

Manteca, California
May 13, 2014

The Board of Directors of the South San Joaquin Irrigation District met in regular session in their chambers at the hour of 9:03 a.m. President Roos called the meeting to order and led the flag salute. Upon roll call the following members were noted present:

DIRECTORS: HOLBROOK HOLMES KAMPER KUIL ROOS
ABSENT: NONE

Also present were General Manager Jeff Shields, General Counsel Steve Emrick, Engineering Department Manager Sam Bologna, and Executive Secretary Betty Garcia.

Public Comment

Mr. Marty Harris addressed the Board stating that he is representing a newly formed organization known as Neighbors United. He said the organization consists of various residents of San Joaquin County with a focus on fair and sensible growth. Mr. Harris said the group is concerned that the Manteca City Council is considering adding reverse osmosis ultra filtration to its sewer waste treatment system. The group hopes that a fair and reasonable solution can be attained to the placement of wastewater discharges allowing for the protection and sustainability of the eco system that supports our community.

The Board was asked to consider the following Consent Calendar Items.

CONSENT CALENDAR

- A. Approval of Warrants in the amount of \$248,428.84; A/P Wires in the amount of \$270,775.87; payroll dated May 2 in the amount of \$188,159.40.
- B. Approval of the regular Board Meeting Minutes of April 22, 2014.
- C. Approval of consent to SSJID's entry of property to read and owner's agreement to maintain flow meter, Bruce & Joyce Persenaire, APN 227-020-26.
- D. Approval of consent to SSJID's entry of property to read and owner's agreement to maintain flow meter, Ballatore Family Trust, APN 245-120-43.
- E. Approval of consent to SSJID's entry of property to read and owner's agreement to maintain flow meter, JR Properties Inc., APN 177-470-15 & APN 204-020-07.
- F. Approval of Irrigation Service Abandonment agreement for Andrew & Marie Andersen, APN 229-260-04.
- G. Approval of Irrigation Service Abandonment agreement for Frank & Carmela Scarlata, APN 249-080-20.

H. Approval of Irrigation Service Abandonment agreement for Surit Khinda, APN 226-130-14.

Director Roos noted on page 2 of the minutes that Director Kamper's name was spelled incorrectly.

A motion was made by Director Holbrook and seconded by Director Kuil to remove items F, G, & H from the consent calendar for discussion. 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 Holbrook and seconded by Director Holmes to accept the Consent Calendar items (excluding item F, G, & H) and passed 5 to 0 by the following roll call vote:

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

ACTION CALENDAR

Item #5 – Consider changes to the Irrigation Service Amendment policy related to Tier 2 status

Mr. Bologna said that growers who abandoned service prior to November 2008 were able to later rescind their abandonment and resume full access to irrigation water. Since November 2008, those who have abandoned service could return to the irrigation roll only as a Tier 2 customer which entails possible curtailments of water supply during a drought. The intent of the change was to recognize and distinguish who had a full history of paying water charges from those who did not and to help establish a way to manage water allotments during drought conditions. He offered four options, for how Tier 2 customers might eventually become Tier 1 customers, for the board to choose from or they could modify as they deem necessary.

Director Kuil was in favor of Option 1 which assumes that all Tier 2 customers would achieve an equal status by the year 2019. Director Holbrook preferred Option 2 which will allow Tier 2 customers to achieve Tier 1 status after waiting for a period that is equal to the amount of time they have been signed off. He was in favor of a 5 year cap for the waiting period.

Director Kamper said it is best to keep the Tier 2 status and not to eliminate it now that we are experiencing a dry year.

Mr. Dave Phippen said he is glad the District is addressing this issue and asked that the Board to find a path to get customers in a Tier 2 status back to a Tier 1 status. Mr. Marty Harris supports Mr. Phippen and believes the Tier 2 status should be eliminated. Director Holbrook said in a

drought, the State can mandate the District to supply water to the cities first, for public health and safety. Irrigation and farmers will be second to receive water and those customers in a Tier 1 status will receive water before the Tier 2 customers.

A motion was made by Director Holmes and seconded by Director Kuil to direct the general manager to draft a policy for Board approval which includes the following provisions:

- a) Eliminate Tier 2 status except for annexations
- b) Customers who want to sign back on will be required to pay the annual irrigation charges for the years they were signed off up to a maximum of 5 years back charges, less any recharge fees they paid for the years they were signed off.
- c) Review any Proposition 26 or 218 issues.
- d) Properly notice on agenda.

Motion passed 4 to 1 as follows:

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

Consent Calendar items #F, G & H

- F. Approval of Irrigation Service Abandonment agreement for Andrew & Marie Andersen, APN 229-260-04.
- G. Approval of Irrigation Service Abandonment agreement for Frank & Carmela Scarlata, APN 249-080-20.
- H. Approval of Irrigation Service Abandonment agreement for Surit Khinda, APN 226-130-14.

Mr. Bologna stated that when customers choose to abandon their water service, the District must insure their access to water is severed. Some parcels are surrounded by parcels that irrigate and those signed off could have access to their water. Director Holbrook agreed and he also suggested that staff advise customers who are signing off.

A motion was made by Director Holbrook and seconded by Director Kuil to delay action of these items until the Board completes changes to the Tier 2 customer status policy. The motion passed 3 to 2 as follows:

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

Item #1 – Consider 2014 Water Supply Forecast, Irrigation Schedule, and Woodward elevation

Mr. Shields distributed updated information on the projected water budget for 2014. He has a conference call with San Joaquin Tributaries who are working on the SWRCB's proposed curtailment of pre-1914 water rights. He stated the District is currently using a 12 day irrigation

rotation. The water level at Woodward reservoir is currently at 204 and the current plan is to lower it to 194 after July 7. The District would need to have enough water in storage to operate the water treatment plant. There was no action taken on this item.

Item #2 – Consider approval to purchase a vibration tester

Mr. Erisman stated the water treatment plant has experienced several pump related failures. He would like to purchase a vibration tester which will enable them to benchmark the status of newly rebuilt pumps and motors and identify any potential issues prior to taking the pumps out of service.

A motion was made by Director Holbrook and seconded by Director Holmes to purchase the vibration tester from Amazon in the amount of \$7,042.93 plus tax. Motion passed 5 to 0 as follows:

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

Item 3 – Consider approval to replace the DAF covers

Mr. Erisman stated the mechanical covers over the DAF basins are nine years old. He indicated the covers are showing serious signs of wear from being exposed to the elements and it would be best to replace them.

A motion was made by Director Holbrook and seconded by Director Kamper to purchase the covers from AquaTech Pool Systems in the amount of \$8,631.20. Motion passed 5 to 0 as follows:

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

Item # 4 – Consider approval of quotes to prep, install and coat the walkways of the chemical building

Mr. Erisman said the walkways in the chemical building have been exposed to a variety of minor chemical spills and leaks. It would be best to have the concrete walkways coated with a non-skid chemical resistant coating to protect the surface from continued exposure.

A motion was made by Director Kamper and seconded by Director Kuil to accept the quote from West Coast Industrial Flooring to perform the work in the amount of \$12,793. Motion passed 5 to 0 as follows:

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

Item 5 – Consider approval of Blankinship & Associates, Inc. agreement to implement and schedule the magnacide applications

Mr. Shields said the District must stay in compliance with its NPDES Permit and that the agreement with Blankinship is for time and materials, the billing rates are reasonable, and the agreement may be canceled with a 30 day notice. He explained that Blankinship will train District staff to perform this function. Director Holbrook stated this is only one task and is costing the District \$37,000. He asked Mr. Shields what his plans are to replace Jim Atherstone. Mr. Shields said that he had considered deferring a hiring until after the end of this year, but is now thinking about do it sooner. Bere Lindley has prepared a spreadsheet with the tasks performed by Mr. Atherstone and has assigned those tasks to staff. He said further review of the tasks will be considered.

A motion was made by Director Kuil and seconded by Director Kamper to ratify the General Manager’s prior emergency approval of the agreement with Blankinship & Associates to implement and schedule the magnacide applications, not to exceed an amount of \$36,700. Motion passed 5 to 0 as follows:

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

Item #7 – Discuss District policy regarding unauthorized use of District water

Mr. Shields said as wells start to dry up the District is going to find more people taking water without permission. He said the District does not have a policy but directed the board to review the policy that Oakdale Irrigation District adopted in regards to penalties for water theft offenses.

The board gave direction to staff to bring back a policy in regards to customers using water without permission. They suggested the first offense be a fine of \$1500 and \$2500 and loss of irrigation privileges for a second offense.

Item 8 – Consider County’s draft statement on Proposed Groundwater Management Reform

Mr. Shields said that San Joaquin County drafted a position paper for Groundwater Management Reform. The draft is supported by the Eastern San Joaquin County Groundwater Basin Authority (GBA) who has successfully implemented groundwater management projects and measures with substantial benefit to the basin.

A motion was made by Director Holbrook and seconded by Director Kamper to authorize the General Manager to sign the proposed position paper, with minor changes in language that are acceptable to the General Manager. Motion passed 5 to 0 as follows:

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

Item #9 – Directors Report from ACWA Conference

Director Holbrook reported that the main topics at the conference were in regards to groundwater and well water. Bond issue discussions and legislative proposals are to ensure that monies will go to levee reconstruction. He said that Bere Lindley did a good job on his speech regarding surviving the drought. He also attended a session regarding a company's plan of action in case of emergency or natural disaster.

Director Kamper attended sessions on the Brown Act and Public Records Act and the importance of staying transparent.

Item #10 – Communications

Ed Erisman, Water Treatment Plant

- New upper intake screens should arrive next week.
- Annual cathodic protection testing has been completed and more problems have been revealed; JDH is coming to work with staff to locate the problem and attempt to repair.
- Safety committee has been formed to include all managerial, office, and operations & maintenance staff.
- Maximum plant production test has been scheduled with three cities during the Memorial Day weekend to determine the actual maximum capacity of the plant as opposed to the designed capacity.

Troylene Vallow, Communications

- Calendars have been placed on the board members iPads.
- SSJID will sponsor the Not Forgotten event which recognizes veterans on May 26.
- GECAC will host a rodeo on June 7 – 8 at the DellOsso farms.
- Manteca Chamber will hold their annual dinner on Friday, June 13.
- Rex Osborn has been working with SSJID to help implement a performance review program, develop core values, and attends some Chamber events.

Sam Bologna, Engineering Department Manager

- He is working with the City of Manteca on their storm drainage agreement
- GBA will draft a letter for the District to send out grower surveys

Jeff Shields, General Manager

- Tri-Dam and US Forest Service are hosting a dedication ceremony at the new Black Oak Campground at Beardsley Lake Recreational facilities on Saturday, May 17 at 1:00 p.m.
- Manteca Bulletin covered the drought situation and correctly cited concerns about the SWRCB curtailing pre-1914 water rights while not enforcing certain post-1914 and illegal diversions. Executive Director of SWRCB responded with a letter that recognizes SSJID's Senior Water Rights and commits the SWRCB to protect those rights. There continues to be an expectation that post-1914 diversions will be curtailed and riparian rights will be curtailed as soon as the "natural flows" in the various rivers are gone and all that remains are flows from storage.
- Boys & Girls Club recognized John Holbrook last Saturday at the Manteca Hall of Fame dinner for his years of public service at the City of Stockton, Manteca School District, and SSJID.

Structure permit approved:

- BS Land Company, APN 226-120-15, Lateral “Xb”
- Robert Holmes, APN 229-020-10, Lateral “B”
- Mohammad Khan, APN 197-120-02, Lateral “R 680 dd”

Structure Abandonments approved:

- JM2, LLC, APN 226-100-06, Lateral “We”

Item #11 – Closed Session. It was announced that items 11a, b, & c would be discussed in closed session.

- a. Conference with Legal Counsel – Anticipated Litigation
Initiation of litigation pursuant to subdivision of
Government Code Section 54956.9
- 2 cases
- b. Conference with Real Property Negotiators, Pursuant to Section 54956.8
Property: APN 064-029-062 and 064-029-063
Agency Negotiators: Jeff Shields, General Manager
Negotiating Parties: Tri-Dam Project and Merle Holman
Under Negotiation: Price and Terms of Payment
- c. Conference with Legal Counsel – Anticipated Litigation
Significant exposure to litigation pursuant to subdivision (b) of
Government Code Section 54956.9
- 1 case

Upon their return from closed session, it was reported that no reportable action was taken.

ITEM #12 – ADJOURNMENT

There being no further business to come before the Board, it was moved by Director Kamper and seconded by Director Holbrook to adjourn the meeting at 1:32 p.m. Motion passed as follows:

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

ATTEST: _____
Betty Garcia, Executive Secretary