

Manteca, California
September 10, 2013

The Board of Directors of the South San Joaquin Irrigation District met in regular session in their chambers at the hour of 9:01 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, Forrest Killingsworth, Engineer, and Executive Secretary Betty Garcia.

Director Roos asked for public comment and there was no public comment.

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

CONSENT CALENDAR

- A. Approval of Warrants in the amount of \$204,428.34; A/P Wires in the amount of \$2,622,925.20 and payroll for September 6 in the amount of \$183,831.00.
- B. Approval of Board Meeting Minutes of August 27, 2013.

A motion was made by Director Holbrook and seconded by Director Kuil to adopt the Consent Calendar items by the following roll call vote:

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

ACTION CALENDAR

Item #1 – Consider approval of amendment to Irrigation Service Abandonment for W&L Harris Ranches and Lucille Harris (farmed by Marty Harris) APN 245-150-11&12 consisting of 30.33 and 9.48 acres respectively

Item #2 – Consider approval of amendment to Irrigation Service Abandonment for Richard and Melissa King and W&L Ranches (farmed by Marty Harris) APN 245-250-23&24 consisting of 3.49 and 15.41 acres respectively. The smaller parcel is owned by Marty Harris's sister

Mr. Killingsworth said there is a total of four parcels that are serviced by a deep well but they want to use District water due to the poor quality of groundwater. If approved, the land owners would receive drip water service.

Staff's recommendations are as follows:

- a) Owner shall obtain a Structure Permit and adhere to District standards regarding installation of a sump should the existing sump be determined by the District to be inadequate. Owner has been apprised of that possibility **(item #2)**
- b) Owner shall obtain a Structure Permit and adhere to District standards regarding installation of a sump **(item #1)**
- c) Owner shall acknowledge that a separate meter shall be required, at owner's expense, should one of the parcels be sold and farmed by a different party or whenever the District determines the separate meter is necessary for measurement. In the meantime, it will be necessary for the Ditch Tender to properly document irrigation to each parcel.
- d) Owner shall acknowledge that the District is not obligated to provide flood water to this property and that they shall apply for a permit and install facilities to District standards should flood irrigation be desired in the future.
- e) Owner shall acknowledge that they will be responsible to make arrangements to service this property in the future should it be sold to another party and this stipulation shall be disclosed to any perspective buyer. Discloser shall indicate that the District shall have no obligation to pay for any improvements for current or future changes in service to this property.
- f) Owner shall be responsible for all costs related to providing service to this property.
- g) Conditions state above shall be incorporated into the amended agreement.

A motion was made by Director Kuil and seconded by Director Holbrook to authorize conditional approval of agreement to amend irrigation service abandonment agreement subject to the above stated recommendations and that the owner pay for the last two years of water charges. Motion passed unanimously.

Item #3 – Consider approval of Paperless Agenda Packet terms and Use Policy and adoption of Resolution #13-15-Y

Mr. Shields indicated the iPad Use Policy had been created and was before the Board for their consideration. It was suggested there be a training workshop for all users prior to implementing use of the iPad.

A motion was made by Director Holmes and seconded by Director Holbrook to approve the Paperless Agenda Use Policy and adopt Resolution #13-15-Y supporting that policy.

**SOUTH SAN JOAQUIN IRRIGATION DISTRICT
RESOLUTION NO. 13-15-Y
RESOLUTION ADOPTING PAPERLESS AGENDA PACKET TERMS
AND IPAD USE POLICY FOR USERS**

WHEREAS, South San Joaquin Irrigation District desires to establish a program where the District will offer paperless agenda packets to the District's directors and certain employees who are authorized by the General Manger and who choose to participate in the program; and

WHEREAS, this program, which will also allow members of the public to request an agenda package in paperless form, will result in a financial savings to the District and reduce the amount of paper consumed by the District; and

WHEREAS, in order to implement a paperless agenda package program for the District’s directors and employees, the District make tablet devices available for use of the District’s directors and those authorized employees who participate in meetings of the District’s Board of Directors; and

WHEREAS, a clear policy is necessary to establish the terms of use and responsibility for the tablet devices; and

WHEREAS, the policy contains provisions for use of the device in accordance with state and local laws,

NOW THEREFORE, BE IT RESOLVED by the Board of Directors of the South San Joaquin Irrigation District that the Paperless Agenda Packet Terms and iPad Use Policy attached to this Resolution is hereby adopted.

PASSED AND ADOPTED this 10th day of September 2013 by the following roll call vote:

Ayes:	HOLBROOK HOLMES KAMPER KUIL ROOS
Noes:	NONE
Absent:	NONE

Item #4 – Consider support of H.R. 2554 and approval of Resolution #13-14-W

Mr. Shields explained that this item was originally placed on the consent calendar at the meeting of August 13 and that it passed with a 4 to 1 vote. He explained the importance of the District supporting Congressman Denham’s bill to increase water storage availability at the New Melones Reservoir to provide additional water for areas served below the reservoir and for other purposes.

A motion was made by Director Holbrook and seconded by Director Kuil to support H.R. 2554 and adopt Resolution #13-14-W.

**SOUTH SAN JOAQUIN IRRIGATION DISTRICT
RESOLUTION #13-14-W
RESOLUTION SUPPORTING PASSAGE OF H.R. 2554
A BILL TO INCREASE WATER STORAGE AVAILABILITY AT THE
NEW MELONES RESERVOIR TO PROVIDE ADDITIONAL WATER FOR AREAS
SERVED BELOW THE RESERVOIR, AND FOR OTHER PURPOSES**

WHEREAS, the South San Joaquin Irrigation District (“District”) was established in 1909 to provide a reliable and economic supply of irrigation water for the agricultural areas around the communities of Escalon, Manteca, and Ripon; and

WHEREAS, the District jointly owns, with the Oakdale Irrigation District (“OID”), pre-1914 water rights to the Stanislaus River for the first 1,816.6 cubic feet per second; and

WHEREAS, in 1926 the District and OID constructed the 211 foot high Melones Dam on the Stanislaus River, which gave the two districts the ability to store 112,500 acre-feet of water; and

WHEREAS, in 1944 Congress authorized the construction of New Melones Dam and reservoir at a location immediately downstream from the existing Melones Dam and reservoir built by the District and OID; and

WHEREAS, when New Melones reservoir was filled in the early 1980s, it completely inundated and rendered useless Melones Dam and reservoir; and

WHEREAS, the location of New Melones is upstream from Goodwin Dam and reservoir, from which the District and OID each divert water for use within their respective boundaries; and

WHEREAS, in 1988, the District, OID, and the United States Bureau of Reclamation (“Reclamation”) entered into an agreement regarding the operation of New Melones as it affected the exercise of the two districts’ senior water rights, including the loss of storage at Melones Dam and reservoir; and

WHEREAS, as part of the agreement reached in 1988, the District and OID obtained a conservation account into which, under certain conditions and restrictions, they could place unused water for use in a subsequent year; and

WHEREAS, the conditions and restrictions associated with the conservation account have made access to and use of the account infrequent and unreliable despite the best intentions of the parties; and

WHEREAS, the federal law authorizes the Secretary of the Department of the Interior (“Secretary of Interior”) to enter into contracts with non-federal entities enabling them to use underutilized federal facilities to store water, commonly referred to as a Warren Act contract; and

WHEREAS, for several years the District and OID have requested a Warren Act contract from the Secretary of Interior and Reclamation which would enable them to store water in New Melones; and

WHEREAS, if the District and OID had the ability to store water in New Melones, it would improve the reliability of their joint supply for in-District use, as well as provide a supply of water that could at times be made available for use to other water users in the San Joaquin Valley; and

WHEREAS, despite the repeated requests, the Secretary of Interior has refused to grant a Warren Act contract to the District and OID without explanation; and

WHEREAS, the District and OID requested assistance from Congressman Denham in acquiring a Warren Act contract; and

WHEREAS, in response to the request from the District and OID, Congressman Denham authored H.R. 2554, which was introduced to the House Committee on Natural Resources on June 27, 2013; and

WHEREAS, if enacted, H.R. 2554 will require the Secretary of Interior to offer a Warren Act contract to the District and OID for the storage of up to 100,000 acre-feet of water in New Melones; and

WHEREAS, the District has reviewed the terms and conditions of H.R. 2554, and agrees with them; and

WHEREAS, the District wishes to formally express its support for enactment of H.R. 2554.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Directors of the South San Joaquin Irrigation District as follows:

1. The District supports the enactment of H.R. 2554.
2. The District will work with Congressman Denham to achieve the enactment of H.R. 2554.
3. The enactment of H.R. 2554 will improve the reliability and flexibility of its Stanislaus River water supply, which will benefit the District's customers and landowners, as well as other users in the San Joaquin Valley.
4. The staff of the District is authorized and directed to take appropriate action to insure that the intent of this resolution is actively pursued.
5. This resolution is effective upon the date of its adoption.

PASSED AND ADOPTED this 10th day of September by the following roll call vote:

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

Item #5 – Consider increase in contract amount for Mintier Harnish in connection with Sphere Plan/Municipal Service Review

A motion was made by Director Holmes and seconded by Director Kamper to authorize Mintier Harnish to continue its work on the MSR review and increase the ceiling by \$175,280. Motion passed unanimously.

Item #6 – Consider authorizing the General Manager to engage CEQA and Engineering consulting firms to evaluate possible water sale to City of Tracy

A motion was made by Director Holmes and seconded by Director Holbrook to authorize the General Manager to negotiate with the City of Tracy to evaluate possible water sale with the authority to include consulting firms. Motion passed 4 to 1 with Director Kamper casting a no vote.

Item #7 – Consider approval of land exchange proposal from Ron McManis

A motion was made by Director Kamper and seconded by Director Kuil to authorize the General Manager to protect the District's interest and establish an agreement with Ron McManis regarding a land swap near the Ripon spill consisting of approximately 3.65 acres of District property. The agreement must include the following items:

- a) Release of District's liability for dust control
- b) Ensure CEQA compliance
- c) SSJID must have access to easements
- d) Agreement must be subject to zoning requirements
- e) Final agreement must be brought back to Board for approval

Motion passed 4 to 1 with Director Holbrook casting a no vote.

Item #8 – Communications

President Roos asked for Directors reports.

Director Holmes

- He stated the railroad tracks at Highway 120 are closed until 4:00 a.m.
- He attended the Congressman Denham event and it was well attended.

Director Holbrook

- Attended the TriDam Advisory meeting with Director Kuil on September 3. Items that were discussed were Beardsley Recreation improvements and boat dock and ramp construction; 5-site camping at Donnells; power purchase agreement and draft review.

President Roos asked for managers' reports.

Bill Hubkey, Water Treatment Plant Manager

- The new 12,000 gallon hypo tanks have arrived and will be installed tomorrow.
- Monthly report has been filed with no exceptions.
- Staff has received a letter from JDH Corrosion Consultants about possible repairs to the main transmission line due to an apparent failure in pipe joint insulation that electrically isolates sections of pipe to improve cathodic protection against electrolytic corrosion. Above ground testing can be done to get more specifics about the nature of the problem. If the adjustments cannot be done above ground then the mainline will have to be exposed which will be a more costly job.

Don Battles, Utility Systems Director

- He said perc holes at the solar project catch basin to improve seepage have been completed.

Bere Lindley, Finance/Administration Manager

- He informed the Board of a proposed 38% increase to health premiums with our existing carrier. The district paid \$1.5 million in premiums and claims over \$10,000 each totaled \$1.5 million. With this claims experience any conventional insurer will probably need a large increase over the rates the District is paying for 2013. District probably does not want to renew with existing carrier and has received quotes from SDRMA and ACWA which are much better because their rates are based on a large pool of many employers. The next meeting for the Health Insurance committee is on September 24.

Troylene Saylor, Communications Coordinator

- District is sponsoring the Bethany Homes 50th Anniversary Gala on Friday, September 13 at the Ripon Community Center.
- The BIA Policy Makers event will be held on September 16 at 5:00 p.m. at the Stockton Golf and Country Club.
- The Manteca Rotary Golf tournament is on September 19.
- Police Chief's Ball, "A Night Among Heroes" will be held on September 21.
- The Agape Village annual golf tournament will be held on Friday, September 27.
- Manteca Pumpkin Fair is October 5 – 6 and SSJID will have a booth there.
- Ripon Main Street Days to be held on October 19.
- SSJID Safety Day is scheduled for November 6.
- Senior Breakfast Day, November 16.

Forrest Killingsworth, District Engineer

- Conservation Program has received 146 applications; \$1,012,350 committed.

Jeff Shields, General Manager

- He distributed the weekly water and TriDam reports.
- The zero net energy building at the Manteca Unified School District is drawing concerns with PG&E.
- He will attend the PUC (Public Utilities Commission) workshop in San Joaquin County.

Director Holbrook announced that EBMUD built a zero net energy building at Pardee. He said that Oakdale Irrigation District wants to hold the November and December meetings in Oakdale.

General Counsel announced the Board would be discussing items 9 a, c, and d under Closed Session.

ITEM #9 – CLOSED SESSION

- 9. a. CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation
Initiation of litigation pursuant to subdivision © of Government Code
Section 54956.9 – 2 cases

- c. Conference with Real Property Negotiator
Property – Water
Negotiating Parties – District and City of Tracy
District Negotiator – General Manager
Under Negotiation – Price and Terms of payment

- d. Conference with Real Property Negotiator
Property – Land – District’s approximately 3 acre storage site on River Road
Negotiating Parties – District and Ron McManis
District Negotiator – General Manager
Under Negotiations – Land Transfer price

Upon returning from closed session, it was announced that no reportable actions were taken in closed session.

ITEM #10 - ADJOURNMENT

There being no further business to come before the Board, it was moved by Director Holbrook and seconded by Director Kamper to adjourn the meeting at 12:11 p.m. Motion passed unanimously.

ATTEST: _____
Betty Garcia, Executive Secretary