

**MINUTES FOR THE APRIL 14, 2020
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. 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 \$519,524.52; Accounts Payable Wires in the amount of \$589,659.47; and Payroll dated March 27, 2020, March 31, 2020, and April 10, 2020 in the amount of \$474,402.15
- B. Approval of the Regular Board Meeting Minutes of March 24, 2020

MOTION: A motion was made by Director Holbrook and seconded by Director Weststeyn 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 Holmes attended the Eastern San Joaquin Groundwater Authority (ESJGWA) Board meeting on March 25 via teleconference.

Director Holmes attended a Groundwater Sustainability Plan (GSP) Litigation Update meeting on April 6 via teleconference. The topic was the lawsuit filed by the California Sports Fishing Alliance against the ESJGWA and all participating member Groundwater Sustainability Agencies (GSAs), including the South San Joaquin Groundwater Sustainability Agency (SSJGSA).

Director Holmes attended the ESJGWA Steering Committee meeting on April 8 via teleconference.

Director Holmes expressed thanks to staff for their cooperation and compliance with the protocols set forth in SSJID's COVID-19 Action Plan. He encouraged all to be patient during this difficult time.

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Director Roos inquired about the process for meeting attendance for the San Joaquin Tributaries Authority (SJTA) Board meeting on May 11. He asked if the SSJID board room could be set up for pertinent staff to attend the SJTA meeting via Zoom, to which Mr. Peter Rietkerk, SSJID General Manager, concurred.

Director Weststeyn inquired about the SSJID Board appointments to the SJTA. Mr. Rietkerk responded that the SJTA Board holds positions for a primary and alternate representative of SSJID. Currently, Director Roos is the primary SSJID representative, and Director Holmes is the alternate SSJID representative to the SJTA. Mr. Rietkerk will confer with Ms. Danielle Barney, SSJID Executive Assistant / Clerk of the Board, for confirmation. Director Weststeyn expressed interest to attend the SJTA meetings as an alternate SSJID representative.

Director Weststeyn commented on the recent Magnacide application and expressed appreciation to the Division Managers for getting the algae growth under control. He inquired whether there was modeling in place to gauge potential algae growth (i.e. monitoring of moss buildup, water temperature, or water flow). Mr. Rietkerk responded that water temperature and nutrient loads are noticeable variables which affect aquatic weed and algal growth, and that Mr. Walt Luihn, SSJID Environmental Compliance and Safety Officer, has increased the sophistication of the applications, but we do not have a model to predict growth. Mr. Bere Lindley, SSJID Assistant General Manager, added that the behavior of algae growth has changed in recent years.

Director Holbrook announced that the San Joaquin County Advisory Water Commission (AWC) meeting, on March 18, was canceled.

Director Holbrook announced that the Greater San Joaquin County Regional Water Coordinating Committee (SJCRWCC) meeting, on March 18, was canceled.

Director Holbrook announced that the Greater San Joaquin Regional Water Management Group meeting will be held on April 15 via Microsoft Teams Meeting, and coordinated by Ms. Katie Cole, Water Resources Planner at Woodard & Curran.

Director Holbrook announced that the AWC meeting, on April 15, was canceled.

Director Holbrook expressed thanks to all staff and Division Managers for their dedication and efforts in “staying ahead of the coronavirus.”

Director Kamper cautioned about dialogue during virtual meetings as reports are surfacing regarding the “cut and paste” of conversations to create edited comments.

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 April 13, as submitted below:

Ed Erisman, Water Treatment Plant (WTP) Manager:

- Membrane tank coating repairs were made to trains ZW2 and ZW3. The remaining repairs are on hold during coronavirus.

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- Variable Frequency Drives (VFD's) were replaced on Zenon trains ZW3 and ZW4. Staff will be replacing two trains per year.
- The WTP received the Authority to Construct letter from the San Joaquin Valley Air Pollution Control District (SJVAPCD) for the L1 booster site, emergency generator. Staff has sent letters inviting bids to furnish and install a 420 kw, diesel generator, and a 1,000 gallon fuel tank.
- WTP staff have pulled Pump #2 at the L1 booster site and are in the process of rebuilding. The motor was sent to Martech to be baked, dipped and new bearings installed. This is the first rebuild on this pump and motor since its original installation in 2005.

Bere Lindley, Assistant General Manager:

Human Resources

- Mr. Lindley has been working with Mr. Don Thornburg, SSJID Human Resources Analyst, and Ms. Robin Giuntoli, SSJID Accounting and Customer Service Manager, to implement changes to SSJID policies per the "Families First Coronavirus Response Act" aka H.R. 6201.
- The recruitment process has begun for the Accounting Technician/Payroll position. Details include:
 1. Applications have been screened for a final list of testing applicants.
 2. Testing will encompass accounting knowledge, Excel knowledge, reasoning ability, and writing skills.
 3. Mr. Thornburg has made contact with an online testing agency to assist in coordination of testing to advance the hiring process.

Accounting

- Ms. Giuntoli has been working with TimeClock Plus in preparation for electronic time entry.
 1. The meetings occur on a weekly basis and consist of assigned tasks for staff to build/enter codes; and a review of staff's work product from the previous week.
 2. Usage of the electronic time entry with a "test group" is anticipated by the next pay period.
- Ms. Giuntoli is preparing payroll processing per the Families First Coronavirus Response Act. Preparations included:
 1. Completion of building all the pay/leave codes.
 2. Completed successful performance testing. No issues to report.
- Ms. Giuntoli will meet remotely with CalPERS on April 15 regarding the results of the District's recent PERS audit, and a plan of action to amend the necessary payroll reporting corrections from January 2017 – December 2019.

Communications / Public Relations

- Staff has been reviewing the Marcia Herrmann Design work on web site design and Powered by Purpose campaign.
- The annual "Bring Your Child to Work" event has been canceled due to COVID-19. The event would have occurred on April 23.
- The first District truck, receiving the winning tailgate wrap from SSJID Art Contest, is at the sign shop.

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I/T

- Mr. Michael O’Leary, SSJID IT Systems Administrator, has been preparing users to work remotely from home; busy completing routine IT tasks (Windows Updates, antivirus monitoring, backup monitoring, etc.); refreshing laptops and desktops; assisting with the WTP SCADA Upgrade; working on the Virtual Machine consolidation; has upgraded the electronic filing system to Laserfiche 10.4 (including Forms); assisted with the WTP Door Access Control System software upgrade; continues with the SSJID Employee Intranet updates; and has been instrumental in setting up the SSJID Boardroom for Zoom meetings.

Safety

- A 6-hour application of Teton was applied to the U Lateral on April 2 for the control of Algae.
 1. Water samples were taken and have been submitted to the lab per the District’s National Pollutant Elimination System (NPDES) Permit.
- Two skids of MAGNACIDE H were ordered and delivered on April 7 for upcoming applications.
- Mr. Luihn has been conferring with Mr. Matt Macedo, SSJID Pest Control Applicator, on the Magnacide application to the Main Distribution Canal, which is scheduled for April 13 at the 26 Mile Road location. Details include:
 1. A 4-hour application with the use of dye for tracking as it moves through the system.
 2. During the application, water samples will be taken in compliance of requirements per SSJID’s NPDES permit.
 3. A bumper application will be applied at Drop #13 on April 14, for the lower portion of the District.
- Mr. Luihn submitted the NPDES Permit Annual Report to the California Water Boards. The District had no violations of the permit in 2019.
- Mr. Luihn and Mr. Macedo met with Mr. Tim Pelican, San Joaquin County Agricultural Commissioner, to discuss the Notice of Violation the District received on an alleged spray drift complaint.
 1. During this meeting, discussion included reasons the District is not at fault. Mr. Pelican concurred, expressed concerns with the Notice of Violation, stated his agency would investigate further, and would report their findings to the District. A time frame for response was not provided.
- Mr. Luihn created a Job Safety Analysis (JSA) form for Tower Climbing repairs and maintenance. The form will be used on all future tower climbing jobs to address hazard control measures and identify all high-risk activities.
- Mr. Luihn performed a Jobsite Safety Inspection, at the WTP, on the contractor hired to prep the walls of the ZW3 tank for the application of a 2-part epoxy coating. These jobsite safety inspections are performed as a precautionary measure to prevent accidents.
- Mr. Luihn has compiled “tailgate” safety meeting information and distributed out to departments.
- Mr. Luihn has updated the SSJID Safety Binders with newly purchased disinfectants for coronavirus prevention.

CFO Office

- Mr. Lindley has drafted a proposed policy for implementation of the Families First Coronavirus Response Act (FFCRA) with assistance from Ms. Sarah Bloom, SSJID Management Accountant, and Mr. Thornburg. Topic issues included:

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1. Employer implementation choices of H.R. 6201.
 2. The United States Department of Labor's mandatory poster of employee rights under the FFCRA is overly simplified, misleadingly.
 3. Misconceptions of the new benefits per H.R. 6201.
 4. Questions received from employees and supervisors regarding employee options, and the handling of a variety of leave scenarios.
- Ms. Bloom has refined an absence tracking tool in Smartsheet. Benefits/issues include:
 1. Visual tracking and/or comparison of coronavirus related absences versus ordinary absences.
 2. Requires daily updates by supervisors.
 3. Supervisor updates require less than 5 minutes, with reporting of results fully automated.
 - Mr. Lindley submitted a new draft of the 2019 annual financial report for auditor review the week of April 6.
 1. Ms. Bloom completed the management discussion and analysis section; Mr. Lindley reviewed.
 2. Mr. Lindley completed the statement of cash flows and a long overdue full rewrite of the commitments and contingencies note.
 3. Mr. Lindley and Ms. Bloom reviewed and proofread the full document (84 pages).
 4. Mr. Lindley identified problems in the statement of cash flows which he will investigate and correct.
 5. The auditors expressed interest in the GASB 68 calculations for pension accounting.
 6. Ms. Mia Brown, SSJID General Counsel, completed the Confidential Attorney's Letter to the auditors disclosing various risks.
 - Mr. Lindley and Ms. Bloom are joining the Government Finance Officers Association (GFOA).
 1. Membership cost is \$150 each per year.
 2. GFOA is an abundant source of high quality interpretation and implementation guidance for GASB accounting standards, best practices in financial management and accounting, and high quality continuing professional education.
 3. GFOA has a reputation that has given them authoritative status among financial managers and CPAs. Auditors often rely on GFOA publications for guidance.
 4. Mr. Lindley encouraged the Board to view the GFOA website at www.gfoa.org.
 - Mr. Lindley is continuing to assist with writing the new Water Supply Agreement with the cities of Escalon, Manteca, Lathrop, and Tracy.
 - Mr. Lindley prepared financial statements for the WTP Operating Committee meeting on April 13.

Frank Avila, Irrigation Operations Manager:

Water Department

- Woodward elevation is increasing and is at 206.48.
- Rain and cold weather have slowed water deliveries, but Division Managers continue to provide irrigation water per customer requests.
- Adherence to the SSJID COVID-19 Action Plan remains a priority in daily tasks. Staff is provided with disinfecting materials, which are becoming a challenge to find. Disinfecting supplies have been ordered, with delivery anticipated the week of April 13. In addition, social distancing standards continue to be emphasized in an attempt to keep the SSJID teams healthy.

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- To date, there have been no reported symptoms or cases of COVID-19 involving Operations staff members.

Shop Department

- The Shop department continues to be busy with fabrication, vehicle maintenance, and field gate repairs.
- Mr. James Ferguson, SSJID Shop Supervisor, has been busy to procure safety disinfecting materials, in addition to numerous tasks to provide a safe working environment per guidelines set forth in the SSJID COVID-19 Action Plan.

MDC/Telemetry Department

- Staff continues to make headway on getting the field Remote Telemetry Unit sites networked into the SCADA at the Control Room, and sharing that information with the proper divisions.
- The trash screen at Drop #13 is working well. Mr. Lloyd Wayman, SSJID Telemetry Systems Supervisor, is in communications with the fabricator to discuss changes to the conveyor belt to prevent larger material from rolling back (i.e. tumbleweeds), including grips fitted to the inclined belt going into the trash pile. This issue should be resolved soon.

Maintenance

- The Maintenance Department remains busy making repairs to the needs of the division's conveyance systems.
- Two (2) large trees fell across the Joint Supply Canal (JSC). The trees were removed without incident and without any disturbance to water flows.

Forrest Killingsworth, Engineering Department Manager:

Lateral Qk-Qn (Delicato)

- A pressure test was conducted on Monday March 30 to test the recent repairs and the pipeline in general. One additional pipeline leak was found, two minor standpipe leaks were identified, and a leak in the 36" gate located in the northernmost control box was discovered.
- The contractor completed repairs on April 1 and April 3.
- The pipeline will be pressure tested again when irrigation to the nearby farmers is requested.
- Two successful pressure tests, without incident, will be required prior to issuing a notice of completion for the project.

District Office Building – Back Office Restroom Failure

- A contract was issued to American Tree Service for the removal of redwood trees in preparation for the septic repair and installation. The trees are scheduled to be removed on April 20.
- Applegate Septic and Sewer has been issued a contract to install the new septic system. The contractor will be scheduled to begin work following tree removal.

Canyon Tunnel

- A presentation to the Tri-Dam Board has been scheduled, for April 16, to present the results of the 30% design effort and to present a proposal from Condor Earth to advance the project to the 60% design level.

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- At the Tri-Dam meeting, the item will be presented for discussion only. Each Board (SSJID & OID) will subsequently consider individual approvals at their following board meetings.

Updates on Remote Work in Engineering

- Over the last three weeks, engineering staff has been conducting approximately 60-70% of their work remotely. Effectiveness and productivity has been unexpectedly positive. We have embraced several technologic tools including remote desktop, Microsoft Teams, and Zoom to maintain healthy collaboration amongst team members. Regular communication has been especially enhanced through the use of Microsoft Teams and their “Chat” feature.
- The recent COVID-19 challenge has forced staff to learn new methods of conducting business, many of which will be beneficial in the long run and will likely be utilized well after the pandemic crisis has ended.

Water Master Plan

- Primary activities continue to involve infrastructure planning and identification of alternative components. A workshop with Jacobs’ staff and Engineering Department staff is scheduled to take place on April 23 to discuss the first round of alternative components and cost estimating tools.

Brandon Nakagawa, Water Resources Coordinator:

Sustainable Groundwater Management Act (SGMA) Update

- The ESJGWA Board of Directors held a special meeting on March 25 and approved the first Annual SGMA Report for submittal by the April 1 deadline. On behalf of the SSJGSA, Ripon and Escalon staff along with SSJID staff with the help of Davids Engineering, compiled and aggregated well production and irrigation delivery data from 2019 and provided it to the ESJGWA for the analysis. The Annual Report can be downloaded from California Department of Water Resources (DWR) SGMA Portal at <https://sgma.water.ca.gov/portal/gspar/submitted>.
- The ESJGWA Steering Committee met on April 7 to discuss the functions of the group, i.e. to develop future ESJGWA Board meeting agendas, tee up policy items, and develop a budget allocation for future GSP implementation costs. The Steering Committee appointed an Ad Hoc Budget Committee to discuss methods of allocating the future ESJGWA Budget due before June 30, 2020. The City of Stockton, Stockton East Water District, and the SSJGSA are appointed to the Ad Hoc Committee. Mr. Nakagawa will be participating on the Ad Hoc Committee in the coming weeks.
- The ESJGWA scheduled a special meeting on April 7 including a closed session to discuss the lawsuit brought by the California Sportfishing Protection Alliance against all GSAs adopting the Eastern San Joaquin GSP. The meeting was canceled pending further discussion. The ESJGWA is scheduled to meet, next, via teleconference on May 13.
- Also postponed was the April 15 meeting of the SSJGSA pending further discussion. The Members may meet via special meeting should the need arise before the next regularly scheduled meeting on May 20.

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 a mailer to all SSJID customers, clarifications on designating essential employees, and development of contingency

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staffing plans. The SSJID COVID-19 Action Plan is posted to the SSJID Employee Intranet Portal.

SSJID Automated Water Balance

- Davids Engineering has begun the process of collecting past years data and also creating a data handling flow chart which serves as the backbone for deciding how best to automate the data collection and analysis process. Davids Engineering is scheduling a conference call with key SSJID personnel for the end of April to discuss next steps and important decisions necessary to move forward.

Peter Rietkerk, General Manager:

- Reservoir Storage
 - New Melones storage is currently at **1,903,964 AF**, or **79-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.
- The spring pulse flow period has begun on the Stanislaus River. Flows will be pulsing up to 1,500 cfs off with a base flow of 400 cfs beginning April 8. The current flow schedule plans for the pulse flows to continue through May 5, and curtail to a base flow of 150 cfs by May 10, 2020.
- Water Supply Indicators, April 10, 2020
 - Precipitation:
 - Northern Sierra 8-Station Index is currently at **26.9** inches or **60-percent** of average to-date
 - San Joaquin 5-Station Index is currently at **21.6** inches or **63-percent** of average to-date
 - Snow:
 - Snow sensors report **20.0** inches of snow water content or **68-percent** of normal to-date in Central Sierras
 - Water Supply Projections:

April 1 Water Supply Projections

Reporting Agency	90-Percent (acre-feet)	50-Percent (acre-feet)
DWR	510,000	610,000
California Nevada River Forecast Center	548,000	646,000

NEWS

Water

- On April 7, 2020, US. District Judge Dale Drozd held a hearing on a temporary restraining order motion filed by the NRDC against the Bureau of Reclamation to stall implementation of the 2019 Biological Opinion and require the 2008/09 Biological Opinion base flows and Delta operations. The relief sought at the time would have only been through April 10, when Delta pumping operations would cut back more conservative pumping restrictions. Judge Drozd denied the

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temporary restraining order, citing “analysis that is largely untethered from any sense of the magnitude of that impact to the overall population of that species.” Drozd did make critical comments of Reclamation as well, and will be reviewing briefs from both parties on another motion for a preliminary injunction in the near future.

- State Water Resources Control Board issued a Final Water Quality Certification and Environmental Impact Report supporting Dam Removal in the Lower Klamath River, supporting a decades-long and controversial effort to remove dams in the Klamath River.
- City of Lathrop approved an \$805,000 contract with Carollo Engineers for design and consulting work to bring additional groundwater resources online within the City.

Energy

- SSJID was recently highlighted in an article in California Energy Markets titled “CA Agencies Not Letting Up on PG&E Bids.”
- South San Joaquin Irrigation District has launched its “Powered by Purpose” Public Information Campaign supporting and providing information to our local constituents about SSJID’s Retail Electric Project. SSJID’s social media, and billboards are highlighting our new public information campaign.
- The Tort Claimants Committee (TCC) representing wildfire victims in the PG&E bankruptcy are concerned that the original deal struck with PG&E has changed, citing funding dates in reorganization plan submittals that differ from what may have been part of an original settlement, and additional concerns that could erode PG&E stock value. The TCC has raised concerns about the ability for PG&E to pay wildfire claimants through stock offerings as originally proposed due to the recession and market uncertainty caused by the COVID-19 outbreak. The TCC is recommending that victims not vote on the plan until Mother’s Day so that talks can continue and supplemental information be provided to prospective voters.

General

- The spring-pulse flow action contemplated between OID/SSJID and the San Luis & Delta Mendota Water Authority and DWR will not go through in 2020. Reclamation has determined that at this time, it will not approve administration of the pulse flow, likely due to ongoing legal action between California and the U.S. over the biological opinions and Delta Operations.
- District continues to monitor and implement local and state orders, as well as CDC guidance, in response to the COVID-19 outbreak.

Director Kamper thanked the District Managers for submitting the Managers’ Reports, in writing, prior to the scheduled Board meeting. He opined that the written reports are helpful.

- Mr. Rietkerk announced the upcoming National Administrative Professionals Day which will occur on April 22. Historically, the Board of Directors has shown appreciation to the District administration staff with lunch following a regularly scheduled Board meeting. Due to COVID-19 social distancing guidelines, Mr. Rietkerk suggested consideration to provide a take-out boxed lunch as a token of appreciation to staff. Mr. Rietkerk will confer with Director Kamper on details and final decision.
- Mr. Rietkerk addressed the Board regarding the District showing appreciation to nursing staff at local area hospitals for their unfaltering efforts during the coronavirus crisis. Mr. Rietkerk and Ms. Barney have coordinated with Doctor’s Hospital of Manteca to provide boxed meals to the

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E.R. staff on April 27, through the SSJID Community Education and Awareness Program. Mr. Rietkerk will confer with Director Kamper on final details.

- Mr. Rietkerk provided a detailed description of items listed on the Stanislaus - New Melones Dam chart, dated 4/10/20 and contained in the General Manager's Report, including the projected inflow into New Melones; the actual year-to-date inflow total volumes; probabilities for inflow; and, a daily summary of flow by 1,000 acre feet into New Melones.

ACTION CALENDAR

Item #2 – Consider Approval of Proposal from Condor Earth for Assistance with the 2020 Joint Supply Canal Rock Slope Stability Project

Mr. Forrest Killingsworth, SSJID Engineering Department Manager, addressed the Board regarding the proposal submitted from Condor Earth (Condor) for the 2020/2021 Joint Supply Canal (JSC) annual maintenance. He provided background of the 5-year JSC Maintenance Plan, developed by Condor, which identified and prioritized rockslope mitigation work to 1) increase safety for the workers and equipment who enter the canal for regular maintenance work, and 2) to reduce the likelihood of slope failures that could impact the conveyance of irrigation water to downstream customers. Mr. Killingsworth further explained that the proposed scope of work is a follow-up to the Board JSC Tour on February 25, which highlighted the problematic areas.

Mr. Killingsworth gave a detailed description of the Year 1 projects of the 5-year maintenance plan work. The proposal submitted by Condor is for Task 1 work which will include developing the 2020/2021 Maintenance Season Scope of Work for Contractor Request for Quote and contractor engagement; and one Condor pre-bid site visit with contractors for a total cost of \$8,595. Staff is requesting: 1) Board authorization to initiate the process to administer the Rockslope Maintenance Project identified in the 5-year JSC Maintenance Plan – Year 1; and, 2) Board approval of Task 1 of the Condor proposal to develop a scope of work for the 2020/2021 JSC maintenance season.

MOTION: A motion was made by Director Holbrook and seconded by Director Weststeyn to authorize staff to initiate the process to administer the Rockslope Maintenance Project identified in the 5-year JSC Maintenance Plan – Year 1; and, 2) to approve Task 1 of the Condor proposal to develop a scope of work for the 2020/2021 JSC maintenance season for a cost of \$8,595.

The motion passed 5 to 0 by the following vote:

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

Item #3 – Consider Approval of Resolution 20-07-Q Authorizing the Disposition of Property No Longer Necessary for District Purposes

Mr. O'Leary addressed the Board regarding the disposal of surplus IT equipment, electronic equipment, and furniture. He explained that the District has upgraded or acquired new equipment and the surplus

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items are taking up valuable storage space. Because of the advanced age of the items, the District's intent is to place the items in the trash or dispose at the San Joaquin County e-waste facility.

MOTION: A motion was made by Director Weststeyn and seconded by Director Holmes to adopt Resolution #20-07-Q Authorizing the Disposition of Property No Longer Necessary for District Purposes.

**SOUTH SAN JOAQUIN IRRIGATION DISTRICT
RESOLUTION 20-07-Q**

**AUTHORIZING THE DISPOSITION OF PROPERTY
NO LONGER NECESSARY FOR DISTRICT PURPOSES**

WHEREAS, the District may dispose of equipment it finds no longer necessary for District purposes; and,

WHEREAS, the following will be properly disposed of:

<u>Qty</u>	<u>Description</u>	<u>Purchase Date</u>	<u>Serial/Asset Number</u>
1	Panasonic CF-53 Laptop	3/2013	002172
1	Panasonic CF-53 Laptop	3/2013	002174
1	Panasonic CF-53 Laptop	3/2013	002175
1	Panasonic CF-53 Laptop	3/2013	002176
1	Panasonic CF-53 Laptop	3/2013	002177
1	Panasonic CF-53 Laptop	3/2013	002178
1	Panasonic CF-53 Laptop	3/2013	002179
1	Panasonic CF-53 Laptop	1/2015	002230
1	Panasonic CF-53 Laptop	1/2015	002231
1	Cisco WS-C3560X-24T-S Network Switch	8/2011	FDO1601P02L
2	Army Surplus Filing Cabinet	N/A	N/A

THEREFORE, BE IT RESOLVED that the District authorizes staff to dispose of the above listed surplus equipment.

PASSED AND ADOPTED this 14th day of April 2020 by the following roll call vote:

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

The undersigned Secretary of South San Joaquin Irrigation District certifies that the foregoing Resolution was adopted by the Board of Directors at a meeting held on April 14, 2020.

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ATTEST:

Peter M. Rietkerk, Secretary

Item #4 – Consider Approval of Side-letter with IBEW Local 1245 Regarding Implementation of Supreme Court Janus vs. AFSCME Decision

Mr. Rietkerk addressed the Board and provided background of the June 27, 2018, United States Supreme Court ruling in *Janus vs. AFSCME*, which determined that unions in the public sector can no longer require member payment of union dues or fair share fees under agency-shop agreements. Furthermore, Senate Bill (SB) 866 and Assembly Bill (AB) 119, signed in 2018 and 2017, respectively, also required employers to meet and confer with union representatives to implement aspects of the Supreme Court decision. SB 866 sets out requirements for the implementation of the Supreme Court decision and makes new employee orientations confidential. AB 119 requires employers to provide union representatives access to new-employee orientations.

Staff is recommending approval of a proposed side letter which will modify the current Memorandum of Understanding (MOU), between SSJID and IBEW Local 1245, to implement the *Janus vs. AFSCME* Supreme Court Decision requirements.

MOTION: A motion was made by Director Holbrook and seconded by Director Holmes to approve the side-letter with IBEW Local 1245 regarding implementation of the United States Supreme Court *Janus vs. AFSCME* Decision, SB 866, and AB 119; authorize the General Manager to sign the side-letter with IBEW Local 1245; and, update the current MOU between SSJID and IBEW Local 1245 in compliance with the law.

The motion passed 5 to 0 by the following vote:

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

Item #5 – SSJID Strategic Plan Projects Update

Mr. Rietkerk addressed the Board to provide an update on status and/or staff actions taken to implement the SSJID Strategic Plan. He provided background of the SSJID 2017-2021 Strategic Plan, approved by the Board on June 13, 2017, that identified goals, strategies, and objectives to guide the SSJID Board and staff over the following five years. Following adoption of the Strategic Plan, staff presented the Board with the first version of the Strategic Implementation Program (SIP), on September 12, 2017, which lists specific projects to represent deliberate progress towards achieving the District’s vision for the future. The SIP list is updated annually, before annual budgeting, to account for current initiatives, threats, opportunities, and/or propose new projects. Staff provides the Board with regular progress

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updates on the SIP to ensure accountability in implementing the Strategic Plan, and provide an opportunity for open discussion of results and successes in project implementation.

Mr. Rietkerk provided a detailed description of the Strategic Plan 2020 Implementation Program Report, and gave status updates of projects completed and/or ongoing. He summarized that the presented report is for informational purposes, does not require Board action, and some projects have been delayed due to COVID-19 guidelines. Ms. Barney assisted in interviewing staff for project updates, and entering of data.

Item #6 – Coronavirus (COVID-19) Update

Mr. Rietkerk addressed the Board regarding recent District action in response to House Bill (H.R.) 6201 “Families First Coronavirus Response Act” which requires employers to provide to all employees:

- Paid sick leave (up to 80 hours) if the employee is quarantined and/or experiencing COVID-19 symptoms.
- Paid sick leave (up to 80 hours) if the employee needs to care for an individual subject to quarantine, or care for a child (under 18 years of age) whose school or child care provider is closed for reasons related to COVID-19.
- Extended Family Medical Leave Act (FMLA) (up to 10 weeks) if the employee needs to care for a child whose school or child care provider is closed for reasons related to COVID-19.

Additional District action includes daily monitoring of reported cases, deaths, and recoveries related to coronavirus for San Joaquin and Stanislaus Counties; daily monitoring of COVID-19 updates provided by the Centers for Disease Control and Prevention (CDC); providing Personal Protective Equipment (PPE) face covers, per CDC guidelines, to pertinent staff; and providing non-PPE face covers to all staff.

Mr. Brandon Nakagawa, SSJID Water Resources Coordinator, is working on the SSJID Critical Staffing Plan which includes a contingency plan to develop framework for the temporary rehire of retired employees; and consideration of flexibility for employees to fill positions out of their regular scope of work.

Mr. Lindley conferred with Liebert Cassidy Whitmore on the requirements of HR 6201 and distributed a handout detailing the benefits, paid leave amounts, and qualifying reasons of the bill’s “Emergency Paid Sick Leave,” and “Expanded FMLA.” He further discussed changes which will need to occur to SSJID policy, and definitions of the SSJID “emergency responders” and “essential workers.” Additional discussion included considerations of an application process for HR 6201 leave, and if leave can be used intermittently. HR 6201 federal benefits will be available through December 31, 2020.

Mr. Nakagawa identified SSJID as a business providing essential services supporting the following critical infrastructure sectors: agriculture, drinking water, utilities, and public works. All SSJID employees have been classified as essential, some are identified as needing to report to their respective worksites, and some have been identified to be able to work remotely or report intermittently. The list could be revised to categorize certain emergency responders, and if needed, to revisit classifying employees as non-essentials. Overwhelmingly, SSJID employees want to continue to report for work.

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Mr. Nakagawa reported that San Joaquin County will be reviewing their definitions of, and requirement for, critical and non-essential businesses. He added that law enforcement has yet to start making traffic-stops for travelers who are traveling to and from work within the County. In addition, Governor Gavin Newsom is outlining a framework for reopening the economy in California.

Mr. Lindley stated that HR 6201 could provide a risk of abuse though most SSJID employees want to work. Mr. Rietkerk added that the District had provided flexibility to employee leave due to COVID-19, prior to HR 6201. He summarized that he is “appreciative of the efforts staff has taken for their own health and safety, and that of their co-workers.”

It was announced that all items in closed session would be discussed. The Board took a break at 10:45 a.m. and convened to closed session at 10:55 a.m.

Item #7 – Closed Session

7. 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
 - 5 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

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SSJID vs. Lakeview Ranch Partners
Superior Court for Stanislaus County
Case No. 202844

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

- d. Conference with Real Property Negotiator
California Government Code Section 54656.8
Property: Water
Negotiating Parties: Oakdale Irrigation District, United States Bureau of Reclamation,
Department of Water Resources, San Luis and Delta Mendota
Water Authority, South Delta Water Agency
District Negotiator: General Manager
Terms: Price and terms of payment of sale

- e. Conference with Real Property Negotiator
California Government Code Section 54656.8
Property: Water
Negotiating Parties: South Delta Water Agency
District Negotiator: General Manager
Terms: Price and terms of payment of sale

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

- g. Labor Negotiations
California Government Code Section 54957.6
Agency Negotiator: General Manager
Employee Organization: Management Unit

- h. Conference with General Manager – Threat to Public Services or Facilities
California Government Code Section 54957(a)

The Board reconvened to open session at 12:23 p.m.

Disclosure of reportable actions taken in Closed Session, pursuant to Government Code Section 54957.1:

Item #7.d. – Conference with Real Property Negotiators

Ms. Brown disclosed that the South San Joaquin Irrigation District, Oakdale Irrigation District, State Water Project Contractors, and San Luis & Delta-Mendota had reached agreement in principle to provide

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50,000 acre-feet through the previously approved spring-pulse flow action at a price of \$250 per acre-foot.

However, due to Reclamation's lack of willingness to coordinate with the parties, and no feedback from Department of Water Resources, this beneficial action for both the environment and water users, will not move forward in spring 2020.

There were no other reportable actions taken in closed session.

Item #8 – ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 12:24 p.m.

ATTEST:

Danielle Barney, Clerk of the Board