analyst, and Resources Engineer, and
2. The addition of the Water Measurement Trainee classification.

The District conducted a salary study for represented and non-represented positions. Salary information for the same or comparable classifications were pulled from 17 agencies within the Central Valley that the District viewed as its competitors for the purpose of staff recruitment and retention. The salary study reflects six classifications with salaries below the average market salary while all other classifications are paid at or above the market value. The six classifications identified are Accountant, Associate Engineer, Equipment Mechanic, Financial Analyst, Human Resources Analyst, and Resources Engineer.

Over the last few years, the Accountant, Equipment Mechanic, and Resources Engineer have all demonstrated difficulty in recruitment and retention due to competitive salaries; therefore, a salary code change is recommended. The salary code change for the

Associate Engineer, Financial Analyst, and Human Resources Analyst is recommended for equitability, considering the same or comparable classifications are below the average market salary in the Central Valley. To ensure District positions remain equitable and competitive for the purpose of recruitment and retention, staff recommends the Accountant salary code change from 20 to 21, Associate Engineer salary code change from 26 to 27, Equipment Mechanic salary code change from 17 to 18, Financial Analyst salary code change from 21 to 22, Human Resources Analyst salary code change from 20 to 21, and the Resources Engineer salary code change from 23 to 24.

The District currently has one vacant Water Measurement Technician (Salary Code 17) position in the Operations and Maintenance Division and anticipates difficulty in recruiting for this position due to the Water Treatment certification requirement. Because the District's Water Measurement facility performs specialized work specific to the District's needs, staff is proposing to create a Water Measurement Trainee (Salary Code 16) classification that will allow incumbents to gain work experience, professional growth, and obtain the Water Treatment certification within three (3) years of appointment. This change will not increase the number of staff.

The revised Salary Schedule reflecting the proposed changes is included.

PROPOSED MOTION:

Move that the Board of Directors adopts the Revised Salary Schedule, effective June 1, 2023.

RECOMMENDATION:

Adopt the proposed motion.

ATTACHMENTS:

1. Westlands Water District Salary Schedule – Effective June 1, 2023

WESTLANDS WATER DISTRICT
SALARY SCHEDULE - EFFECTIVE ~~JUNE~~ MARCH 1, 2023

| JOB TITLE | CODE | MONTHLY PAY RANGE | | | UNIT | FLSA |
|---|--------|-------------------|---|----------|---------|------|
| | 21 | \$5,936 | - | \$7,215 | | |
| ACCOUNTANT | 20 | \$5,653 | - | \$6,872 | OCE | N |
| ACCOUNTING TECHNICIAN | 16 | \$4,651 | - | \$5,653 | OCE | N |
| ASSISTANT CHIEF OPERATING OFFICER | Band B | \$10,417 | - | \$25,000 | At Will | E |
| ASSISTANT GENERAL MANAGER/GENERAL COUNSEL | Band A | \$12,000 | | \$41,500 | At Will | E |
| | 27 | \$7,955 | - | \$9,669 | | |
| ASSOCIATE ENGINEER | 26 | \$7,576 | - | \$9,209 | OCE | E |
| ASSOCIATE GENERAL MANAGER - WATER POLICY | Band D | \$5,084 | - | \$12,500 | At Will | E |
| ASSOCIATE RESOURCES ANALYST | 20 | \$5,653 | - | \$6,872 | OCE | N |
| ASSOCIATE SCIENCE ADVISOR | Band D | \$5,084 | | \$12,500 | At Will | E |
| AUTOMOTIVE MECHANIC | 15 | \$4,515 | - | \$5,489 | MNS | N |
| BUYER | 17 | \$4,884 | - | \$5,936 | OCE | N |
| CARETAKER | 15 | \$4,430 | - | \$5,384 | Non Rep | E |
| CHIEF OPERATING OFFICER | Band B | \$10,417 | - | \$25,000 | At Will | E |
| CIVIL MAINTENANCE WORKER | 15 | \$4,515 | - | \$5,489 | MNS | N |
| CUSTOMER SERVICE REPRESENTATIVE | 16 | \$4,651 | - | \$5,653 | OCE | N |
| DEPUTY GENERAL COUNSEL | Band C | \$7,917 | - | \$14,584 | At Will | E |
| DEPUTY GENERAL MANAGER - EXTERNAL AFFAIRS | Band B | \$10,417 | - | \$25,000 | At Will | E |
| DEPUTY GENERAL MANAGER - FINANCE & ADMINISTRATION | Band B | \$10,417 | - | \$25,000 | At Will | E |
| DEPUTY GENERAL MANAGER - RESOURCES | Band B | \$10,417 | - | \$25,000 | At Will | E |
| DIRECTOR OF ENGINEERING RESOURCES | Band C | \$7,917 | - | \$14,584 | At Will | E |
| DIRECTOR OF OPERATIONS & MAINTENANCE | Band C | \$7,917 | - | \$14,584 | At Will | E |
| DIRECTOR OF SCIENCE | Band C | \$7,917 | | \$14,584 | At Will | E |
| ELECTRICIAN | 23 | \$6,671 | - | \$8,109 | MNS | N |
| ELECTRICIAN-APPRENTICE | 20 | \$5,763 | - | \$7,005 | MNS | N |
| ELECTRICIAN-ASSISTANT | 14 | \$4,300 | | \$5,227 | MNS | N |
| ELECTRO-MECHANICAL TECHNICIAN | 17 | \$4,978 | - | \$6,051 | MNS | N |
| | 18 | \$5,227 | - | \$6,354 | | |
| EQUIPMENT MECHANIC | 17 | \$4,978 | - | \$6,051 | MNS | N |

WESTLANDS WATER DISTRICT
SALARY SCHEDULE - EFFECTIVE ~~JUNE~~ MARCH 1, 2023

| JOB TITLE | CODE | MONTHLY PAY RANGE | | | UNIT | FLSA |
|------------------------------------|--------|-------------------|---|----------|---------|------|
| | | | | | | |
| EQUIPMENT OPERATOR | 18 | \$5,227 | - | \$6,354 | MNS | N |
| EQUIPMENT OPERATOR-APPENTICE | 16 | \$4,741 | - | \$5,763 | MNS | N |
| EXECUTIVE ASSISTANT | Band D | \$5,084 | - | \$12,500 | At Will | E |
| FIELD ENGINEER | 24 | \$6,872 | | \$8,353 | OCE | E |
| | 22 | \$6,233 | | \$7,576 | | |
| FINANCIAL ANALYST | 24 | \$5,936 | - | \$7,215 | Non Rep | E |
| GENERAL COUNSEL | Band A | \$12,500 | - | \$41,500 | At Will | E |
| GENERAL MANAGER | Band A | \$12,500 | - | \$41,500 | At Will | E |
| | 21 | \$5,936 | - | \$7,215 | | |
| HUMAN RESOURCES ANALYST | 20 | \$5,653 | - | \$6,872 | Non Rep | E |
| HUMAN RESOURCES ASSISTANT | 14 | \$4,219 | - | \$5,127 | Non Rep | N |
| HUMAN RESOURCES TECHNICIAN | 15 | \$4,430 | - | \$5,384 | Non Rep | N |
| INFORMATION TECHNOLOGY ANALYST | 24 | \$6,872 | - | \$8,353 | Non Rep | E |
| INFORMATION TECHNOLOGY OFFICER | Band D | \$5,084 | - | \$12,500 | At Will | E |
| LAW CLERK | 22 | \$6,233 | - | \$7,576 | Non Rep | E |
| LEAD ELECTRO-MECHANICAL TECHNICIAN | 25 | \$7,355 | - | \$8,940 | MNS | N |
| MACHINIST | 18 | \$5,227 | - | \$6,354 | MNS | N |
| MAINTENANCE SCHEDULER | 19 | \$5,384 | - | \$6,545 | OCE | N |
| MAINTENANCE SUPPORT WORKER | 15 | \$4,430 | - | \$5,384 | OCE | N |
| MECHANICAL MAINTENANCE WORKER | 15 | \$4,515 | - | \$5,489 | MNS | N |
| OFFICE ASSISTANT | 10 | \$3,678 | - | \$4,219 | OCE | N |
| OPERATIONS & MAINTENANCE TRAINEE | 14 | \$4,300 | - | \$5,227 | MNS | N |
| OPERATOR | 15 | \$4,515 | - | \$5,489 | MNS | N |
| PIPE FITTER | 18 | \$5,227 | - | \$6,354 | MNS | N |
| PREVENTIVE MAINTENANCE WORKER | 15 | \$4,515 | - | \$5,489 | MNS | N |
| PUBLIC AFFAIRS REPRESENTATIVE | Band D | \$5,084 | - | \$12,500 | At Will | E |
| RESOURCES ANALYST | 23 | \$6,545 | - | \$7,955 | OCE | E |
| | 24 | \$6,872 | - | \$8,353 | | |
| RESOURCES ENGINEER | 23 | \$6,545 | - | \$7,955 | OCE | E |

WESTLANDS WATER DISTRICT
SALARY SCHEDULE - EFFECTIVE ~~JUNE~~ MARCH 1, 2023

| JOB TITLE | CODE | MONTHLY PAY RANGE | | | UNIT | FLSA |
|--|-----------|-------------------|----------|----------------|------------|----------|
| | | | | | | |
| SCIENCE ADVISOR | Band D | \$5,084 | - | \$12,500 | At Will | E |
| SENIOR ACCOUNTANT | 24 | \$6,872 | - | \$8,353 | OCE | N |
| SENIOR AUTOMOTIVE & WAREHOUSE COORDINATOR | 20 | \$5,653 | - | \$6,872 | OCE | N |
| SENIOR CIVIL MAINTENANCE WORKER | 20 | \$5,763 | - | \$7,005 | MNS | N |
| SENIOR CUSTOMER SERVICE REPRESENTATIVE | 19 | \$5,384 | | \$6,545 | OCE | N |
| SENIOR ELECTRICIAN | 25 | \$7,355 | - | \$8,940 | MNS | N |
| SENIOR ENGINEER | Band D | \$5,084 | - | \$12,500 | At Will | E |
| SENIOR INFORMATION TECHNOLOGY ANALYST | 26 | \$7,576 | - | \$9,209 | Non Rep | E |
| SENIOR MECHANICAL MAINTENANCE WORKER | 19 | \$5,489 | - | \$6,671 | MNS | N |
| SENIOR OPERATOR | 19 | \$5,489 | - | \$6,671 | MNS | N |
| SENIOR PREVENTIVE MAINTENANCE WORKER | 19 | \$5,489 | - | \$6,671 | MNS | N |
| SENIOR WATER MEASUREMENT SPECIALIST | 20 | \$5,763 | - | \$7,005 | MNS | N |
| SPECIAL ADVISOR TO THE GENERAL MANAGER | Band D | \$5,084 | - | \$12,500 | At Will | E |
| SUPERVISOR OF CIVIL & PREVENTIVE MAINTENANCE | Band D | \$5,084 | - | \$12,500 | At Will | E |
| SUPERVISOR OF CUSTOMER ACCOUNTING | Band D | \$5,084 | - | \$12,500 | At Will | E |
| SUPERVISOR OF ELECTRICAL MAINTENANCE | Band D | \$5,084 | - | \$12,500 | At Will | E |
| SUPERVISOR OF FIELD ENGINEERING & PLANNING | Band D | \$5,084 | - | \$12,500 | At Will | E |
| SUPERVISOR OF GENERAL ACCOUNTING | Band D | \$5,084 | - | \$12,500 | At Will | E |
| SUPERVISOR OF HUMAN RESOURCES & ADMINISTRATION | Band D | \$5,084 | - | \$12,500 | At Will | E |
| SUPERVISOR OF MECHANICAL MAINTENANCE | Band D | \$5,084 | - | \$12,500 | At Will | E |
| SUPERVISOR OF OPERATIONS | Band D | \$5,084 | - | \$12,500 | At Will | E |
| SUPERVISOR OF PROCUREMENT & FLEET SERVICE | Band D | \$5,084 | - | \$12,500 | At Will | E |
| SUPERVISOR OF RESOURCES | Band D | \$5,084 | - | \$12,500 | At Will | E |
| WATER MEASUREMENT SPECIALIST | 18 | \$5,227 | - | \$6,354 | MNS | N |
| WATER MEASUREMENT TECHNICIAN | 17 | \$4,978 | - | \$6,051 | MNS | N |
| WATER MEASUREMENT TRAINEE | 16 | \$4,741 | - | \$5,763 | MNS | N |

WESTLANDS WATER DISTRICT
SALARY SCHEDULE - EFFECTIVE ~~JUNE~~ MARCH 1, 2023

| JOB TITLE | CODE | MONTHLY PAY RANGE | | | UNIT | FLSA |
|-------------------------------------|--------|-------------------|---|----------|---------|------|
| | | | | | | |
| WATER RESOURCES ENGINEER | Band B | \$10,417 | - | \$25,000 | At Will | E |
| | | | | | | |
| WATER RESOURCES PROCUREMENT MANAGER | Band D | \$5,084 | - | \$12,500 | At Will | E |

WESTLANDS WATER DISTRICT BOARD OF DIRECTORS
SERVING AS
THE GROUNDWATER SUSTAINABILITY AGENCY
OF THE WESTSIDE SUBBASIN

MEETING OF MAY 16, 2023
ITEM 10a

SUBJECT:

Sustainable Groundwater Management Act - Serving as the Groundwater Sustainability Agency of the Westside Subbasin, Board of Directors to receive an update and/or provide input on Sustainable Groundwater Management Act implementation/compliance activities, including actions to implement the Groundwater Sustainability Plan

PRIOR MONTH ACCOMPLISHMENTS:

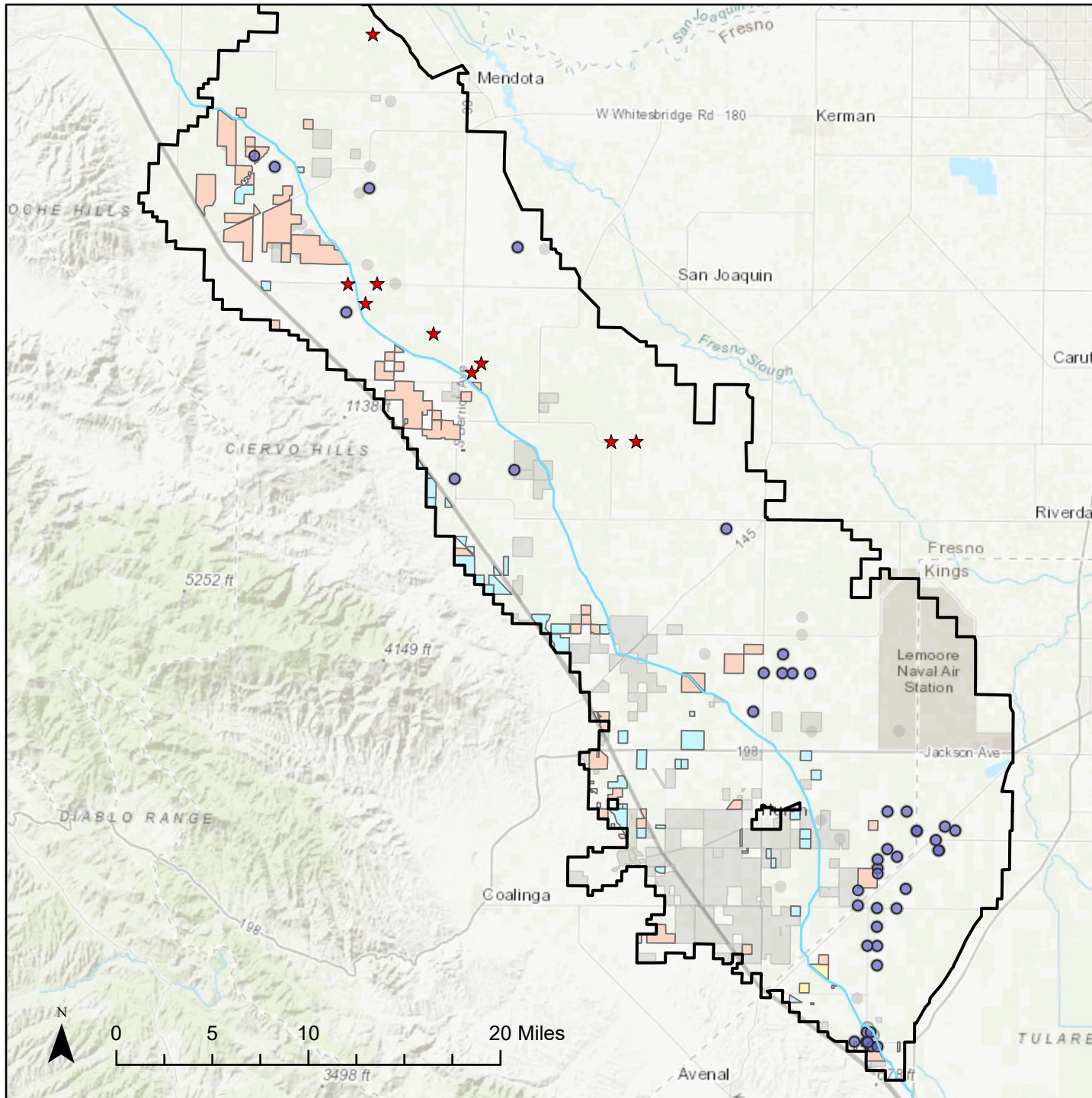
- As of May 2, 2023, there are 71 active recharge projects with an operational capacity of 2,950 AF/day. Staff continues to receive new recharge projects daily. The attached map shows active recharge project locations.
- The District approved and signed 60 agreements with privately owned recharge facilities.
- In April 2023, 18,000 AF of water was delivered to recharge facilities across the District, of which 8,850 AF was delivered to facilities under an agreement with the District.

NEAR-TERM DELIVERABLES (SIX MONTHS):

- Staff is coordinating with Luhdorff and Scalmanini Consulting Engineers to model the feasibility of allowing growers to carryover the transitional allocation.
- Staff is utilizing DWR's airborne electromagnetic survey (AEM) data and Cone Penetration Tests (CPTs) drilled within the Subbasin to identify areas suitable for groundwater recharge.
- The Westside Subbasin GSP expects to receive DWR's approval letter in May 2023.

RECOMMENDATION:

Direct staff as appropriate.



- Westlands Boundary
- San Luis Canal
- Recharge Projects**
- Flood-MAR
- Percolation Pond/Basin
- Underground Perforated Pipe Recharge
- ASR
- Idle Recharge Projects
- ASR (Idle)
- WWD Future ASR Wells

Active Recharge Capacity (AF/Day)

| | Active | Total |
|-------------------------|--------|-------|
| Flood-MAR: | 658 | 1,484 |
| Percolation Pond/Basin: | 831 | 2,324 |
| Underground Perf. Pipe: | 52 | 52 |
| ASR: | 90 | 154 |

Recharge Projects within
Westlands Water District
4/28/2023



WESTLANDS WATER DISTRICT
3130 N. FRESNO ST.
FRESNO, CALIFORNIA 93703
559.224.1523 FAX 559.241.5277

Date Exported: 4/28/2023



WESTLANDS WATER DISTRICT BOARD OF DIRECTORS
SERVING AS THE GROUNDWATER SUSTAINABILITY AGENCY OF THE
WESTSIDE SUBBASIN
MEETING OF MAY 16, 2023

ITEM 10c

SUBJECT:

Board of Directors to Consider Making Appointments to the Advisory Committee and Technical Advisory Committee

DISCUSSION:

The purpose of this item is for the Board of Directors of Westlands Water District, serving as the Groundwater Sustainability Agency of the Westside Subbasin (District), to consider appointments to the Advisory Committee (AC) and Technical Advisory Committee (TAC).

The Westside Subbasin Groundwater Sustainability Plan (GSP) was adopted on January 8, 2020, by Resolution No. GSA 101-20 and clarified and amended on June 24, 2022 by Resolution No. GSA 105-22. The Governance Chapter of the GSP includes a recommendation that the District create an AC and a TAC. The purpose of the AC is to promote collaboration and effective communication between and among interested parties by providing advice and recommendations, including but not limited to, methods in which the District may improve the GSP or its implementation. The purpose of the TAC is to: (i) review proposed and existing GSP programs and projects; (ii) consider requests from persons seeking approvals pursuant to the GSP or relief from its requirements; (iii) address complaints regarding GSP implementation or actions of third parties; and (iv) evaluate the boundary inflow condition and potential impacts of groundwater use from subbasins contiguous with the Westside Subbasin.

As reflected and/or established by the GSP, the AC and TAC are each chaired by a District Director, appointed by the Board President. The AC and TAC meetings are held quarterly, and Committee members hold two-year terms, coterminous with the District's Board of Directors.

The AC includes groundwater user representatives from agriculture in the northern, central and southern areas of the Subbasin, domestic users, disadvantaged communities, Fresno County GSA, non-governmental organizations, and subsidence prone areas. The District solicited applications for appointment to the AC and TAC, and no applications were submitted. Based on existing members continued interested in the AC and TAC, staff recommends:

1) The following individuals for appointment to the AC:

| | |
|--------------------------------|---|
| Chair: | Frank Coelho, Jr. |
| Agriculture: | Charles Herrin Michael Walls Kevin Assemi Daniel Hartwig Eric Barlow Gary Coelho Gary Esajian |
| Subsidence Prone Area: | Anthony Azevedo |
| Disadvantage Community: | Justin Diener |
| Domestic User: | Vacant |
| Fresno County: | Roy Jimenez |
| Non-Governmental Organization: | Vacant |
| Naval Air Station Lemoore: | Vacant |

2) The following individuals for appointment to the TAC:

| | |
|------------------------------|---------------------------------|
| Chair: | Frank Coelho, Jr. |
| Agriculture: | Brian O'Neill Charles Herrin |
| Fresno County Representative | Augustine Ramirez |

PROPOSED MOTION:

Move that the Board of Directors of Westlands Water District, serving as the Groundwater Sustainability Agency of the Westside Subbasin, approves the appointments to the AC and TAC.

RECOMMENDATION:

Approve the proposed motion.

WESTLANDS WATER DISTRICT BOARD OF DIRECTORS

MEETING OF MAY 16, 2023

ITEM 11

SUBJECT:

Board of Directors to Receive Report and Consider Changing Structure of or Dissolving Standing Committees of the Board of Directors

DISCUSSION:

At its March 2023 meeting, the Board of Directors received an oral report on potential new structures for standing committees of the Board of Directors or dissolution of one or more standing committee. Following substantial discussion, the Board directed staff to return this item for further consideration at a future Board meeting.

Background

The attached “Policy for Board of Directors and Board Committee Meetings” establishes the date and time of regular committee and Board meetings, and procedures for calling special meetings and workshops, in accordance with the Ralph M. Brown Act or other applicable statutes. The policy addresses public participation and comment on any agenda items and matters not on the agenda, but within the Board or committee jurisdiction. The policy does not address with the dissolution or restructuring of committees.

In 1995, the Finance & Administration Committee, Litigation Committee (now Legal Affairs), Personnel Committee, Field Operations & Maintenance Committee, Resources Committee (now Water Policy Committee), and three ad hoc committees that no longer exist were established, with the following responsibilities:

Finance & Administration Committee

Accounts Payable Approval

Personnel Committee

Director Nominations

Assessments
Audit Oversight
Budget Approval and Transfers
Deficit Accounting/Cost Shift Project
Delinquent Accounts Receivable/Penalty Waiver Requests

Resources (now Water Policy) Committee

Drainage Solutions
Energy Resources Management
External Affairs
Groundwater Management Plan
Low-Interest Loan Program
Public Affairs/Public Relations
Real Estate
Resource Division Staffing
Resource Division Budget Oversight
Water Allocation Rules
Water Conservation Program
Water Resource Management

Employee Compensation & Benefits
Officer Nominations
Personnel Issues

Litigation (now Legal Affairs) Committee

Litigation Management
Litigation Budget Oversight

Field Operations & Maintenance

Distribution System
Drainage Collector Facilities
Field Operations & Maintenance Program
Field O&M Division Staffing
Field O&M Division Budget Oversight

The last record found containing Board committees and assignments occurred in December 1999, and included the following: F&A, Field O&M, Legal Affairs, Water Policy, Personnel, and Ad Hoc Information Systems. The tasks and purpose for each committee have evolved, but the primary responsibilities remain as originally established in 1995.

In March 2018, the Board adopted Resolution Number 110-18, which amended the District's bylaws such that the President of the Board of Directors shall serve as a member of all advisory and standing committees; provided, that the President shall not have the authority to control any committee's agenda and his or her powers shall be the same as the other non-chair members of the respective committee (see attached amended bylaws).

Potential Dissolution Consequences

Dissolving the committees could impact the efficiency in conducting District business.

Staff currently interacts with committee chairs to consult on financial, water supply, land acquisition, legal, and operations issues prior to raising them to the committee or Board level. For example, if the Board dissolves the Water Policy Committee (WPC) and therefore the committee chair to consult with, staff may be hampered in pursuing supplemental water or land acquisitions if a director is not designated to provide guidance. The WPC has no delegated authority. The F&A Committee has delegated authority to approve water user waivers of District Rules and Regulations, and if this committee is dissolved, then all waivers will be heard by the Board of Directors.

Currently the Field O&M Committee meets twice per year; for budget and a mid-year status review on project updates. The Field O&M meetings often run three hours long and provide staff the opportunity to present a detailed explanation of projects, activities, and affords the committee members and growers the opportunity to gain a deeper understanding of O&M activities and staff's approach to maintaining a complex distribution system. If Field O&M staff continued this practice, then the entire board would be subject to a prolonged discussion on detailed issues and the complex plans that address those operational issues.

Staff believes that the most substantial impact will occur during the budget process. Currently all committees receive, review, and consider department budgets prior to F&A Committee and Board consideration of the combined budget. Dissolving the committees will require a quorum of the Board to review in detail and approve each department's budget, which would likely require an entire workday, albeit only once or two times per year. Staff also anticipates the need for longer and/or more frequent Board meetings/workshops if committees are dissolved.

Options to Consider

The Board could consider the following options or combination of options:

1. No change, but notice meetings as joint committee and Board workshops.

2. Dissolve Personnel, Legal Affairs, and Ad-Hoc Committees only. Personnel Committee responsibilities would be delegated to the F&A Committee.
3. Dissolve all committees (or retain F&A Committee only) and designate directors to provide guidance on specific topics and create ad hoc committees as necessary.

PROPOSED MOTION:

None.

RECOMMENDATION:

Direct staff as appropriate.

ATTACHMENTS:

1. Policy for Board of Directors and Board Committee Meetings
2. Approved Amended Bylaws, March 2018

WESTLANDS WATER DISTRICT

POLICY FOR BOARD OF DIRECTORS AND BOARD COMMITTEE MEETINGS

POLICY STATEMENT

Board of Directors' Regular Meetings

The regular meetings of the Board of Directors are scheduled for the third Tuesday of each month beginning at 1:00 p.m. The meetings are to be held at the District's main office located at 3130 N. Fresno Street, Fresno, CA 93703, unless otherwise noticed. The District has adopted Resolution No. 118-15 setting forth the time and place of regular Board meetings. The District's practice is to adjourn the regularly scheduled meeting if the date and time of the regular meeting changes.

Board Committee Regular Meetings

The regular meetings of the Finance and Administration Committee and the Water Policy Committee are scheduled for the third Tuesday of each month. The Finance and Administration Committee meetings are scheduled to begin at 10:00 a.m. The Water Policy Committee meetings are scheduled to begin at 11:00 a.m. or immediately following the Finance and Administration Committee meetings. If it is anticipated that a Committee meeting will run longer due to the number of items on the agenda, the meeting time may be modified.

Regular meetings for all other Board Committees will be set at the convenience of all participants and notice will be published in accordance with the Ralph M. Brown Act or other applicable statutes.

Special Meetings

The Board of Directors and Board Committees may schedule special meetings. The date, time and location of such meetings will be set at the convenience of all participants and notice will be published in accordance with the Ralph M. Brown Act or other applicable statutes.

Board of Directors' Workshops

The Board of Directors may schedule workshops on the regular meeting days or on other days as approved by the Board of Directors or the General Manager.

Public Participation in Agenda Items

Any member of the public may address the Board of Directors or Board Committees on any agenda item at a regular or special meeting before or during the Board or Committee's consideration of the item. Such presentations shall be limited to three minutes per person and no more than fifteen minutes per topic. The public shall be informed of this limitation. For good cause the President of the Board or Committee Chairman may waive the provisions of this policy.

The President of the Board or the Committee Chairman has discretion to keep the process moving by halting undue repetition or irrelevant testimony.

Public Comment

Any member of the public may address the Board of Directors or Board Committees concerning any matter not on the agenda within the Board or Committee's jurisdiction during the Public Comment portion of the regular scheduled meetings. Such public comments shall be limited to three minutes per person and no more than fifteen minutes per topic. The public shall be informed of this limitation in writing under the agenda heading of "Public Comment". For good cause the President of the Board or the Committee Chairman may waive the provisions of this policy.

MANAGEMENT RESPONSIBILITY

The General Manager, or his designee, is responsible for preparing and publishing notice of Board of Directors and Board Committee meetings.

BYLAWS OF WESTLANDS WATER DISTRICT
AS AMENDED MARCH 20, 2018

I. MANNER OF CALLING ELECTIONS

All District elections, both general and special, shall be called by majority vote of the Board of Directors in accordance with the requirements of the California Water District law (District law), the Uniform District Election Law (UDEL), and other applicable law. The resolutions calling each and all such elections shall be entered in full in the minutes of the Board.

II. TIME, PLACE AND MANNER OF CONDUCTING ELECTIONS

All District elections, both general and special, shall be held at a time and place and conducted in accordance with District law, UDEL, and other applicable law.

All District elections, both general and special, shall be conducted within the District.

All District elections, both general and special, shall be conducted by all-mail ballot as prescribed by District law, UDEL, and other applicable law. The Board of Directors shall, before any general or special District election is held, give public notice of the time, place, and purpose of the election in accordance with the requirements of District law, UDEL, and other applicable law.

III. MANNER OF VOTING

At all District elections, both general and special, each holder of title to land within the District shall have one vote for each dollar's worth of land to which he holds title, in accordance with California Water District Code Section 35003 and other applicable law. The next preceding assessment book of the District is conclusive evidence of ownership and of the value of the land so owned.

Every voter, or his legal representative, shall be entitled to vote by mail ballot at any District election. Voting shall be conducted in a manner prescribed by the District law, UDEL, and other applicable law.

IV. NOMINATION AND APPOINTMENT OF DIRECTORS

The District's Board of Directors shall be comprised of nine directors. Persons shall be nominated as candidates for election to the office of director by filing a nomination petition at the District office in the form, manner, and during the period of time prescribed by District law, UDEL, and other applicable law. Only names of persons properly nominated shall be printed on the ballots, but a blank space for each office of director to be filled shall be left after the names of the candidates in which the voters may write in another name if they desire. If at the close of the prescribed nomination period, only one person has been nominated for any office of director to be filled at that election, or no one has been nominated for such office, or, in the case of directors to be elected from the District at large the number of nominees for director does not exceed the number of offices of director to be filled at the election, and unless a petition signed by 10 percent of the voters or 50 voters, whichever is the smaller number, in the District, requesting that the general District election be held has been presented to the officer conducting the election, the District shall submit a certificate of these facts to the Fresno County Board of Supervisors. The District shall also request the Board of Supervisors of the County of Fresno, in which the greatest portion of the District is situated, to appoint to such office or offices the person or persons nominated or, if no person has been nominated for an office, any qualified person. The persons appointed by the Board of Supervisors of Fresno County shall qualify and take office and serve as if elected at a general election.

In the event of a vacancy on the Board of Directors, the Board of Directors may fill the vacancy by appointment in accordance with Government Code Section 1780 or other law applicable to California water districts.

V. QUALIFICATION AND DUTIES OF DIRECTORS, THEIR TENURE OF OFFICE AND TIME AND MANNER OF THEIR APPOINTMENT

A director of the District shall be a holder of title to land within the District or the legal representative of a holder of title to land. If a corporation holds title to land, any person selected by resolution of its board of directors filed with the District may serve as a director.

At the first general election following the formation election, two directors shall be elected for the full term of four years, and thereafter a general election shall be held every two years upon the expiration of the respective terms. The term of each director subsequent to the directors elected at the formation election is four (4) years. Each director shall hold office until his successor is elected and qualified. After winning a general election, a

director shall take his office at noon on the first Friday in December following the general election. After winning a special election or after appointment, a director shall take his office in the time and manner and for the term provided by District law, UDEL, and other applicable law.

The Board of Directors shall manage and conduct the business and affairs of the District. Meetings of the Board of Directors shall be noticed and convened in accordance with applicable California law.

The Board of Directors shall elect one of its members as President who shall serve until the Board has elected a successor. The President shall preside over all meetings of the Board. The President and his or her delegatee shall develop the agenda for all meetings of the Board. The President shall appoint Directors to any Standing Committee the Board establishes and shall appoint a chairperson for any such Standing Committee. The President shall serve as a member of all Advisory and Standing Committees; provided, that the President shall not have the authority to control any Committee's agenda and his or her powers shall be the same as the other non-chair members of the respective Committee. In the event of an absence by the respective Committee's chairperson, the President shall not serve as acting Chairperson. The President shall have other powers and duties as may be prescribed by the Board or the bylaws.

The Board of Directors shall elect one of its members as Vice-President who shall serve until the Board has elected a successor. In the absence or disability of the President, the Vice-President shall perform all the duties of the President and when so acting shall have all the powers of, and be subject to all the restrictions upon, the President. The Vice-President shall have such other powers and perform other duties as may from time to time be delegated by the Board of Directors.

There may be, in accordance with the Brown Act and other applicable laws and at the discretion of the Board and at the appointment of the President, both Advisory and Standing Committees, the purpose of which is to provide advice and recommendations to the Board on discreet issues within the subject matter jurisdiction of the established Committee. Any Committee so established shall be chaired by a Chairperson. The Chairperson shall preside over all meetings of his or her respective Committee. The

Chairperson and his or her delagatee shall develop the agenda for all meetings of the respective Committee. The Chairperson shall have other powers and duties as may be prescribed by the Board or the bylaws.

VI. APPOINTMENT OF OFFICERS

The Secretary of the District shall be appointed by the Board of Directors and shall hold office at the pleasure of the Board. The Secretary shall keep a record of all the proceedings had at the meetings of the Board of Directors and shall perform such other duties as may be required by law or the Board. The Secretary shall file all documents pertaining to the District affairs in the office of the District and the same shall be open to inspection at all times by any interested person, in accordance with the Public Records Act and other applicable law.

The Assessor of the District shall be appointed by the Board of Directors and shall hold office at the pleasure of the Board. The Assessor shall in each fiscal year prepare the District assessment book, prepare and mail any assessments to be levied upon landowners within the District, submit to the Board of Directors a statement of all assessments levied against property in the District, and do and perform such other duties as are required of the Assessor by District law and other applicable law.

The Tax Collector of the District shall be appointed by the Board of Directors and shall hold office at the pleasure of the Board. The Tax Collector shall perform the duties required of the Tax Collector by District law and other applicable law.

The Treasurer of the District shall be appointed by the Board of Directors and shall hold office at the pleasure of the Board. The Treasurer shall receive to the credit of the District and in trust for its use and benefit all monies belonging to the District, and shall deposit all such monies and other valuables in the name of and to the credit of the District with such depositories as may be designated by the Board. The Treasurer shall disburse funds of the District as may be ordered by the Board and shall render to the President and the Directors, whenever they request it, an account of all his transactions as Treasurer and the financial condition of the District. Books of account as maintained by or under the authority of the Treasurer shall at all times be open to inspection by any Director. The Treasurer shall perform other duties required of the Treasurer by the Board of Directors, District law, and other applicable law.

VII. COMPENSATION OF DIRECTORS AND OFFICERS

Directors may be paid for their services in attending meetings of the Board or for any work performed by a director for the District, upon action of the Board, in the manner and to the extent provided for by District law or other state law applicable to California water districts. A director shall be entitled to reimbursement for reasonable expenses necessarily incurred by him for performing services on behalf of the District when authorized to perform such services by the Board of Directors.

The Assessor, Treasurer, Tax Collector, and Secretary shall be paid an amount as may be determined by the Board for each fiscal year that he or she shall perform the duties of the office. If their services shall be terminated prior to the expiration of a fiscal year, their salary shall be prorated to the date of cessation and such salary shall be paid up to the date of cessation of service. When a District employee is appointed to serve as Assessor, Treasurer, Tax Collector, or Secretary, that employee may receive additional compensation as determined by the Board above his/her annual salary as a District employee for the additional services rendered while serving as an officer of the District.

VIII. LOCATION OF THE DISTRICT OFFICE

The office of the District is hereby fixed at 3130 North Fresno Street, Fresno, California.

If for any reason it is necessary that the location of the District office be changed or that a change of location of said office will better suit the convenience of the District and its landowners, the Board of Directors is hereby expressly authorized and empowered by a four-fifths (4/5ths) vote to change the location of the District office to some other place or location within the County of Fresno.

IX. INCURRING INDEBTEDNESS BY DISTRICT

The District, upon action by the Board of Directors, in any fiscal year may borrow money to pay its expenses and anticipated expenses for that fiscal year in the event the revenues received by the District to that date are insufficient to discharge such expenses as they mature, and to issue evidences of indebtedness for such borrowing executed by the President and the Secretary in the name of and on behalf of the District. The District shall not borrow any money or incur any indebtedness which is not payable from the revenues of the current fiscal year except by a bond issue or by warrants authorized as provided by District law.

X. METHOD OF AMENDING OR REPEALING BYLAWS

The bylaws of the District may be repealed or amended or new bylaws adopted by more than a four-fifths (4/5ths) vote of the Board of Directors of the District, subject to approval by the Board of Supervisors, or by the assent of two-thirds (2/3rds) of the total vote of the District, given either in writing or by ballot cast at a District election.

XI. RESIDUAL POWERS

All powers for the management, government and control of the District and its affairs not by law or these bylaws conferred upon any other person, officer or official are hereby reserved in the Board of Directors of the District.

XII. PENALTIES FOR ANY BREACH OR INFRACTION OF THESE BYLAWS

Any person amenable to these bylaws who shall violate the same shall be subject to levy of suitable penalties to be levied and assessed by the Board of Directors, not to exceed \$200 for any one offense.

The Board of Directors of WESTLANDS WATER DISTRICT, by the undersigned majority of the Directors thereof, and the undersigned Secretary of Westlands Water District, DO HEREBY CERTIFY that the foregoing amended bylaws of WESTLANDS WATER DISTRICT was duly adopted by more than a four-fifths (4/5ths) vote of the Directors; to wit, by eight of the nine members of the said Board at a meeting duly and regularly held on the 19th day of February, 2013; and that the foregoing amended bylaws of WESTLANDS WATER DISTRICT are, subject to the approval of the Board of Supervisors of the County of Fresno, the original amended bylaws of Westlands Water District now in force and effect.

Dated: March 20, 2018

Frank Coelho, Director

Larry Enos, Director

Jim Anderson, Director

Dan Errotabere, Director

Ryan Ferguson, Director

Todd Neves, Director

Don Peracchi, Director

William Bourdeau, Director

Sarah Woolf, Director

Bobbie Ormonde, Secretary

**ARTICLE 3. ALLOCATION OF WATER WHEN A LATERAL IS AT
MAXIMUM DESIGN CAPACITY**

3.1 WATER SERVICE TO LANDS WITHIN A LATERAL DESIGN SERVICE AREA

Lands located within a lateral design service area, that is, lands which the lateral was designed to serve, shall have a first right to service from the lateral; Provided, however, that this right to an allocation shall not exceed one cubic foot per second per 80 acres farmed within that lateral design service area.

3.2 WATER SERVICE TO LANDS OUTSIDE THE LATERAL DESIGN SERVICE AREA

A. When all water users' allocations of water for use within a lateral design service area, based upon one cubic foot per second per 80 acres farmed within that lateral design service area, can or are being met, the excess capacity in the lateral, if any, may be used to serve lands outside the lateral design service area.

Except as provided in 3.2 B., such service to lands outside the lateral design service area shall be provided on the basis of the remaining capacity in the lateral being divided by the number of acres outside the lateral design service area for which water service has been requested with each such water user being entitled to an equal amount of water, on a cfs per acre-served basis. Once the delivery rate for water going outside a lateral service area equals 1 cfs per 80 acres, remaining lateral capacity shall be divided equally on a cfs per acre basis to lands being served both inside and outside a lateral service area.

B. If there are areas to be served by a lateral(s) yet to be constructed on both sides of a pumped lateral and all of the water users who wish to take water outside the design service area of the lateral have allocated acreage within the design service area, then a water user may use all or part of his allocated flow outside the design service area. Any remaining capacity in the lateral shall be allocated according to the allocation procedures in paragraphs 3.1 and 3.2 A. of this Article.

- C. When a water user provides Project water through temporary diversion facilities from the San Luis and Coalinga Canals for use within the lateral design service area, he may use a like amount of water from the lateral on lands outside the lateral design service area. However, the amount of water that can be transferred to land outside the lateral design service area by any such water user shall be limited to the share of water to which the individual is otherwise entitled to use within the lateral design service area.

The logo for the Los Vaqueros Reservoir Expansion Project. It features the text "LOS VAQUEROS" in blue, "RESERVOIR EXPANSION" in green, and "PROJECT" in green. To the right of the text is a stylized graphic of a dam or reservoir structure composed of several horizontal green bars of varying lengths, stacked vertically.

**LOS
VAQUEROS**
RESERVOIR
EXPANSION
PROJECT

An aerial photograph of a large reservoir surrounded by rolling green hills. A long, winding dam structure is visible in the foreground, curving around the edge of the reservoir. The sky is blue with scattered white clouds. In the distance, a line of wind turbines is visible on the horizon.

**Westlands Water District
Board Meeting
May 16, 2023**

Project Overview

- **Part of the Surface Storage Program in the 2000 CALFED Bay-Delta Program Record of Decision.**
- **Authorized State-led Project under WIIN Act**
- **Proposition 1 Water Storage Investment Program Project**
- **Multi-agency collaborative effort with broad state, Federal, and environmental stakeholder support**
- **Project Objectives**
 - Develop water supplies for environmental water management
 - Increase municipal and industrial water supply reliability
 - Improve the quality of water deliveries

WATER FOR WETLANDS



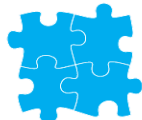
Reliable water supply for South of Delta wildlife refuges

WATER FOR COMMUNITIES



Reliable water supply for 11 million Californians

REGIONAL INTEGRATION



High potential for regional water system integration

WATER QUALITY

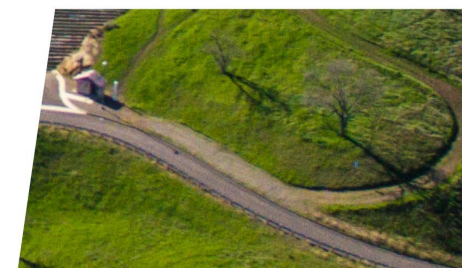
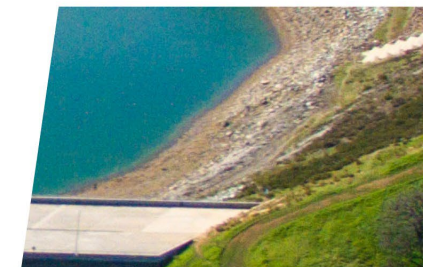
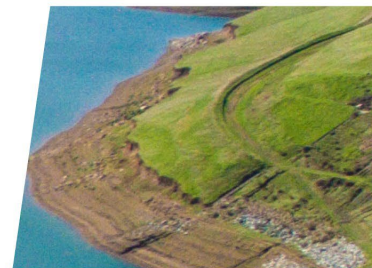
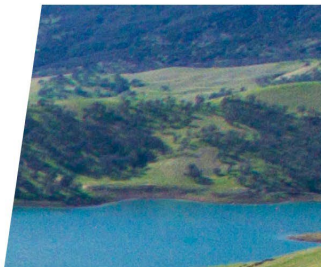


Protection of delivered water quality

RECREATION



Recreation facility enhancement



Project Components

Storage

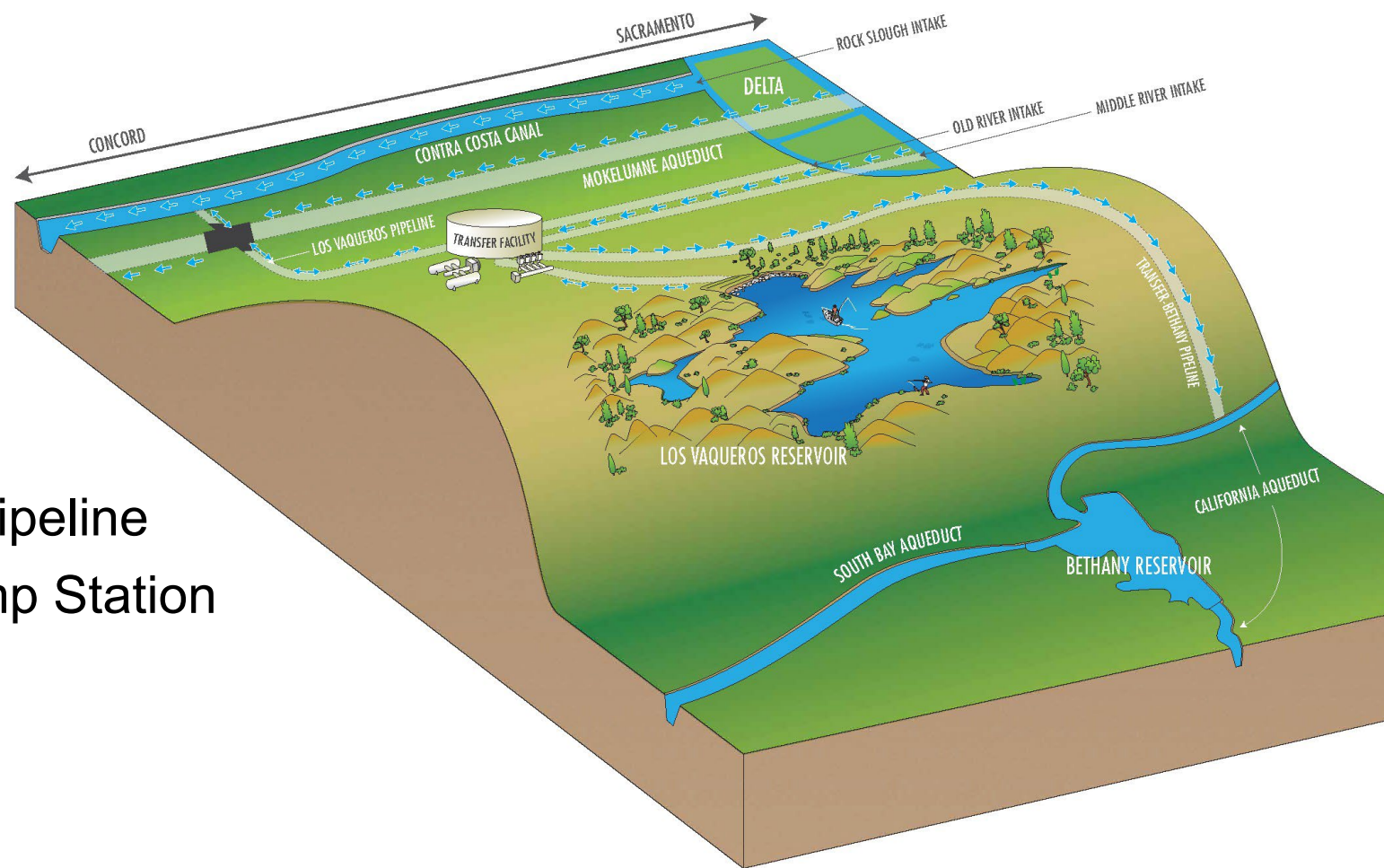
- Expand Reservoir from 160 to 275 TAF
- Upgrade Transfer Facility

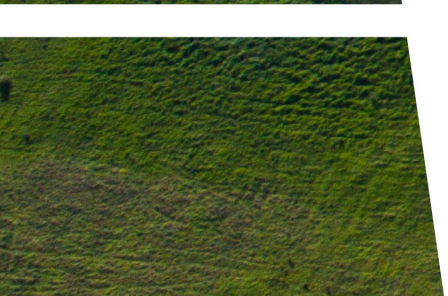
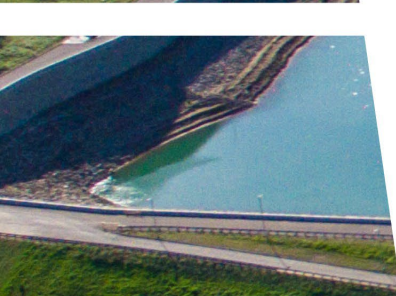
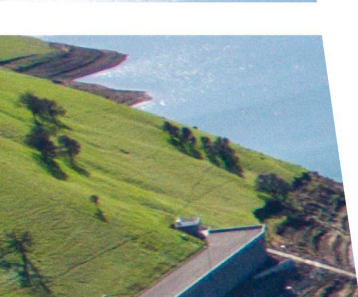
Conveyance

- Transfer-Bethany Pipeline
- Neroly High-lift Pump Station

Recreation

- Trails
- Interpretive Center
- Marina





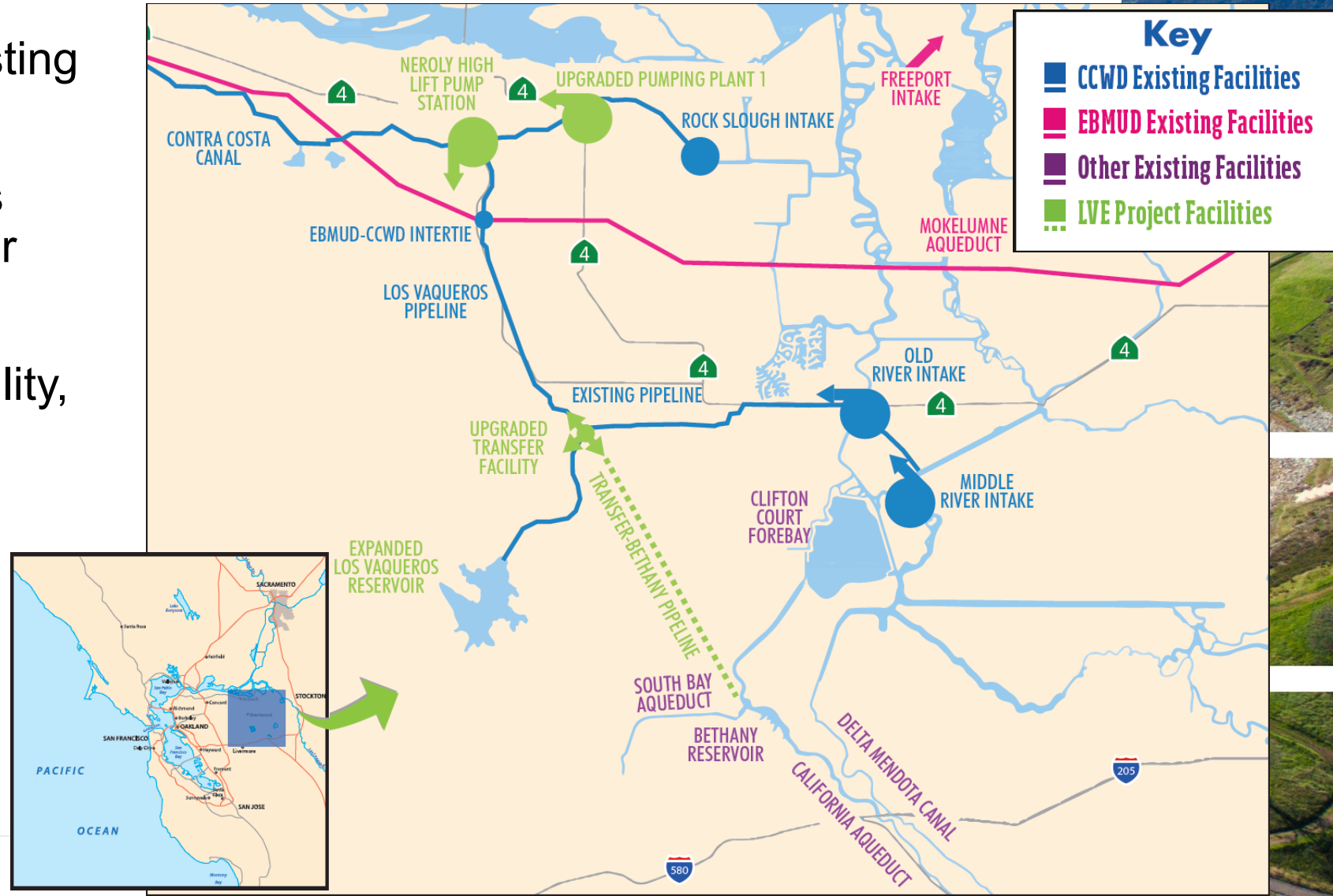
Project Partners Benefits

- **Increased Supply Reliability for JPA Members**
- **Improved Drinking Water Quality**
- **Enhanced Regional Collaboration**
 - Leverage Existing Facilities
 - Facilitate Transfers
 - Diversify Regional Supplies
 - Improve Climate Change Resiliency



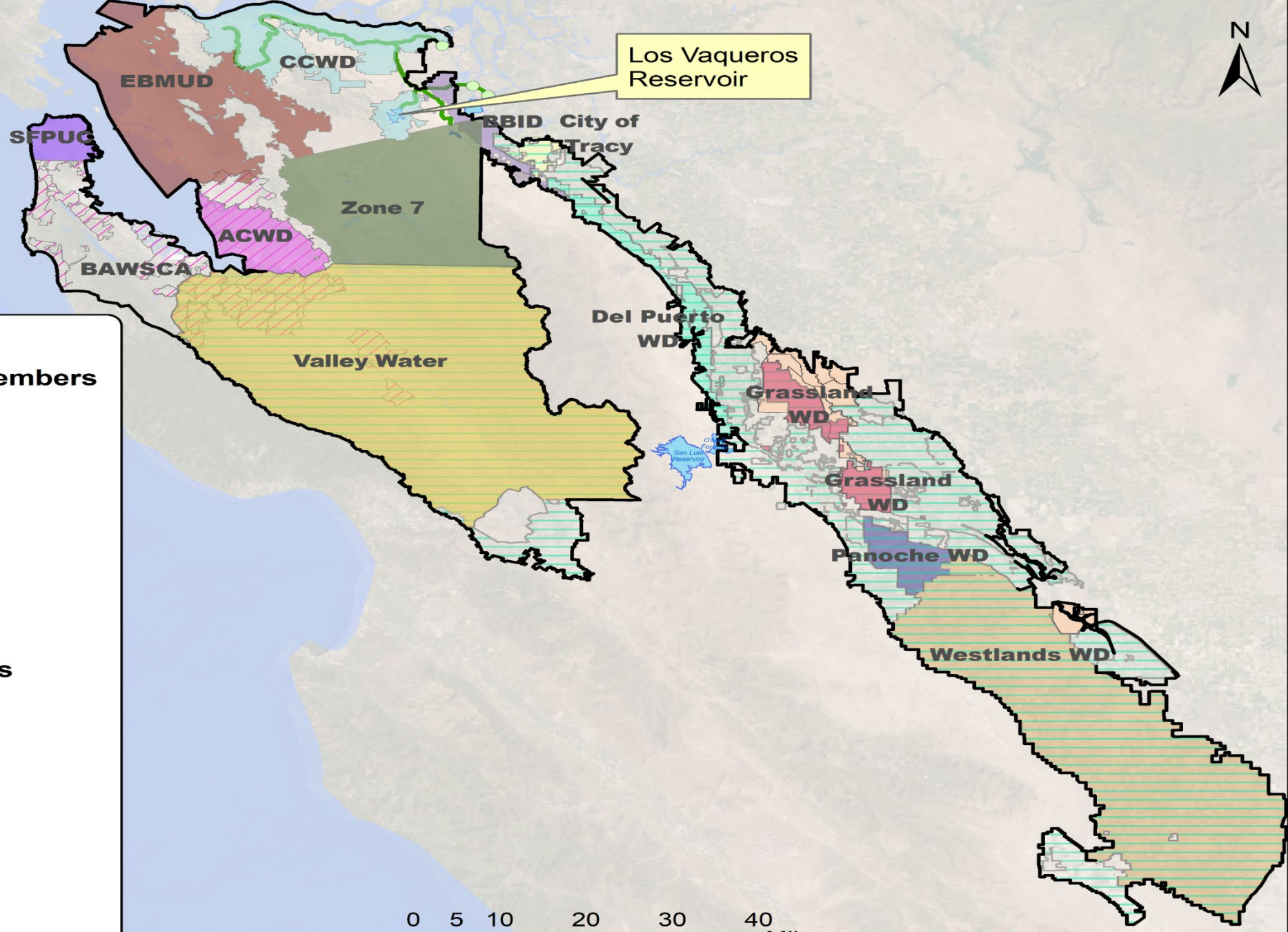
How it Works

1. Water is pumped into the system from one of four existing Delta Intakes.
2. Once in the system, water is sent to an upgraded Transfer Facility pump station.
3. From CCWD's Transfer Facility, water can be:
 - delivered directly to local agency partners and wildlife refuges, or
 - pumped into an expanded Los Vaqueros Reservoir for later delivery.





Los Vaqueros Reservoir



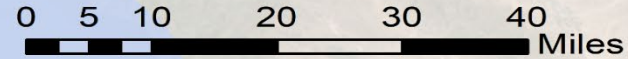
— JPA member area boundary

Los Vaqueros Reservoir JPA Members

- ACWD
- CCWD
- EBMUD
- Grassland WD
- SFPUC
- Valley Water
- Zone 7
- SLDMWA

SLDMWA Activity Agmt Partners

- Byron-Bethany ID
- Del Puerto WD
- Panoche WD
- Westlands WD
- City of Tracy
- CCWD Intakes
- CCWD Conveyance
- BAWSCA Agencies
- CVPIA Wildlife Refuges



Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

Cost & Funding

Federal Funding

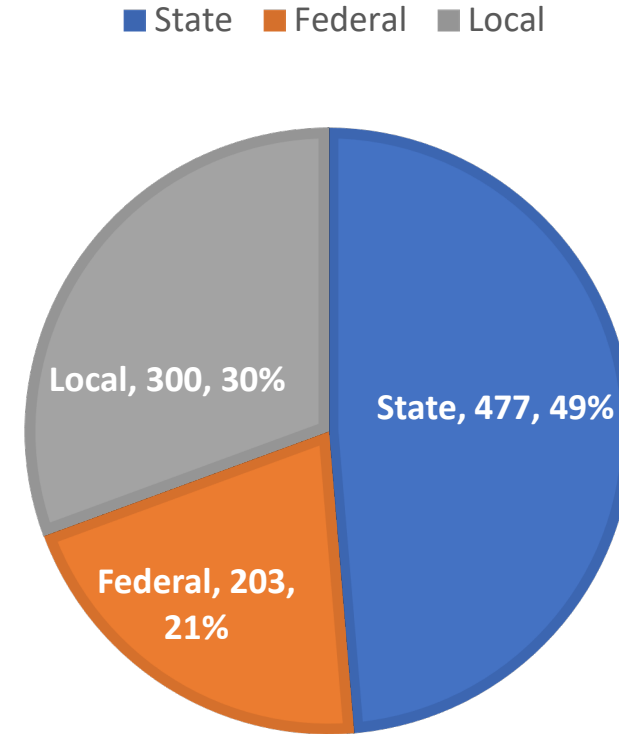
- Up to 25% cost share authorized in 2020
- \$164M appropriated for construction to date

Local - \$300M

- WIFIA Loan
- Other financial instruments

State - \$477M

Total Development & Construction Cost
- \$980M (2022 dollars)





Thank You

Questions?

Project Information
www.losvaquerosjpa.com

Contact Information

Taryn Ravazzini

Executive Director, Los Vaqueros Reservoir JPA

travazzini@losvaquerosjpa.com

916-206-5367

WESTLANDS WATER DISTRICT BOARD OF DIRECTORS

BOARD MEETING OF MAY 16, 2023

ITEM 18

SUBJECT:

The Board of Directors to Consider Authorizing the General Manager or Designee to Execute an Option Agreement to Grant a Utility Easement to Intersect Power Land Holdings, LLC for Approximately 29 Acres, consisting of the South 270 feet of Section 13 T.17S., R.16E., M.D.B.&M.

DISCUSSION:

The purpose of this item is for the Board of Directors to consider authorizing the General Manager or designee to execute a utility easement to Intersect Power Land Holdings, LLC (Intersect Power) for approximately 29 acres, consisting of the south 250 feet of Section 13 T.17S., R.16E., M.D.B.&M., located in Fresno County.

Intersect Power optioned to purchase approximately 9,116 acres of District owned land for its solar development, Darden 1. Intersect Power requested an option (with a 4-year term) to acquire a 270-foot-wide and approximately 4,650 foot long utility easement across District lands to construct (and decommission) transmission interconnection facilities between portions of the Darden 1 project.

The Option Agreement will include terms that provide: (1) the District will fully evaluate, in compliance with the California Environmental Quality Act (CEQA), the potential effects of the utility easement and (2) the Agreement does not, and is not intended to, bind any party to a definite course of action or limit in any manner the discretion of the District or any other public agency.

If the recommended motion is approved by the Board of Directors, all planning costs, including those related to preparation of the Agreement and CEQA documentation, will be borne by Intersect Power. Because District facilities are located within the proposed easement, the granted easement would be non-exclusive.

PROPOSED MOTION:

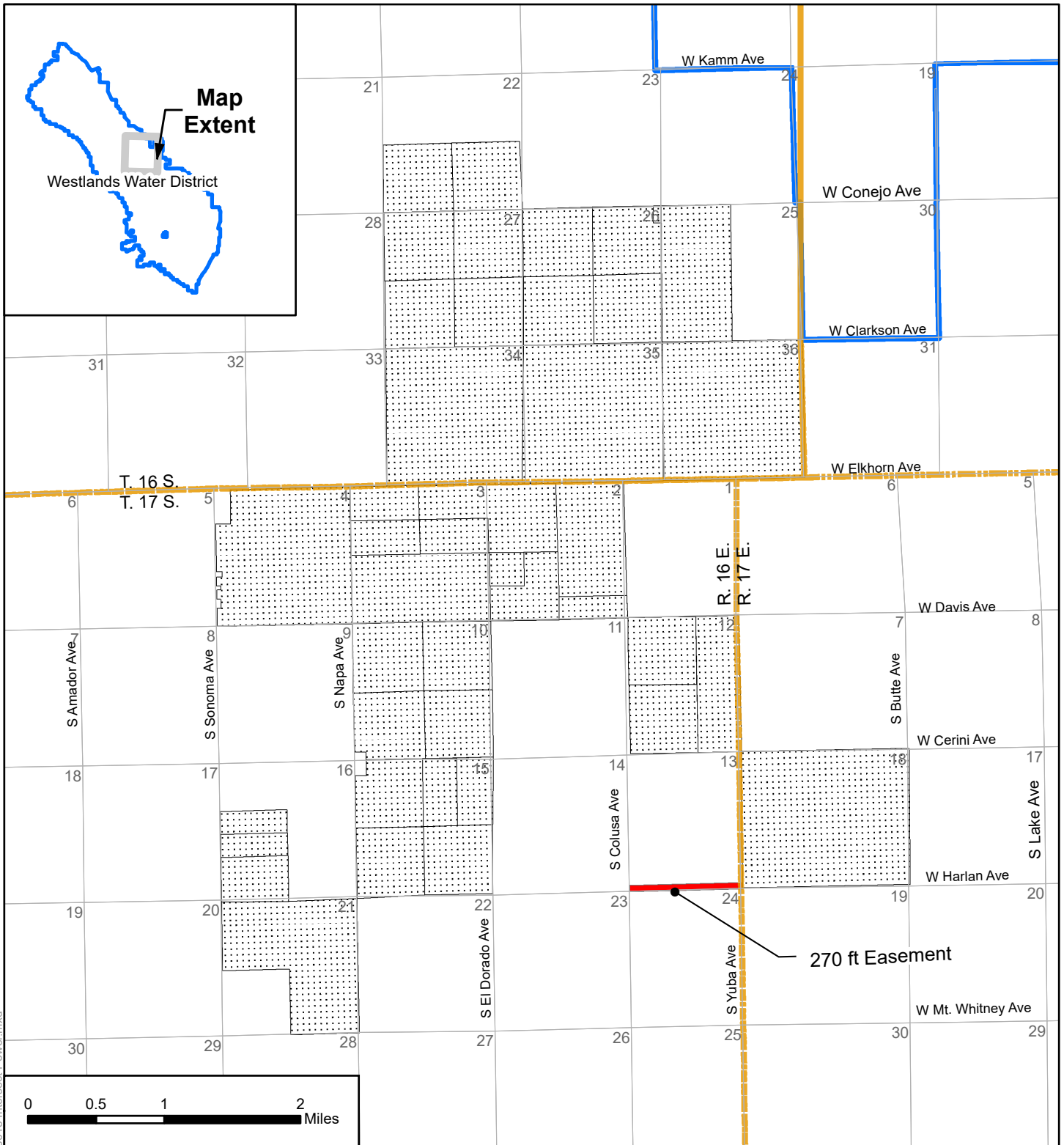
Move that the Board of Directors authorizes the General Manager or designee to execute an option agreement for grant of a utility easement to Intersect Power Land Holdings, LLC of approximately 29 acres, consisting of the South 270 feet of Section 13 T.17S., R.16E., M.D.B.&M.

RECOMMENDATION:

Approve proposed motion.

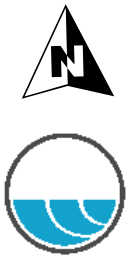
Attachments

1 – Figure 1 Easement Map



Legend

- Sections
- Township/Range
- WWD Boundary
- Proposed Darden 1 Solar Project
- Proposed Easement



Proposed Intersect Power Easement

WESTLANDS WATER DISTRICT
 3130 N. FRESNO ST.
 FRESNO, CALIFORNIA 93703
 559.224.1523 FAX 559.241.6277

R:\DWGS\Archived\2023\W-0015\2023-W-0015 Intersect Power.mxd

WESTLANDS WATER DISTRICT BOARD OF DIRECTORS

BOARD MEETING OF MAY 16, 2023

ITEM 19

SUBJECT:

The Board of Directors to Consider Authorizing the General Manager or Designee to Execute an Option Agreement with Mendota Unified School District on Approximately 67.5 Acres of District Owned Land in the West Half of the Southeast Quarter of Section 36, T.13S., R.14E., M.D.B.&M.

DISCUSSION:

The purpose of this item is for the Board of Directors to consider authorizing the General Manager or designee to execute an option agreement that sets forth possible terms for the sale of 67.5 acres of District owned land to Mendota Unified School District (Mendota Unified). The property is in the W ½ of the SE¼ of Section 36, T.13S., R.14E., M.D.B.&M., located on Assessor Parcel Number 012-190-56S, in Fresno County, west of the City of Mendota.

On October 18, 2022, the Board of Directors declared Assessor Parcel Number 012-190-56S as Surplus Land. Consistent with the Surplus Land Act (SLA), the District submitted a written notice of availability (NOA) of surplus land to certain parties as designated in the SLA, for a period of 60-days. During the 60-day period, Mendota Unified submitted a proposal to purchase the land for the expansion of their elementary schools, a transportation depot and teacher housing.

Title reservations: If the District ultimately sells the land, the District will reserve the right to receive an allocation of water, the overlying right to pump groundwater, mineral rights and pore space.

The option agreement would state that (1) the District will fully evaluate, in compliance with the California Environmental Quality Act (CEQA), the potential effects of a sale and

(2) the option agreement does not, and is not intended to, bind any party to a definite course of action or limit in any manner the discretion of the District or any other public agency. Also, pursuant to the District's Land Disposition Policy, prior to the Board considering whether to sell the property, the District will notify landowners within its service area boundary and within one mile of the subject land and provide a comment period of 60 days. Mendota Unified would have to annex the property to the City of Mendota.

If approved by the Board of Directors, all planning costs, including those related to preparation of the Option Agreement and CEQA documentation, will be borne by Mendota Unified.

PROPOSED MOTION:

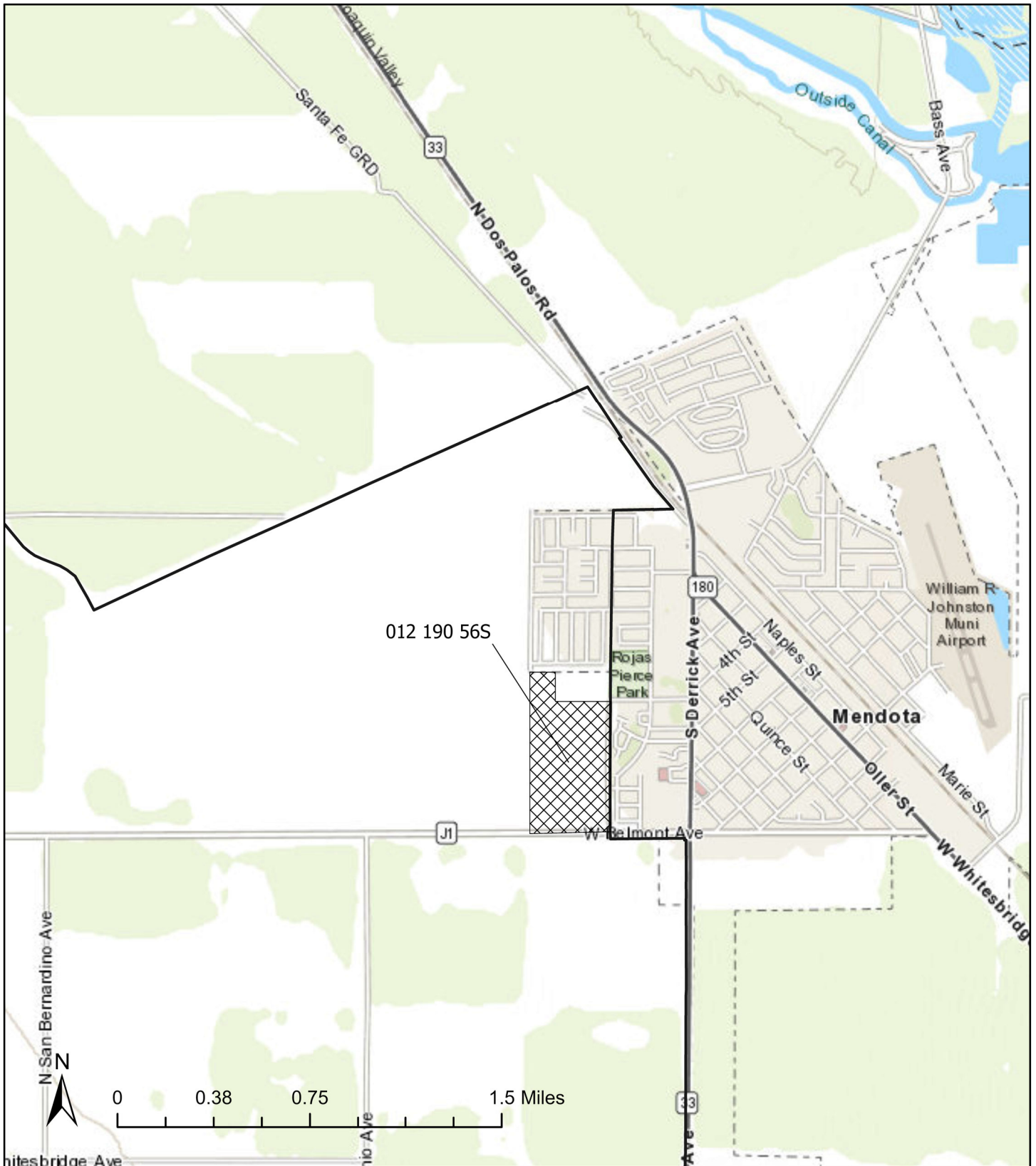
Move that the Board of Directors authorizes the General Manager or designee to execute an option agreement with Mendota Unified School District on 67.5 acres of District owned land in the west half of the southeast quarter of Section 36, T.13S., R.14E., M.D.B.&M.

RECOMMENDATION:



Approve proposed motion.

Attachments

1-Proposed Land Purchase Map



012 190 56S

-  Westlands Water District Boundary
-  Proposed Land Purchase

Proposed Land Purchase
City of Mendota



WESTLANDS WATER DISTRICT
3130 N. FRESNO ST.
FRESNO, CALIFORNIA 93703
559.224.1523 FAX 559.241.6277

WESTLANDS WATER DISTRICT BOARD OF DIRECTORS

BOARD MEETING OF MAY 16, 2023

ITEM 20

SUBJECT:

The Board of Directors to Consider Authorizing the General Manager or Designee to Execute an Option Agreement with Sunset Exploration, Inc. to potentially acquire an Easement and Mineral Rights Lease on District Land in Sections 1, 2, 3, 4, 9, 10, 11, 12, 15 and 16 in T.13S., R.13E., M.D.B.&M and Sections 33 and 34 in T.12S., R.13E., M.D.B.&M.

DISCUSSION:

This item is being presented so the Board may consider a proposal from Sunset Exploration, Inc. (Sunset) for an option agreement to potentially acquire an easement and mineral rights lease to construct and operate carbon sequestration/injection sites on District owned land. Sunset is working with the mineral rights owners of land in the north end of the District. The District owns a portion of the mineral rights and most of the land where the proposed project would be located. If a lease is granted, this proposal will not preclude solar development on District owned land.

Sunset is interested in developing a carbon dioxide sequestration operation to be conducted on District owned lands along the perimeter of Sections 1, 2, 3, 4, 9, 10, 11, 12, 15 and 16 of Township 13 South, Range 13 East, M.D.B.&M and Sections 33 and 34 of Township 12 South, Range 13 East, M.D.B.&M – (map attached).

The carbon dioxide sequestration operation will consist of carting captured carbon dioxide by rail to a nearby distribution facility where it would then be moved via pipeline to inject deep into the subsurface of District owned land. The easement would cover the distribution and injection on approximately 5,709 surface acres with potential to add 4,665 surface acres, for a total of 10,374 acres. Carbon dioxide would be stored in sandstone

formations, more than one mile beneath the surface. If during the injection process, residual oil or gas is produced, it would be subject to the mineral rights lease.

Sunset would be responsible for obtaining permits from the Environmental Protection Agency, State of California Air Resources Board (under the Carbon Capture and Sequestration protocols), and Fresno County Conditional Use Permitting. The permits have strict abandonment requirements and financial assurances for all abandonment liabilities. Sunset anticipates that California Environmental Quality Act (CEQA) review will be led by the County as part of the Conditional Use Permitting.

If approved by the Board of Directors, costs related to preparation of the option agreement and CEQA review will be borne by Sunset. The terms of the option agreement will be developed such that the District's commitment to grant an easement and lease mineral interests are contingent upon completion of the CEQA process, so that the agreement does not foreclose meaningful consideration of project alternatives, including the option not to proceed.

PROPOSED MOTION:

Move that the Board of Directors authorizes the General Manager or designee, subject to agreement on price and terms of payment, to execute an option agreement with Sunset Exploration, Inc to potentially acquire an Easement and Mineral Rights Lease on District Land in Sections 1, 2, 3, 4, 9, 10, 11, 12, 15 and 16 in T.13S., R.13E., M.D.B.&M and Sections 33 and 34 in T.12S., R.13E., M.D.B.&M.

RECOMMENDATION:

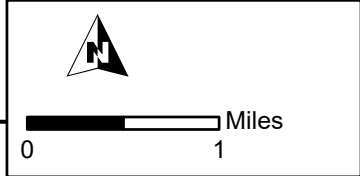
Approve proposed motion.




Attachments

1 – Location Map



RADWGS\Archived\2022\144047\Sunset Exploration Map.mxd



- Legend**
-  WWD Boundary
 -  WWD Owned Land Proposed Easement and Minerals Lease
 -  WWD Owned Land

Sunset Exploration's Proposed Easement and Mineral Rights Lease Map



Westlands Water District

Ground Surface Elevation Datums: Horizontal Datum of NAD83 and Vertical Datum of NAVD 88