

**MINUTES FOR THE JANUARY 14, 2020
REGULAR MEETING OF THE SSJID BOARD OF DIRECTORS**

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

DIRECTORS: KAMPER HOLBROOK HOLMES ROOS WESTSTEYN
ABSENT: NONE

Also present were General Manager, Peter M. Rietkerk; General Counsel, Mia Brown; Engineering Department Manager, Forrest Killingsworth; and Clerk of the Board, Danielle Barney.

Public Comment - None

CONSENT CALENDAR

- A. Approval of Warrants in the amount of \$998,982.49; Accounts Payable Wires in the amount of \$822,407.11; and Payroll dated December 20, 2019, December 31, 2019, and January 10, 2020 in the amount of \$438,182.27.
- B. Approval of the regular Board Meeting Minutes of December 10, 2019
- C. Approval of 2020 Employee Pay Schedule
- D. Approval of Amendment to SSJID 2020 Budget
- E. Approval of Consent to South San Joaquin Irrigation District's Entry of Property to Read and to Maintain Flow Meter, John O. Van Duyn, 15917 Santos Avenue, Ripon
- F. Approval of Encroachment Request from PG&E at Hilts Sag Flume for Electrical Facilities
- G. Approval of Agreement to Abandon District Interest in Groundwater Well and Pump at Zeiher Property in Manteca, CA
- H. Approval of 2020 Fee Agreement with Robbins, Browning, Godwin and Marchini

MOTION: A motion was made by Director Roos and seconded by Director Weststeyn to approve the Consent Calendar as submitted.

The motion passed 5 to 0 by the following vote:

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

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COMMUNICATIONS

Director Holbrook attended the San Joaquin County (SJC) Advisory Water Commission (AWC) meeting on December 18. SJC Supervisor Chuck Winn presented on a proposed county-wide ½ cent sales tax (\$0.005) measure for water and flood infrastructure projects. The AWC voted to support exploring the idea and invited future discussion on the proposed tax which would affect all SJC residents.

Director Holbrook attended the Greater San Joaquin County Regional Water Coordinating Committee (SJCRWCC) meeting on December 18. Discussion included update of the Integrated Regional Water Management Plan (IRWMP). San Joaquin County is in line to receive \$6.5 million in grant funding for projects with the selection of those projects and allocation of funds conducted by this committee. Director Holbrook was elected as Chairman of the SJCRWCC, and Scot Moody, General Manager of Stockton East Water District, has been elected as Vice-chair of the SJCRWCC.

Director Holmes attended the Eastern San Joaquin Groundwater Authority (ESJGWA) meeting on January 8. The Authority voted to accept the Groundwater Sustainability Plan (GSP) for submittal to the California Department of Water Resources (DWR) by the January 31, 2020 deadline imposed by the Sustainable Groundwater Management Act (SGMA). Submitting the GSP was an undertaking and a big milestone in complying with SGMA requirements. Director Holmes added that future challenges will include funding and implementation of the GSP.

Ed Erisman, Water Treatment Plant (WTP) Manager:

- Treated Water Reservoir (TRW) #1 at the WTP was drained and cleaned over the holidays. Inspection identified issues with the interior coating, including paint peeling up in some areas as washing occurred. Discussions with JDH Corrosion, who was on-site inspecting the cathodic protection system on that tank, concluded that the exposed parts of the tank would be protected by the cathodic system for at least one year. This allows ample time to properly budget and prepare for the large project of repainting the interior. The interior repaint of TWR #2 occurred several years ago at a cost of approximately \$350k.
- Pump and motor work has been conducted recently.
 - On the week of January 6, one of the motors, at the L1 site, was pulled and sent in to be re-worked due to an unidentified noise. The plan is to reinstall the re-worked motor and see if the vibration is eliminated. If the noise continues, the pump will be pulled and rebuilt. Mr. Erisman is confident that the work on the pump can be done in-house.
 - On the week of January 6, the pump and motor for DAF #3 was reinstalled. The motor was sent to MarTech to be re-worked, and the pump was rebuilt on-site by an RF McDonald pump tech with the assistance of the WTP mechanics. The rebuild project went smoothly and staff is confident that they can start doing more of this work in-house. In-house work could save the District roughly 50% of the rebuild costs, in addition to taking control, of the quality of the work performed, from outside sources. In-house work will also provide staff with the experience to handle emergency situations without relying on contractors should a pump go down.

Bere Lindley, Assistant General Manager:

- Mr. Lindley finished a draft of a new Financial Reserves Policy. He will meet with the SSJID Finance Committee for final review and revisions of the draft policy. Mr. Lindley would like

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to present this item to the Board for approval at the next board meeting on January 28. He added that taking action now on the District's financial reserves policy would be beneficial towards future usage and preservation of monies.

- The WTP Operating Committee met on January 13. Discussion included the presentation of an amended 2020 budget, revised from the original presented in October 2019. The committee is allowed a 30-day period to comment.
- The WTP Operating Committee is nearly finished with a rewrite of the Water Supply Agreement between SSJID and the cities of Escalon, Lathrop, Manteca, and Tracy. A draft copy of the agreement will be presented to Ms. Mia Brown, SSJID General Counsel, for review.
- SSJID was contacted by the San Francisco Public Utilities Commission (SFPUC) soliciting support, comment, and support of Senate Bill (SB) 804 – “Public Capital Facilities: Electric Utilities: Rate Reduction Bonds” (Wiener). This bill expands, to publicly owned utilities, the eligibility to issue rate reduction bonds. A benefit of the proposed bill is that this special type of bond has lower interest rates, thus reducing the cost of assets financed with this type of debt. Staff has responded to the SFPUC with a suggested change to the bill to protect Board sovereignty over rates for POUs.
- Mr. Lindley has been working with Mr. Peter Rietkerk, SSJID General Manager, on the review of proposals to restructure SSJID operations staffing.
- Finance and accounting personnel have started preliminary work on the SSJID 2019 Audit.
- Mr. Lindley has stated that his #1 priority is to work with the board and staff to develop responses to potentially serious financial risks in the District's medium and long-term future. A contingency plan will be developed with consideration to future wholesale electricity prices, growing operating costs, and the effects of a recession on property tax revenue.

Frank Avila, Irrigation Operations Manager:

Mr. Avila addressed the Board and wished all a Happy New Year. On behalf of the SSJID Maintenance Team, he thanked the Directors for the contribution of holiday time off, allowing staff to spend the holidays with their families.

Water Department

- The elevation at Woodward is 193.45. Mr. Avila expressed confidence that this elevation should ensure enough water storage to reach March 1.
- The Pipe Crawling crews have completed repairs of the identified most critical locations. Future work includes repairs of non-critical locations, and checking all hardware inside and out of the control boxes.
- The Pipe Installation crew is making good progress on work conducted on the V-line at Melton Road. Difficulties encountered included the Division 9 pressurized line on one side, and a fiber cable on the other side.

Construction Department

- Shotcrete work on the T-ditch is expected to be completed by January 16, signifying SSJID crews completing 3,800 feet of shotcrete work. Following completion of this shotcrete work, crews will begin repairs on the Joint Supply Canal and Main Supply Canal in preparation for next water season.

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Shop Department

- The Shop crew remains busy with fleet maintenance and fabrication tasks. Mr. James Ferguson, SSJID Shop Supervisor, is experimenting with a new synthetic diesel oil that proposes to extend the length between oil changes. After the first oil change, Mr. Ferguson will have the oil analyzed at the lab, and be provided with a report explaining or giving instruction on how to proceed.

MDC/Telemetry Department

- The Box crew, and the Control Room operators, completed work on the head walls and installed the Lopac gate on the U-ditch; built two (2) float valve control boxes on the OA-line; and, finished prep and cement work on Drop #13. Currently, they are working to complete Drop #13 by installing the trash rack cleaners and the Rubicon gates. Mr. Avila stated that this will be an impressive automation site when completed before this water season.
- A vandalism incident occurred at Well #100, when thieves attempted to steal the copper wiring by cutting the wires on both power poles. Crews will be making repairs to the electric connection, and the Shop Department has secured and repaired the damage to the cages. The incident was reported to the Sheriff's Department, who have said they will try to drive by the location when possible. In addition, the adjacent neighbors have been made aware of the vandalism and have offered to watch for any unusual and/or extra traffic in the region.

Forrest Killingsworth, Engineering Department Manager:

Beardsley Afterbay Project

- A seepage test (by observation only) was conducted on January 7. The water level was brought up to its normal operational crest elevation (EL 3,135') to inspect for water seepage between the end walls and the sheet pile cutoff walls. No seepage was observed or heard.
- Audible evidence of additional seepage was heard at the south abutment at, and immediately downstream of, the cutoff wall and end wall junction. The project team's interpretation of the sound is that the water is flowing through the deteriorated decking, traveling through the inside of the dam, and ultimately through the end wall where hydraulic fill material has been eroded (as was seen in the 2019 crib investigation). Solutions will be identified during the development of the Phase 2 Work Plan.
- A proposal from Condor Earth to develop the Phase 2 Work Plan will be presented to the Tri-Dam Board at the meeting on January 16.

Canyon Tunnel

- The 30% design project is winding down and all field work is complete. The consultant team is currently developing a preliminary cost estimate for construction and will be finalizing their recommendations in March 2020.
- A presentation of the 30% design effort, along with a proposal from Condor Earth to proceed with the 60% design, is tentatively scheduled for the April 14, 2020 SSJID Board Meeting.

Joint Supply Canal (JSC) Rock Slope Maintenance Project

- The JSC Rock Slope Maintenance Project is substantially complete. A final walk through is being conducted on the day of this Board meeting. The contractor (Drill Tech Drilling and Shoring) is currently cleaning up and demobilizing from the site.
- SSJID crews will move in to start their winter maintenance by the week ending January 17.

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- The contractor was able to address several areas not previously anticipated for this year's work and remain within budget. The extra work involved:
 - Additional scaling at areas above the requested 50' from canal invert. Contractor reached elevations 60-70' above invert.
 - Installation of 50 additional 8' rock bolts (100 total, 50 originally estimated).
 - Installation of 13 additional 14'-16' rock bolt anchors (not originally estimated).
 - Installation of a wire mesh in an unstable area, covering approximately 3,900 SF of the rock slope.
- Mr. Killingsworth commended Drill Tech Drilling and Shoring on their skill and professionalism, and on exceeding the Project Management Team's expectations.
- Mr. Killingsworth invited the Board to a JSC Rock Slope Maintenance Project walk-through, tentatively scheduled for February 25, which would immediately follow the SSJID regular Board meeting. Ms. Barney will contact the Board and assist in coordination of this event.

Al-Huda Project

- Nur Al Huda is tentatively scheduled to begin construction on January 20, subject to the contractor's submittal of a realistic construction schedule and approval by District staff. Staff is requiring construction to be complete by February 15.

Valencia Apartments Project

- The project is on schedule with no issues or incidents to report.

Water Master Plan (WMP)

- The project team is finalizing the water supply and demand baseline analysis.
- Staff is conducting an infrastructure analysis to develop the foundations of three (3) primary alternatives (Baseline, Targeted Modernization, and Pressurization).
- Staff is preparing to reconvene the Board WMP Committee and then the Grower Advisory Committee in February or March 2020

Time Study Analysis

- The Engineering Department has deployed a Time Study Analysis, effective January 1, 2020.
- The time study is being conducted for two primary purposes:
 1. Fully capture all time spent on reimbursable projects such as developments.
 2. Identify the allocation of staff resources towards specific categories of work in an effort to evaluate work load, and support staffing recommendations in the future.
- The time study will last at least 1 year with the probability of becoming a standard practice in the Engineering Department, and possibly other departments as well.

Brandon Nakagawa, Water Resources Coordinator:

Sustainable Groundwater Management Act (SGMA)

- All sixteen (16) Groundwater Sustainability Agencies (GSAs) have voted to adopt the GSP with the next task of funding implementation.
- Fourteen (14) of the sixteen (16) GSAs voted to adopt a six (6) month ESJGWA budget (through June 2020) with the commitment to develop a longer-term and more equitable cost share split.

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- The Central Delta Water Agency and the South Delta Water Agency cited their disagreement with the cost-share allocation and voted “NO” to preserve the right to not pay the amount allocated to their member agencies.
- The GSP has been successfully developed and will be submitted to DWR. The biggest challenge facing the ESJGWA are the budget and cost-share allocation.
- Currently, the cost-share amount allocated to each GSA is factored by available data (i.e. population, groundwater pumping) or certain cost items split evenly among GSAs.

Director Holmes added that the ESJGWA Ad Hoc Committee has been working on the budget since June 2019, and that there are many unknowns in determining the projected budget. He commented that though most of the member agencies do not want to pay, all GSAs in the Eastern San Joaquin Groundwater Subbasin need to comply. Director Holmes added that ESJGWA budget figures were developed for the basic implementation of the GSP, not implementation projects. Each GSA is responsible for their projects necessary for implementation of a successful GSP and to reach sustainability by 2040.

Potential San Joaquin County-wide Sales Tax Measure for Water and Flood Projects:

- Mr. Nakagawa reported on the discussion, initiated by AWC Commissioner Winn at the AWC meeting on December 18, regarding the proposed county-wide ½ cent sales tax (\$.005) measure. The AWC supports further exploration of the benefits of the proposed tax. Other agencies in support of the proposed tax include the ESJGWA and San Joaquin Area Flood Control Agency (SJAFCA).
- The proposed sales tax would be paid by County residents and also by those traveling through San Joaquin County.
- The proposed sales tax could produce revenue of up-to \$4 billion over 30-years.
- The proposed sales tax revenue could help to fund SGMA related, sewer, or flood control projects.

Director Holbrook added that the proposed sales tax would increase the total sales tax to near the maximum rate allowable by cities under State law. Should the County not impose this tax specifically for SGMA and other water-related projects, another group would likely come in and propose a similar sales tax measure for other purposes.

Peter Rietkerk, General Manager:

- Reservoir Storage
 - New Melones storage is currently at **1,985,220 AF**, or **83-percent** of capacity. Top of Conservation Storage limit is 1,970,000 acre-feet. The top of conservation limit starts increasing on April first, ramping to 2,420,000 acre-feet by June 1 – September 15, then ramping down to winter levels by November 1st.
- Stanislaus River flows are approximately 800 cfs.
- Water Supply Indicators, January 13, 2020
 - Precipitation:
 - Sacramento 8-Station Index is currently at 13.6 inches or 61-percent of average to-date

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- San Joaquin 5-Station Index is currently at 9.9 inches or 61-percent of average to-date
- Snow:
 - January 13, 2020 snow sensors reported 10.5 inches of snow water content or 75-percent of normal to-date in Central Sierras
 - January 1, 2020 DWR Surveys report 103% of normal for San Joaquin River Basin snowpack.
- DWR Bulletin Water Supply Index Forecast (January 1, 2020)
 - San Joaquin River 60-20-20 Index is currently projected at 2.7 (Below Normal) with a 75-percent exceedance probability.
- Stanislaus River Unimpaired Flow Projections:
 - DWR January 1, 2020:
 - 90% exceedance: 620,000 acre-feet
 - 10% exceedance: 1,740,000 acre-feet
 - 50% exceedance: 1,040,000 acre-feet
 - California Nevada River Forecast Center Forecast (NOAA) January 13, 2020:
 - 90% exceedance: 505,000 acre-feet
 - 10% exceedance: 1,590,000 acre-feet
 - 50% exceedance: 923,000 acre-feet

NEWS
Water

- Governor Newsom released his draft Water Resilience Portfolio on January 3, 2020, outlining the Governor’s priorities for California Water. The draft portfolio outlines over 100 recommendations statewide in four categories:
 - **Maintain and diversify water supplies:** State government will continue to help regions reduce reliance on any one water source and diversify supplies to enable flexibility amidst changing conditions. Diversification will look different in each region based on available water resources, but the combined effect will strengthen resilience and reduce pressure on river systems.
 - **Protect and enhance natural ecosystems:** State leadership is essential to restore the environmental health of key river systems to sustain fish and wildlife. This requires effective standard-setting, continued investments, and more adaptive, holistic environmental management.
 - **Build connections:** State actions and investment will improve physical infrastructure to store, move, and share water more flexibly and integrate water management through shared use of science, data, and technology.
 - **Be prepared:** Each region must prepare for new threats, including more extreme droughts and floods and hotter temperatures due to climate change and investments in planning and guidance will help California to weather these changes.

Energy

- District staff recently spoke with City and County of San Francisco staff regarding SB 804, a bill introduced by Senator Wiener (Dist. 11, SF) that would allow publicly owned utilities to issue rate reduction bonds for electric utility projects and operations.

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- Modesto Irrigation District lost a case brought against it by local electric customers who sued arguing that MID unfairly charged electric customers amounts that subsidize irrigation customers.

UPDATES

General

- Mr. Rietkerk announced that he will be working to refine priorities related to implementation of the Strategic Plan, as well as other important efforts. Six initial priorities for 2020 include the Water Master Plan and Stanislaus River Basin Plan, updating the district employment policies, developing a board policy manual, reviewing and approving new job classifications, making progress on authorized annexations, and continuing the district's efforts to measure and grow employee engagement.

Public Relations

- In December, staff participated in community events including all three Christmas parades for the Cities of Manteca, Ripon, and Escalon. SSJID hosted a booth at the Ripon and Escalon parades and solicited signatures from community members for the Christmas card to Governor Newsom, urging his support of public power options like SSJID's Retail Electric Project. Mayor Benjamin Cantu of Manteca, Mayor Robert Swift of Escalon, and Mayor Jake Parks of Ripon, along with SSJID President Dave Kamper, and Mr. Rietkerk presented the card to Governor's staff on December 19, 2019. Mr. Rietkerk gave special thanks to Ms. Danielle Barney, SSJID Executive Assistant/Clerk of the Board; Ms. Dawn Driesen, SSJID Administrative Secretary; Ms. Julie Vrieling, SSJID Office Assistant; Ms. Brown; and, Mr. Lindley for their assistance in staffing the holiday booths.
- Mr. Rietkerk distributed, to the Board for viewing, a publication of the Manteca Bulletin, dated December 21, 2019, which covered the oversized SSJID holiday gift card being presented to Governor Newsom by the Mayors of Manteca, Escalon and Ripon; Director Kamper and Mr. Rietkerk.
- SSJID used social media to post and communicate its participation in the holiday festivities, including the charitable giving by SSJID employees through the Ray of Hope and Toys for Tots foundations in December. Additional time has been spent during December and January to further enhance the District's social media strategy, and has included District staff and consultants to prepare posts and messaging for the following month.
- Work is continuing on SSJID's new retail electric website, "Powered by Purpose."
- Mr. Rietkerk announced the Manteca/Lathrop Boys & Girls Club 39th Annual Crab Feed on Saturday, January 18. He instructed the Board to see Ms. Barney if interested in attending. Tickets are readily available.
- Mr. Rietkerk announced the San Joaquin Farm Bureau's 29th Annual Wine Tasting event on March 19. He instructed the Board to inform Ms. Barney if interested in attending.
- Mr. Rietkerk distributed, to the Board for viewing, a publication of the Manteca High School Men's and Women's Basketball Program Media Guide for 2019-2020. SSJID is a continued sponsor of the athletic program. Included in the program is SSJID's sponsorship ad.

Water Transfers

- SSJID has received a request from South Delta Water Agency for a small, temporary water transfer consistent with prior historical transfers. The District will further consider the request as hydrology shapes up for the year and bring something to the board at the appropriate time.

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It was announced that Closed Session Items 2.a. and 2.b. would be discussed. The Board took a break at 10:35 a.m. and convened to closed session at 10:45 a.m.

CLOSED SESSION

Item #2 – Closed Session

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

- b. Conference with Legal Counsel – Anticipated Litigation
Significant exposure to litigation pursuant to paragraph (2) of Subdivision (d) of Section 54956.9
 - 2 cases

Disclosure of reportable actions taken in Closed Session, pursuant to Government Code Section 54957.1: There were no reportable actions taken in closed-session.

The Board reconvened to open session at 11:00 a.m.

ACTION CALENDAR

Item #3 – Consider Time Extension Request for Construction Completion Deadline of Lateral Qk-Qn Project from Delicato / San Bernabe Vineyards

Ms. Brown addressed the Board regarding the named agenda item and identified the attachments included in the agenda package: Staff report; the current Amendment No. 2 to Developers Agreement between SSJID and Delicato Vineyards / San Bernabe Vineyards; Manteca daily precipitation reports for November and December 2019; the District letter to Delicato dated December 20, 2019; and, Delicato’s “Extension Request – Amendment No. 2 to Developer’s Agreement with SSJID Construction Completion Deadline” letter dated December 31, 2019.

Mr. John Yarborough, Delicato Vice President of Winery Operations, addressed the Board with a history of the project, and explanation of communications with the contractor, G&L Brock Construction, and Mr. Killingsworth. Mr. Yarborough further explained his commitment to the project, and the unforeseen significant rain events causing a loss of thirteen (13) days of construction. He stated the contractor was not reminded of the urgency to complete the project by the December 31 deadline until the District reminded Delicato of the project deadlines and liquidated damages in a communication on December 20, 2019. He identified progress made to date and requested a thirty (30) day extension to the current Developer’s Agreement.

The Board discussed the initial Developer’s Agreement executed April 24, 2017, which was for the completion of a 45-day project; the project location is atop of sandy soil which is not really affected by rain to the point it would meaningfully delay construction; and, SSJID’s willingness to work with Delicato per Amendment No. One to the Agreement, dated July 11, 2017. In addition, the Board

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noted that the District did not want to face issues in the future by declining to enforce the terms of the present Agreement.

The findings of the SSJID Board of Directors determine that the incapability of Delicato Vineyards / San Bernabe Vineyards to complete the project named in the Developers Agreement, dated April 24, 2017, was not due to circumstances beyond the owner's control (inclement weather or natural disaster), as identified in Section 9.

A motion was made by Director Holbrook to deny Delicato's request for a thirty (30) day extension; deny the conditional reimbursement of the Owner's cost to replace the District's pipeline of Lateral Qn due to failure to complete construction by December 31, 2019; and, apply liquidated damages, in the amount of \$1,000 per day for each day the project remains unfinished after December 31, 2019. The motion was not seconded. The motion did not carry.

MOTION: A motion was made by Director Holmes and seconded by Director Weststeyn to approve the terms of the District's decision regarding Delicato's time extension request for the construction completion deadline of Lateral Qk-Qn, as listed below:

1. The request for a thirty (30) day extension is denied.
2. The conditional reimbursement, of the Owner's cost to replace District's Lateral Qn per completing construction by December 31, 2019 at a rate of \$30 per for the 1,550 linear feet of Lateral Qn, has been revoked by the District for the Owner's failure to complete the project by the deadline.
3. Liquidated damages in the amount of \$1,000 per day for each day the project has remained unfinished after December 31, 2019, will be waived, provided construction of the project is completed by January 17, 2020 at 5:00 p.m.
4. Failure to complete the project by the extended completion deadline of January 17, 2020, will reinstate the obligation to pay liquidated damages in the amount of \$1,000 per day for each day after January 17 that the project remains unfinished.

The motion passed 5 to 0 by the following vote:

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

Item #4 – Consider Acceptance of Quotes and Approval of Purchase of New Vehicles for SSJID Fleet

Mr. Ferguson addressed the Board regarding approval to purchase new 2020 vehicles for the District's fleet. Mr. Ferguson provided a detailed description of the vehicle specification(s) and winning quote(s) for:

- Three (3) 2020 Toyota Tacoma SR 4x4 Access Cab Pickups from Modesto Toyota for \$34,029.56 ea.

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- Two (2) 2020 Ford F150 Super Crew 4x4 Diesel Pickups from Tom Hillier Ford for \$39,445.25 ea.
- Two (2) 2020 Ford F550 Chassis/Cab Crew Cab 4x2 from Haidlen Ford for \$46,591.97 ea.
- Two (2) Scelzi SFB 8 x 10 Flat Bed Bodies for the F550 Chassis/Cab for \$8,291.17 ea.
- Two (2) 2020 International 7500 10-wheel Dump Trucks from Interstate Truck for \$126,690.29 ea.
- One (1) 2020 International HV507 Chassis with Elliott 1870F 18 Ton Crane from American Truck & Trailer Body Co., Inc. for \$306,827.82.

Mr. Ferguson updated the Board of the need for a new transport truck for the District fleet, as the current truck is twenty (20) years old. A new transport truck will cost approximately \$120,000 with a delivery time of two (2) months. Mr. Ferguson is requesting to remove the request for one (1) dump truck and replace it with approval to request bids for a new transport truck.

MOTION: A motion was made by Director Holbrook and seconded by Director Holmes to accept the quotes and approve the purchases of:

- Three (3) 2020 Toyota Tacoma SR 4x4 Access Cab Pickups from Modesto Toyota for \$34,029.56 ea.
- Two (2) 2020 Ford F150 Super Crew 4x4 Diesel Pickups from Tom Hillier Ford for \$39,445.25 ea.
- Two (2) 2020 Ford F550 Chassis/Cab Crew Cab 4x2 from Haidlen Ford for \$46,591.97 ea.
- Two (2) Scelzi SFB 8 x 10 Flat Bed Bodies for the F550 Chassis/Cab for \$8,291.17 ea.
- One (1) 2020 International 7500 10-wheel Dump Truck from Interstate Truck for \$126,690.29.
- One (1) 2020 International HV507 Chassis with Elliott 1870F 18 Ton Crane from American Truck & Trailer Body Co., Inc. for \$306,827.82.

Furthermore, the Board approves staff to request quotes for the purchase of one (1) new transport truck for the District fleet.

The motion passed 5 to 0 by the following vote:

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

Item #5 – Discuss and Consider Approval of California Department of Transportation (Caltrans) Positive Location Agreement (as modified by SSJID)

Ms. Brown addressed the Board regarding a request from the California Department of Transportation (Caltrans) for the District to enter into a “one time only” Agreement of positive location of SSJID’s underground utilities. The Agreement form contains language, allowing Caltrans to “order” SSJID to undertake certain activities on Caltrans behalf, if Caltrans chooses not to do the work itself. Ms. Brown explained that the District did not have the appropriate equipment nor adequate staff to perform the work requested by Caltrans.

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The SSJID Board had previously approved the Agreement, as amended by the District, stating SSJID did not possess the appropriate equipment nor staff/resources to perform the work stipulated in the Agreement making the provision a physical (and therefore legal) impossibility. Staff is recommending that since SSJID cannot contractually obligate itself to undertake actions that are impossible, the Agreement, as amended, should be executed by SSJID and sent to Caltrans.

MOTION: A motion was made by Director Roos and seconded by Director Weststeyn to authorize staff to execute the Caltrans Agreement, as amended by SSJID, and send to the California Department of Transportation.

The motion passed 5 to 0 by the following vote:

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

Item #6 – Financial Statements for November 2019

Mr. Lindley had no planned report to the Board but was available for questions. The Financial Statements for November 2019 were included in the agenda packet, Item #6.

Item #7 – Investment Report for November 2019

Mr. Lindley had no planned report to the Board but was available for questions. The Investment Report for November 2019 was included in the agenda packet, Item #7.

It was announced that all items in closed session would be discussed. The Board took a break at 12:10 p.m. and convened to closed session at 12:40 p.m.

Item #8 – Closed Session

8. a. Conference with Legal Counsel – Anticipated Litigation
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9
- 2 cases
- b. Conference with Legal Counsel – Anticipated Litigation
Significant exposure to litigation pursuant to paragraph (2) of Subdivision (d) of Section 54956.9
- 2 cases
- c. Conference with Legal Counsel – Existing Litigation
Paragraph (1) of subdivision (d) of Government Code Section 54956.9
- 5 cases

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*SAN JOAQUIN TRIBUTARIES AUTHORITY, et al., vs. CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD*
County of Tuolumne Superior Court
Case No. CV62094

SSJID vs. PG&E
Appeal from Judgment of Dismissal Pending:
In the Court of Appeal for the State of California, Third Appellate District
Case No. C086319
Superior Court for San Joaquin County
Case No. STK-CV-UED-2016-0006638

PG&E vs. San Joaquin LAFCo; SSJID, Real Party in Interest
In the Court of Appeal for the State of California, Third Appellate District
Case No. C086008
Superior Court for San Joaquin County
Case No. STK-CV-UJR-2015-0001266

SSJID vs. Lakeview Ranch Partners
Superior Court for Stanislaus County
Case No. 202844

Modrell and Larson vs. Oakdale Mutual Water Company et al
Superior Court for San Mateo County
Case No. 19-CV-07604

- d. Labor Negotiations
California Government Code Section 54957.6
Agency Negotiator: General Manager
Employee Organization: IBEW Local 1245
- e. Public Employment
Government Code Section 54957
Title: General Counsel
- f. Public Employment
Government Code Section 54957(b)(1)
Title: General Manager

The Board reconvened to open session at 3:25 p.m.

Disclosure of reportable actions taken in Closed Session, pursuant to Government Code Section 54957.1: There were no reportable actions taken in closed-session.

**MINUTES FOR THE JANUARY 14, 2020
REGULAR MEETING OF THE SSJID BOARD OF DIRECTORS**

Item #9 – ADJOURNMENT

MOTION: A motion was made by Director Roos and seconded by Director Weststeyn to adjourn the meeting at 3:30 p.m.

ATTEST:

Danielle Barney, Clerk of the Board