

**MINUTES FOR THE MAY 14, 2019
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. President Kamper called the meeting to order and led the flag salute. Upon roll-call the following members were noted present:

DIRECTORS: HOLBROOK HOLMES KAMPER ROOS
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

IN MEMORIUM: APPROVAL OF RESOLUTION 19-08-H COMMEMORATING DIRECTOR DALE KUIL

The South San Joaquin Irrigation District and its Board of Directors sought to honor and memorialize long-serving Board Member and past President, Dale Kuil, with the approval and adoption of Resolution #19-08-H “Recognizing the Service and Honoring the Memory of Dale Kuil.” President Kamper read the resolution aloud, followed by a moment of silence and a reading of scripture. Director Roos led the group in prayer for the healing and peace of Director Kuil’s loved ones during this difficult time.

MOTION: A motion was made by Director Roos and seconded by Director Holbrook to approve and adopt Resolution 19-08-H commemorating Director Dale Kuil.

The motion passed 4 to 0 by the following vote:

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

Public Comment - None

CONSENT CALENDAR

- A. Approval of Warrants in the amount of \$363,975.62; Accounts Payable Wires in the amount of \$614,243.00; and payroll dated April 26, 2019 and May 10, 2019 in the amount of \$467,308.08.
- B. Approval of the regular Board Meeting Minutes of April 23, 2019.
- C. Approval of special Board Meeting Minutes of May 2, 2019
- D. Consider Conditional Approval of Master Encroachment Agreement with City of Ripon

Mr. Forrest Killingsworth, SSJID Engineering Department Manager, addressed the Board for consideration to approve the Master Encroachment Agreement with the City of Ripon. Director Holbrook inquired about the content of the requested changes in the agreement, a copy of which

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was included in the agenda packet as a red-line draft. Mr. Killingsworth stated the changes are acceptable. Ms. Mia Brown, SSJID General Counsel, added that details were discussed with City of Ripon representatives, via phone-conference. Ms. Brown concurred the changes are acceptable.

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

The motion passed 4 to 0 by the following vote:

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

COMMUNICATIONS

Director Holmes reported that he attended the Eastern San Joaquin Groundwater Authority Advisory Committee (ESJGA AC), and the Eastern San Joaquin Groundwater Authority (GWA) Board meetings on May 8, 2019. He stated the GWA is making good progress on the development of the Groundwater Sustainability Plan (GSP).

Director Roos reported that he attended the Commission Meeting of the San Joaquin Tributaries Authority (SJTA) on May 13, 2019. Director Roos stated there was discussion regarding a 30-day window to respond on existing SJTA issues with the California State Water Resources Control Board (SWRCB). Mr. Peter Rietkerk, SSJID General Manager, added that the discussion during open session involved SJTA seeking approval to amend the complaint against the SWRCB on their proposed recent definition of “wetlands” for inclusion in the forthcoming Water Quality Control Plan.

Director Holbrook reported that he attended the Association of California Water Agencies (ACWA) Conference on May 7 to May 10, 2019, in Monterey. Some conference topics of interest included:

1. Climate Change Resiliency – Capturing the Full Benefits of Atmospheric Rivers: Atmospheric rivers are capable of transporting 25x of the Mississippi River daily flows and can occur over a period lasting 4-5 days. Studies of these atmospheric rivers will benefit in projections to regulate dam releases.
2. Voluntary Agreements – A Way Out of the Delta Dilemma: The concept of voluntary agreements (VSAs) is being presented in response to the SWRCB’s proposed Bay Delta Plan Update. Director Holbrook commented on speaker Mr. E. Joaquin Esquivel, SWRCB Chair, and his support of their agency’s recent actions and request for percentages of unimpaired river flows.
3. Senate Bill (SB) 669 – Water Quality: Safe Drinking Water Trust: SB 669 is sponsored by ACWA and the California Municipal & Utilities Association and would help community water systems, in disadvantaged communities, provide safe drinking water. The bill would create the Safe Drinking Water Trust, funded with an infusion of the State

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General Fund and a better alternative funding mechanism than a statewide water tax. ACWA is requesting support to oppose Assembly Bill (AB) 217 – Safe Drinking Water Funding/Water Tax, by placing our name on their proclamation. Director Holbrook distributed a copy of the current list of agencies whose position of AB 217 is “oppose unless amended.”

Director Holbrook reported on a letter from San Joaquin Farm Bureau (SJFB) regarding a list of projects SJFB received for San Joaquin County Water Fix projects. SJFB is seeking suggestions for additional water fix projects to submit to the County (i.e. upgraded water facilities, water recycling, improvements, etc). Proposed projects can be submitted to: amber@sjfb.org. The deadline to submit proposed projects to SJFB is May 24, 2019.

Charles Galea, Water Treatment Plant (WTP) Chief Plant Operator:

- Working with Siemens to replace Variable Frequency Drives (VFD) at M2 Pump Station and (2) Membrane Trains at the WTP.
- Replacing two Sodium Hypochlorite Tanks at the WTP on June 4th and 5th. Cracks were discovered and the defective tanks will be replaced under warranty.
- Fuel polishing will occur at Tracy Booster Station, M2, and M3 pump stations as an alternative to replacing the fuel. The cost will be approximately \$1,000 and the “cleaned” fuel expectancy is up to 5 years. Mr. Galea recommends this as continuous routine occurrence. Director Holmes suggested a fuel policy to pull dormant fuel from the WTP and sell it back to the District Yard, thus allowing the funds and storage space to purchase new fuel.
- Recovery Cleans of membrane filters have started this month. Mr. Galea noted that the cleans are more effective if the filters are soaked prior-to. Chloride cleans require 24-hours; acid cleans require 28-hours.
- PG&E potential outages – In preparation for fire season and potential power outages, Mr. Galea has been working with the City of Manteca to mitigate outages at pump station sites. Approximately 8-10 outages are anticipated this fire season. Actions include:
 - a) Installing a 250 gallon propane tank at M1
 - b) Topping off diesel fuel at Tracy, M2, and M3 for generators, in the event of extended outages.

Bere Lindley, Assistant General Manager:

- Springbrook Accounting Software upgrade is going smoothly. There is a two week delay in the go-live date to accommodate the huge data upload to the new Springbrook system.
- 1955 Tri-Dam 7th Issue Bonds – The District has been contacted by an individual in possession of 20 - \$1,000 bonds that they would like to redeem. The bonds were issued in 1955, had an interest rate of 3.05%, maturing in 2004, and were called in June 1991. Payment goes to the “bearer” of the bonds, i.e. the person in possession of the bonds. Calculations will include the principle \$20,000 plus interest up to June 1991. On an interesting side note, the bonds were embossed with a “SSJID – Established May 24, 1909” stamp, which Mr. Lindley was able to locate. This embosser was used on the draft resolution to commemorate SSJID’s 110th Anniversary, which will be later discussed in Agenda Item #2 of this meeting.
- Mr. Lindley continues to work with attorneys and consultants on the term sheet for PG&E.

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- The audit is near completion. The final in-house draft was submitted to the auditors, suggested changes received from the auditors, and suggested revisions re-submitted to auditors on May 13th. Mr. Lindley is awaiting auditor comments.
- Mr. Lindley appeared at the California Public Utilities Commission (CPUC) Forum on April 26, 2019 to present a publicly-owned utility model of alternate forms of governance and corporate structure. Mr. Lindley expressed opinion on the receptiveness of the panelists, and that a longer allotted time to present would have been beneficial.

Diverse discussion amongst the Board and staff included the observations that publicly-owned utilities take regulatory control away from the CPUC, that CPUC Commissioners are appointed by politicians, and that publicly-owned utilities cannot make political contributions. Mr. Rietkerk added that Governor Gavin Newsom recently appointed Ms. Genevieve Shiroma to the CPUC, who has a background in public governance.

Public Relations Director Report:

- Mr. Rietkerk reported that Ms. Robin Giuntoli, Accounting and Customer Service Manager, is finalizing the results of the Vehicle Wrap Art Contest with participation offered to local schools for students grades 1 through 5. The art theme was “Everything Grows Where Water Flows” and winning artwork will be placed on the tailgates of SSJID trucks.

Frank Avila, Irrigation Operations Manager:

Water Department

- The first Magnacide application occurred on Monday April 29, 2019. All aspects of the application went well.
- The “Bring Your Child to Work Day” on Thursday, April 25 was a success. Mr. Avila commented that the children were having fun and enjoyed checking out the equipment. He added that although the weather was very hot that day, it was a very good experience and a fun few hours for the children. Mr. Avila thanked the team that ensured a safe environment for all.

Maintenance Department

- The department is busy with projects that come up last minute, making it possible to run water through our facilities.
- The work performed last winter on the JSC is holding, with no leaks reported at maximum flows as of last Friday, May 10. Mr. Avila added that Mr. Eric Thornburn, OID Water Operations Manager, called to commend SSJID crews on a job well done with the repairs.
- 400 ft. of 2-inch pipe was replaced between the ram pump and Mr. Mangente’s water tank.
- Scheduled maintenance is set for next week on the culverts along the MSC. This area has been monitored for the last few years with upkeep work to begin before issues occur.

Shop Department

- The welding and mechanical crews continue to stay on top of day-to-day needs for our water department and fleet, and repairs to gates and box tops.
- James Ferguson, Shop Supervisor, has been working with Keith Sausedo, Civil Engineer/Surveyor from the Engineering Department, to get the appropriate permits for the new locker room.

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- The Division Pickups are due this week from the dealer and are expected to be put into service by May 24. A goal has been set to put the retiring vehicles on the market by May 29.
- The John Deere grader is back from the dealer following repairs. The rear axle assembly was replaced due to debris entering the right rear hub.

MDC/Telemetry Department

- Lloyd Wayman was on vacation last week (May 6 to May 10). Mr. Avila commended Lloyd's team on an excellent job in moving forward with the scheduled assignments.
- Tony Encalade and Randall Harris responded to calls from the Essie-Green test program. The customers called because their AC units had stop working. They responded to each location within a few hours, resolved the problem within 35 minutes, and got the customer systems up and running again.

Director Holbrook interjected and said that a vendor at the ACWA conference commented on the professionalism and knowledge of SSJID crews.

Forrest Killingsworth, Engineering Department Manager:

Daniels Street Extension

- A preconstruction meeting between SSJID and the City's contractor is scheduled for today.

Canyon Tunnel

- SSJID staff met with Condor and personnel from their geophysical survey and drilling sub-consultants to establish a work plan and access.
- The geophysics work will begin on May 28 and will take two (2) days to complete.
- The drilling fieldwork will begin June 3 and will take 8 to 10 weeks to complete. This effort will include eight (8) boring locations.

SSJID Facilities Inspector

- Jerry Donahue, SSJID Facility Inspector, has verbally expressed his intent to retire in January of 2020. A succession plan for the position is being developed, and several in-house candidates are well qualified for this position. Ideally, adequate time will be provided such that the successor will be able to train with and shadow Mr. Donahue to learn the daily activities and responsibilities of the position. Standard hiring practices will be implemented to fill the position.

Peter Rietkerk, General Manager:

- Mr. Rietkerk reiterated on the SJFB's letter received regarding their call for projects. He introduced Mr. Brandon Nakagawa, SSJID's new Water Resources Coordinator, provided Mr. Nakagawa's background of over 18 years at San Joaquin County in water relations and experience with SGMA, and deferred the item topic to him. Mr. Nakagawa thanked Mr. Rietkerk and the Board for the opportunity at SSJID. He stated he had assisted in the development of the original project list for San Joaquin County Supervisor Chuck Winn. He commented that the list is old and this is a good opportunity for the District to add relevant and progressive projects.
- The GWA held a special meeting of the ESJGWA AC on April 24, 2019. Woodward & Curran, the groundwater sustainability plan consultants, continued their presentation of

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recommendations for measurable objectives and minimum thresholds for the six sustainability indicators. Continued discussion revolved around interconnected surface and groundwaters, groundwater dependent ecosystems, and recommendations for development of a proposed monitoring network. The GWA also held a meeting on May 8, 2019 to continue board discussion and approvals of minimum thresholds and measurable objectives. The ESJGWA AC also met and discussed the release of Bundle 1 of the GSP, as well as schedule, and other items that need to be addressed in the GSP. Mr. Nakagawa highlighted issues relevant to the ESJGWA AC including:

1. What do we want to see in the future of the JPA? Consideration should be given to planning and funding (i.e. raise money regionally)
 2. Release of Bundle 1 / Pending Release of Bundle 2
 3. Basic coordination of San Joaquin County. Mr. Nakagawa's new position with SSJID creates a vacancy of the SJC Water Resources Coordinator. The GWA point of contact with DWR must be designated to a specific named individual.
- Mr. Rietkerk attended various sessions at the ACWA conference, including two sessions regarding the Sustainable Groundwater Management Act. Another session included Voluntary Agreements and perspectives from State Water Board Chair Joaquin Esquivel, Secretary of Natural Resources Wade Crowfoot, Northern California Water Agencies Executive Director David Guy, and American Rivers' Stephen Rothert.
 - Mr. Rietkerk attended the Water Treatment Plant Operations Committee Meeting on May 6, 2019. The Committee is interested in amending the operating agreement for the WTP. All parties concur to send the document to legal counsel for review. He added that Mr. Lindley's vision is to extend the operating agreement for 30-years. Further discussions will be forthcoming.
 - Mr. Rietkerk commended staff on their coordination efforts and participation in "Bring Your Child to Work Day." He expressed opinion that parents were impressed with our employees and the presentations which educated on the diverse roles and work of SSJID within our communities.

ACTION CALENDAR

Item #2 – Consider Approval of Resolution 19-07-H Commemorating SSJID's 110th Anniversary

Mr. Rietkerk announced that May 24, 2019 will mark the 110th Anniversary of South San Joaquin Irrigation District. This anniversary provides an opportunity to commemorate and pay homage to our founding directors. Mr. Rietkerk acknowledged Mr. Lindley on the resolution he created which reflects the admiration and patriotism felt for the District's rich history and the efforts of it's forefathers. Mr. Lindley added that he is proud of SSJID and the huge undertaking of our founding directors, which improved the quality of life and altered history for our area.

MOTION: A motion was made by Director Holmes and seconded by Director Holbrook to consider and approve Resolution 19-07-H to commemorate SSJID's 110th anniversary.

The motion passed 4 to 0 by the following vote:

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

Item #4 – Discuss and Provide Direction to Staff Regarding Procedures Relating to Board Vacancy

Ms. Mia Brown, SSJID General Counsel, addressed the Board regarding the government code for vacancies on Boards and Commissions in lieu of the newly vacant seat as an SSJID Board of Director for District 4. As stipulated, any vacancy must be filled by election or appointment within 60 days. Mr. Rietkerk sympathized with the timeliness of filling the Board vacancy but noted this is a regulated, time-sensitive issue. President Kamper advised to appoint a Selection Committee, at the next Board meeting on May 28, to vet applicants. Director Roos and Director Holbrook have volunteered to sit on this proposed selection committee.

MOTION: A motion was made by Director Holbrook and seconded by Director Holmes to appoint a selection committee for the process of filling the Board vacancy of the SSJID Board of Directors – District 4.

The motion passed 4 to 0 by the following vote:

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

Ms. Brown added that the recruitment for the Board vacancy must be published 15-days prior to making an appointment. If an individual is appointed at the SSJID Regular Board Meeting on June 25, 2019, there must be a publication no later than June 10. In addition, any appointee must be approved by the San Joaquin County Registrar of Voters, and meet the minimum application requirements.

General Counsel announced that all items in closed session would be discussed. The Board took a break at 10:41 a.m. and convened to closed session.

Item #5 – Closed Session

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

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

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- c. Conference with Legal Counsel – Existing Litigation
 - Paragraph (1) of subdivision (d) of Government Code Section 54956.9
 - 4 cases
 - 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. 2028441

- d. IBEW Labor Negotiations
 - California Government Code Section 54957.6
 - Agency Negotiator: General Manager
 - Employee Organization: IBEW Local 1245

- e. Conference with Real Property Negotiators
 - Pursuant to Government Code Section 54956.8
 - Property: Easement Interest in APNs 208-140-05, 208-140-06, 208-140-16
 - Agency Negotiator: General Manager, Engineering Department Manager
 - Negotiating Parties: SSJID and Sephos Properties
 - Under Negotiation: Price and terms of payment

The Board reconvened to open session at 12:56 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.

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Item #3 – Consider Approval of Side-letter Regarding Alternative Work Schedules for Shop Department (after Closed Session)

MOTION: A motion was made by Director Roos and seconded by Director Holbrook to approve the side-letter regarding the Alternative Work Schedule for the Shop Department.

The motion passed 4 to 0 by the following vote:

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

Item #6 – ADJOURNMENT

MOTION: A motion was made by Director Holbrook and seconded by Director Roos to adjourn the meeting at 12:59 p.m.

The motion passed 4 to 0 by the following vote:

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

ATTEST:

Danielle Barney, Clerk of the Board