# AGENDA SOUTH SAN JOAQUIN IRRIGATION DISTRICT BOARD OF DIRECTORS REGULAR MEETING November 28, 2023

- As a courtesy, SSJID offers a teleconferencing option for members of the public who do not wish to attend the meeting in person. To join the teleconference, click <u>HERE</u> or go to <u>www.ssjid.com</u> and select "View Meetings Online." To participate by telephone, dial in at (669) 900-6833, then enter Meeting ID: 411-691-430 and Password: 719207 when prompted. In the event of disruption of service to the teleconferencing platform, the meeting will continue in-person.
- Persons wishing to make public comments in advance, may do so via email to <u>dbarney@ssjid.com</u> no later than <u>4:30 p.m.</u>, on the day before the meeting. Your comment will be distributed to the Board of Directors and kept on file as official record of the SSJID Board meeting.
- To make public comments during the live teleconference, you may alert the Board President at the time public comments are called for. All public comments are limited to 5 minutes per speaker.

CALL TO ORDER: 9:00 a.m. District Office Boardroom 11011 E. Highway 120, Manteca, California

# FLAG SALUTE - PLEDGE OF ALLEGIANCE

ROLL CALL: John Holbrook, Dave Kamper, David Roos, Glenn Spyksma, and Mike Weststeyn

**PUBLIC COMMENT:** The Board of Directors welcomes participation in Board meetings. Matters under the jurisdiction of the Board that are not posted on the Agenda, may be addressed by the general public. However, California Law prohibits the Board from taking action on any matter which is not on the posted Agenda unless the Board determines that there is an emergency or other situation specified in Government Code Section 54954.2. Per Board action taken on January 12, 1988, public comment is limited to 5 minutes per individual. If members of the public desire to address the Board relative to a particular Agenda Item at the time which it is to be considered, they should so notify the President of the Board at this time.

## CONSENT CALENDAR

ITEMS A – D

- A. Approval of South San Joaquin Irrigation District's Payments
- B. Approval of the Regular Board Meeting Minutes of November 14, 2023
- C. Financial Statements through October 2023
- D. Investment Report for October 2023

## COMMUNICATIONS

1. Directors' Reports/Comments/Suggestions

- 2. Various reports as follows:
  - a. Committee Reports
  - b. Water Treatment System Manager Report
  - c. Finance and Administration Manager Report
  - d. Irrigation Operations Manager Report
  - e. Engineering Department Manager Report
  - f. Water Resources Coordinator Report
  - g. Public and Government Relations Manager Report
  - h. General Counsel Report
  - i. General Manager Report
  - j. Report of Approval of the Following Structure Permits:
  - k. Report of Structure Abandonment Approvals:
  - 1. Report of Encroachment Agreement Approvals:

### **ACTION CALENDAR**

- 3. Consider Approval of Design Build Contract for Solar Farm Repowering Project with Nulife Power Electric Services, LLC. in an amount not to exceed \$3,000,000.00
- 4. Consider Approval of the SSJID 5-Year Plan of Major Expenditures for January 2024 December 2028
- 5. Consider Approval of the SSJID Proposed 2024 Budget

### **CLOSED SESSION**

- a. Conference with Legal Counsel Anticipated Litigation Initiation of litigation pursuant to paragraph (4) of Subdivision (d) of Government Code Section 54956.9
  4 cases
  - b. Conference with Legal Counsel Anticipated Litigation Significant exposure to litigation pursuant to paragraph (2) of Subdivision (d) of Government Code 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 v. California State Water Resources Control Board County of Sacramento Superior Court Case No. JCCP 5013

San Joaquin Tributaries Authority v. California State Water Resources Control Board (2015 Curtailment Case) Court of Appeals 6<sup>th</sup> District Case No. H047270

# ITEM 6

ITEMS 3-5

San Joaquin Tributaries Authority v. California State Water Resources Control Board (2021 Curtailment Case) County of Fresno Superior Court Case No. 21CECG02632

*SSJID vs. PG&E* Superior Court for San Joaquin County Case No. STK-CV-UED-2016-0006638

*SSJID vs. Lakeview Ranch Partners* Superior Court for Stanislaus County Case No. 2028441

California Sportfishing Protection Alliance v. Eastern San Joaquin Groundwater Authority et al. Superior Court of Stanislaus County

Case No. CV-20-001720

Dave Hegarty v. SSJID et al. San Joaquin County Superior Court Case No. STK-CU-UF-2021-0002552

d. Conference with Real Property Negotiator California Government Code Section 54656.8

i.	Property:	Water
	Negotiating Parties:	Oakdale Irrigation District, Chicken Ranch Rancheria Band of Me-Wuk Indians, Banta Carbona Irrigation District, and
		other potential unknown parties
	District Negotiator:	General Manager
	Under Negotiation:	Price and terms of payment of sale
ii.	Property:	Lateral Q/Qc Regulation Reservoir
	Negotiating Parties:	Wine Group, LLC
	District Negotiator:	General Manager
	Under Negotiation:	Price and terms of Payment of Sale
iii.	Property:	French Camp Outlet Canal at SJRRC Lathrop Wye Track
		Extension
	Negotiating Parties:	Union Pacific Railroad
	District Negotiator:	General Manager
	Under Negotiation:	Price and terms of Payment of Sale
iv.	Property:	Lateral X-W Connection
	Negotiating Parties:	Van Laar, Van Elderen, Brocchini, Bianchi
	District Negotiator:	General Manager
	Under Negotiation:	Price and terms of Payment of Sale
v.	Property:	Joint Supply Canal Canyon Tunnel
	Negotiating Parties:	Mangante, Rancheria Del Rio Estanislaus, LLC
	District Negotiator:	General Manager
	Under Negotiation:	Price and terms of Payment of Sale

### **RETURN TO OPEN SESSION**

### **ITEMS 7 – 8**

- 7. Announcement of Reportable Action(s) Taken in Closed Session
- 8. Adjourn to the Next Scheduled Meeting

 $<sup>\</sup>Box$  Items on the Agenda may be taken in any order.

 $<sup>\</sup>Box$  Action may be taken on any item listed on the agenda.

Copies of writings relating to an open session agenda item that are distributed to members of the Board, may be obtained from the District office, excluding writings that are not public records or are exempt from disclosure under the California Public Records Acts

<sup>\*</sup>Persons who require accommodation in order to participate in the meeting should contact the District's Executive Secretary at (209) 249-4623 at least 48 hours before the meeting.