



156 S. Broadway, Ste. 270, Turlock, CA 95380

(209) 668-5349 (phone) (209) 538-5788 (fax)

## Special Board Meeting Agenda December 6, 2024 at 1:00 p.m.

1235 Aldrich Road, Hughson, CA - Stanislaus Regional Water Authority

Chair, Amy Bublak  
Vice Chair, Javier Lopez  
Director, Pam Franco  
Director, Bret Silveira  
Director (alternate), Rosalinda Vierra  
Director (alternate), Kevin Bixel

General Manager, Christopher Fisher  
Legal Counsel, Joshua Horowitz  
Finance Director, Isaac Moreno  
Board Secretary, Nichole Fiez

### **THIS MEETING WILL BE OPEN TO THE PUBLIC IN PERSON.**

**NOTICE REGARDING NON-ENGLISH SPEAKERS:** The Stanislaus Regional Water Authority (SRWA) meetings are conducted in English and translation to other languages is not provided. Please make arrangements for an interpreter if necessary.

**EQUAL ACCESS POLICY:** If you have a disability which affects your access to public facilities or services, contact the Board Secretary at the phone number set forth above. The Board is committed to taking all reasonable measures to provide access to its facilities and services. Please allow sufficient time for the Board to process and respond to your request.

**NOTICE:** Pursuant to California Government Code Section 54954.3, any member of the public may directly address the Board on any item appearing on the agenda, including Consent Calendar and Scheduled Matters, before or during the Board's consideration of the item.

**AGENDA PACKETS:** Prior to the Stanislaus Regional Water Authority Board meeting, a complete Agenda Packet (excluding any closed session materials) is available for review on the SRWA's website at [www.stanrwa.com](http://www.stanrwa.com) and in the Board Secretary's Office at 156 S. Broadway, Suite 270, Turlock, during normal business hours. Materials related to an item on this Agenda submitted to the Board after distribution of the Agenda Packet are also available for public inspection in the Board Secretary's Office at the address set forth above. Such documents may be available on the SRWA's website subject to staff's ability to post the documents before the meeting.

#### 1. A. CALL TO ORDER

#### B. SALUTE TO THE FLAG

#### C. ROLL CALL AND DECLARATION OF CONFLICTS

#### 2. RECOGNITION, APPOINTMENTS, ANNOUNCEMENTS & PRESENTATIONS:

#### 3. A. SPECIAL BRIEFINGS: None

#### B. STAFF UPDATES:

##### 1. Plant Manager Update (*Estrada*)

**C. PUBLIC PARTICIPATION:** This time is set aside for members of the public to address the Board concerning any item that has been described in the notice for the meeting, including Consent Calendar items, before or during consideration of that item. You will be allowed five (5) minutes for your comments. If you wish to speak regarding an item on the agenda, you may be asked to defer your remarks until the Board addresses the matter.

5. **CONSENT CALENDAR:** Information concerning the Consent items listed below has been forwarded to each Board member prior to this meeting for study. Unless the Chair, a Board member, or member of the audience has questions concerning the Consent Calendar, the items are approved at one time by the Board. The action taken by the Board in approving the Consent items is set forth in the explanation of the individual items.
  - A. Motion: Approving the minutes of regular meeting of October 17, 2024
  - B. Motion: Adopting the 2025 Stanislaus Regional Water Authority Board Meeting Schedule
  - C. Motion: Approve Amendment No.1 to the Agreement 2024-104 for Special Services between the Stanislaus Regional Water Authority (SRWA) and GeoAnalytical Laboratories, Inc., for Laboratory Testing and Analysis of Drinking Water Analysis
6. **PUBLIC HEARINGS:** None
7. **SCHEDULED MATTERS:**
  - A. Motion: Approving of an Amendment to the Joint Exercise of Powers Agreement between the Cities of Ceres and Turlock for the Stanislaus Regional Water Authority and directing the General Manager to present the amendment to the Cities of Turlock and Ceres for execution
  - B. Resolution 2024-XXX: Accept the completed Regional Water Supply Project, authorize the final Project payment to Jacobs, and authorize the recording of the Notice of Completion with Stanislaus County.
8. **BOARD ITEMS FOR FUTURE CONSIDERATION**
9. **BOARD COMMENTS:** Board members may provide a brief report on notable topics of interest. The Brown Act does not allow discussion or action by the legislative body.
11. **CLOSED SESSION:** None
12. **ADJOURNMENT**



**SRWA**  
STANISLAUS REGIONAL  
WATER AUTHORITY

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**SRWA**  
STANISLAUS REGIONAL  
WATER AUTHORITY

An aerial photograph of a water treatment plant under construction. The site is a large, flat, sandy area with several large concrete structures, including a prominent circular tank and several rectangular basins. There are several industrial buildings with grey roofs, some of which are partially completed. In the background, there is a large body of water, likely a reservoir, surrounded by green fields and trees. The sky is clear and blue.

**Agenda Item 3B1  
Plant Manager's Update**

**December 06, 2024**

# Plant Manager Report

- **Staffing**
- **Water Quality**
- **Water Delivery**



# Staffing

# Operator Staffing

<b>Position</b>	<b>Count</b>	<b>Hiring Status</b>
Sr. Operator (Internal)	5 of 5	5 <sup>th</sup> Sr. Operator – Onboard & Training
Sr. Operator (Contract)	1	Remains on until training completed for 5 <sup>th</sup> Sr. Operator
Operator II	2 of 2	Filled vacant position via internal promotion
Operator I	1 of 2	2 <sup>nd</sup> Operator I – Onboard & Training
Total	9 of 9	



# Water Quality



# Water Quality<sub>mg/L</sub>

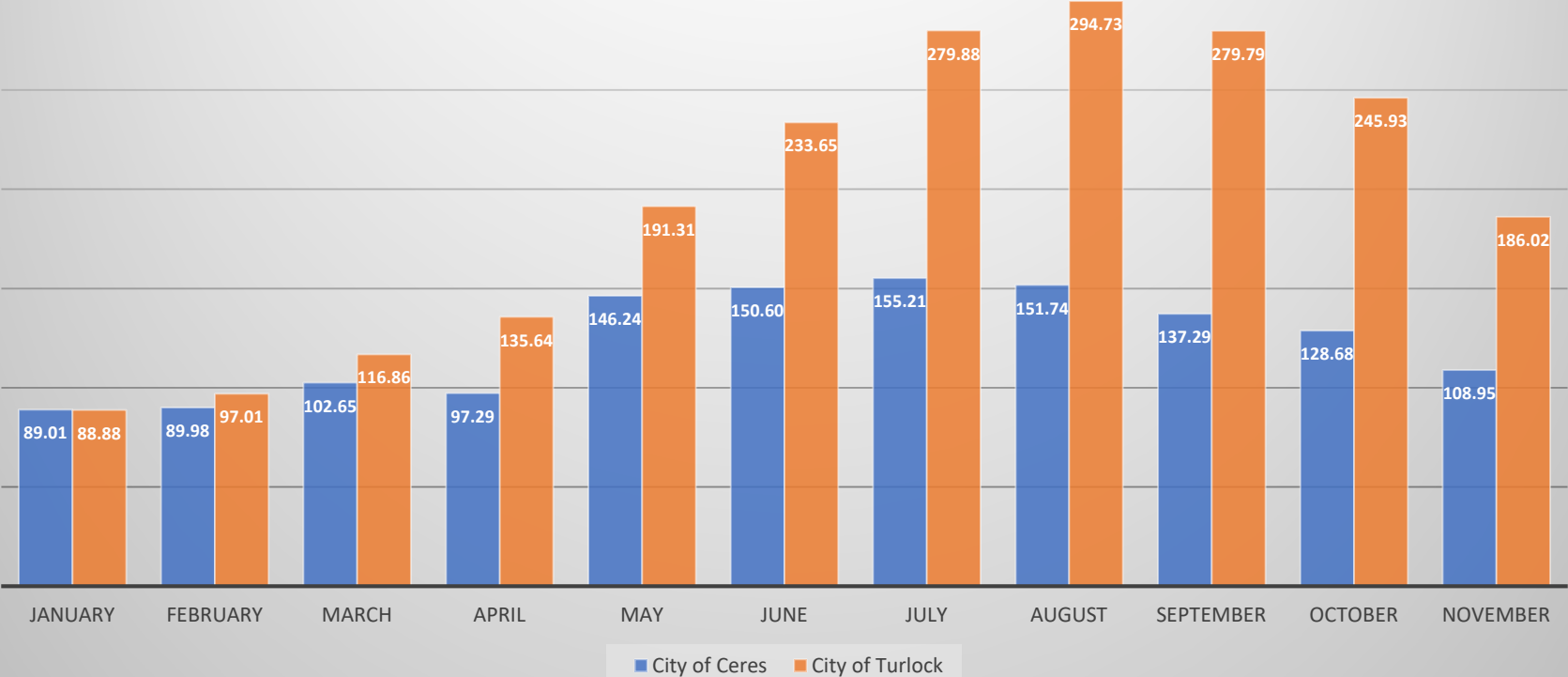
<b>2024</b>	<b>Raw TOC</b>	<b>Finished TOC</b>	<b>Removal</b>
January	2.50	1.20	52%
February	1.50	0.60	60%
March	1.10	0.00	100%
April	2.40	1.20	50%
May	38.40	0.00	100%
June	1.20	0.80	33%
July	2.20	1.50	32%
August	2.10	1.30	38%
September	1.80	0.90	50%
October	1.40	0.00	100%
November	1.80	1.00	44%
December			
Average	5.13	0.77	60%
Min	1.10	0.00	32%
Max	38.40	1.50	100%



**Delivery**

# Water Treated and Delivered

## 2024 Delivery (MG)





**SRWA**  
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WATER AUTHORITY

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1. A. **CALL TO ORDER:** Chair Bublak called the meeting to 12:00 p.m.

B. **SALUTE TO THE FLAG**

C. **ROLL CALL AND DECLARATION OF CONFLICTS**

Present: Director Pam Franco, Director Bret Silveira, Chair Amy Bublak

Absent: Vice Chair Javier Lopez

Director Franco	Director Silveira	Vice Chair Lopez	Chair Bublak
None	None	Absent	None

2. **RECOGNITION, APPOINTMENTS, ANNOUNCEMENTS & PRESENTATIONS:** None

3. A. **SPECIAL BRIEFINGS:** None

B. **STAFF UPDATES:**

1. General Manager gave an update on the status of Stanislaus Regional Water Authority.
2. Plant Manager Estrada gave an update on staffing, water quality, and delivery.
3. Finance Director Moreno gave the finance summary as of October 11, 2024.

C. **PUBLIC PARTICIPATION:**

Chair Bublak opened public participation.

There were no comments, and Chair Bublak closed public participation.

4. **DECLARATION OF CONFLICTS OF INTEREST AND DISQUALIFICATIONS:** None

5. **CONSENT CALENDAR:**

A. Motion: Approving the minutes of the meeting of September 19, 2024

**Action:** Motion by Director Franco seconded by Director Silveira, to adopt the Consent Calendar, and carried 3/0 by the following vote:

Director Franco	Director Silveira	Vice Chair Lopez	Chair Bublak
Yes	Yes	Absent	Yes

6. **PUBLIC HEARINGS:**

A. Adopt the 2020 Water Shortage Contingency Plan, attached hereto as Exhibit A, and authorize and direct the General Manager or his/her designee to implement the 2020 Water Shortage Contingency Plan in accordance with the terms and schedule set forth in the plan

Chair Bublak opened public comment, there were no comments, and Chair Bublak closed public comment.

**Action: Resolution 2024-003:** Adopt the 2020 Water Shortage Contingency Plan, attached hereto as Exhibit A, and authorize and direct the General Manager or his/her designee to implement the 2020 Water Shortage Contingency Plan in accordance with the terms and schedule set forth in the plan as motioned by Director Franco seconded by Director Silveira, and carried 3/0 by the following vote:

Director Franco	Director Silveira	Vice Chair Lopez	Chair Bublak
Yes	Yes	Absent	Yes

- B. Adopt the 2020 Urban Water Management Plan, attached hereto as Exhibit A, and authorize and direct the General Manager or his/her designee to implement the 2020 Urban Water Management Plan in accordance with the terms and schedule set forth in the plan

Chair Bublak opened public comment, there were no comments, and Chair Bublak closed public comment.

**Action: Resolution 2024-004:** Adopt the 2020 Urban Water Management Plan, attached hereto as Exhibit A, and authorize and direct the General Manager or his/her designee to implement the 2020 Urban Water Management Plan in accordance with the terms and schedule set forth in the plan as motioned by Director Franco seconded by Director Silveira, and carried 3/0 by the following vote:

Director Franco	Director Silveira	Vice Chair Lopez	Chair Bublak
Yes	Yes	Absent	Yes

- 7. **SCHEDULED MATTERS:** None
- 8. **BOARD ITEMS FOR FUTURE CONSIDERATION:** None
- 9. **BOARD COMMENTS:**  
 Director Silveira made a comment regarding other cities interest in purchasing water.

Chair Bublak suggested that staff have a cost for water, should another city want to purchase water.

- 10. **CLOSED SESSION:** None
- 11. **ADJOURNMENT:** Chair Bublak adjourned the meeting at 12:18 p.m.

*Respectfully submitted,*

**DRAFT**

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Nichole Fiez, Board Secretary



## STANISLAUS REGIONAL WATER AUTHORITY REGULAR BOARD MEETING SCHEDULE

All Regular Meetings will convene at 12:00 p.m. at Stanislaus Regional Water Authority at 1235 Aldrich Road, Hughson, CA. The Brown Act establishes the deadlines for posting meeting agendas. Regular Meeting agendas must be posted at least 72 hours in advance of the meeting. Special Meeting agendas must be posted at least 24 hours in advance of the meeting.

<b>BOARD MEETING DATE</b>	<b>AGENDA POSTING DEADLINE</b> <i>(72 hours prior)</i>	<b>PRELIMINARY REVIEW: CONTRACTS &amp; STAFF REPORTS DUE TO GENERAL COUNSEL</b> <i>(2 weeks prior)</i>	<b>REVIEWED &amp; APPROVED REPORTS DUE TO BOARD SECRETARY</b> <i>(1 week prior)</i>
<b><i>January 16, 2025</i></b>	January 13, 2024	January 2, 2024	January 9, 2024
<b><i>February 20, 2025</i></b>	February 17, 2024	February 6, 2024	February 13, 2024
<b><i>March 20, 2025</i></b>	March 17, 2024	March 6, 2024	March 13, 2024
<b><i>April 17, 2025</i></b>	April 14, 2024	April 3, 2024	April 10, 2024
<b><i>May 15, 2025</i></b>	May 12, 2024	May 1, 2024	May 8, 2024
<b><i>June 19, 2025</i></b>	June 16, 2024	June 5, 2024	June 12, 2024
<b><i>July 17, 2025</i></b>	July 14, 2024	July 3, 2024	July 10, 2024
<b><i>August 21, 2025</i></b>	August 18, 2024	August 7, 2024	August 14, 2024
<b><i>September 18, 2025</i></b>	September 15, 2024	September 4, 2024	September 11, 2024
<b><i>October 16, 2025</i></b>	October 13, 2024	October 2, 2024	October 9, 2024
<b><i>November 20, 2025</i></b>	November 17, 2024	November 6, 2024	November 13, 2024
<b><i>December 18, 2025</i></b>	December 15, 2024	December 4, 2024	December 11, 2024



From: Christopher Fisher, SRWA General Manager

Prepared by: Salena Estrada, SRWA Water Treatment Plant Manager  
Janice Virgo, SRWA Staff Services Assistant

**1. ACTION RECOMMENDED:**

Motion: Approve Amendment No.1 to the Agreement 2024-104 for Special Services between the Stanislaus Regional Water Authority (SRWA) and GeoAnalytical Laboratories, Inc., for Laboratory Testing and Analysis of Drinking Water Analysis

**2. DISCUSSION OF ISSUE:**

The Stanislaus Regional Water Authority (SRWA) Treatment Plant entered into an agreement dated December 20<sup>th</sup>, 2023 with GeoAnalytical Laboratories, Inc. for state certified Laboratory Testing and Analysis of Drinking Water Analysis in the amount of \$50,000.

SRWA has worked with the State of California’s Division of Drinking Water’s (DDW) local regulator to identify additional sampling locations along with the amount of testing and analysis required of SRWA to maintain regulatory compliance of the treated water. Additional sampling requirements have been increased including additional sampling locations from 3 to 6. Therefore, the number of overall analysis required of SRWA has increased. Due to the additional sample locations and water analysis requirements by DDW, the SRWA Water Treatment Plant will need to amend Paragraph 1. Scope of Work to include the additional scope of work as set forth as Attachment A (“Nov. 2024-June 2025 Quote”) and to amend Paragraph 2.1 to increase compensation by an extra \$30,000 to total fee for work shall not exceed \$80,000.

All other terms and conditions of the Agreement shall remain in full force and effect.

**3. BASIS FOR RECOMMENDATION:**

A. Additional water analysis requirements are being implemented by the State of California in order for Stanislaus Regional Water Authority (SRWA) to maintain regulatory compliance.



- B. Pursuant to SRWA Board Resolution 2023-003, contract Amendments which represent a cumulative contract price that exceeds \$50,000 may only be approved at the discretion of the Board.

**4. FISCAL IMPACT:**

The Stanislaus Regional Water Authority (SRWA) has sufficient funding budgeted in the FY 2024-25 municipal budget in Fund “Contractual Services” Account No. 950-53-550.43314 “Contract Help - Service”.

**5. GENERAL MANAGER’S COMMENTS:**

Recommend approval.

**6. ENVIRONMENTAL DETERMINATION:**

This action is not subject to the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15378 (Project) of the CEQA guidelines. This action consists of “organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment” and therefore is not considered a project.

**7. ALTERNATIVES:**

- A. The Board may choose not to approve the proposed Amendment No. 1; however, this would result in Stanislaus Regional Water Authority (SRWA) lacking the additional required water analysis and risking noncompliance.

**8. ATTACHMENTS:**

- A. Amendment No. 1
  - a. Nov. 2024-June 2025 Quote



**AMENDMENT NO. 1  
to the  
AGREEMENT FOR SPECIAL SERVICES  
between  
STANISLAUS REGIONAL WATER AUTHORITY  
and  
GEOANALYTICAL LABORATORIES, INC.  
for  
LABORATORY TESTING AND ANALYSIS OF DRINKING WATER ANALYSIS SERVICES**

**THIS AMENDMENT**, dated December 6, 2024, is entered into by and between the STANISLAUS REGIONAL WATER AUTHORITY, a Joint Powers Authority of the State of California, hereinafter referred to as “SRWA,” and GEOANALYTICAL LABORATORIES, INC., a California company, hereinafter referred to as “CONTRACTOR”.

**WHEREAS**, the Stanislaus Regional Water Authority (SRWA) entered into an agreement dated December 20th, 2023, with CONTRACTOR for Laboratory Testing and Analysis of Drinking Water Analysis Services (hereinafter the “Agreement”) in the amount of \$50,000; and

**NOW, THEREFORE**, the parties hereto mutually agree to amend said Agreement as follows:

1. Paragraph 1 of the Agreement is amended to read as follows:

“1. Scope of Work: Contractor shall perform the work and render the service described in the attached Exhibit A (the “Work”) and the additional scope of work as set forth and described in the attached to this Amendment No. 1 as Attachment A (“Nov. 2024-June 2025 Quote”). Contractor shall provide all labor, services, equipment, tools, material and supplies required or necessary to properly, competently and completely perform the Work. Contractor shall determine the method, details and means of doing the Work.

2. Paragraph 2 of the Agreement is amended to read as follows:

“2. Payment: 2.1 The total fee for the Work shall not exceed \$80,000.00. There shall be no compensation for extra or additional work or services by Contractor unless approved in advance in writing by SRWA.

Contractor's fee includes all of Contractor's costs and expenses related to the Work.

3. All other terms and conditions of the Agreement shall remain in full force and effect.

**IN WITNESS WHEREOF**, the parties have caused this Agreement to be executed by and through their respective officers thereunto duly authorized.

**STANISLAUS REGIONAL WATER  
AUTHORITY, a Joint Powers Authority**

By: \_\_\_\_\_  
Christopher Fisher  
General Manager

**GEOANALYTICAL LABORATORIES, INC.**  
a California company

*Donna Keller*  
By: \_\_\_\_\_  
Donna Keller  
President

**GEOANALYTICAL LABORATORIES, INC.**

Remit To : PO Box 3730 TURLOCK, CA 95381  
 PH (209) 669-0100 EMAIL info@geoanalyticallab.com

**Quote**

Invoice#	Invoice Date	Terms
SRWA2401	10/24/24	

Stanislaus Regional Water Authority  
 1235 Aldrich Rd.  
 Hughson, CA 95326

PO #   
 Project Nov. 2024-June 2025 Quote

QTY	DESCRIPTION	UNIT PRICE	AMOUNT
34	Routine No. 1 (1 sample ever Wed.) Bacti (Colitag)	45.00	1,530.00
69	Routine No. 2 (2 samples per week every Mon. & Thurs.) Bacti (Colitag)	45.00	3,105.00
34	Weekend Surcharge (Thurs. samples will have Weekend Surcharge.)	45.00	1,530.00
68	Routine No. 3 (2 samples per week every Tues. & Thurs.) Bacti (Colitag)	45.00	3,060.00
34	Weekend Surcharge (Thurs. samples will have Weekend Surcharge.)	45.00	1,530.00
34	Raw Water (1 sample per week) Bacti (MPN-Colilert)	47.00	1,598.00
16	Treated Water Monitoring (Monthly) TOC	40.00	640.00
8	Bromate	60.00	480.00
1	EDT Reporting	56.00	56.00
10	Distribution Monitoring (Quarterly) TTHM (4 samples + Trip Blank per quarter)	160.00	1,600.00
8	HAA5	190.00	1,520.00
1	EDT Reporting	140.00	140.00
1	Raw Source Water Monitoring (May) Primary Inorg. (No Cn,Asbestos)	618.00	618.00
1	General Minerals 64449	104.00	104.00
1	Sec Std 64449-A (No MTBE)	502.00	502.00
1	Sec Std-64449-B	94.00	94.00
2	VOC-64444-A (Title 22) (1 sample + Trip Blank)	260.00	520.00
2	1,2,3 TCP (1 sample + Trip Blank)	160.00	320.00
1	EDT Reporting	86.90	86.90
34	Recycle Water (1 sample per week) Bacti (MPN-Colilert)	47.00	1,598.00
34	Bacti (Colitag) Chrome VI Monitoring Quarterly (if necessary)	45.00	1,530.00

*Thank You*

Accounts over 30 days past due are subject to a FINANCE CHARGE at the PERIODIC RATE of 1 1/2% per month, which is an ANNUAL PERCENTAGE RATE of 18%.  
 Please review your invoice promptly. We will gladly correct any errors within 60 days of invoice date. After that, we deem the invoice correct and reserve the right not to issue credit, in whole or part.

# GEOANALYTICAL LABORATORIES, INC.

Remit To : PO Box 3730 TURLOCK, CA 95381  
 PH (209) 669-0100 EMAIL info@geoanalyticallab.com

# Quote

Invoice#	Invoice Date	Terms
SRWA2401	10/24/24	

Stanislaus Regional Water Authority  
 1235 Aldrich Rd.  
 Hughson, CA 95326

PO #   
 Project Nov. 2024-June 2025 Quote

QTY	DESCRIPTION	UNIT PRICE	AMOUNT
2	Chrome VI(Low Level)	105.00	210.00
1	EDT Reporting	10.50	10.50
4	Summer DBPs Monthly (June) TTHM	160.00	640.00
3	(3 samples + Trip Blank) HAA5	190.00	570.00
1	EDT Reporting ***NOTE***	52.50	52.50
	When looking at the 2024 and 2025 calendar I noticed that Routine No. 1 would have a sample date fall on Dec. 25th and Jan. 1st. Routine No. 2 would have a sample date fall on Thursday Nov. 28th which is Thanksgiving. Routine No. 3 would have a sample date fall on Thursday Nov. 28th, Dec. 24th, and Dec. 31st. Even though we are open Christmas Eve & NYE an employee will have to come in on the holiday the next day to check the Bacteria samples. IF those same days have to be followed & you guys cannot bring them in a day early there will be a Holiday Surcharge applied on the invoices.		
6	Bacti (Colitag) ***NOTE 2***	90.00	540.00
	Bromate, HAA5, & Perchlorate are not run in-house at our facility & are sent out to one of our certified subcontract labs. Below are two charges that will be on the invoice when these analyses are on the COC.		
1	Shipping for Sendouts (This is just an estimate & could be more or less depending on varying factors such as the weight of the ices chest or a gas price increase from our shipping carrier etc.)	40.00	40.00
1	Ice Chest Return	32.00	32.00
			\$ 24,256.90

*Thank You*

Accounts over 30 days past due are subject to a FINANCE CHARGE at the PERIODIC RATE of 1 1/2% per month, which is an ANNUAL PERCENTAGE RATE of 18%  
 Please review your invoice promptly. We will gladly correct any errors within 60 days of invoice date. After that, we deem the invoice correct and reserve the right not to issue credit, in whole or part.

From: Christopher Fisher, General Manager

Prepared by: James Governale, Administrative Analyst (City of Turlock)

## **1. ACTION RECOMMENDED:**

Motion: Approving of an Amendment to the Joint Exercise of Powers Agreement between the Cities of Ceres and Turlock for the Stanislaus Regional Water Authority and directing the General Manager to present the amendment to the Cities of Turlock and Ceres for execution

## **2. DISCUSSION OF ISSUE:**

Staff propose the City Council's review and approval of an amendment to the Joint Exercise of Powers Agreement (JEPA) between the Cities of Turlock and Ceres.

### **History**

On September 27, 2011, the Cities of Ceres, Modesto, and Turlock executed an agreement to form the Stanislaus Regional Water Authority (SRWA) as a Joint Powers Authority (JPA). The goal was to "pursue the development and implementation of the Regional Surface Water Supply Project, which will provide a new supply of treated surface water to customers of the Cities to help meet existing and future water needs, improve drinking water quality, and aid the sustainable management of the groundwater basin" (Recital A of the Design-Build Contract with CH2M Hill Engineers, Inc., City of Turlock Contract 2021-094).

On November 20, 2015, the Board approved the first amendment to the JEPA, which allowed a participant to voluntarily withdraw from the SRWA, updated the voting structure of the Board, and implemented other housekeeping changes.

On December 15, 2015, the Board approved the second amendment to the JEPA to update the voting structure following the withdrawal of the City of Modesto.

The third amendment to the JEPA was executed on July 1, 2018 with a goal to:

- Provide for alternate Directors and clarify how the Directors and their alternates function on the Governing Board.
- Address concerns over the SRWA's ability to secure long-term debt.

### **Current Information**

The SRWA Board has expressed its desire to appoint one Ex-officio member "who is an elected or appointed representative of an agency with any an interest in the purpose and operation of the Authority, and who shall be granted the power to vote



on a duly agendized matter before the Governing Board only when required to break a deadlock caused by a tie vote by the Directors. The permanent Ex-officio member shall regularly attend Governing Board meetings and be prepared when necessary to vote on any matter that results in a tie vote” (text from the Amendment, paragraph 3).

To implement this change, a fourth amendment must be approved by City of Turlock and the City of Ceres.

Staff recommends approval of this fourth amendment to the Joint Exercise of Powers Agreement between the Cities of Turlock and Ceres.

**3. FISCAL IMPACT/BUDGET AMENDMENT:**

The amendment does not result in additional financial obligations for the SRWA.

**4. GENERAL MANAGER’S COMMENTS:**

The General Manager recommends approval of this action.

**5. ENVIRONMENTAL DETERMINATION:**

This action is not subject to the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15378(b)(5) of the CEQA guidelines. This action consists of “organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment” and therefore is not considered a project.

**6. ALTERNATIVES:**

The Board could elect to not approve the agreement or direct the General Manager to present it to the Cities of Turlock and Ceres. This approach is not recommended, as this action is presented as a result of feedback given by the Board.

**7. ATTACHMENTS:**

- A. Fourth Amendment to the JEPA

**AMENDMENT TO THE JOINT EXERCISE OF POWERS AGREEMENT  
BETWEEN THE CITIES OF CERES AND TURLOCK  
FOR THE PURPOSE OF CREATING A JOINT POWERS  
AUTHORITY RESPONSIBLE FOR DECISIONS IN CERTAIN MATTERS  
PERTAINING TO THE MUNICIPAL AND INDUSTRIAL WATER SUPPLY  
PROGRAMS FOR THE AFOREMENTIONED PUBLIC ENTITIES DATED  
DECEMBER 15, 2015, TO PROVIDE FOR THE APPOINTMENT OF A  
PERMANENT EX-OFFICIO GOVERNING BOARD MEMBER**

This “Amendment” to the Joint Exercise of Powers Agreement Between the Cities of Ceres and Turlock for the Purpose of Creating a Joint Powers Authority Responsible for Decisions in Certain Matters Pertaining to the Municipal and Industrial Water Supply Programs for the Aforementioned Public Entities dated December 15, 2015 (“Agreement”) is made by and between the City of Ceres and the City of Turlock and shall be effective on the date of the last signature shown below.

1. Recitals. The Governing Board of the Authority has determined that it is possible that the Board could deadlock in a 2-2 vote on matters that come before it for approval, and thus has determined that authorizing a representative from an agency interested in the Authority’s purpose and operation to vote on a matter only in the event of a tie vote would be beneficial for ensuring the most efficient governance of the Authority’s business. For these reasons, the Governing Board has recommended that the City Councils of Ceres and Turlock agree to amend the Agreement as provided below.

2. Definition U on page 3 of the Agreement is hereby amended and replaced in full as follows:

U. “Ex-officio” means a non-voting member of the Governing Board appointed by the Directors of the Governing Board to serve in an advisory capacity, except that the Governing Board shall appoint one Ex-officio member from an agency interested in the Authority’s affairs who shall be a designated officer and have the powers provided in Section A of Article V of this Agreement.

3. Section A of Article V on page 5 of the Agreement is hereby amended and replaced in full as follows:

A. Governing Board: The Authority shall be administered by a Governing Board which shall be comprised of the following: Through December 31, 2015, one (1) member from each City Council of each City which is a Participant. Effective January 1, 2016, two (2) members from each City Council of each City which is a participant. Within 60 days after the execution of this Agreement by the Participants, each Participant shall designate its Governing Board member (Director) and an alternate. Each Director of the Governing Board shall have one vote which shall be equal in weight to the vote of each other Director. The Mayor of



each Participant may be a Director in lieu of a City Council person and termination of a Director's status as a Councilmember or Mayor shall constitute automatic termination of that person's Directorship on the Authority's Governing Board. The appointing City may appoint a new Director or alternate Director immediately upon the occurrence of any vacancy in that party's representation, or the alternate Director appointed pursuant to this Article V may serve until a new Director is appointed. Each City shall appoint one alternate Director to serve the Authority during the absence of any regular Director from any meeting of the Authority, and that Director's alternate shall be entitled to participate in all respects as a regular Director of the Authority. Effective January 1, 2016, the current alternate shall become a voting member of the Board and the alternate position shall be eliminated. The Governing Board may have Ex-officio members as the Governing Board shall from time-to-time designate. Each Ex-officio member shall serve in a non-voting, advisory capacity. Notwithstanding the forgoing, the Directors of the Governing Board shall appoint one permanent Ex-officio member who is an elected or appointed representative of an agency with any interest in the purpose and operation of the Authority, and who shall be granted the power to vote on a duly agendaized matter before the Governing Board only when required to break a deadlock caused by a tie vote by the Directors. The permanent Ex-officio member shall regularly attend Governing Board meetings and be prepared when necessary to vote on any matter that results in a tie vote.

4. Section D of Article V on page 6 of the Agreement would be amended and replaced in full as follows:

D. Officers: The Governing Board shall select a Chair and a Vice Chair from among the Directors serving by appointment of the Participants. It shall then appoint a General Manager, a Secretary and any other officers as determined necessary by the Governing Board. The Chair shall preside at all Authority meetings. The Vice Chair shall act in place of the Chair at meetings should the Chair be absent. All officers shall serve at the pleasure of the Board.

5. Effect on Agreement. Except as specifically amended herein, all of the terms of the Agreement shall remain unchanged, valid and in full effect. This Amendment shall take effect immediately upon its approval by the City Councils of Ceres and Turlock and its full execution by the authorized representatives of the two Cities.

IN WITNESS WHEREOF, the Participants' authorized representatives have executed this Amendment, to be made effective as of the date that the last authorized representative signs below.

*[Signatures appear on the next page]*

CITY OF CERES

By: \_\_\_\_\_  
Doug Dunford, City Manager

Dated: \_\_\_\_\_

ATTEST:

By: \_\_\_\_\_  
Fallon Martin, City Clerk

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Nubia Goldstein, City Attorney

CITY OF TURLOCK

By: \_\_\_\_\_  
Reagan M. Wilson, City Manager

Dated: \_\_\_\_\_

ATTEST:

By: \_\_\_\_\_  
Nichole Fiez, City Clerk

APPROVED AS TO FORM:

By: \_\_\_\_\_  
George A. Petrulakis, City Attorney

From: Christopher Fisher, General Manager

Prepared by: Lindsay Smith, West Yost

## **1. ACTION RECOMMENDED:**

Adopt the attached resolution which authorizes the following:

Accept the completed Regional Water Supply Project, authorize the final Project payment to Jacobs, and authorize the recording of the Notice of Completion with Stanislaus County.

## **2. DISCUSSION OF ISSUE:**

The Stanislaus Regional Water Authority (SRWA) Regional Surface Water Supply Project (Project) was a collaborative effort between the City of Ceres, City of Turlock, and Turlock Irrigation District (TID) to provide water from the Tuolumne River via an existing infiltration gallery located within the river bed just west of Geer Road Bridge.

The Project included the following components:

- Raw Water Pump Station
- Raw Water Pipeline
- Regional Water Treatment Facility
- Treated Water Transmission Mains to the Cities of Ceres and Turlock
- TID Diversion Structure

The Project was constructed using a Design-Build delivery method and CH2M HILL Engineers, Inc. (now part of Jacobs Engineering Group, Inc. and called herein "Jacobs") served as the design-build firm. The Design-Build contract was executed in July 2020. Preparation of the project Basis of Design Report was completed October 2020, and the first design package was received in November 2020. Mobilization and construction began in November 2020. Substantial completion was granted December 2023 and we are recommending final completion as part of today's Board action.

The total project construction people hours were 640,746. Project safety statistics were better than the industry average, with a total recordable incident rate of 0.94 (the industry average is 3.9) and total days away and restricted time of 0.31 (the industry average is 2.1).

The total project cost was \$197,255,475.84 which includes a total change order amount of \$1,855,118.84, representing a change order percentage of 0.94% which is

significantly lower than the industry average. Included in the total change order amount are operations costs that Jacobs covered during the transition from start-up activities led by Jacobs to SRWA/City of Turlock operations while SRWA was working to execute contracts with vendors. If the operations costs are excluded from the total change order amount, the change order amount is \$1,715,155.77, representing a change order percentage of 0.85%. In comparison, the original amount of Project contingency plus COVID and other risk related items included in the budget was \$11.2M.

Project funding sources included a State Revolving Fund (SRF) low interest loan in the amount of \$184.9 million, a \$27.75 million Proposition 68 grant, a \$5.8 million Integrated Regional Water Management (IRWM) grant, and a \$5 million Proposition 50 grant.

The project warranty period began upon project Acceptance (December 22, 2023) and ends one year after (December 22, 2024). Items that have been installed or worked on since the Acceptance Date will have an extended warranty period. The project is complete, accepted, and in service.

This project has delivered a long-term, sustainable water source that will allow for the integrated use of groundwater and surface water for both Cities of Ceres and Turlock. The benefits for residents, businesses, agriculture, and government agencies include:

- Drought resilient water supplies
- Reliable water quality
- Groundwater aquifer replenishment (as a result of reduced urban groundwater pumping)
- Reduced urban groundwater pumping and the delivery of “offset” water to Turlock Irrigation District (from recycled or other water sources) during dry periods
- Increased flows in the Upper Tuolumne River to benefit salmon and other aquatic species
- Potential to provide treated surface water supply to disadvantaged communities and other regional partners
- Decrease in hardness and mineral content in both delivered drinking water and in wastewater effluent discharges

The SRWA Project represents a significant investment of time, resources, and dedication to bring it to fruition. The project’s excellence has been acknowledged in the industry by the Design-Build Institute of America and received the prestigious National Award of Merit in the water/wastewater category.

### **3. FISCAL IMPACT/BUDGET AMENDMENT:**



The final amount owed to Jacobs is \$482,764.18 and will be expensed to account number 950-53-553.51802\_001. No budget amendment is necessary; sufficient funding has been allocated in the FY 24-25 budget process.

**4. GENERAL MANAGER’S COMMENTS:**

The General Manager recommends the Board adopt the attached resolution.

**5. ENVIRONMENTAL DETERMINATION:**

This action is not subject to the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15378(b)(5) of the CEQA guidelines. This action consists of “organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment” and therefore does not require any CEQA action.

**6. ALTERNATIVES:**

The Board could elect to not adopt the resolution and therefore, not accept completion of the Regional Surface Water Supply Project and not approve recording of the Notice of Completion. This is not recommended because the Project Engineer, West Yost Associates, has confirmed that Jacobs has achieved final completion of the Project in accordance with the Contract and reviewed and approved the final payment request.

**7. ATTACHMENTS:**

- A. Draft Resolution
- B. Notice of Completion



**BEFORE THE GOVERNING BOARD OF THE  
STANISLAUS REGIONAL WATER AUTHORITY**

**IN THE MATTER OF ACCEPTING THE }                      RESOLUTION NO. 2024-\_\_\_\_**  
**COMPLETED WATER SUPPLY }**  
**PROJECT, AUTHORIZING THE }**  
**GENERAL MANAGER TO MAKE THE }**  
**FINAL PROJECT PAYMENT TO }**  
**JACOBS, AND AUTHORIZING THE }**  
**GENERAL MANAGER TO RECORD A }**  
**NOTICE OF COMPLETION }**

**WHEREAS**, on July 6, 2020, the Stanislaus Regional Water Authority (“Authority”) entered into the Design-Build Contract for the Regional Surface Water Supply Project (“Contract”) with CH2M HILL Engineers, Inc. (now part of Jacobs Engineering Group, Inc. and called herein “Jacobs”) for the design, construction, and commissioning of the Regional Surface Water Supply Project (“Project”); and

**WHEREAS**, Jacobs has fully completed the Project in accordance with the Contract, the Project is now satisfactorily being operated by the City of Turlock (under its Operations Agreement with the Authority), and the Cities of Ceres and Turlock are receiving treated surface water; and

**WHEREAS**, Jacobs has certified that it has met all preconditions for achieving final completion and it has submitted a satisfactory and complete final payment requisition requesting final Contract payment and provided the other required documents associated with final completion; and

**WHEREAS**, the Project engineer, West Yost Associates, has confirmed that Jacobs has achieved final completion of the Project under the Contract, reviewed and approved the final payment request, and recommends that the Authority Board of Directors confirms final completion of the Project; and

**WHEREAS**, Section 4.24 of the Contract requires the Board of Directors to confirm final completion of the Project and authorize final payment and recording of a notice of completion; and

**WHEREAS**, this action is not subject to the provisions of the California Environmental Quality Act (CEQA) in accordance with Section 15378(b)(5) of the CEQA

guidelines. This action consists of “organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment” and therefore is not subject to a CEQA action.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Stanislaus Regional Water Authority as follows:

1. The Board confirms that Jacobs has satisfactorily achieved final completion of the Project under the terms of the Contract.
2. The Board accepts the completed Project on behalf of the Authority.
3. The Board authorizes and directs the General Manager to make the final Project payment to Jacobs as required by Section 6.5 of the Contract and in accordance with West Yost Associates’ approval of the final payment request submitted by Jacobs.
4. The Board authorizes and directs the General Manager to prepare, sign and record a notice of completion in the Stanislaus County Recorder’s Office to confirm final completion of the Project.

**PASSED AND ADOPTED** by the Board of Directors of the Stanislaus Regional Water Authority on December 6, 2024 by the following vote:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

SIGNATURE:

\_\_\_\_\_  
Christopher Fisher, General Manager

ATTEST:

\_\_\_\_\_  
Nichole Fiez, Board Secretary

Recording requested by and  
when recorded return to:

**Stanislaus Regional Water Authority**  
**156 S. Broadway, Ste. 270**  
**Turlock, CA 95380**

Exempt from recording fees per  
Gov't Code §§ 6103 & 27383

Acknowledgement not required per  
Civil Code § 9208 & Gov't Code § 27287

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**NOTICE OF COMPLETION**  
**[Civil Code § 9204]**

NOTICE IS GIVEN THAT:

1. The Stanislaus Regional Water Authority (“Authority”) is the owner of a public works project known as the Regional Surface Water Supply Project (“Project”).
2. The Project is located in Stanislaus County at 1235 Aldrich Road, Hughson, California and also includes raw pipelines from the Raw Water Pump Station to the Water Treatment Plant and treated water pipelines from the Project site to connections within the Cities of Ceres and Turlock. The Authority is fee owner of the Project and an easement holder for the pipelines and Raw Water Pump Station site.
3. On June 29, 2020, the Authority Board of Director approved a Design-Build Contract with CH2M HILL Engineers, Inc. dated July 6, 2020 for the design and construction of the Project.
4. In addition to funding of a portion of Project costs by the Cities of Ceres and Turlock, the State of California has provided construction funding in the form of grants and a low-interest loan for the Project through the Department of Water Resources and the State Water Resources Control Board.
5. The Authority Board of Directors accepted the Project construction work as finally complete on December 4, 2024.

Verification: I declare under penalty of perjury that I am authorized to and do make this verification on behalf of the Stanislaus Regional Water Authority, that I have read the foregoing notice and know its contents, and that the foregoing is true and correct to the best of my knowledge.

Executed by me on \_\_\_\_\_, at \_\_\_\_\_, California

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Christopher Fisher, General Manager  
Stanislaus Regional Water Authority