

**MINUTES FOR THE JUNE 23, 2020
REGULAR MEETING OF THE SSJID BOARD OF DIRECTORS**

The Board of Directors of the South San Joaquin Irrigation District met in person in regular session in the District Boardroom at 9:00 a.m., with public access provided via the online Zoom Meeting platform. Director 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 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 Checks in the amount of \$612,315.12; Accounts Payable Wires in the amount of \$1,208,652.75; and Payroll dated June 19, 2020 in the amount of \$240,653.30
- B. Approval of the Regular Board Meeting Minutes of June 9, 2020

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

The motion passed 5 to 0 by the following vote:

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

COMMUNICATIONS

Director Holbrook announced the June 17 meeting cancellations of the San Joaquin County Advisory Water Commission, and the Greater San Joaquin County Regional Water Coordinating Committee. The next regularly scheduled meetings may occur in July.

Director Holmes attended the Eastern San Joaquin Groundwater Authority (ESJGWA) Steering Committee, and ESJGWA Board meetings on June 10 via Webex Teleconference meeting platform.

In adherence to the District's new Board meeting protocols due to COVID-19, the Managers' Reports were provided in written form to the Board, on June 22, as submitted below:

Ed Erisman, Water Treatment Plant (WTP) Manager:

- A car hit an Air Relief Valve (ARV) on Yosemite Road. WTP staff repaired the damage on June 10.

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- The newly rebuilt drain / recirculation pump on the Zenon System was installed and is producing 200 gallons per minute more flow than the old pump. The refurbished pump was rebuilt and installed by WTP staff.
- The permanent L2 Tank site in Lathrop is nearing completion. The tank and pump rooms have been completed, and the transmission line has been installed up to the tie-in point. SSJID staff recently approved the proposed plans for filling the newly installed 30” water line so that it can be disinfected and pressure tested. Project completion is anticipated by end of summer.
- Bids for the L1 Booster site emergency generator were due June 19. Staff will review the bids and present recommendations to the Board for approval at the meeting scheduled for July 14.

Bere Lindley, Assistant General Manager:

Human Resources (HR)

- The new Accounting Technician (payroll) has been selected by an interview panel consisting of Mr. Don Thornburg, SSJID Human Resources Analyst; Ms. Sarah Bloom, SSJID Management Accountant; Ms. Robin Giuntoli, SSJID Accounting and Customer Service Manager; Ms. Maria Gikas, SSJID Senior Accounting Technician; and Mr. Lindley. The selected candidate is scheduled to start on July 7, subject to results of the mandatory background check.
- Mr. Thornburg has been collecting personal contact information of union employees, for the union, as required by AB119 which gives the union the exclusive right to communicate with employees about optional union membership.
- Mr. Thornburg accepted applications for the open Maintenance Supervisor position until June 15. He will now proceed with the process to schedule interviews.
- The SSJID PERS audit has identified past misreporting of temporary upgrade pay to employees. Mr. Thornburg is working to determine a need for change implementation; union/employee notification; and retroactive considerations that may apply.

Accounting

- Staff has completed all tasks to close accounting books for May; has been planning for onboarding and training of the new Accounting Technician (payroll); is continuing with TimeClock Plus training; and continues to work on corrections required as a result of the PERS audit.

Communications / Public Relations

In the Past Two (2) Weeks

- Ms. Troylene Sayler, SSJID Public Relations Director, continued to review the new SSJID website. One final review is needed before the site goes live, which is anticipated for June 26.
- Ms. Sayler participated in a virtual meeting with Marcia Herrmann Design (MHD); Mr. Peter Rietkerk, SSJID General Manager; and Mr. Lindley. Topic discussion included review of the new “Powered by Purpose” campaign; a mailed postcard announcement of the “Powered by Purpose” website; and edits to the website, video, yard signs, and social media scheduled for June.
- Ms. Sayler has been researching methods of collecting performance evaluation metrics for website and social media.
- Mr. Lindley continues to monitor progress on the Communications Work Plan via Smartsheet.

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In the Next Two (2) Weeks

- Ms. Saylor will develop a PowerPoint template displaying the SSJID logo for all District presentations. In addition, she will research a possible graphic standards manual establishing guidelines for usage of the SSJID logo, both within and outside our organization.
- Ms. Saylor will begin work on a comprehensive Public Relations and Marketing strategy for the District; coordinate the Manteca Chamber Coffee being hosted by SSJID on July 29; and develop a plan for social media posts for July 2020.
- Ms. Saylor will review the final draft of new website/photos; make preparations to go live; and participate in a training session to navigate the website software for internal changes.
- Ms. Saylor will participate in a virtual meeting with MHD for final updates to the “Powered by Purpose” campaign including video, yard signs, and social media scheduled for July.

I/T

- Mr. Michael O’Leary, SSJID IT Systems Administrator, replaced the failed hard drive on the virtual machine server; replaced a security camera at the System Improvement for District Efficiency (SIDE) pond; researched Virtual Private Network (VPN) alternatives; renewed the District’s Secure Sockets Layer (SSL) certificate for secure web pages; renewed the District’s microwave Federal Communications Commission (FCC) licenses; renewed the District’s internet domain names; and submitted a request to Aviat Networks for a licensed microwave path between the Control Room and Division 9.
- Mr. O’Leary is in the process of replacing a security camera monitor at the WTP; and is continuing the Request for Proposals process for a new District phone system.

Safety

- Mr. Walt Luihn, SSJID Environmental Compliance and Safety Officer, coordinated with Mr. Matt Macedo, SSJID Pest Control Applicator, on the Magnacide application scheduled for June 22. Mr. Luihn was on scheduled vacation (June 15-23) during the application so Mr. Frank Avila, SSJID Irrigation Operations Manager, provided a substitute to oversee the process.
- Mr. Luihn continues to electronically update staff on COVID-19 news and post all new information as required per San Joaquin County order.

CFO Office

Accounting

- A request is being drafted, to Brown Armstrong (auditors), regarding a correction to be made to their Management Recommendations letter which incorrectly stated that employees have been wrongly disposing of retired assets without Board approval. The Special District Risk Management Authority (SDRMA) has requested a copy of this letter and could use the misinformation to incorrectly assess the claims risk SSJID presents and the amounts of premium to charge.
- Mr. Lindley and Ms. Bloom have reviewed accounting for paid leave benefits under the Families First Coronavirus Response Act; researched proper accounting for internally generated intangible assets; and are working on how to make monthly journal entry review more efficient.
- Ms. Bloom prepared the monthly financial statements; updated the monthly budget variance report for budgeters for comparison to the 2020 budget; and is consulting with auditors on how to apply the new GASB statement for accounting for leases.

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Division 9 Rate Process

- Mr. Lindley and Ms. Bloom prepared a preliminary analysis of rate design ideas for Board consideration; prepared an analysis of rate designs for customer advisory group discussions; and are drafting an invitation for the customer advisory group meetings.
- Mr. Lindley is working on an opening presentation for the first customer advisory group meeting; and coordinating the venue selection for the customer advisory meetings.

Budget

- Ms. Bloom prepared the 2020 Budget Amendment #3 for the Board meeting.

Solar Farm

- Ms. Bloom is conducting a financial analysis of the solar farm to determine the need to proceed with repairs; and is working on an analysis of the net metering agreement and a reconciliation of PG&E's net metering true-up to SSJID's metering data.

Investments

- Ms. Bloom prepared the monthly investment report to the Board.

Tri-Dam Project

- Mr. Lindley reviewed the estimated future hydro prices as provided by EES Consulting and Jarom Zimmerman, Tri-Dam General Manager.

Water Master Plan (WMP)

- Mr. Lindley is working on a financial presentation to the WMP customer advisory group.

General Administrative

- Mr. Lindley and Ms. Bloom met with the Digital Document Organization Group and are continuing to further develop the electronic document plan.
- Mr. Lindley completed a review of the draft Board Governance Policy.

Frank Avila, Irrigation Operations Manager:

Water Department

- Woodward elevation is at 209.34.
- The need for temporary staff coverage for the MDC (Main Distribution Canal) Department has ended. In addition, some staff are receiving cross-training as operators in preparation for any future coverage needs.
- Magnacide applications are scheduled to the MDC and laterals on June 22 and June 23.
- The Division Managers remain in optimal health and all team members are doing well. Staff is continuing to practice the set SSJID COVID-19 protocols.

Shop Department

- The project to clean and organize the District yard is progressing well. Mr. James Ferguson, SSJID Shop Manager, is focused on resolving issues regarding the tire waste, and wood pallet piles.
- The Shop Department continues to be busy with gate repairs, fabrication, and equipment maintenance.

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- Mr. Ferguson reported that he took the new F-150 4X4, District ID #245, to the dealership for a minor factory adjustment. Once returned to the District fleet, the truck will be assigned to Mr. Hasten in the Water Department.

MDC/Telemetry Department

- Staff continues to make headway on getting the field Remote Telemetry Unit sites networked into the SCADA.
- Staff is still waiting for the new Division 9 variable frequency drive. There has been no update of an anticipated delivery date.
- Operators are assisting on the Inventory Program, by organizing and performing the data entry of all supplies.

Maintenance

- The Grading Project has reached Drop #14 including work on the easements for the U- and V-ditch. Once work is completed on the V-ditch, grading will commence on the T-ditch.
- The Maintenance Department remains busy with distribution system leak repairs.
- Crews are crushing concrete to make road base at the Ripon Spill, in addition to organizing that yard. Senior Operators are providing excavator training for staff as future equipment operators.
- Staff removed large trees along the French Camp Outlet Canal (FCOC) and Drain #10, which were downed due to excessive winds. Clean-up of branches was conducted at Drop #2.

Forrest Killingsworth, Engineering Department Manager:

Lateral Qk-Qn (Delicato)

- Staff has identified the minimum recommended improvements necessary to resolve the Qk-Qn pipeline deficiencies. Pipeline replacement will be limited to the pipe located between the two primary control boxes, and will include approximately 1,510 linear feet, approximately 97% of the pipe initially installed.
- Engineering and Legal are working together to develop a draft agreement amendment.

Canyon Tunnel

- Survey crews have staked out the revised alignment of the Canyon Tunnel.
- Transient Electromagnetic (TEM) Geophysical surveys have been completed at the downstream portal location. Geophysics will continue throughout the rest of the alignment over the next week or so.
- Coordination with the sub-consultant, who will perform the seismic refraction survey at the upstream portal location, has revealed a need to clear some debris (mostly boulders and vegetation) from the investigation area. Staff recommends that we include this work in the Joint Supply Canal (JSC) Rockslope Maintenance project that we plan to execute this winter.

Circle JM Pre-Annexation Application

- District staff has completed its review of the Circle JM Pre-annexation application and documented findings in a staff report.
- A cover letter, along with the staff report, was mailed to the applicant, Alyce Luis, on June 17. The applicant has until September 13 to submit the full annexation application in order to secure the 2016 annexation rate of \$2,532.44 per acre.

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French Camp Outlet Canal (FCOC) Master Plan

- Engineering staff held a virtual meeting with Carollo Engineers, Inc., and the City of Manteca, on June 11, to discuss a draft Technical Memorandum #3 which evaluated the effects of a design storm event assuming full City buildout conditions. Comments were provided by staff that will require revisions to the consultant's hydraulic model.
- A draft of the final report is tentatively scheduled to be presented to the Board of Directors at a Board Meeting in July.

Brandon Nakagawa, Water Resources Coordinator:

Sustainable Groundwater Management Act (SGMA) Update

- The ESJGWA Steering Committee met on June 10. The Steering Committee discussed potential scopes of work for the financial strategy task in the Prop 68 Grant awarded to the ESJGWA. Comments received centered around the need to explore public benefits vs. private benefits; who pays--who benefits; Groundwater Sustainability Agency (GSA) credit vs. Basin credit vs. landowner credit; and process for raising funds. County staff suggested that the ESJGWA Coordinating Committee (CC) and Board schedule workshops at their next meetings so GSAs can share their perspectives. County staff also suggested that a financing consultant might be best positioned to talk through the legal underpinnings of public financing for Groundwater Sustainability Plan (GSP) projects.
- The ESJGWA Board met following the Steering Committee. The ESJGWA annual budget was adopted unanimously after being worked on for the past year after significant discussion and compromise. It was reported that the Steering Committee had previously discussed a possible WaterSmart grant through the Bureau of Reclamation to do more advanced planning related to groundwater recharge projects. North San Joaquin Water Conservation District (NSJWCD) asked that the ESJGWA instead support their WaterSmart grant application instead of competing with them. The NSJWCD has lined up grower financial commitments and other grants totaling approximately \$3 Million. Additional funding from WaterSmart would provide NSJWCD an additional \$750k. NSJWCD asked the ESJGWA to support their application and a letter is being drafted for the ESJGWA Chair's signature. NSJWCD's project is a part of Projects #7 and #11 adopted in the GSP. Chair Holmes suggested that additional letters of support from individual GSAs be provided, and he will be signing a similar letter of support on behalf of the South San Joaquin Groundwater Sustainability Agency (SSJGSA).
- The ESJGWA is also contemplating the Department of Conservation grant opportunity to fund a SGMA specific watershed coordinator position. The early concept for the grant is to use the funding to explore landowner willingness to use more surface water in lieu of groundwater and move other GSP projects forward. Grant applications are due in July.
- The SSJGSA Board meeting scheduled for June 17 was postponed to July 15.

Additional Meetings

- On June 11, Mr. Nakagawa made a presentation to the Manteca Rotary entitled SSJID's Regional Partnerships: Collaboration in the 21st Century.
- On June 16, Mr. Nakagawa participated on an interview panel for the City of Manteca Public Works Director. There were many good candidates from across California, and one from out of State. SSJID hopes to forge a good working relationship with the new hire.

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Coronavirus (COVID-19) Update

- Mr. Nakagawa has been assisting the General Manager with refining District actions, communications, and research on items related to COVID-19 including clarifications on designating essential employees, and development of contingency staffing plans. He has been tracking local information of the situation through the San Joaquin Office of Emergency Services Emergency briefings and updates from the Joint information Center. The SSJID COVID-19 Action Plan is posted to the SSJID Employee Intranet Portal as are other pertinent SSJID specific documents/policies.
- Guidance on the Governor’s Stage 2 re-opening for personal services and gyms are now posted. Additionally, the State is now requiring facemasks to be worn in public and while at work under certain circumstances.
- The SSJID COVID-19 Health Screening Questionnaire was put into practice for the Tri-Dam meeting, which was held in the District yard on June 18. Staff is working to understand the new guidance on face masks and how it applies in the workplace.

Peter Rietkerk, General Manager:

- Mr. Rietkerk announced two (2) new California budget trailer proposals which could have an effect on SSJID. The first is a California State Water Resources Control Board proposal to collect fees for the temporary storage of groundwater. This could have an impact on the District and all GSAs who receive temporary permits to divert and store water supplies. The second trailer bill would allow the State Water Board to issue a Section 401 “water quality certification” before environmental review under the California Environmental Quality Act (CEQA), and also allow the State Water Board to modify the certification after a final CEQA document was issued.
- Reservoir Storage
 - New Melones storage is currently at **1,761,441 AF** or **73-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 1.
- Stanislaus River flows are climbing to 1,400 cfs to meet D-1641 Vernalis flow requirements. Flows will drop to 200 cfs by June 30, 2020.

NEWS

Ag-Water

- California agriculture lost more than 1 million acres and 7,000 farms from 2012 – 2017, according to USDA’s latest Census of Agriculture. <https://www.farmprogress.com/farm-operations/ag-shrinking-under-weight-calif-regulations>

Energy

- Federal Judge Monali approved Pacific Gas & Electric’s (PG&E) plan to exit bankruptcy on June 20, 2020. The plan includes \$13.5 billion in compensation for victims of fires started by PG&E’s equipment.
- Last week, PG&E plead guilty to 84 counts of involuntary manslaughter for its role in the 2018 Camp Fire near Paradise, CA. The company was fined \$3.5 million, the maximum fine allowable under the law for this crime.

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OTHER ITEMS

Stanislaus Watershed Team

In recent years, Reclamation has routinely convened a group called the Stanislaus Operations Group (SOG). This group, comprised of individuals representing National Marine Fisheries Service, United States Fish and Wildlife Service, CA Department of Fish and Wildlife, and State Water Board staff, would meet on a monthly basis to discuss current and ongoing Stanislaus River operations as compared to existing regulatory requirements.

Under the new 2019 Biological Opinion (BO), Reclamation is required to convene a group called the Stanislaus Watershed Team (SWT), which is a successor to the SOG. The new BO specifically states that the SWT is to include agency representatives and “local stakeholders having direct interest on the Stanislaus River.” The SWT is to meet, at least monthly, to share operational information and improve technical dialogue on the implementation of the New Melones Stepped Release Plan. As a local stakeholder, the two districts recently engaged Reclamation to participate on the SWT. Reclamation will host an “integration workshop” for the newly convened group and is working with district staff to develop dates and times for this workshop.

Stanford Vina v. CA (State Water Resources Control Board) Appellate Decision

Third Appellate District issued an opinion last week upholding the trial court decision in Stanford Vina Ranch Irrigation Company v. State of California (California State Water Resources Control Board) case.

The California State Water Resources Control Board (Water Board) issued temporary emergency regulations in 2014 and 2015 (during the drought) establishing minimum flow requirements on Deer Creek and two other tributaries (Mill & Antelope) to the Sacramento River. The emergency regulations stated: The Board “has determined that it is a waste and unreasonable use [of water] . . . to continue diversions that would cause . . . flows to fall beneath” specific minimum flow requirements set forth in other parts of the regulation. For example, on Deer Creek, base flows of 50 cfs were required from April 1 to June 30 if adult CV Spring Run salmon were present. After the Board adopted the regulations, it “implemented” them by issuing curtailment orders to diverters on the tributaries, such as Stanford Vina – a diverter on Deer Creek. The curtailment orders noted that flows on the tributaries had fallen below the required rate and directed diverters to immediately cease or reduce diversions until the minimum flows were satisfied.

The Appellate decision appears to further embolden the state’s use of the public trust doctrine and expand its discretion to determine “waste and unreasonable use” to limit diversions under senior water rights.

ACTION CALENDAR

Item #2 – Coronavirus (COVID-19) Update

Mr. Rietkerk reported that on June 18, Governor Gavin Newsom ordered all Californians to wear face coverings while in public or high-risk settings including the workplace, stores, while seeking medical care, or while taking public transit. Mr. Rietkerk generated an email to all SSJID employees requesting facemasks be worn when in contact with staff and proper social distancing is not possible. In addition, as a representative of SSJID, staff was asked to adhere to the Governor’s orders and properly wear a mask or face covering while in public or dealing with customers. He stated that the recent Tri-Dam Project board meeting, held at SSJID on June 18, highlighted that the public is watching the actions of organizations for

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compliance of COVID-19 safety requirements. Face coverings are available in the District office for all team members.

Mr. Nakagawa added that recent San Joaquin County health data exceeds metrics established by the State for new cases. San Joaquin County is encouraging its staff to get tested in an attempt to improve statistics. Mr. Nakagawa stated that he will volunteer for COVID-19 testing via an online application process, which is followed up by notification and direction to a testing site in the Stockton or Lodi area.

Item #3 – Consider Approval to Procure Consulting Services for the Water Treatment Plant (WTP) Recycle Treatment Study

Mr. Charles Galea, WTP Lead Operator, addressed the Board, via the online Zoom Meeting platform, and provided a background of the WTP’s filtration process and resulting backwash water flow which is high in turbidity and other foulants that negatively impact the overall treatment process. He added that recycled flows are monitored and regulated by the Water Quality Control Board which has expressed concerns with the high turbidity of the recycled flows and requested staff to investigate possible treatment solutions.

Staff contacted several consulting firms that specialize in water quality solutions, particularly in the treatment of high organic and inorganic foulants, regulatory compliance, and direct experience in the implementation of these technologies. Responses were received from two (2) consulting firms including 1) Carollo Engineering at \$48,762, and 2) HDR Engineering, Inc., at \$107,975. Staff is recommending the Board approve the proposal from Carollo Engineering to prepare a Recycle Treatment Study to evaluate and recommend treatment options for the recycle flow.

MOTION: A motion was made by Director Holmes and seconded by Director Holbrook to accept the bid from Carollo Engineering to prepare a Recycle Treatment Study to evaluate and recommend treatment options for the recycle flow of the Water Treatment Plant, at an amount not to exceed \$48,762.

The motion passed 5 to 0 by the following vote:

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

Item #4 – Consider Approval of Proposal from Electrical Advantage Engineering, Inc., to Evaluate the WTP Power System

Mr. Justin Ashworth, WTP Operations Supervisor, addressed the Board, via the online Zoom Meeting platform, and provided background of the WTP’s current single 500 kilowatt (kW) diesel generator which is incapable of supplying sufficient power to the entire WTP in the event of a power outage. The current generator is set up to provide backup power to life and emergency equipment, in addition to some compliance-related water quality analyzers. In the event of a power outage, the WTP will not be able to produce water for delivery to the cities. He further explained that, in the event of a prolonged power outage, backup generators at the L1, M2, M3, and TBS facilities will be rendered useless after a few hours of operations because the WTP will not be able to produce water. The only way to ensure a continuous

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uninterrupted supply of water is to design a solution to install a backup 1200 kW generator capable of meeting the WTP's power needs.

Staff contacted eleven (11) electrical engineering firms to evaluate the project and submit a proposal, four (4) firms attended the job walk, with only one (1) proposal submitted from Electrical Advantage Engineering, Inc. at an amount of \$30,000. Staff received credible references for the firm and is confident that Electrical Advantage Engineering, Inc. is capable of doing the work. Mr. Ashworth further explained that the project will provide as-builts with current design plans on all electrical components. The design project was included in the 2020 budget and estimated to cost \$25,000. The proposal is \$5,000 above the approved budgeted cost for the project. Staff is recommending the Board approve the proposal from Electrical Advantage Engineering, Inc. for design and engineering services.

MOTION: A motion was made by Director Holbrook and seconded by Director Weststeyn to approve the proposal from Electrical Advantage Engineering Inc. for design and engineering services of a backup generator at the WTP at an amount not to exceed \$30,000; and to increase the 2020 project budget an additional \$5,000 to a total of \$30,000.

The motion passed 5 to 0 by the following vote:

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

Item #5 – Consider Approval of Requests to Quitclaim District Interest in a Pipeline and Easement for a Portion of Lateral Wc92dd

Mr. Killingsworth addressed the Board and provided background of the District-owned Lateral “Wc92dd,” a dead-end 36” cast-in-place pipeline. He provided information of the adjacent properties and explained that the described section of pipeline is not used to provide service to said properties. The portion of pipeline was in poor condition and showed significant signs of leakage during upstream irrigation events, thus the District recently severed the pipeline upstream of the properties and installed a pipeline plug and air vent. At the District’s suggestion, the owners have each submitted an application requesting the District to formally transfer its interest in the portion of abandoned pipeline, including the associated easement, back to the underlying landowners.

Staff is requesting Board authorization for staff to do all things necessary and proper to process an Agreement to Transfer Irrigation Facilities and to quitclaim the portion of the District’s interest in Lateral Wc92dd. In addition, staff is requesting Board approval to waive the standard \$275 application fees for requests to transfer District property interests as the applications were submitted per District suggestion.

Director Holbrook commented on the omission of the north direction arrows on the site maps and asked if they can be added to the documents. Mr. Killingsworth responded that the maps will be revised with north direction arrows on the final public documents.

MOTION: A motion was made by Director Roos and seconded by Director Kamper to authorize staff to do all things necessary and proper to process an Agreement to Transfer Irrigation Facilities and to quitclaim

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the portion of the District’s interest in Lateral “Wc92dd” (approximately Sta. 25+00 to Sta. 35+64) located at the Fisher properties (APNs 257-240-09, 37 & 47), and the Goodwin property (APN 257-240-06); and to waive the standard application fees.

The motion passed 5 to 0 by the following vote:

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

Item #6 – Consider Encroachment Requests from Pacific Gas & Electric at Drain 8

Mr. Killingsworth addressed the Board and provided background of the City of Manteca initiating the construction of the Daniels Street Improvement Project in the spring of 2019 to serve the Great Wolf Lodge and other future developments in the area. During the construction process, a 4-inch PG&E gas main line was installed across Drain 8 without the District’s knowledge and without an approved encroachment permit. The construction of the project has been completed and is nearing a Notice of Completion (NOC) with the City of Manteca. Prior to filing the NOC, SSJID has suggested that this issue be resolved. PG&E is requesting that the installed gas facility be approved and permitted, and that the encroachment be subject to the terms and conditions of the Amended Master Encroachment Agreement between PG&E and SSJID, dated April 12, 2005, but which expired on January 1, 2015.

Upon review of the as-built information and plans provided, staff noted that the District’s standard requirement of a red slurry cap extending at least 5’ on either side of the District’s pipeline was not installed. All other components of the crossing appear to comply with the District’s standard requirements and terms of the expired Master Encroachment Agreement, though the installation was not physically inspected by District personnel. Mr. Killingsworth described additional elements of the as-built plans including that the 4-inch gas main installed 2.3’ above Drain 8 maintains a minimum cover of 3.00’ to the finished pavement grade of Daniels Street, and that the gas line was installed with warning tape to aide future locating.

Discussion among the Board included potential detriment to public safety to excavate and install a red slurry cap, and that the PG&E letter regarding a “Request to Permit PG&E Gas Line Crossing SSJID Drain #8, Daniels Street; PM # 35077131” incorrectly references the work performed by the utility. Ms. Mia Brown, SSJID General Counsel, recommended that the Board direct staff to respond to PG&E that SSJID cannot issue the requested encroachment permit per the following:

- PG&E’s encroachment request letter, dated June 18, 2020, incorrectly references construction of the “overhead electrical facilities described above with SSJID’s real property...”
- The underground gas line is not adequately marked.
- The District’s standard requirement of red slurry cap extending at least 5’ on either side of the District’s pipeline was not installed.

MOTION: A motion was made by Director Holbrook and seconded by Director Weststeyn to authorize staff to respond to PG&E’s “Request to Permit PG&E Gas Line Crossing SSJID Drain #8, Daniels Street; PM# 35077131” letter, dated June 18, 2020, stating that the District cannot issue the requested

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encroachment permit per the issues, as listed above. In addition, no future encroachment permits requested by PG&E will be approved until PG&E enters into a Master Encroachment Agreement with the District.

The motion passed 5 to 0 by the following vote:

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

Item #7 – Consider Approval of Showing Support to Local Law Enforcement Officers

Mr. Rietkerk addressed the Board regarding recent communication between Ms. Brown and the San Joaquin County’s Sheriff’s Department about an apolitical effort to boost officer morale during these unprecedented times. The Sheriff’s Department is assembling a montage of short video clips from residents, businesses, and government agencies throughout the county expressing appreciation for law enforcement and thanking officers for their service. Staff is requesting Board authorization to coordinate with local Law Enforcement to determine an appropriate means of showing the District’s appreciation for Departments and their officers. Mr. Rietkerk added that participation will involve a small amount of staff time.

MOTION: A motion was made by Director Holmes and seconded by Director Weststeyn to authorize the General Manager to coordinate with local Law Enforcement to determine an appropriate means of showing the District’s appreciation for Departments and their officers.

The motion passed 5 to 0 by the following vote:

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

Item #8 – Consider Appointment of Ad-Hoc Committee to Review Draft Governance Policy

Mr. Rietkerk addressed the Board and revisited discussion from the Board meeting, on June 9, 2020, regarding development of a Board Governance Policy, and Board Handbook. Per discussion on June 9, Mr. Rietkerk drafted a Board Governance Policy which was undergoing internal review by District staff. Mr. Rietkerk stated that the internal review by staff is almost completed and should be followed with discussion by an ad-hoc committee. Staff is requesting Board appointment of an ad-hoc committee including two (2) directors to review and provide direction in the development of the Board Governance Policy and related guidelines.

Director Kamper appointed Director Holbrook and Director Weststeyn to the Board Governance Policy Ad-Hoc Committee. Mr. Rietkerk added that he will coordinate a meeting date and time with the appointed Board members.

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Item #9 – Report on Preliminary Analysis of Division 9 Rate Design Alternatives

Mr. Lindley addressed the Board and reviewed action taken at the Board meeting, on May 12, 2020, directing staff to develop studies of rate design options for Division 9 pressurized service, as well as develop ideas for customer involvement in the development process of the proposed rate design. He presented four (4) rate design options, including a “do nothing” option, all of which resulted in annual losses projected through 2025. In addition, Mr. Lindley provided a detailed summary of the preliminary analysis of each rate design which included projected income, operation and maintenance expenses, and operating loss. He added that the “do nothing” is a standard for comparison. Board discussion concluded that the three (3) options to be presented to the Division 9 Rate Design customer advisory group will be:

1. Do nothing. Leave rates as they are.
2. Increase the current \$10 per AF part of the rate that is for capital asset replacement to \$11.57, reflecting the amount of inflation that has occurred since 2015, and increase this amount annually for the next five years based on the California Consumer Price Index, and renew the annual inflation index for the electricity cost part of the rate; and
3. Increase the \$10 per AF part of the rate that is for capital asset replacement to a fixed rate of \$12 per AF, and renew the annual inflation index for the electricity cost part of the rate.

Item #10 – Consider Approval of Budget Amendment #3 – Capital Budget Correction

Ms. Bloom addressed the Board regarding SSJID’s Capital Budget Amendment #2, which was approved by Board action on June 9, 2020. She explained that the amended budget, presented on June 9, failed to include projects with a scheduled start date of January-April 2021 due to a software filtering issue. As a result, fourteen (14) projects were incorrectly left off of the capital budget in amendment #2. All other reports were presented accurately on June 9, as the Five Year Plan, and the Summary of Project Changes accurately included all 14 projects. The revised amount of the January 2020 to April 2021 Capital Budget is \$11,763,743.

MOTION: A motion was made by Director Roos and seconded by Director Weststeyn to approve Amendment #3 to the South San Joaquin Irrigation District 2020 Capital Budget.

The motion passed 5 to 0 by the following vote:

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

Item #11 – May 2020 Financial Statements

Mr. Lindley had no planned report to the Board but was available for questions. The Financial Statements for May 2020 were included in the agenda packet, Item #11.

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Item #12 – May 2020 Investment Report

Mr. Lindley had no planned report to the Board; was available for questions; and provided a brief summary of the cash and investments, investment maturity schedule, and current and non-current investments, upon request. The Investment Report for May 2020 was included in the agenda packet, Item #12.

It was announced that all items in closed session would be discussed. The Board took a break at 11:00 a.m. and convened to closed session at 11:10 a.m.

Item #10 – CLOSED SESSION

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

- c. Conference with Legal Counsel – Existing Litigation
Paragraph (1) of subdivision (d) of Government Code Section 54956.9
 - 7 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. 202844

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

Tri-Dam et al vs. Linda Santos
Superior Court of Stanislaus County
Case No. (pending)

California Sportfishing Protection Alliance v. Eastern San Joaquin Groundwater Authority et al.
Superior Court of Stanislaus County
Case No. CV-20-001720

The Board reconvened to open session at 12:51 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.

Item #11 – ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 12:52 p.m.

ATTEST:

Danielle Barney, Clerk of the Board