

Manteca, California  
September 25, 2012

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. Director Roos called the meeting to order and led the flag salute. Upon roll call the following members were noted present:

DIRECTORS: HOLMES KAMPER KUIL ROOS  
ABSENT: HOLBROOK

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

Director Roos asked for public comment. There was no public comment.

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

**CONSENT CALENDAR**

- A. Approval of Warrants the amount of \$3,014,630.35.
- B. Approval of Board Meeting Minutes of September 11, 2012.
- C. Approval of Consent to Entry of Property to read and owner's agreement to maintain flow meter. This property is participating in the District's On-Farm Water Conservation Program. Thomas & Jieun Hsu, APN 206-100-07 and 206-100-16.
- D. Financial Statements for August 31, 2012.
- E. Approve Irrigation Service Abandonment Agreement for Charles & Janice Hollander, APN 245-130-23.

Ms. Garcia noted on page 9 of the minutes, under Bere Lindley's report; the third bullet point should read as follows: Large payments coming up, paying first debt service on 2012 bonds and will pay retainage monies due to Knife River.

Mr. Holmes asked that item #E be removed from the agenda until he has an opportunity to discuss this matter with Mr. Hollander.

A motion was made by Director Holmes and seconded by Director Kamper to approve the consent calendar items with the corrections to the minutes as stated above.

PASSED AND ADOPTED on this 25<sup>th</sup> day of September 2012, by the following roll call vote:

Ayes: Holmes, Kamper, Kuil, Roos  
Absent: Holbrook

## **ACTION CALENDAR**

### **Item #2 - Update on Division 9 Project**

Mr. Jeff Shaw distributed a handout to the Board regarding operation and maintenance of the Division 9 pumps and motors. He said he would like to keep the pipelines pressurized during the off season to 20 psi which keeps the air out of the system. He suggested running the pumps every few weeks and keep the space heaters on at all times. Mr. Avila stated the importance of keeping the air off the pressurized lines because it will be more work to fix the lines should air get into them. Mr. Shaw said there are still items that need to be addressed regarding keeping enough water in the basins. Both Directors Kuil and Roos believe there is no need to run the pumps constantly. Mr. Avila stated the system could be monitored and advised the Board there are 19 miles of pressurized lines.

Mr. Shaw indicated that he would like to obtain five new connections to the project during the off season. He is currently working on the billing systems and trying to add a 10-day grace period to the billing cycle. He is composing a warranty letter regarding the remaining punch list items. He is still working on the roles and responsibilities flow chart and is seeking direction from District staff.

There was no action taken on this item.

### **Item #1 – U.S. Bureau of Reclamation**

Mr. Jeff Shields introduced Mr. Don Glaser with the U.S. Bureau of Reclamation. Mr. Shields spoke to the long-term plan operation for New Melones under the SWRCB's proposed 40% to 60% of unimpaired flow and the District's 1988 Water Rights Stipulation Agreement. He said the Bureau is not currently having a good relationship with SSJID and the agreement is breached by the Bureau. Mr. Shields pointed out that the agreement states that SSJID and OID have senior water rights and are entitled to the first 600,000 acre feet of water that flows into New Melones. The Reclamation's development of a proposed long-term plan of operation fails to recognize the superiority of the Districts' water rights shows a complete lack of understanding of the relative water rights of Reclamation and the Districts. Mr. Shields feels the current relationship between the Bureau of Reclamation and the District is hostile. The Bureau made insult worse by lumping Central Valley Project (CVP) contractors and OID and SSJID together which the District feels is a direct assault on its prior and superior water rights.

Mr. Shields also stated the Bureau had indicated that SSJID could have a seat at the Stanislaus Operations Group but the District has never been notified when they are meeting until after the fact. Mr. Glaser was surprised and thought the District had a seat with the Group. He told the Board that he would like a list of all issues between the District and the Bureau and asked for the name of the District's contact person with the Bureau. Mr. Shields believed the contact person is Mike Milligan or Paul Fujitani. Mr. Glaser recognized the District's frustration with the Bureau and stated he is willing to re-engage the District and seeks to change the relationship between the District and the Bureau. He said the Bureau has to respect the District's rights to water. Mr. Glaser said he will set up a forum with the Bureau and the District to sit down and discuss all of

the District's concerns and issues. He asked Mr. Shields to give him a list of all the issues and then he would bring the appropriate people to this meeting forum to discuss each of the issues. He asked that the meeting be scheduled within the next few weeks.

This item was for discussion only and no action was taken.

**Item #3 – Presentation by Jeff McPhee of proposal to install an access road, drainage facilities and other facilities on District's property along eastern portion of Woodward Reservoir**

Mr. Jeff McPhee discussed his proposal to use the portion of the District's land to excavate retention basins to contain upstream runoff. The basins would also collect runoff from an all-weather access road and adjacent ditch he would install on the north side of the fence line. He also proposes to build an elevated road with the dirt from the basins. As part of the sale, or in consideration of the lease, Mr. McPhee would grant the District permanent right to use the road beginning at 28 Mile Road. He stated the District personnel currently drive this area under an informal agreement with him. Mr. McPhee would like to farm and operate with the 218' in this area. He proposes to build an 80 ft long rail car bridge across the SSJID canal.

There is no recommendation from the District at this time and is rather an informational item to be further discussed in Closed Session.

**Item #4 – Approval of Camera installation at each of the Water Treatment Plant Pump Stations**

Mr. Bill Hubkey and Mr. Michael O'Leary addressed the Board to propose a purchase of surveillance cameras at water treatment plant pump stations and the Zenon building at the plant. They stated the costs for the camera installation had been previously budgeted for. The Water Treatment Plant is required to send periodic status updates to the Department of Homeland Security regarding the video surveillance equipment at the plant.

A motion was made by Director Holmes and seconded by Director Kuil to purchase the surveillance cameras from iSpyVision in the amount of \$34,798.07. Motion passed unanimously.

**Item #5 – Approval of Contract with JDH Corrosion to provide Cathodic Protection/Corrosion Control Survey**

Mr. Bill Hubkey addressed the Board requesting approval to hire a competent firm that has specific background and knowledge in the operation and analysis of corrosion control systems. He said that staff sent four professional firms the Scope of Services required by the District to conduct a corrosion survey and three quotes were received.

A motion was made by Director Kuil and seconded by Director Kamper to authorize the General Manager to approve the bid from JDH and enter into a 3-year contract with them to perform Cathodic protection and corrosion control in the amount of \$16,500. Motion passed unanimously.

**Item #6 – Consider conditional approval of Phase I development plan for the Center Point Project**

Mr. Sam Bologna indicated that SSJID has irrigation laterals and pipeline that will have to be relocated and upgraded at this development site. He said the City of Manteca’s current Storm Drainage Master Plan and Agreement with the District does not include the use of Lateral “Rg” and the City is currently in the process of modifying their Storm Drainage Master Plan to include the lateral.

A motion was made by Director Kamper and seconded by Director Kuil to authorize approval and signature of the following subject to compliance with those special conditions and requirements referenced in the developer’s agreement, item #13, as follows:

- Improvement plans for replacement of Lateral “Rj”, “Rg” and “Rgc”
- Developer’s Agreement
- Encroachment Agreement
- Grant of Easement
- Irrigation Service Abandonment Agreement
- Quitclaim (will not occur until new facilities are installed and accepted)

Motion passed unanimously.

**Item #7 – Consider approval of Access License, Hold Harmless and Indemnity Agreement for Jacob and Anna Marie Van Vliet**

Mr. Sam Bologna addressed the Board stating this agreement had been previously approved by the Board to cross the District line.

A motion was made by Director Kuil and seconded by Director Holmes to approve the agreement with stipulations as outlined in the Access License, Hold Harmless and Indemnity Agreement as described by the District; and to change item #5 on page 3 of the agreement to allow the District to terminate the License Agreement as they see fit. It is understood there is additional work to be done and add specific language. Motion passed unanimously.

**Item #8 – Consider conditional approval of amendment to the Service Abandonment Agreement for James Van Laar, APN 226-120-20**

Director Holmes asked that this item be tabled until a future Board meeting. Mr. Bologna agreed.

**Item #9 – Discussion to establish Water Season end date**

Mr. Joe Catanzarite stated that October 18 would be the best date to end the Water Season for his department.

After a brief discussion, a motion was made by Director Kuil and seconded by Director Roos to establish October 18, 2012 as the official end date for the current water season. Motion passed 34 to 1 with Director Kamper casting a no vote.

### **Item #10 – Communications**

Director Holmes

- He stated the AG water committee met this morning to discuss and review policy, Tier II customers, alternatives for the abandonment projects, setting parameters for measuring water next year relying on True Point.

~~President Holbrook~~ Vice President Roos asked for Managers Reports.

Bill Hubkey, Water Treatment Plant Manager

- Plant staff has completed the quarterly maintenance acid cleans.
- Justin Ashworth attended the GE users conference for “Zeon” users. One of the ideas he brought back is that GE is now using different coagulants in their plants. Staff is doing research on using “Aluminum Chloral Hydrate” which would require only 1/10 as much but has a much higher cost. Staff will look into all the variables but so far the jar tests look promising.
- Plant staff has removed all the damaged cassettes and has two trains ready for the V-4 modules. Zenon still states the new modules will be here the first week of October.
- Plant staff has met with Manteca staff about the testing on the M-2 site to see if flows can be increased.

Bere Lindley, Finance & Administration

- He gave a brief update on Division 9 usage and noted that the August shortfall of pressurized revenues versus electricity expense was surprisingly smaller than previous months, even though usage dropped in August . He indicated the six day lag on the billing period for electric expense, versus the the calendar month billing period for pressurized irrigation revenues could cause this to happen.

Mr. Roos asked if the billing from MID regarding a second meter had gotten straightened out. Mr. Battles said yes and the reason was that MID had switched meters. He also explained that MID had changed to a rate schedule that is more advantageous to SSJID. The new rate schedule has only energy and horse power charges. He said the district saves approximately \$1000 on the new rates.

Sam Bologna, Engineering

- Conservation Program has received 168 applications; \$1,106,130 committed; \$556,446 paid out.

Jeff Shields, General Manager

- He distributed water usage reports and TriDam daily reports and said it looks like our early year conservation efforts are paying off. Division 9 and Conservation program clearly have reduced demands by about 6,000AF. The District will use just under

200,000AF for the WTP and Irrigation and perhaps 35,000AF in Woodward and Joint MSC losses leaving us with 65,000AF and more to replenish the Conservation account.

- Delta Stewardship Council hired a new Executive Director Chris Knopp. He is retired from the U.S. Forest Services.
- Delta Water Master is seeking increased water right enforcement authority. A new report from Craig Wilson is a paper intended to lead to new legislation granting broad water right issues enforcement authority to the SWCRB similar to what they have in enforcing water quality rules.
- He told the Board he had a DVD entitled Over Troubled Waters, a 45 minute Delta story told by Delta interests such as the Save the Delta Coalition. The story blasts Westlands ID and diminishes predation. He said it is a professional quality filming and narration and will likely get broad circulation as it is already sought after in the film festival circuit.
- He circulated Draft Rules and Regulations for AG Division.

General Counsel announced the Board would be discussing items 11A, B & E under Closed Session:

**ITEM #11– CLOSED SESSION**

11. a. CONFERENCE WITH LEGAL COUNSEL-Anticipated Litigation  
Initiation of litigation pursuant to subdivision (c) of Government Code Section 54956.9  
- 2 cases
- b. CONFERENCE WITH LEGAL COUNSEL- Anticipated Litigation  
Significant Exposure to Litigation pursuant to subdivision (b) of Section 54956.9  
- 3 cases
- e. CONFERENCE WITH REAL PROPERTY NEGOTIATOR  
California Government Code Section 54656.8  
Property: A portion of District’s real property along the eastern portion of Woodward Reservoir  
Negotiating Parties: SSJID and Jeff McPhee  
District Negotiator: General Manager  
Terms: Price and Terms of payment

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

**ITEM #12 - ADJOURNMENT**

There being no further business to come before the Board, it was moved by Director Holmes and seconded by Director Roos to adjourn the meeting. Motion passed unanimously.

ATTEST: \_\_\_\_\_  
Betty Garcia, Executive Secretary