

**MINUTES FOR THE JUNE 22, 2021
REGULAR MEETING OF THE SSJID BOARD OF DIRECTORS**

The Board of Directors of the South San Joaquin Irrigation District (SSJID) 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 Holmes called the meeting to order and led the flag salute. Upon roll-call the following members were noted present:

DIRECTORS: HOLBROOK HOLMES KAMPER WESTSTEYN
ABSENT: ROOS

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 \$925,520.73; Accounts Payable Wires in the amount of \$746,925.47; and Payroll dated June 7, 2021 in the amount of \$130.34, June 18, 2021 in the amount of \$255,177.00, and June 30, 2021 in the amount of \$4,910.72.

B. Approval of the Regular Board Meeting Minutes of June 8, 2021

Director Holmes noted a correction to be made to page 2, paragraph 2, “Director Holmes reported that he attended the Eastern San Joaquin Groundwater Authority Steering Committee meeting on June 2...” *Corrected from reading “...Steering Committee meeting on May 12...”*

C. Approval of Notice of Completion for Woodward Outlet Structure Rehabilitation Project

D. May 2021 Financial Statements

E. May 2021 Investment Report

MOTION: A motion was made by Director Kamper and seconded by Director Weststeyn to approve the Consent Calendar as amended.

The motion passed 4 to 0 by the following vote:

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

COMMUNICATIONS

Item #1 – Directors’ Reports

Director Holbrook attended the Manteca Chamber of Commerce’s 2021 “Installation and Awards Dinner” on June 17. Also in attendance were local officials. He expressed gratitude to represent the District.

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Director Holbrook reported that he participated in a SSJID sponsored foursome for the annual Manteca Children's Foundation "Antone Raymus Golf Tournament" on June 18. He opined that it was a good event and a warm day at 110 degrees. The luncheon honoree was the George Perry family for their community contributions spanning many years. Director Holbrook added that he attended school with three (3) of the family members and concurred on the well-deserved honor.

Director Holbrook reported that he attended the San Joaquin County (SJC) Advisory Water Commission (AWC) meeting on June 16, via remote access from the District Office.

Director Holbrook reported that he attended the Greater SJC Coordinating Committee (CC) meeting on June 16, via remote access from the District Office. He stated that the committee is still trying to encourage agencies to join the Integrated Regional Water Management Plan (IRWMP) for eligibility to potentially receive funding for projects.

Director Weststeyn reported that he attended the South San Joaquin Groundwater Sustainability Agency (SSJGSA) Board meeting on June 16.

Director Weststeyn reported that he attended the AWC meeting on June 16, via remote access from the District Office.

Director Weststeyn reported that he attended the SJC CC meeting on June 16, via remote access from the District Office.

Director Weststeyn reported that he attended the Tri-Dam Board meeting on June 17.

Director Kamper reported that he attended the SSJGSA Board meeting on June 16.

Director Kamper reported that he attended a consultation meeting with Govinvest on June 16, at the District Office.

Director Holmes reported that he attended the SSJGSA Board meeting on June 16.

Director Holmes reported that he attended the meeting with Govinvest on June 16, at the District Office. Discussion included CalPERS unfunded pension liability.

Director Holmes attended the Tri-Dam Board meeting on June 17.

Director Holmes commented on a recent email received which provided "talking points" regarding the District water transfers. He suggested providing "talking points" regarding the District's history of past water transfers, as well.

Item #2 – Various Reports

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 21, 2021.

Mr. Peter Rietkerk, SSJID General Manager, circulated to the Board for viewing, multiple notes and a plaque received from community organizations thanking SSJID for the Community Education Awareness Program (CEAP) sponsorship donations of events. He added that a recent request was

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received from the Manteca Sunrise Kiwanis Club for sponsorship, as well as to grow young pumpkin plants they provided, for their upcoming 2021 Pumpkin Fair. Director Kamper has donated a peach bin to use as a pumpkin planter.

Mr. Rietkerk reported on the District's recent efforts related to the 2021 drought, which included responding to media regarding district drought year actions; coordinating with the San Joaquin Tributaries Authority (SJTA) member agencies on responses to water unavailability notices; and working with local agencies to coordinate on letters regarding the lack of need for curtailment in the San Joaquin River basin. Included in the General Manager's Report, dated June 22, 2021, was a copy of a letter from the SJTA member agencies, to the California State Water Resources Control Board (Water Board), regarding the Water Board's proposed curtailment actions and SJTA's response of a proposed San Joaquin River System Voluntary Agreement.

Mr. Rietkerk stated that the California Department of Industrial Relations Division of Occupational Safety and Health (Cal/OSHA) approved revisions to the COVID-19 Prevention Emergency Temporary Standards on June 17. Further discussion will be held in Closed Session.

Mr. Rietkerk reported that he was invited as a guest speaker at the Manteca Kiwanis Club on June 10. He stated that the Manteca Kiwanis is very involved in the betterment of their community, and an enthusiastic, positive group was in attendance at the meeting. Mr. Rietkerk's presentation highlighted SSJID's role in the local community providing drainage, irrigation, and Water Treatment Plant (WTP) services.

ACTION CALENDAR

Item #3- PUBLIC HEARING – Presentation and Public Hearing on the 2020 Urban Water Management Plan and Water Supply Contingency Plan

Mr. Brandon Nakagawa, SSJID Water Resources Coordinator, addressed the Board regarding the 2020 Urban Water Management Plan (UWMP) and Water Supply Contingency Plan (WSCP) and cited the administrative requirement to update the plan every five (5) years. Mr. Nakagawa presented a PowerPoint presentation and provided a summary of the 2020 UWMP and WSCP; and detailed explanations of the regulatory context; the utility of the UWMP for audiences such as developers; UWMP contents including background and drought planning; WSCP contents; and the 2020 UWMP Update adoption process. He stated that following today's public hearing and subsequent adoption of proposed Resolution 21-19-W Adopting the 2020 Urban Water Management Plan and Water Supply Contingency Plan, the District will have 30-days to submit the UWMP and WSCP.

Staff recommended the Board adopt the 2020 UWMP and WSCP; direct staff to file and publish the adopted UWMP and WSCP and send to the California Department of Water Resources (DWR), appropriate counties, cities, and groundwater sustainability agencies; and direct the General Manager to implement the appropriate actions related to the UWMP. Mr. Nakagawa concluded and stated that the Board reserves the right to modify and re-adopt the UWMP should conditions change or new information becomes available.

Director Holbrook requested clarification if the proposed UWMP and WSCP is for the year 2020 or 2021. Mr. Nakagawa responded that the State requires that the UWMP and WSCP cover the period ending 2020 and then looking to the future from there.

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Director Holmes opined on the importance of the UWMP and WSCP. He thanked Mr. Nakagawa for his thorough presentation.

1. Opening of Public Hearing – Announced by Director Holmes
2. Public Comment – None
3. Close of Public Hearing

Item #4 – Consider Adoption of Resolution 21-19-W Adopting the 2020 Urban Water Management Plan and Water Supply Contingency Plan

MOTION: A motion was made by Director Holbrook and seconded by Director Kamper to adopt Resolution 21-19-W Adopting the 2020 Urban Water Management Plan and Water Supply Contingency Plan.

**SOUTH SAN JOAQUIN IRRIGATION DISTRICT
RESOLUTION 21-19-W**

**ADOPTION OF 2020 URBAN WATER MANAGEMENT PLAN AND
WATER SHORTAGE CONTINGENCY PLAN**

WHEREAS, the South San Joaquin Irrigation District (“SSJID”) is a California irrigation district operating under and by virtue of Division 11 of the California Water Code; and

WHEREAS, the Urban Water Management Planning Act, California Water Code Section 10610 *et seq.*, requires urban water suppliers to prepare and adopt an Urban Water Management Plan (UWMP) and Water Shortage Contingency Plan (WSCP) every five years on or before July 1; and

WHEREAS, the SSJID is an urban water supplier and wholesaler as defined by the Urban Water Management Planning Act; and

WHEREAS, California Water Code Section 10652 exempts from the California Environmental Quality Act the preparation, adoption, and amendment of UWMPs; and

WHEREAS, SSJID notified the County of San Joaquin and the Cities of Escalon, Lathrop Manteca, Ripon, and Tracy of the opportunity to participate in the development of the 2020 UWMP; and

WHEREAS, SSJID prepared a draft 2020 UWMP and WSCP pursuant to the Urban Water Management Planning Act and DWR guidance; and

WHEREAS, on June 8, 2021, District staff posted the draft 2020 UWMP and appendices to the SSJID website for public review; and

WHEREAS, in accordance with Government Code Section 6066, the District published a legal notice in the Manteca Bulletin on June 8, 10, and 15, 2021 notifying the public of the availability of the draft 2020 UWMP and appendices on the District’s website and of the time and place for the public hearing to be held at 9:00 a.m. on June 22, 2021 at a regularly scheduled meeting of the SSJID Board of Directors; and

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WHEREAS, due to the COVID-19 pandemic, SSJID offers limited in-person and teleconference participation in the public hearing; and

WHEREAS, the District Board of Directors duly held a public hearing at its regular meeting on June 22, 2021.

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

1. The 2020 UWMP and WSCP are hereby adopted; and
2. Staff is hereby directed to file the adopted UWMP and WSCP with DWR and other required agencies; and
3. The General Manager is hereby authorized and directed to take appropriate action to implement the 2020 UWMP and WSCP.

NOW, THEREFORE BE IT FURTHER RESOLVED, that this Board of Directors hereby reserves the right to modify and adopt the UWMP consistent with the California Water Code and DWR guidance should conditions change or if new information becomes available.

PASSED AND ADOPTED on this 22nd day of June 2021 by the following vote:

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

Item #5 – Coronavirus (COVID-19) Update and Action as Necessary

Mr. Rietkerk stated there is nothing new to report.

Item #6 – Consider Adoption of Resolution 21-18-L Paying and Reporting the Value of Employer Paid Member Contributions for Management Unit Employees

Mr. Bere Lindley, SSJID Assistant General Manager, addressed the Board regarding the recent findings of the California Public Employees’ Retirement System (CalPERS) audit regarding Employer Paid Member Contributions (EPMC) for the review period of October 1, 2017 through September 30, 2020. The audit determined that the District did not have a resolution on file that matched the signed Memorandum of Understanding for the Management Unit which states the value of EPMC is to be reported as wages. Mr. Lindley emphasized that wages have always been correctly reported, and proposed revisions pertain strictly to the language contained in the resolution.

MOTION: A motion was made by Director Kamper and seconded by Director Weststeyn to adopt Resolution 21-18-L Paying and Reporting the Value of Employer Paid Member Contributions for Management Unit Employees.

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**SOUTH SAN JOAQUIN IRRIGATION DISTRICT
RESOLUTION 21-18-L**

**RESOLUTION FOR PAYING AND REPORTING THE VALUE OF
EMPLOYER PAID MEMBER CONTRIBUTIONS FOR
MANAGEMENT UNIT EMPLOYEES**

WHEREAS, the governing body of the South San Joaquin Irrigation District has the authority to implement Government Code Section 20636(c) (4) pursuant to Section 20691; and

WHEREAS, the governing body of the South San Joaquin Irrigation District has a written labor policy or agreement which specifically provides for the normal member contributions to be paid by the employer, and reported as additional compensation; and

WHEREAS, one of the steps in the procedures to implement Section 20691 is the adoption by the governing body of the South San Joaquin Irrigation District of a Resolution to commence paying and reporting the value of said Employer Paid Member Contributions (EPMC); and

WHEREAS, the governing body of the South San Joaquin Irrigation District has identified the following conditions for the purpose of its election to pay EPMC:

- This benefit shall apply to all classic employees of the Management Unit Group.
- This benefit shall consist of South San Joaquin Irrigation District paying 100% of the employee's normal contributions as EPMC, and reporting the same value of compensation earnable{excluding Government Code Section 20636(c)(4)}as additional compensation.
- The effective date of this Resolution shall be 01/01/2009.

NOW THEREFORE, BE IT RESOLVED, by this Board of Directors that the governing body of the South San Joaquin Irrigation District elects to pay and report the value of EPMC, as set forth above.

PASSED AND ADOPTED this 22nd day of June, 2021, by the following vote:

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

Item #7 – Approval of Proposal from Tesco Controls, Inc., for the Irrigation Enhancement Project's Spare Variable Frequency Drive

Mr. Lloyd Wayman, SSJID Telemetry Systems Supervisor, addressed the Board and distributed a revised quote, from Edges Electrical Group, for the purchase of the Irrigation Enhancement Project's spare variable frequency drive (VFD). Mr. Wayman explained of a component failure last year in a VFD that controlled a 125 horsepower (hp) motor/pump and subsequent reduction of the system's capacity and customer service due to a 90-day wait for parts and service. He stated that four (4) out of the five (5) main pumps are 250 hp, and the loss of one of these larger pumps would be detrimental.

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Mr. Wayman provided a detailed explanation of the mechanics and purposes of the VFDs; the locations of the VFDs on all major pumps on Division 9; and the future allocation of a project in the five-year plan that includes an additional pump motor, flow meter and drive. He stated the purchase would provide back-up support in the event of a failure to any of the listed components.

Staff requested quotes from Tesco Controls, Inc. (Tesco), and Edges Electrical Group. Tesco had previously provided the District with a motor control center (MCC) including several VFDs, for the Division 9 Irrigation Project.

Staff recommended Board approval for Tesco Controls, Inc. to provide VFDs for the District's Division 9 pressurized system 250 hp, 150 hp, and 60 hp motors and pumps at a total cost of \$112,195. The approved SSJID 2021 Capital Expenditure Budget included \$110,000 for the purchase of one (1) each 250 hp, 125 hp, and 60 hp VFDs, totaling a budget increase of \$2,195.

Board discussion included warrantees which would commence upon receipt for inventoried items, and consideration to not purchase pumps which might be shelved for years. Mr. Wayman expressed confidence in Tesco's products and customer service. Director Holmes noted that an update to the Capital Expenditure Budget will be presented at the next Board meeting.

MOTION: A motion was made by Director Kamper and seconded by Director Weststeyn to approve the proposal from Tesco Controls, Inc., to provide spare variable frequency drives for the District's Irrigation Enhancement Project, for a total cost of \$112,195.

The motion passed 4 to 0 by the following vote:

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

Item #8 – Approval of Change Order (COR 002.1) from Auburn Construction for the WTP Drying Bed Project

Mr. Justin Ashworth, SSJID Operations Supervisor, addressed the Board regarding a change order from Auburn Construction for the changes proposed to the design of the barriers inside the WTP's new drying beds. Mr. Ashworth explained that during the design phase of the new drying beds, staff requested that the design engineer provide an option for the construction and implementation of removable, K-rail like, concrete barriers to be placed inside the beds in an effort to alleviate wind and wave action. He further explained that the barriers are designed to be installed to create a serpentine path for the water to follow which provides an increased opportunity for solids in the water to settle out before water is decanted and returned to the front of the WTP. Mr. Ashworth thoroughly described the functions and processes of the drying beds, and stated that research has shown that barriers provide a significant reduction in wave frequency, thus the probability to improve efficiency.

Recently it was identified that the concrete barriers were designed as standard California Department of Transportation (Caltrans) K-rails which have a height of 2 feet, 8 inches, and the average wall height of the new drying beds is 4 feet, 6 inches, which means that the designed barriers would not fulfill the District's needs. The original K-rail option bid was separate from the total project but included as an option, at a cost of \$122,000 for all labor and materials. Auburn Construction has provided a change

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order for the modified K-rail design at an additional cost of \$97,906 including eleven (11) additional contract days. The entire drying bed project was approved and budgeted at \$4,250,000 in 2020. Including the \$97,906 change order, the total project cost would still be approximately \$200,000 under budget.

Board discussion included portable versus anchored barriers, the dimensions of the portable barriers at 9-foot, 1,000-pound sections each, and utilizing lifting eyes to move the barriers. Board inquiry included status of the 11-day concrete extension test. Mr. Ashworth responded that testing on Drying Bed #5 was completed on June 21, and cracks on the interior wall were identified. A meeting with the consultant is scheduled on the day of this Board meeting to address issues. The water is being transferred to Drying Bed #6 to commence the 11-day concrete extension test. Mr. Ashworth will provide the Board with a follow-up status report at a future Board meeting.

MOTION: A motion was made by Director Holbrook and seconded by Director Weststeyn to approve Change Order (COR 002.1) from Auburn Construction for the WTP Drying Bed Project, at an additional project cost of \$97,906.

The motion passed 4 to 0 by the following vote:

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

Item #9 – Consider Adoption of Resolution 21-20-W Approving a Water Transfer Agreement By and Between Oakdale Irrigation District, South San Joaquin Irrigation District, and Stockton East Water District; and Resolution 21-21-W Approving a California Environmental Quality Act Notice of Exemption for a Water Transfer By and Between Oakdale Irrigation District, South San Joaquin Irrigation District, and Stockton East Water District

Mr. Nakagawa addressed the Board and provided background of Oakdale Irrigation District (OID) and SSJID historically jointly entering in agreements with Stockton East Water District (SEWD) for the temporary transfer of water based on the Districts’ pre-1914 water rights. He explained the needs of SEWD’s service area, and that the water would be diverted by SEWD at Goodwin Dam and conveyed via the Upper Farmington Canal. Due to extreme drought conditions and based on recent water supply projections, the Districts will need to access a portion of its Conservation Account as recognized in the 1988 Agreement and Stipulation with the United States Bureau of Reclamation. Mr. Nakagawa stated that SSJID will have sufficient water supplies to meet the needs of agricultural irrigation customers and the WTP customers without mandatory cutbacks.

Mr. Nakagawa noted a correction that the temporary transfer to SEWD would be up to 1,570 acre-feet (AF), and not 1,750 as stated in Agenda Item #9 staff report. SEWD has agreed to pay \$125 per AF for the 2021 irrigation season. OID and SSJID are 50/50 partners in the temporary water transfer with each receiving \$98,125. There are also minimal administrative costs for processing the water transfer agreement and filing of the California Environmental Quality Act (CEQA) Notice of Exemption.

Mr. Rietkerk added that the proposed temporary water transfer agreement, and subsequent resolution are almost identical to the 2020 agreement and previous. Minor revisions included changes to language regarding CEQA.

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Mr. Nakagawa stated that the temporary water transfer to SEWD has a direct benefit to the Eastern San Joaquin Groundwater Authority (ESJGWA) by reducing groundwater usage. He will follow-up with the ESJGWA to ensure the SSJGSA receives credit for this contribution to the San Joaquin Groundwater Basin.

MOTION: A motion was made by Director Weststeyn and seconded by Director Holbrook to adopt Resolution 21-20-W Approving a Water Transfer Agreement By and Between Oakdale Irrigation District, South San Joaquin Irrigation District, and Stockton East Water District.

**SOUTH SAN JOAQUIN IRRIGATION DISTRICT
RESOLUTION NO. 21-20-W**

**RESOLUTION APPROVING A WATER TRANSFER AGREEMENT
BY AND BETWEEN OAKDALE IRRIGATION DISTRICT,
SOUTH SAN JOAQUIN IRRIGATION DISTRICT, AND
STOCKTON EAST WATER DISTRICT**

WHEREAS, the Oakdale Irrigation District and South San Joaquin Irrigation District (collectively called “Districts”) are California irrigation districts operating under and by virtue of Division 11 of the California Water Code; and

WHEREAS, the Districts are co-owners of certain water rights on the Stanislaus River, including pre-1914 appropriative rights to divert water from the Stanislaus River for irrigation of lands within the Districts, and various post-1914 appropriative rights to store Stanislaus River water in various reservoirs for diversion to irrigate lands within the Districts, as well as to generate electrical power; and

WHEREAS, Stockton East Water District (“SEWD”) supplies irrigation, municipal and industrial (M&I) and domestic water to portions of the Eastern San Joaquin Groundwater Subbasin from a combination of surface and groundwater sources; and

WHEREAS, this Board of Directors has determined that surplus water is available for temporary transfer during the water year ending September 30, 2021.

NOW, THEREFORE, BE IT RESOLVED that the South San Joaquin Irrigation District Board of Directors does hereby approve the Temporary Water Transfer Agreement By and Between Oakdale Irrigation District, South San Joaquin Irrigation District and Stockton East Water District and authorize the General Manager to execute the agreement.

PASSED AND ADOPTED this 22nd day of June 2021 by the following vote:

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

MOTION: A motion was made by Director Kamper and seconded by Director Weststeyn to adopt Resolution 21-21-W Approving a California Environmental Quality Act Notice of Exemption for a

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Water Transfer By and Between Oakdale Irrigation District, South San Joaquin Irrigation District, and Stockton East Water District.

**SOUTH SAN JOAQUIN IRRIGATION DISTRICT
RESOLUTION NO. 21-21-W**

**APPROVAL OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT
NOTICE OF EXEMPTION FOR A TEMPORARY WATER TRANSFER AGREEMENT
BY AND BETWEEN OAKDALE IRRIGATION DISTRICT,
SOUTH SAN JOAQUIN IRRIGATION DISTRICT, AND
STOCKTON EAST WATER DISTRICT**

WHEREAS, the Oakdale Irrigation District (“OID”) and South San Joaquin Irrigation District (“SSJID”) (collectively called “Districts”) are California irrigation districts operating under and by virtue of Division 11 of the California Water Code; and

WHEREAS, the Districts are co-owners of certain water rights on the Stanislaus River, including pre-1914 appropriative rights to divert water from the Stanislaus River for irrigation of lands within the Districts, and various post-1914 appropriative rights to store Stanislaus River water in various reservoirs for diversion to irrigate lands within the Districts, as well as to generate electrical power; and

WHEREAS, Stockton East Water District (“SEWD”) supplies irrigation, municipal and industrial (M&I) and domestic water to portions of the Eastern San Joaquin Groundwater Subbasin from a combination of surface and groundwater sources; and

WHEREAS, the Districts’ senior water rights are satisfied by and through the performance of a settlement agreement with the USBR (the 1988 Agreement) which requires the USBR to deliver water to the Districts at Goodwin Dam each year; and

WHEREAS, this Board of Directors adopted Resolution 21-20-W, approving a Temporary Water Transfer Agreement By and Between the Districts and Stockton East Water District for the water year ending September 30, 2021; and

WHEREAS, the proposed transfer (Project) would utilize existing water conveyance infrastructure and no construction would take place; and

WHEREAS, the proposed Project has been determined by this Board of Directors to be categorically exempt from California Environmental Quality Act (CEQA) based on the ongoing operation exemption in 14 Cal. Code Regs. 15261; projects designed to protect the environment (14 Cal. Code Regs. 15307); no change or expansion of existing diversion and pumping facilities (14 Cal. Code Regs. 15301); and on the basis that there is no possibility that release of the subject water into the Stanislaus River for re-diversion in the southern delta in this water year will cause any significant impacts in the environment; and

WHEREAS, OID’s main office is located in Stanislaus County; and SSJID’s and SEWD’s main offices are located in San Joaquin County; and

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WHEREAS, SSJID is the custodian of the documents or other material which constitute the record of proceedings upon which the Board's decision is based, and SSJID's main office is the location of this record.

NOW THEREFORE, BE IT RESOLVED, by this Board of Directors that:

1. The foregoing recitals are true and correct.
2. The proposed Project has been determined to be categorically exempt from CEQA based on the ongoing operation exemption in 14 Cal. Code Regs. 15261; projects designed to protect the environment (14 Cal. Code Regs. 15307); and no change or expansion of existing diversion and pumping facilities (14 Cal. Code Regs. 15301).
3. A Notice of Exemption is approved (and is on file in SSJID's records).
4. Staff is authorized and directed to file a Notice of Exemption at the Clerk's Office (or other authorized place) of San Joaquin County in the manner prescribed by the CEQA.

PASSED AND ADOPTED this 22nd day of June 2021 by the following vote:

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

Item #10 – Consider Approval of SSJID Job Description and Compensation for Public and Government Relations Manager

Mr. Rietkerk addressed the Board and explained that, historically, the role of SSJID Public Relations Director would entail support of and/or participation in local community events; promoting SSJID services; promoting SSJID mission, vision, and values; promoting safety programs; generating trust with customers and the local community; and a recent increased focus on social media posts. He stated that the recent retirement of the Public Relations Director prompted discussion among the District's Senior Leadership Group, and Public Relations Committee to further implement the SSJID Strategic Plan and bring additional skillsets to the public relations position to include legislative and regulatory skills.

Mr. Rietkerk detailed the new job description for a proposed SSJID Public and Government Relations Manager which would focus on proposed legislation and legislative solutions, and maintaining relationships on local, state, and federal levels. He stated the proposed functions would benefit District relations with Association of California Water Agencies (ACWA), California Municipal Utilities Association (CMUA), and American Public Powers Association (APPA). He added that current public relations functions have temporarily been tasked to staff in addition to their regular workload: Ms. Sarah Bloom, SSJID Management Accountant, is handling the District's social media posts; and Ms. Danielle Barney, SSJID Executive Assistant/Clerk of the Board is handling CEAP sponsorship requests, and public relations tasks.

Staff reviewed similar classifications of local agencies and performed a limited salary survey to determine an appropriately competitive annual compensation for the newly proposed classification. The newly proposed compensation is approximately \$25,683 higher than the currently approved and

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budgeted Public Relations Director position, based on government affairs/relations related classifications typically garnering higher compensation as compared to strictly public relations functions. The maximum proposed compensation for this classification is \$140,000 per year (top step in SSJID's 5-step pay schedule), or \$67.31 per hour.

Board discussion included the necessity of the position; the future need for support staff and/or an assistant; the positive political benefits to SSJID; and the importance of finding the right personality. Mr. Rietkerk concurred and stated the District will seek a high caliber individual with the ability to cover all duties. He added that staff will assist in prioritizing duties for the new hire, and that existing staff will continue to be utilized and/or additional support staff can be hired, as needed.

MOTION: A motion was made by Director Weststeyn and seconded by Director Kamper to approve the job description and compensation for SSJID Public and Government Relations Manager.

The motion passed 4 to 0 by the following vote:

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

Item #11 – Consider Approval of Administrative Fees for Filing of Water Transfer Petition with the State Water Resources Control Board

Mr. Rietkerk addressed the Board regarding a transfer agreement by and between OID, SSJID and San Luis and Delta-Mendota Water Authority (SLDMWA), which was approved by Board action on June 8, 2021. In order to file the petition for review of the transfer with the State Water Board, OID and SSJID must submit filing fees. The filing fees were not expressly approved by the Board and are outside the purchase authorization limits of the General Manager.

Staff recommended Board approval of SSJID's share of administrative fees for filing of a water transfer petition with the State Water Resources Control Board, estimated to total up to \$30,000.

MOTION: A motion was made by Director Holbrook and seconded by Director Weststeyn to approve SSJID's share of administrative fees for filing of a water transfer petition with the State Water Resources Control Board, estimated to total up to \$30,000.

The motion passed 4 to 0 by the following vote:

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

It was announced that all items listed in the Closed Session agenda would be discussed. The Board took a brief recess at 10:40 a.m. and convened to Closed Session at 10:50 a.m.

Item #12 – CLOSED SESSION

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12. a. Conference with Legal Counsel – Anticipated Litigation
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of
Government Code Section 54956.9
- 5 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 Sacramento Superior Court
Case No. JCCP 5013

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. 2028441

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

Jana Lynn Woodbridge Apartments, LLC vs. South San Joaquin Irrigation District
San Joaquin County Superior Court
STK-CV-UPI-2021-0002339

Dave Hegarty vs. SSJID et al.
San Joaquin County Superior Court
STK-CU-UF-2021-0002552

**MINUTES FOR THE JUNE 22, 2021
REGULAR MEETING OF THE SSJID BOARD OF DIRECTORS**

- d. Conference with Real Property Negotiator
California Government Code Section 54656.8
Property: Water
Negotiating Parties: Oakdale Irrigation District, San Luis and Delta Mendota Water Authority, California Department of Water Resources, Chicken Ranch Rancheria Band of Mi-Wuks, Other Potential Parties
Unknown
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: Land
Negotiating Parties: AT&T
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. Public Employment
California Government Code Section 54956
Titles: Division Manager Foreman, and SCADA Technician I-III

- h. Public Employment
California Government Code Section 54956
Titles: Public and Government Relations Director

RETURN TO OPEN SESSION

The Board reconvened to Open Session at 12:13 p.m.

Item #13 – ANNOUNCEMENT OF REPORTABLE ACTION TAKEN IN CLOSED SESSION

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 #14 – ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 12:14 p.m.

ATTEST:

Danielle Barney, Clerk of the Board