



# CITY OF LODI

## COUNCIL COMMUNICATION

**AGENDA TITLE:** Resolution Regarding the East Bay Municipal Utility District (EBMUD) Proposed Supplemental Water Project

**MEETING DATE:** December 17, 1997

**SUBMITTED BY:** Deputy City Manager

**RECOMMENDED ACTION:** That Council adopt the attached Resolution regarding East Bay Municipal Utility District's Proposed Supplement Water Project in Response to the December 9, 1997 Public Meeting.

**BACKGROUND INFORMATION:** East Bay Municipal Utility District (EBMUD) held a public meeting with the City Council on December 9, 1997 regarding their proposed supplemental water project. During the meeting, Councilmembers recommended that a Resolution be sent to EBMUD regarding the proposed project. Of particular concern were the following issues:

1. The proposed Alignment #1 will require abandonment of the Central California Traction (CCT) railroad. This will generate a negative economic impact on Lodi industrial users which rely on the rail service. The EIR did not quantify the impacts of the rail service abandonment. The City finds this Alignment to be unacceptable.
2. Lodi's groundwater supply is diminishing and the EBMUD project may provide an opportunity for Lodi to take advantage of excess EBMUD water. The City would encourage EBMUD to partner with the City to increase Lodi's groundwater supply via excess water.
3. In the event that there is excess EBMUD water available to users, the City requests first right of refusal for excess EBMUD water prior to EBMUD contacting other potential users.
4. Camanche and Pardee Dams will likely experience an increase in capacity as a result of the proposed project. The City would encourage EBMUD to be cognizant of flood control issues downstream on the Mokelumne River.
5. The City's support of the project additionally hinges on the understanding that the increased flows on the Mokelumne River for fish habitat and environmental purposes will be met by EBMUD's water rights and not from other Mokelumne River users' water rights.

City staff will attend a meeting on December 15, 1997 with the East San Joaquin Parties Water Authority and may have additional recommendations for the Resolution. As a result, the Resolution will be brought to Council during the Council meeting on December 17, 1997.

Respectfully Submitted,

Janet S. Keeter  
Deputy City Manager

cc: Jack Ronsko  
Richard Prima  
Fran Forkas

APPROVED: \_\_\_\_\_

H. Dixon Flynn -- City Manager

**DRAFT**

**DRAFT**

RESOLUTION NO. 97-211

A RESOLUTION OF THE LODI CITY COUNCIL  
MAKING FINDINGS REGARDING THE EAST BAY  
MUNICIPAL UTILITY DISTRICT (EBMUD)  
PROPOSED SUPPLEMENTAL WATER PROJECT

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WHEREAS, East Bay Municipal Utility District (EBMUD) made a public presentation to the City Council of the City of Lodi on December 9, 1997, in the City Council Chambers at Carnegie Forum, 305 West Pine Street, Lodi, California; and

WHEREAS, the City of Lodi's groundwater supply is diminishing and the East Bay Municipal Utility District (EBMUD) project may provide an opportunity for Lodi to take advantage of excess EBMUD water; and

WHEREAS, the City of Lodi supports efforts to develop supplemental water supplies and encourages EBMUD to partner with the City to increase Lodi's groundwater supply via excess water;

NOW, THEREFORE BE IT HEREBY RESOLVED that the City Council of the City of Lodi makes the following findings:

1.) That proposed Alignment #1 will require abandonment of the Central California Traction (CCT) railroad. This will generate a negative economic impact on Lodi industrial users, which rely on the rail service. The EIR did not quantify the impacts of the rail service abandonment. The City finds this Alignment to be unacceptable; and

2.) That in the event that there is excess EBMUD water available to users, the City requests first right of refusal for excess EBMUD water prior to EBMUD contracting with other potential users; and

3) That Camanche and Pardee Dams will likely experience an increase in water storage demands as a result of the proposed project. The City would encourage EBMUD to be cognizant of flood control issues downstream on the Mokelumne River. The EIR should address this potential impact; and

4. That the City of Lodi's support of the project is based on the understanding that the increased flows on the Mokelumne River for fish habitat and environmental purposes will be met by EBMUD's water rights and not from other Mokelumne River user's water rights.

**DRAFT** Dated: December 17, 1997

**DRAFT**

**DRAFT**

**DRAFT**

I hereby certify that Resolution No. 97-211 was passed and adopted by the City Council of the City of Lodi in a regular meeting held December 17, 1997 by the following vote:

AYES: Council Members -

NOES: Council Members -

ABSENT: Council Members -

ABSTAIN: Council Members -

ALICE M. REIMCHE  
City Clerk

**DRAFT**

**DRAFT**

RESOLUTION NO. 97-209

A RESOLUTION OF THE LODI CITY COUNCIL  
MAKING FINDINGS REGARDING THE EAST BAY  
MUNICIPAL UTILITY DISTRICT (EBMUD)  
PROPOSED SUPPLEMENTAL WATER PROJECT

=====  
WHEREAS, East Bay Municipal Utility District (EBMUD) made a public presentation to the City Council of the City of Lodi on December 9, 1997, in the City Council Chambers at Carnegie Forum, 305 West Pine Street, Lodi, California; and

WHEREAS, the City of Lodi's groundwater supply is diminishing and the East Bay Municipal Utility District (EBMUD) project may provide an opportunity for Lodi to take advantage of excess EBMUD water; and

WHEREAS, the City of Lodi supports efforts to develop supplemental water supplies and encourages EBMUD to partner with the City to increase Lodi's groundwater supply via excess water;

NOW, THEREFORE BE IT HEREBY RESOLVED that the City Council of the City of Lodi makes the following findings:

1.) That proposed Alignment #1 will require abandonment of the Central California Traction (CCT) railroad. This will generate a negative economic impact on Lodi industrial users, which rely on the rail service. The EIR did not quantify the impacts of the rail service abandonment. The City finds this Alignment to be unacceptable; and

2.) That in the event that there is excess EBMUD water available to users, the City requests first right of refusal for excess EBMUD water prior to EBMUD contracting with other potential users; the DEIR should address the possible use of excess water within North San Joaquin County; and

3.) That Camanche and Pardee Dams will likely experience an increase in water storage demands as a result of the proposed project. The City would encourage EBMUD to be cognizant of flood control issues downstream on the Mokelumne River. The EIR should address this potential impact; and

4.) That the City of Lodi's support of the project is based on representations by EBMUD staff increased flows on the Mokelumne River for fish habitat and environmental purposes will be met by EBMUD's water rights and not from other Mokelumne River user's water rights. The DEIR should confirm this statement regarding water rights utilizations.

5.) The DEIR should address the concerns of the East San Joaquin Parties regarding use of project water for conjunctive use in the overdrafted groundwater basin south of the Mokelumne River.

6.) Water Code §11460 requires that the needs of adjacent watersheds be met as part of water transfer projects. The DEIR should address issues of compliance by the Bureau of Reclamation in satisfying San Joaquin County's water deficiency.

Dated: December 17, 1997

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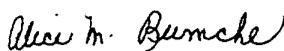
I hereby certify that Resolution No. 97-209 was passed and adopted by the City Council of the City of Lodi in a regular meeting held December 17, 1997 by the following vote:

AYES: Council Members – Land, Mann, Pennino, Warner and  
Sieglock (Mayor)

NOES: Council Members - None

ABSENT: Council Members - None

ABSTAIN: Council Members - None

  
ALICE M. REIMCHE  
City Clerk

CITY COUNCIL

JACK A. SIEGLOCK, Mayor  
KEITH LAND  
Mayor Pro Tempore  
STEPHEN J. MANN  
PHILLIP A. PENNINO  
DAVID P. WARNER

# CITY OF LODI

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H. DIXON FLYNN  
City Manager  
ALICE M. REIMCHE  
City Clerk  
RANDALL A. HAYS  
City Attorney

December 18, 1997

Mr. Edward Simas, Chairman  
San Joaquin County Board of Supervisors  
Courthouse, 222 E. Weber Avenue  
Stockton, CA 95202

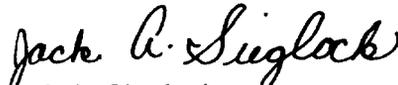
Dear Chairman Simas:

The City of Lodi recently passed the attached resolution in regard to the East Bay Municipal Utility District's (EBMUD) proposed supplement water project. Although Lodi is generally in support of the project, there are concerns for future rights to potential excess water. To that effect, Lodi will send the resolution to EBMUD and will additionally request a Letter of Intent from EBMUD addressing this particular issue.

The Lodi City Council would appreciate the Board of Supervisors passing a resolution in support of our position.

Thank you for your consideration of this matter. Should you have any questions, please do not hesitate to call me.

Sincerely,

  
Jack A. Sieglock  
Mayor

Attachment