

Manteca, California  
June 27, 2017

The Board of Directors of the South San Joaquin Irrigation District met in regular session in their chambers at 9:00 a.m. President Kuil called the meeting to order and Director Kamper led the flag salute. Upon roll call the following members were noted present:

DIRECTORS: HOLMES KAMPER KUIL ROOS  
ABSENT: HOLBROOK

Also present were General Manager Peter Rietkerk, General Counsel Steve Emrick, Engineering Department Manager Sam Bologna, and Clerk of the Board Betty Garcia.

**Public Comment** - None

**CONSENT CALENDAR**

- A. Approval of Warrants in the amount of \$241,948.59; A/P wires in the amount of \$393,963.45; payroll dated June 23, 2017 in the amount of \$205,745.29.
- B. Approval of the regular board meeting minutes of June 13, 2017.
- C. Accept and file Notice of Completion for the Joint Supply Canal (JSC) stabilization project near Knights Ferry.
- D. Accept and file Notice of Completion for the Main Supply Canal (MSC) repair and stabilization project near Schell Road.

Mr. Bere Lindley, Assistant General Manager, noted that the list of warrants that was included in the Board Packet was incorrect and a new list of warrants was distributed to the Board.

Director Kamper noted on page 2 of the minutes, under Item #1, he had cast a “NO” vote, and ask that it be corrected.

Mr. Steve Emrick, General Counsel, noted that on page 4 of the minutes from June 13, 2017, under item #13, the following action needed to be added to the minutes. “A motion was made by Director Holmes and seconded by Director Roos to approve the SSJID Stratetic Plan 2017-2021”

The motion passed 5 to 0 as follows:

AYES: HOLBROOK HOLMES KAMPER KUIL ROOS  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: NONE

A motion was made by Director Kamper and seconded by Director Holmes to approve the Consent Calendar with the changes to the minutes as noted above. The motion passed 4 to 0 by the following roll call vote:

AYES: HOLMES KAMPER KUIL ROOS  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: HOLBROOK

*President Kuil noted that the Board would consider the action items #2 and then #6.*

**ACTION CALENDAR**

**Item #2 – Update on chemical applications to the MDC and staff’s recent discovery and change of direction with the use of chemicals**

Mr. Walt Luihn, Environmental Compliance/Safety Officer, addressed the Board. He stated that staff had applied an application of Teton on June 19. It appeared that the Teton was not working very well to eliminate the algae and samples were taken and sent to a lab for testing. Staff received results of the testing on June 21, and found that micro-spora algae was found and the chemicals in Teton do not fight the algae. On June 21, staff applied magnacide and it appears the magnacide is working better to fight the algae. He said the canal should be clear by Thursday. There are plans to apply magnacide to the canals on July 16.

Director Kuil thanked Mr. Luihn for his diligence in treating the canals and also for keeping the farmers informed of his progress.

This item was information only and no action was taken.

**Item #6 – Consider approval of the Property and Liability Insurance Policy renewal for 2017-2018.**

Mr. Dave Ward, addressed the Board who said the District’s Property and Liability Insurance is provided by SDRMA who have been remarkably consistent with pricing. He indicated there is a small rate increase this year and there had not been a rate increase for the past seven years. He reviewed the coverage and limits in the policy with the Board. He noted that the District receives discounts from SDRMA due to improvements in Safety Operations and when the Board Members attend educational meetings or enroll in online safety meetings.

A motion was made by Director Holmes and seconded by Director Roos to approve the Property and Liability Insurance Policy renewal for 2017-2018. The motion passed 4 to 0 by the following vote:

AYES: HOLMES KAMPER KUIL ROOS  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: HOLBROOK

Mr. Ed Erisman, Water Treatment Plant Manager gave his report at this time.

- The SSJID Top Ops Team placed 7<sup>th</sup> at the AWWA (American Water Works Association) Nationals event in Philadelphia. This was their first year competing and they missed 4<sup>th</sup> place by only a few points.
- Recovery Cleans for this quarter are almost complete. Using the portable water tanks to pump the neutralized cleaning waste into rather than drying bed #1 worked quite well. There were no real issues and this plan allowed staff to use drying bed #1 for our processed sludge until one of the other three full bed can be emptied.
- Drying bed #3 is almost dry. We should be hauling the sludge to Forward Landfill in the next few weeks.
- Treated Water Reservoir #2 is fully back in service as of June 18. He thanked WTP staff, especially Charles Galea, for managing this project. This was a complicated bid and there were several other projects that had to be coordinated in this operation to ensure it ran smoothly. They did a great job and there was no wasted time or effort.
- Solar Farm Updates:
  - There are three broken panels on the Phase Two, thin film system. Conergy has been notified and they are working on getting them replaced.
  - A leak has been reported in the wash down system piping that runs in between the panels. WTP staff located the leak but have been waiting for the Pacific Steam Cleaning staff to finish washing the panels before we shut the system down to repair. Repairs should happen today or tomorrow.

*At 9:45, it was announced the Board would convene to Closed Session to discuss item #9D.*

*At 11:20, the Board returned from Closed Session and announced that there were no reportable actions taken.*

**Item #1 – Consider retention of Mintier Harnish to amend District’s Municipal Service Review**

Mr. Emrick stated the existing agreement with Mintier Harnish is dated back to 2008. Currently there are several annexations pending with the District. LAFCo has advised the District that they will not process any annexation applications if it involves land that we are already servicing. A lengthy discussion followed.

A motion was made by Director Holmes and seconded by Director Kamper to authorize Mintier Harnish the limited engagement to bring a proposal to the Board.

The motion passed 4 to 0 by the following vote:

AYES:	HOLMES KAMPER KUIL ROOS
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	HOLBROOK

**Item #3 – Consider amendment to Irrigation Service Abandonment agreement for Carlos and Sixtos Davalos, APN 226-020-25 consisting of 4.59 acres**

Mr. Sam Bologna, Engineering Department Manager, reviewed this information with the Board stating that he has been signed off since June 2011 and intends to flood irrigate.

Specific conditions for approval that staff recommends are outlined as follows:

1. Flood Irrigation

- a. Lateral “Web” is capable of delivering floodwater to the Subject Property, through an existing private valve structure on the pipeline. If additional irrigation structures are desired, Owner is responsible for installing all improvements necessary to deliver flood irrigation to the Subject Property in accordance with District’s Standard Plans and Specifications (“District Standards”) at Owner’s expense as a condition to receiving water.
- b. If Owner desires that the Subject Property receive water service by any means other than flooding, Owner is required to install all improvements District determines to be necessary in accordance with District Standards, or to upgrade existing facilities as necessary to be in accordance with the District Standards, at Owner’s expense. Such improvements may include, but shall not be limited to, a flow meter as described below.

2. Sprinkler or Drip Irrigation

- a. Irrigation water for sprinkler or drip irrigation can be made available to the Subject Property through SSJID Lateral “Web” subject to approval by the District. The Owner shall be required to obtain approval of a structure permit to connect to the SSJID facility and construct a private sump consistent with District Standards as a condition to receiving water.
- b. Because Lateral “Web” is a dead end line, Owner is required to spill any excess water on Owner’s property.

3. Owner acknowledges that District may deny water delivery to the Subject Property if District determines that Owner is not able to take the water efficiently and effectively

4. Responsibility for Costs.

- a. Owner is responsible for paying all costs and charges related to providing service to the Subject Property, including all District water charges in effect from time to time, backwater charges consistent with District policy and for installing all facilities necessary to deliver irrigation water to the Subject Property in accordance with the District Standards.

## 5. Measurement

- a. Flood Irrigation - If the Subject Property is irrigated by flood, District will determine the Subject Property's water use based on a time vs. flow calculation as determined by the District. The District has the right to require flow meter(s) meeting the District Standards to be installed at the Owner's expense to accurately measure the delivered water to the Subject Property. The District will notify the Owner when the District requires the Owner to install the meter(s). The Owner is required to install the meter(s) according to District Standards within the time frame given in the notice, which shall not be less than 30 days. The District may deny water to Owner until the Owner installs the meter(s) to the District Standards.
  - b. Sprinkler/Drip - If the Subject Property is irrigated by sprinkler or drip, a flow meter per District Standards is required on the pumping system to keep a running total of water delivered as a condition to receiving water. The total water delivered will be calculated based on before and after meter readings. If multiple parcels are serviced by one meter, the District shall determine the amount of water delivered to each property based on the proportional percentage of irrigated acreage until such time as District requires a meter to be installed to measure water deliveries to each separate parcel comprising the Subject Property as described herein.
  - c. Owner agrees that District's delivery of water to the Subject Property is conditioned on Owner allowing District personnel reasonable access to the Subject Property at all times to inspect the facilities used to transport water to the Subject Property, to read the flow meter when installed as described herein, and to determine if all conditions specified in this agreement are satisfied.
6. One Year provision. By action dated January 13, 2015, which amended the Policy for Rescinding Irrigation Service Abandonment, Owner is not subject to a one-year waiting period for the Subject Property to receive District water.

### ***RECOMMENDATION:***

Consider approval of "Agreement to Amend Irrigation Service Abandonment Agreement" subject to the above stated recommendations and a revision to the standard agreement that further reflects those conditions. Approval shall be subject to the terms and conditions specified in the revised policy entitled "Policy for Rescinding Irrigation Service Abandonment".

A motion was made by Director Roos and seconded by Director Kuil to approve amendment to Irrigation Service Abandonment Agreement for Carlos and Sixtos Davalos, APN 226-020-25, as stated in the recommendation above.

The motion passed 4 to 0 by the following vote:

AYES: HOLMES KAMPER KUIL ROOS  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: HOLBROOK

**Item #4 – Consider request from FTG (Alegre) for another extension of time to remove dirt at west basin from June 30 to end of October 2017**

Mr. Bologna stated that FTG is applying for another extension of time to remove the dirt at the west basin. He said the Board approved an amendment that gave them an extension previously.

A motion was made by Director Kuil and seconded by Director Kamper to amend the current agreement to October 31, 2017, with all other terms and conditions of the previous amendment to remain in effect. The motion passed 4 to 0 by the following vote:

AYES: HOLMES KAMPER KUIL ROOS  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: HOLBROOK

**Item #5 – Consider approval of plans from City of Manteca for its Well 27 blending project to encroach on the District’s Main Supply domestic pipeline**

Mr. Bologna reviewed this item with the Board stating the plans call for the City of Manteca to cross over the District’s 48 inch pipeline with their 10 inch line and then will run parallel for a short distance, approximately six feet from our pipeline.

A motion was made by Director Roos and seconded by Director Kamper to approve the City of Manteca’s plans subject to the terms and of the Master Encroachment Agreement. The motion passed 3 to 1 by the following vote:

AYES: KAMPER KUIL ROOS  
NOES: HOLMES  
ABSTAIN: NONE  
ABSENT: HOLBROOK

**Item #7 – Discussion and direction to staff related to SSJID cost allocation methodology for participation in the South San Joaquin Groundwater Sustainability Agency**

Mr. Rietkerk, General Manager, addressed the Board stating that staff from SSJID as well as from the Cities of Ripon and Escalon met on May 8, 2017 to discuss initial Governing Board business for the SSJGSA. The group agreed to target August 15 for an initial meeting of the Governing Board. He said the date may need to occur sooner as there appears to be a need developing to make financial decisions at the Eastern San Joaquin Groundwater Authority Board that may require Governing Board representation and input.

At the May 8 meeting, the group agreed that staff needed Board input and direction on the following items:

- Election of Officers
- Appointment of Representative to the Eastern San Joaquin Groundwater Authority
- Purpose/Mission Statement
- Formation of a Joint Powers Authority and future inclusion of Manteca
- Budget
- Cost Allocation
- Policy Statements regarding stakeholder inclusion and participation in the Eastern San Joaquin Groundwater Authority

He said the SSJGSA will need to decide how to allocate costs amongst the MOU Parties. This cost allocation will dictate the financial responsibility amongst the members for the annual budget set at the SSJGSA.

After much discussion, a motion was made by Director Holmes and seconded by Director Roos to pay 100% of the expenses for local SSJGSA for the calendar year of 2017, with no expectations for 2018. The Board can re-evaluate these costs at a later time, should the costs become substantial for the SSJGSA. The motion passed 4 to 0 by the following vote:

AYES: HOLMES KAMPER KUIL ROOS  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: HOLBROOK

### **Item #8 – Communications**

Director Holmes

- He stated the District needs to oppose Senate Bill SB 252, a bill that would require an applicant for a new well permit in a city or county overlying a critically overdrafted basin, to comply with certain requirements as part of an application for a well permit. He noted that the Blue Diamond AG Counsel opposed this bill on their website. This bill adds prescriptive requirements onto individuals applying for new well permits in critically overdrafted basins and undermines the locally driven, collaborative Sustainable Groundwater Management Act (SGMA) process.

Director Kuil

- He thanked Walt Luihn for the hard work and dedication to the issues of algae in the canals.

Sam Bologna, Engineering Department Manager

- GBA/SGMA: He attended the first meeting of the JPA followed by the groundwater workgroup meeting on June 14. Plans to attend an Ad Hoc meeting tomorrow.
- City of Manteca: Attended a quarterly meeting with the City of Manteca on Thursday, June 15. Many topics were covered including the need for the City to adhere to certain

terms of the agreement with regard to issuance of letters and to maintain telemetry systems. District is working collaboratively with the City to get developers to install monitoring devices as needed to insure that we get coverage on all sites identified in the agreement. Also discussed the Master Encroachment Agreement.

- Development Projects: Working on a number of development projects and smaller in-fill projects throughout the District including Delicato, Centerpoint, Silva, Sundance, Shadowbrook, etc.
- Met with the resident engineer on the McHenry bridge project to discuss scheduling conflicts with regard to the spill work. They indicated that they want to be able to work on the spill during water season, which is contrary to the agreements.
- Plan to participate in a couple of tours this week. One with Dr. Burt and a group of World Bank and the other with staff from the Legislative Analyst office.
- Working on getting a proposal for a pilot inspection on a couple of our pipelines in an effort to enhance our evaluation of pipeline replacement projects. Will also be meeting with operations to discuss projects schedules for this year. Will meet with the County on the Rossier Road project.
- Engineering department is working on surveying approximately 15 culverts located on the MSC. Details are being prepared to help District crews to make modifications to inlets and outlets. District crews are working on two culverts that were plugged which caused the problem that we experience during the off season.

Peter Rietkerk, General Manager

#### Water Update

- New Melones
  - New Melones storage is currently at 2,173,314 AF, or 90% of capacity
  - Reclamation has steadily reduced flood control releases out of New Melones over the past month. Stanislaus River releases past Goodwin are currently 2,000 cfs and are scheduled to drop to 1,500 cfs by June 30. Total inflow for the current year into New Melones is at 2,850,000 AF and climbing
- South San Joaquin Groundwater Sustainability Agency
  - After a year and a half of coordination at the GBA and County level, Groundwater Sustainability Agency overlaps have been cleared and all areas of the Eastern San Joaquin Groundwater Subbasin are covered with groundwater sustainability agencies, meeting the June 30, 2017, milestone for SGMA
  - SSJGSA is considering holding its first meeting sooner than August 15, targeting July 5 or 6 to authorize staff to sign the Eastern San Joaquin Groundwater Authority MOU and appoint a representative to the Authority Board

#### Administration

- As the District looks to hire additional positions in the coming weeks or months, we are once again approaching maximum utilization of our office space in Manteca, and at the Control Room. District staff is beginning to put some thought into future staff needs and plans to accommodate staffing needs
- Strategic Planning – Staff is continuing to develop the Strategic Plan Implementation Program, and are expecting to deliver this to the Board in late July

- Staff is currently developing scope and budget to update employment policy documents and develop an employee handbook
- Michael Boccadorro with West Coast Advisors will be here on August 8, 2017 to present current legislative activities occurring in Sacramento

#### Meetings and Events

- 6/14/2017 Eastern San Joaquin Groundwater Authority/SGMA Working Group
- 6/27/2017 SJFB Water Advisory Committee meeting
- 6/29/2017 CA Legislative Analyst's Office Tour
- 6/29/2017 Manteca Rotary Kick-Out Dinner
- 6/18 - 6/21 American Public Power Association Conference
- 7/5/2017 SJTA Manager's Meeting – Conference call
- 7/6/2017 World Bank Tour
- 7/6/2017 Settlement Negotiations-Stanislaus River Modeling Discussion

#### **Item #9 – Closed Session**

9. a. Conference with Legal Counsel – Anticipated Litigation  
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9
  - 4 cases
  
- b. Conference with Legal Counsel – Anticipated Litigation  
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9
  - Phase 1 hearings on San Joaquin River/Delta Water Quality Control Plan Before State Water Resources Control Board
  - 2 cases
  
- c. Conference with Legal Counsel – Existing Litigation  
Paragraph (1) of subdivision (d) of Government Code Section 54956.9
  - 5 cases
    - Pacific Gas & Electric Company vs. San Joaquin LAFCO  
Superior Court for San Joaquin County  
Case No. 39-2015-00321743-CU-JR-STK
  
    - SSJID vs. Pacific Gas & Electric Company, A California Corp., et al.  
Superior Court for San Joaquin County  
Case No. STK-CV-UED-2016-0006638
  
    - Lee Tyler, et al. vs. Oakdale Irrigation District, et al.  
Calaveras County Superior Court  
Case No. 17CV42319

I.B.E.W. Local 1245 and Thomas Johnson vs. SSJID  
Superior Court for San Joaquin County  
Case No. CV-2015-9228

SSJID vs. Robert Donald Ney, Jr., Trustee  
Superior Court for San Joaquin County  
Case No. 2017-5525

- d. Public Employment  
Title: General Counsel
  
- e. Conference with Real Property Negotiators pursuant to  
California Government Code Section 54956.8  
Property: A portion of District's real property containing the French Camp Outlet Canal  
Agency Negotiator: General Manager and Engineering Department Manager  
Negotiating Parties: SSJID, Union Pacific Railroad  
Under Negotiation: Price and terms of payment
  
- f. Conference with Labor Negotiator  
Government Code Section 54957.6  
Agency Negotiator: General Manager  
Employee Organization: I.B.E.W. Local 1245
  
- g. Public Employment  
Title: Management Accountant

Upon their return from Closed Session, it was reported that no action was taken while in Closed Session.

**Item #10 – ADJOURNMENT**

There being no further business to come before the board, a motion was made by Director Roos and seconded by Director Kamper to adjourn the meeting at 12:37 p.m. The motion passed 4 to 0 by the following vote:

AYES:	HOLMES KAMPER KUIL ROOS
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	HOLBROOK

**ATTEST:** \_\_\_\_\_  
Betty L. Garcia, Clerk of the Board