

**MINUTES FOR THE JULY 26, 2022
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. Director Weststeyn led the flag salute. Upon roll-call the following members were noted present:

DIRECTORS: HOLBROOK HOLMES KAMPER SPYKSMA 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 \$1,576,098.30; Accounts Payable Wires in the amount of \$269,621.85; and Payroll dated July 15, 2022 in the amount of \$387.21, July 15, 2022 in the amount of \$265,758.57, and July 27, 2022 in the amount of \$4,780.38.

Ms. Katie Patterson, SSJID Public and Government Relations Manager, addressed the Board as a follow-up to an inquiry regarding a landscaping invoice. She stated that the District’s public relations firm, CV Strategies, is designing lawn signs to promote SSJID’s commitment to water conservation, compliance with Governor Gavin Newsom’s ban of watering non-functional grass at commercial sites, and therefore explain the dying grass. The signs will be a campaign yard sign type, and will be displayed near the walkway leading to the District’s main entrance.

B. Approval of the Regular Board Meeting Minutes of July 12, 2022

C. Financial Statements for May 2022

Ms. Sonya Williams, SSJID Finance and Administration Manager, clarified that numbers appearing “in the red” may signify accounts under budget. She added that the financial statements are balanced through May 31, 2022, and the Tri-Dam Project July disbursements to SSJID have not yet been received.

D. Investment Report for May 2022

MOTION: A motion was made by Director Spyksma 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 SPYKSMA WESTSTEYN
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

COMMUNICATIONS

Item #1 – Directors’ Reports

Director Spyksma noted discussion at the Tri-Dam Board meeting, on July 21, regarding “behind the scene” issues. He suggested the development of a transparency reporting, survey, or process for staff to identify unsatisfactory issues and suggestions for improvement to assure continued, long-term optimal performance.

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Director Kamper expressed thanks and congratulations to staff regarding the emergency work done on the Lateral V at Highway 99 incident. He commended all for a job well done.

Director Kamper shared news on the recent passing of Mrs. Leona Van Groningen, at the age of 92. Mrs. Van Groningen was the widow of Mr. Henry Van Groningen, who served as an SSJID Board Director for 21 years.

Director Weststeyn commented on the emergency incident that occurred on Lateral V at Highway 99. He stated that SSJID crews pulled together and resolved the issue professionally, accurately, and in a timely manner. He opined that the modern-day convenience to receive water on demand is taken for granted.

Director Weststeyn (4) reported that he attended the following:

- South San Joaquin Groundwater Sustainability Agency (SSJGSA) Board meeting on July 20 – The SSJGSA Board approved the revised Eastern San Joaquin Groundwater Authority (ESJGWA) Groundwater Sustainability Plan (GSP), in efforts to position the ESJGWA to submit the revised GSP to the California Department of Water Resources (DWR) by the July 27 deadline. The SSJGSA is a member agency of the ESJGWA.
- Ripon Chamber of Commerce Installation Dinner on July 20 – Also attending were Mrs. Amy Weststeyn, and Mr. Peter Rietkerk, SSJID General Manager.
- Ripon Chamber of Commerce “Coffee with Council Members” Event on July 21 – Discussion included water issues. Also attending were Director Spysma, and Mr. Rietkerk.
- Tri-Dam Board and Tri-Dam Special Board meetings on July 21 – The special board meeting included a tour of Emrgy technology being utilized at an Oakdale Irrigation District (OID) site. Director Weststeyn stated the tour was beneficial as SSJID moves forward with Emrgy technology.

Director Weststeyn noted a call he received from a constituent in Division 9, regarding concern of groundwater pumps being used to facilitate the system. The caller commented that surface water was to be utilized for Division 9 operations. Mr. Frank Avila, SSJID Irrigation Operations Manager, responded via the online Zoom meeting platform and stated that Division 9 was experiencing operational issues at that time. The issues have been resolved and Division 9 operations have resumed to surface water.

Director Holbrook thanked the SSJID team for the work done at the Lateral V crossing at Highway 99. He added that SSJID has twenty (20) pipe crossings that run under Highway 99, and it would be prudent to conduct inspections of the area(s) during the winter season.

Director Holbrook attended the Tri-Dam Board and Tri-Dam Special Board meetings on July 21, and participated in the Emrgy tour at the OID facility. He remarked on generator units operating in OID canals and if this technology might be considered for the Canyon Tunnel project.

Director Holbrook thanked Ms. Williams, and Ms. Sarah Bloom, Assistant Finance and Administration Manager, on their efforts to provide the financial statements and investment reports in a timely manner.

Director Holbrook announced he will be attending the upcoming 2022 California Special Districts Association (CSDA) Annual Conference on August 22-25, 2022, in Palm Desert, CA. He inquired whether there would be others attending the conference, and emphasized the Special District Risk Management Authority (SDRMA) credit incentive points that can be earned based on an agency’s attendance at the CSDA Annual Conference, which reduces SDRMA members’ annual contribution amounts.

Director Holmes thanked and commended SSJID staff on the excellent work done on the Lateral V crossing at Highway 99. He commented on the Caltrans cables penetrating the District’s pipeline, which was the catalyst of the emergency situation.

Director Holmes shared news of the recent passing of Mr. Robert “Bob” Schulz, who served on the SSJID Board of Directors for 32 years, and was Director Holmes’ predecessor of the Division 1 seat. He announced the graveside service is to be held on July 27, at 10:00 a.m., at Burwood Cemetery in Escalon.

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Item #2 – Various Reports

The Managers' Reports were provided in written form to the Board on July 22, 2022.

Director Spyksma addressed Mr. Avila regarding the Irrigation Operations Manager's Report, dated July 26, 2022, Section Water Department/Maintenance Department, Bullet 6, and inquired on the "convenience" systems noted. Mr. Avila clarified that repairs were made to the laterals, and the update should have read "conveyance" systems.

Director Spyksma addressed Mr. Justin Ashworth, WTP Operations Supervisor, regarding the WTP Manager's Report, dated July 26, 2022, Section Solar Farm Updates, #6, and suggested a cost benefit analysis be conducted before and after the contracted work to clean the solar panels is performed by Mr. Squeegee. He added that a cost comparison could be beneficial to validate if cleaning the panels increases productivity. Mr. Ed Erisman, WTP Manager, responded via the online Zoom meeting platform and stated cost analyses had been performed in the past with inconclusive results and that it is easier to review production kilowatt hours.

Director Holmes addressed Mr. Brandon Nakagawa, SSJID Water Resources Manager, regarding the Water Resources Manager's Report, dated July 26, 2022, Section State Water Resources Control Board (SWRCB) Drought Curtailment. He noted the SWRCB's initial curtailment order on June 7 for all water rights holders in the San Joaquin River Watershed, including SSJID and OID; staff's diligence to communicate with SWRCB regarding the incorrect curtailment of OID/SSJID pre-1914 water rights; and a letter received from the SWRCB on June 19 indicating that the District's request to lift the curtailment order had been granted. Director Holmes remarked on the significant achievement.

Director Holbrook commended Mr. Forrest Killingsworth, SSJID Engineering Department Manager, on his Canyon Tunnel Project Update presented at the Tri-Dam Board meeting on June 21. He stated it was very informative and he had heard positive feedback from the OID Board.

Mr. Peter M. Rietkerk reiterated appreciation to the SSJID team for the emergency work conducted at the Lateral V crossing on Highway 120. He commented that the crews mobilized quickly, worked long hours, and completed a job well done. Mr. Rietkerk commented on the excellent initiative, leadership, and teamwork demonstrated.

Mr. Rietkerk reported that he attended the WTP Operations Committee meeting on July 25. Discussion included the unfunded liability payments, the capital liabilities fund, and capital contributions. Also mentioned was the Lateral V incident and comments regarding an upsurge of telecom companies hitting existing infrastructure. Additional discussion regarding Lateral V included the inspection of several identified crossings during the winter season; Mr. Chad Parsons', SSJID Associate Civil Engineer, continued engagement with Caltrans to resolve the issue; the efforts of Mr. Parsons, Mr. Nakagawa, and Ms. Mia Brown, SSJID General Counsel, to identify and document the emergency related actions and develop an Emergency Action Plan; and upcoming consultation with a boring company to potentially relocate District pipelines.

Mr. Rietkerk announced that Mr. Jeff Shields will start as Tri-Dam Interim General Manager the week of July 25. He added that renewal of the Tri-Dam employees' insurance plans are almost finalized, and that recruitment services are being solicited to fill the position of Tri-Dam Finance and Administrative Manager.

ACTION CALENDAR

Item #3 – Consider Adoption of Resolution 22-24-Y to Implement Teleconferencing Requirements During a Proclaimed State of Emergency

MOTION: A motion was made by Director Spyksma and seconded by Director Holbrook to adopt Resolution 22-24-Y to Implement Teleconferencing Requirements During a Proclaimed State of Emergency.

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**SOUTH SAN JOAQUIN IRRIGATION DISTRICT
RESOLUTION No. 22-24-Y**

**RESOLUTION TO IMPLEMENT TELECONFERENCING REQUIREMENTS
DURING A PROCLAIMED STATE OF EMERGENCY**

WHEREAS, the Ralph M. Brown Act requires that all meetings of a legislative body of a local agency be open and public and that any person may attend and participate in such meetings; and

WHEREAS, the Brown Act allows for legislative bodies to hold meetings by teleconference, but imposes specific requirements for doing so; and

WHEREAS, on March 17, 2020, in order to address the need for public meetings during the present public health emergency, Governor Newsom issued Executive Order No. N-29-20, suspending the Act's teleconferencing requirements; and

WHEREAS, on June 11, 2021, Governor Newsom issued Executive Order No. N-8-21, continuing the suspension of the Brown Act's teleconferencing requirements through September 30, 2021; and

WHEREAS, these Executive Orders allowed legislative bodies to meet virtually as long as certain notice and accessibility requirements were met; and

WHEREAS, the State Legislature amended the Brown Act through Assembly Bill No. 361 (AB 361) on September 16, 2021; and

WHEREAS, AB 361 amended the Brown Act so that a local agency may use teleconferencing without complying with the regular teleconferencing requirements of the Act, where the legislative body holds a meeting during a proclaimed state of emergency and makes certain findings; and

WHEREAS, Government Code section 54953 requires that the legislative body make additional findings every 30 days in order to continue such teleconferencing; and

WHEREAS, the Board of Directors previously adopted Resolution No. 22-20-Y authorizing teleconferencing until July 28, 2022 and the conditions under which that Resolution was adopted remain unchanged.

NOW THEREFORE, the Board of Directors hereby finds, determines, declares, orders, and resolves as follows:

1. That the foregoing recitals are true and correct and incorporates them by this reference.
2. The Board of Directors ("Board") of the South San Joaquin Irrigation District ("District") finds, by a majority vote, the following:
 - a. That there exists a proclaimed state of emergency; and
 - b. State or local officials have imposed or recommended measures to promote social distancing.
3. District staff is authorized to take all steps and perform all actions necessary to execute and implement this Resolution in compliance with Government Code section 54953.
4. Full participation by the public in meetings covered under the provisions of this Resolution is facilitated through the teleconferencing platform.

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5. This Resolution shall take effect **July 28, 2022** and shall remain in effect for thirty (30) days thereafter (until August 28, 2022), provided the conditions set forth in Section 2 remain.
6. This Resolution repeals and replaces Resolution 22-20-Y.

PASSED AND ADOPTED by the Board of Directors of the South San Joaquin Irrigation District this 26th day of June 2022, by the following vote:

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

Director Weststeyn referenced the Public and Government Relations Manager’s Report, dated July 26, 2022, regarding Assembly Bill (AB) 2449 – Open Meetings, Local Agencies, Teleconferences and commented that a change in the law may be forthcoming.

Item #4 – Consider Adoption of Resolution 22-26-B Reaffirming and Certifying 2022 Water Charges for Services Furnished by the South San Joaquin Irrigation District

Ms. Brown addressed the Board and explained that the District is required to provide the San Joaquin County Auditor Controller’s Office with a resolution certifying the annual charges for services, which will be collected by the County as part of the annual tax roll. She added that the charges are generally adopted by the Board in August to certify charges for services to be effective for the following year, and again in January to reaffirm the existing charges and to certify the pressurization service charge (Division 9) once the inflationary index is known.

Discussion ensued clarifying potential future rate increases to fund ongoing operations and future capital improvement needs of the District, and Proposition (Prop) 218 requirements which concluded that should the District increase base irrigation charges, all Prop 218 requirements must be met and finalized by August 2023 for inclusion on the County’s 2023-24 property tax roll.

Mr. Rietkerk provided a detailed explanation of the methodology and timeline for rate adjustments including volumetric charges, irrigation charges, land-base charges, and the Prop 218 process. Ms. Bloom added that that the County collects only land-base charges for the District and that other irrigation charges are handled in house.

Additional discussion included consideration of a rate increase once the SSJID Water Master Plan (WMP) has been finalized and approved by the Board; the Prop 218 process including the “vote” via mail-in ballot (protest form); the 6-month lead time to complete the Prop 218 process which would entail town-hall meetings, public notices, and mail-in ballot time frame; and an August 2023 resolution to certify the 2024 water charges which will detail only the charges to be submitted to and collected by the County.

MOTION: A motion was made by Director Kamper and seconded by Director Spyksma to adopt Resolution 22-26-B Reaffirming and Certifying 2022 Water Charges for Services Furnished by the South San Joaquin Irrigation District.

**SOUTH SAN JOAQUIN IRRIGATION DISTRICT
RESOLUTION 22-26-B**

**REAFFIRMING AND CERTIFYING 2022 CHARGES FOR SERVICES
FURNISHED BY THE SOUTH SAN JOAQUIN IRRIGATION DISTRICT
JULY 26, 2022**

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WHEREAS, Irrigation District law provides authority for the South San Joaquin Irrigation District, (“District”) in lieu, in whole or in part, of levying assessments, to fix and collect charges for any service furnished by the District and to prescribe reasonable rules with respect to said charges; and

WHEREAS, the District currently charges a flat rate charge (“Flat Rate Charge”) of \$24.00 per acre per year for water service to each parcel in the District on which District-supplied water is available for irrigation, with a minimum charge of \$50 per year; and

WHEREAS, the District currently charges a groundwater recharge charge (“Groundwater Recharge Charge”) of \$12.00 per acre per year to each parcel in the District of 10 acres or more which is subject to a recorded Irrigation Service Abandonment Agreement, and on which crops are commercially grown; and

WHEREAS, on July 31, 2012, in conformance with the procedural requirements of Proposition 218, the District approved an additional volumetric charge of \$3 per acre-foot (“First Tier Volumetric Charge”), and on September 22, 2015 limited the First Tier Volumetric Charge to the first 48 inches of water used per year, and approved an additional volumetric charge of \$10 per acre-foot for water used in excess of 48 inches per year starting in 2016 (“Second Tier Volumetric Charge”); and

WHEREAS, on February 8, 2022, in conformance with the procedural requirements of Proposition 218, the District approved a pressurized water charge (“Pressurization Charge”) for customers served with pressurized water set at \$52 per acre-foot consisting of (a) \$39 per acre-foot for recovery of electricity expense (“Electricity Cost Recapture”), subject to an annual inflation or deflation adjustment, and (b) \$13 per acre-foot for the improvement or replacement of capital assets (“Provision for Capital Assets”), also subject to an annual inflation or deflation adjustment. The Pressurization Charge of \$52 is effective for the 2022 season and may adjust for inflation or deflation in accordance with the provisions of Proposition 218, Government Code section 53756, and Resolution #21-01-B adopted January 21, 2021, for each of the future years 2023, 2024 and 2025. The annual inflation or deflation index applicable to the Electricity Cost Recapture is the change in the cost of electricity, on a per acre-foot basis, experienced by the pressurized water system in the preceding calendar year. The annual inflation or deflation index applicable to the Provision for Capital Assets is based on the California Consumer Price Index as published by the California Division of Industrial Relations for the one year period ending with the preceding December; and

WHEREAS, Notice of the changes in the Electricity Cost Recapture and Provision for Capital Assets caused by application of the inflation or deflation indexes shall be given by mail to each customer subject to the Pressurization Charge at the address to which the District customarily mails the billing statement for the Pressurization Charge, and to the record owner's address shown on the last equalized assessment roll, if that address is different than the billing address; and

WHEREAS, the District declares the following with respect to the Flat Rate Charge, Ground Water Recharge Charge, First and Second Tier Volumetric Charges, and Pressurization Charge:

- (1) The revenues derived from the aforementioned charges do not exceed the costs of providing the subject properties with the respective service(s); and
- (2) The revenues derived from the charges will not be used for any purpose other than that for which the charges are imposed; and
- (3) The amount of a charge imposed shall not exceed the proportional cost of the service(s) attributable to the subject property.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that pursuant to Sections 22280 and 22283 of the Water Code, the Flat Rate Charge, Ground Water Recharge Charge, First and Second Tier Volumetric Charges, and Pressurization Charge shall remain in effect at their current levels for the 2022 calendar year as follows and subject to the following rules:

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RULE NO. 1: FLAT RATE CHARGE

- a) For each separate parcel, as shown on the District records of San Joaquin County Assessor's Parcel Maps, which is not the subject of an Irrigation Service Abandonment Agreement with the District, there shall continue to be a charge for the use of District water, an annual Flat Rate Charge of \$24.00 per acre.
- b) The minimum amount for the Flat Rate Charge shall continue to be \$50.00. The Flat Rate Charge is due on receipt and payable in two installments.
- c) For parcels billed by the District, the first installment is delinquent if not paid by 4:30 p.m. on December 20, 2022 and the second is delinquent if not paid by 4:30 p.m. on June 20, 2023.
- d) For parcels billed by San Joaquin County, the first installment of such charges will be delinquent if not paid by the customer to the County by December 10, 2022 and the second installment of such charges will be delinquent if not paid by the customer to the County by April 10, 2023.
- e) For parcels billed by the District, water service will be denied to any land having outstanding Flat Rate Charges in excess of ten (10) working days.

RULE NO. 2: FIRST and SECOND TIER VOLUMETRIC CHARGES

- a) There shall continue to be a First Tier Volumetric charge of \$3 per acre-foot for the first 48 inches used in a calendar year and a Second Tier Volumetric charge of \$10 per acre-foot for water used in excess of 48 inches in a calendar year.
- b) Water service will be denied to parcels having outstanding volumetric charges in excess of \$10 for 45 days or longer.

RULE NO. 3: PRESSURIZATION CHARGE

- a) The pressurization charge and the annual adjustment feature is described as follows. On February 8, 2022, the District imposed a Pressurization Charge for customers served with pressurized water set at \$52 per acre-foot consisting of: (a) \$39 per acre-foot for Electricity Cost Recapture, subject to an annual inflation or deflation adjustment, and (b) \$13 per acre-foot for Provision for Capital Assets, also subject to an annual inflation or deflation adjustment. The Pressurization Charge of \$52 is effective for the 2022 season and may be adjusted by the Board of Directors for inflation or deflation in accordance with the provisions of Proposition 218 and Government Code section 53756 for future years 2023, 2024, and 2025. The annual inflation or deflation index applicable to the Electricity Cost Recapture is the change in the cost of electricity, on a per acre-foot basis, experienced by the pressurized water system in the preceding calendar year. The annual inflation or deflation index applicable to the Provision for Capital Assets is the change in the California Consumer Price Index as published by the California Division of Industrial Relations for preceding calendar year. Notice of the changes in the Electricity Cost Recapture and Provision for Capital Assets caused by application of the inflation or deflation indexes shall be given by mail to each customer subject to the Pressurization Charge at the address to which the District customarily mails the billing statement for the Pressurization Charge, and to the record owner's address shown on the last equalized assessment roll, if that address is different than the billing address.
- b) Parcels receiving pressurized water from the District's Irrigation System Improvement Project, shall, in addition to the Flat Rate Charge described in Rule No. 1, and the First and Second Tier Volumetric Charges described in Rule No. 2, pay a Pressurized Charge of \$52 per acre-foot during 2022.
- c) The pressurized rate of \$52 for 2022 is subject to change after December 31, 2022 when the cost of electricity for the pressurized water system during 2022 and the California Consumer Price Index become known, as described in the recitals above.

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- d) Parcels receiving pressurized water will be billed each month of the irrigation season both for delivery of District-supplied water under Rule No. 2 and for pressurization of such water under this Rule No. 3.
- e) Water service will be denied to parcels having outstanding Pressurization Charges in excess of ten (10) working days.

RULE NO. 4: GROUNDWATER RECHARGE CHARGE

- a) For those separate parcels, as shown on the District records of San Joaquin County Assessor's Parcels, which are used to grow commercial crops and which are 10 acres or larger, and which are the subject of an approved District Irrigation Service Abandonment Agreement, there shall continue to be an annual Ground Water Recharge Charge of \$12.00 per acre for the benefits derived from groundwater recharge.
- b) The Groundwater Recharge Charge is due on receipt and payable in two installments.
- c) For parcels billed by the District, the first installment is delinquent if not paid by 4:30 p.m. on December 20, 2022 and the second is delinquent if not paid by 4:30 p.m. on June 20, 2023.
- d) For parcels billed by San Joaquin County, the first installment of such charges will be delinquent if not paid by the customer to the County by December 10, 2022 and the second installment of such charges will be delinquent if not paid by the customer to the County by April 10, 2023.

RULE NO. 5: SERVICE ABANDONMENT

- a) Those separate parcels, as shown on the District records of San Joaquin County Assessor's Parcels, which do not utilize District water service may be exempted from the District Flat Rate Charge provided the owners of such lands enter into an "Irrigation Service Abandonment Agreement" with the District, and,
- b) Provided further, there are no outstanding amounts owed to District for water service on such lands.
- c) Such parcels may also be exempted from the Ground Water Recharge Charge, provided such parcels are less than 10 acres or are not used to grow commercial crops.

RULE NO. 6: COLLECTION

- a) The Board authorizes the charges to be billed and collected by the District and to deny water service to parcels having outstanding charges that exceed the thresholds established in the Rules above.
- b) The Board authorizes the charges resulting from the Flat Rate Charge and Groundwater Recharge Charge to be transmitted to the County Auditor-Controller and continue to be enrolled on the tax roll of the County of San Joaquin for collection at the same time, in the same manner, and subject to the same penalties for delinquency as county taxes.

PASSED AND ADOPTED this 26th day of July 2022 by the following vote:

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

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Item #5 – Discussion Regarding Status of Scheduling for the Water Master Plan Growers Workshops

Mr. Rietkerk addressed the Board and explained that financial modeling of the WMP is near completion, and that the next steps will include finance committee meetings, Grower’s Advisory meetings, finalizing the WMP capital improvements and rates, and Board approval of the WMP. He further explained a proposed timeline including a finance committee meeting on August 23, discussion of the Growers Advisory meeting at the board meeting on September 27, and potential dates for the Grower’s Advisory meetings of October 5 or 6 (Meeting #1) and November 7 or 9 (Meeting #2) if needed.

Mr. Killingsworth clarified that the next meetings addressing the WMP will be a finance committee meeting to provide the committee members with updates and obtain feedback on preferred direction and financing alternatives; a regular SSJID board meeting to provide the Board with the Grower’s Advisory meeting presentation; and the Grower’s Advisory meetings. Following the meetings will be Board adoption of the WMP which is anticipated in late November/early December. Mr. Killingsworth concluded that the timeline places the District in a good position for the Prop 218 process for a potential increase of the 2024 rates.

Board discussion included that the Grower’s Advisory meetings not coincide with harvest season; the Grower’s Advisory meetings will focus on hearing growers’ concerns, as well as provide information; the Finance Committee meeting will request guidance from the Board committee members regarding suggestions for the Grower’s Advisory presentation (e.g. deliverables, graphs, etc); and to coordinate with the Board Finance Committee Members on availability for the proposed Finance Committee meeting.

The next item was taken up following Closed Session.

Item #6 – Consider Approval of Long-Term Water Transfer Agreement By and Between Chicken Ranch Rancheria Me-Wuk Indians of California and SSJID and Oakdale Irrigation District, and Adoption of Resolution 22-25-W Long-Term Water Transfer Agreement By and Between Chicken Ranch Rancheria Me-Wuk Indians of California and SSJID and Oakdale Irrigation District

It was announced that all items listed in the Closed Session agenda would be discussed. The Board took a brief recess at 10:05 a.m. and convened to Closed Session at 10:15 a.m.

Item #7 – CLOSED SESSION

7. a. Conference with Legal Counsel – Anticipated Litigation
Initiation to litigation pursuant to paragraph (4) of
Subdivision (d) of 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
- 1 case
- c. Conference with Legal Counsel – Existing Litigation
Paragraph (1) of subdivision (d) of Government Code Section 54956.9
- 8 cases

*SAN JOAQUIN TRIBUTARIES AUTHORITY, et al., vs. CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
County of Sacramento Superior Court
Case No. JCCP 5013*

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*SAN JOAQUIN TRIBUTARIES AUTHORITY vs. CALIFORNIA STATE WATER
RESOURCES CONTROL BOARD (2021 Curtailment Case)*

County of Fresno Superior Court

Case No. 21CDCG02632

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

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

Department of Transportation vs. Fassler et al.

San Joaquin County Superior Court

STK-CV-UED-2022-0000584

Department of Transportation vs. Fassler et al.

San Joaquin County Superior Court

STK-CV-UED-2022-0000627

- 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, and Other Potential Parties Unknown |
| | District Negotiator: | General Manager |
| | Terms: | Price and terms of payment of sale |
| | | |
| ii. | Property: | Woodward Reservoir |
| | Negotiating Parties: | Stanislaus County |
| | District Negotiator: | General Manager |
| | Under Negotiation: | Grant of License |

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- iii. Property: Lateral Z 200dd
Negotiating Parties: Sidhu Parmvir Singh
District Negotiator: General Manager
Under Negotiation: Price and terms of payment of sale
 - iv. Property: Lateral Q/Qc Regulation Reservoir
Negotiating Parties: Wine Group, LLC
District Negotiator: General Manager
Under Negotiation: Price and terms of payment of sale
 - v. Property: French Camp Outlet Canal Regulation Reservoir
Negotiating Parties: Maan Gurvinder S
District Negotiator: General Manager
Under Negotiation: Price and terms of payment of sale
 - vi. Property: 682 S. Main Street, Manteca
Negotiating Parties: City of Manteca
District Negotiator: General Manager
Under Negotiation: Price and terms of payment of sale
 - vii. Property: Water
Negotiating Parties: Mountain House Community Services District
District Negotiator: General Manager
Under Negotiation: Price and terms
 - viii. Property: APNs 208-070-24, 35 & 36
Negotiating Parties: N/A
District Negotiator: General Manager
Under Negotiation: Lease, terms and price
- e. Labor Negotiations
California Government Code Section 54957.6
Agency Negotiator: General Manager
Employee Organization: IBEW Local 1245
- f. Public Employment
California Government Code Section 54957(b)(1)
Classifications: Electric Utility Manager
- g. Public Employee Performance Evaluation
California Government Code Section 54957(b)(1)
Title: General Counsel

RETURN TO OPEN SESSION

The Board reconvened to Open Session at 12:59 p.m.

Item #8 – ANNOUNCEMENT OF REPORTABLE ACTION TAKEN IN CLOSED SESSION

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

**MINUTES FOR THE JULY 26, 2022
REGULAR MEETING OF THE SSJID BOARD OF DIRECTORS**

Item #8.d.viii. – Conference with Real Property Negotiator, California Government Code Section 54656.8, Property: APNs 208-070-24, 35 & 36, Negotiating Parties: N/A, District Negotiator: General Manager, Under Negotiations: Lease, Terms and Price

MOTION: A motion was made by Director Holbrook and seconded by Director Weststeyn to keep the lease existing as is, and include language to provide the party in question the opportunity to avail two (2) annual lease renewal options.

The motion passed 5 to 0 by the following vote:

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

Item #6 – Consider Approval of Long-Term Water Transfer Agreement By and Between Chicken Ranch Rancheria Me-Wuk Indians of California and SSJID and Oakdale Irrigation District, and Adoption of Resolution 22-25-W Long-Term Water Transfer Agreement By and Between Chicken Ranch Rancheria Me-Wuk Indians of California and SSJID and Oakdale Irrigation District

MOTION: A motion was made by Director Holbrook and seconded by Director Weststeyn to table Item #6 to a future board meeting, allowing for further discussion.

The motion passed 5 to 0 by the following vote:

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

Mr. Rietkerk announced that SSJID is hosting the Manteca Chamber of Commerce Morning Coffee Mixer on August 3, at 8:00 a.m., in the District board room. Directors interested in attending should contact Ms. Patterson for coordination of Board presence in compliance with the Ralph M. Brown Act.

Mr. Rietkerk announced the 2022 Ripon Livestock Boosters Appreciation Dinner on July 30. As a continued sponsor of the organization, SSJID is provided tickets to the event. Directors interested in attending should contact Ms. Patterson for tickets and/or information.

Mr. Rietkerk provided the Board with an update on the San Joaquin Tributaries Authority (SJTA) Managers Meeting on July 25. Discussion included the scheduling of an SJTA committee meeting on August 8 to approve the finalized SJTA Strategic Plan which includes a list of projects, and revisions from the San Francisco Public Utilities Commission that focus on the environment and amenable to all. Following approval of the Plan, next steps will include further discussions of proposed projects, and hiring a consultant to develop an implementation plan.

Item #9 – ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 1:04 p.m.

ATTEST:

Danielle Barney, Clerk of the Board