

**MINUTES FOR THE SEPTEMBER 10, 2019  
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. President 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 Warrants in the amount of \$331,632.54; Accounts Payable Wires in the amount of \$272,905.83; and payroll dated August 30, 2019 in the amount of \$239,181.30.
- B. Approval of the regular Board Meeting Minutes of August 27, 2019.
- C. Acceptance of Grant of Easement for Lateral “T” in Manteca, CA

**MOTION:** A motion was made by Director Holbrook and seconded by Director Roos 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 reported that he attended a Tri-Dam Ad Hoc Committee Meeting on August 29 to review the job applications received for the Tri-Dam General Manager position. Five (5) finalists were selected, out of the twenty (20) applicants, to continue with the interview process. Candidate interviews will be held on September 12 and September 16, with a recommendation to the Tri-Dam Board anticipated for the board meeting on September 19, 2019.

Director Holmes reported that he attended the Eastern San Joaquin Groundwater Authority (ESJGWA) Ad Hoc Committee Meeting on August 29. Also in attendance was Mr. Brandon Nakagawa, SSJID Water Resources Coordinator.

Director Holmes announced that he will attend the ESJGWA Advisory Committee Meeting on September 11. Also attending will be Mr. Nakagawa.

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Director Holbrook reported that he attended the San Joaquin Farm Bureau Water Advisory Committee Meeting on August 27. The main topic of discussion was the proposed county-wide San Joaquin County flood assessment.

**Ed Erisman, Water Treatment Plant (WTP) Manager:**

- The restriction on bodily contact went into effect at Woodward Reservoir on September 3. Mr. Erisman patrolled the reservoir on that day and reported that signs were posted in the required areas. Staff will continue to watch for unauthorized use.
- Mr. Erisman reported on the status of the bollfilter system, which has been tested for use in the WTP's recycled water system. One year of testing has concluded that the bollfilter system will not meet the needs for reducing turbidity in the plant's recycled water system. The issues involved the fine particulate clogging up the smaller bollfilter screen, and the larger screens were not effective enough to reduce the high turbidity. High turbidity levels in the system have been problematic since 2005 and Mr. Erisman will continue to look for a solution.

**Bere Lindley, Assistant General Manager:**

- Mr. Lindley reported that Robin Giuntoli, SSJID Accounting and Customer Service Manager, is coordinating the Manteca Senior Breakfast event, which will be held on Saturday, October 19 at the Manteca Senior Center, 295 Cherry Lane, Manteca. SSJID's contribution includes covering the cost of food, donating raffle prizes, and providing volunteers to serve and clean up at the breakfast. Typically, SSJID Board and staff will volunteer for this annual event and Mr. Lindley invited all to participate.
- The SSJID Budget Training Kick-off Meeting was held on September 9 to review budgeting rules and practices. The District budget is built by sixteen (16) budgeters. A budget cap has been implemented for several of the component budgets to curtail an ongoing over budgeting issue. Mr. Lindley thanked Ms. Giuntoli, Ms. Maria Gikas, Sr. Accounting Technician, Ms. Sarah Bloom, SSJID Management Accountant, and Mr. Forrest Killingsworth, SSJID Engineering Department Manager, for their contributions to the budget training.
- Ms. Bloom has developed a Smartsheet for budget entry.
- Ms. Bloom and Mr. Michael O'Leary, SSJID IT Systems Administrator, have been working on the development of the District's Intranet System. SSJID employees can log on to the intranet via the District website and have access to multiple resources, including a Budget Center providing links to budget prep forms for 2020.
- Mr. Lindley reported that the SSJID financial projections are nearing completion. Some factors considered in the report include the rates of Tri-Dam, effect of hydrology, SSJID irrigation sales revenue, and Tri-Dam revenue. After review of data provided by Tri-Dam, Mr. Lindley has identified a mathematical function to predict Tri-Dam generation by the preceding precipitation occurrence from May-March.

**Frank Avila, Irrigation Operations Manager:**

Water Department

- All departments are busy in the preparations of the annual budget process.
- Woodward elevation is at 209.62. On September 11, flows will be reduced to 450 cfs.
- A Magnicide application occurred on August 8. As of September 9, no increase of moss growth has been reported. Mr. Avila added that if there is no change in the dry weather pattern, additional Magnicide applications may not be needed for the remainder of 2019.

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- Thirty-one (31) candidates for SSJID Division Manager were tested on September 5. The final job candidates have been selected and interviews will be conducted on September 18, 2019.

**Maintenance Department**

- Good progress is being made on the work related to the culvert drains along the MSC.
- The Maintenance Department staffing is down by three (3) people due to inter-department assignment changes. Shawn Ussery has been assigned to the Engineering Department, Collin Hodge has been assigned to the WTP, and Tom Lindsey has been assigned as a welder's assistant.
- The Maintenance Department continues to work on daily needs of irrigation pipeline leaks.

**Shop Department**

- The shop crews are staying busy with fleet maintenance and fabrication tasks.
- The locker room building was delivered on September 9. The structure is being set in place, with installation completion anticipated by the week ending September 13.

**MDC/Telemetry Department**

- The Telemetry Department is currently working on Well #100. The work includes the overhaul of some motor control parts, which are on order. The system is scheduled to be back on-line by September 17.
- The UPS battery backup for the Control Room is scheduled for delivery on September 23 and will be installed upon receipt.
- A trailer located at Bob Jordan's facility, which stores the core samples taken for the Canyon Tunnel Project, has been vandalized. Lights and security cameras are being installed at the location.

**Forrest Killingsworth, Engineering Department Manager:**

**Canyon Tunnel**

- Additional geophysics work has been scheduled the week of September 16 to understand more about the extent of metamorphic bedrock discovered in the middle of the preliminary alignment.
- The drilling contractor has been tentatively scheduled to perform one additional borehole to verify/compliment the extra geophysics work.
- The 30% design schedule has been pushed back by approximately 2 months to incorporate the extra geophysics and drilling. The targeted completion date is tentatively scheduled for February 2020.

**Beardsley Afterbay Project**

- On August 28, a preconstruction meeting was held and a Notice to Proceed was issued to the contractor.
- The contractor has started to mobilize this week and will begin construction, starting with access to the borrow pit, on September 29.
- A mandatory Environmental Training will be held at the site on September 13.

**Engineering Technician / Construction Inspector**

- Six (6) internal candidates were tested and interviewed the week of August 26. Shawn Ussery was awarded the position, and transferred to the Engineering department on September 9.

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**Brandon Nakagawa, Water Resources Coordinator:**

Sustainable Groundwater Management Act (SGMA)

- The ESJGWA Advisory Committee and Board of Directors meeting will be held on September 11. Items on the agenda will include:
  - The ESJGWA will be applying for a \$500K State Grant from Proposition 68 to help offset costs for Groundwater Sustainability Plan (GSP) implementation and to address data gaps.
  - The GSP was put out for public review for a 45-days period ending August 25. There were 19 comment letters received from various agencies including environmental groups, the California Department of Fish and Wildlife, and adjacent subbasins. ESJGWA staff is recommending that a Hoc Committee be formed including technical staff, legal counsel and the consultant team to decide how to address the public comments received.
  - The AD Hoc Committee formed to discuss governance issues is starting to discuss the methodology and formula for allocating implementation costs to the sixteen (16) GSA members of the ESJGWA. So far, population, acreage, groundwater usage, and even split are the metrics available for use in developing the methodology.
  - The adoption of the GSP remains on track with the South San Joaquin Groundwater Sustainability Agency (SSJGSA) scheduled to adopt the GSP on November 20, well ahead of the January 31, 2020 statutory deadline.
  - The SSJGSA Board will be meeting on Wednesday, September 18.

**Peter Rietkerk, General Manager:**

- On September 3, SSJID submitted an offer to PG&E. Representatives of PG&E have acknowledged receipt of the offer and promise a more substantive response in the future. SSJID provided a press release following the offer submittal and CalMatters, the Manteca Bulletin, and the American Public Powers Association mentioned SSJID's proposal. In addition, the City of San Francisco made an offer to PG&E on the week ending September 8.
- Senate Bill (SB) 550 was recently amended to include language intended to provide a partial fix and cleanup to Assembly Bill (AB) 1054 – the Wildfire Fund bill, with regard to language affecting municipalization. The newly proposed language states that condemnation actions require approval by the California Public Utilities Commission (CPUC), overturning long-standing case law limiting CPUC approvals in condemnation actions. SSJID has informed our delegation about the concerning language, but the bill is expected to pass.

Director Holmes inquired on the status of AB 235 – Electrical Corporations: Wildfire Victim Recovery Bonds. Mr. Rietkerk responded that Legislature will not hear the bill in this 2019 session.

- California federal delegation sent Governor Newsom a letter urging necessary amendments to SB 1, which is intended to prevent federal rollback of environmental protections. However, water users are concerned the bill would harm the viability of potential voluntary agreements for the State's Water Quality Control Plan, freeze environmental protections to 2017 standards, and prevent the opportunity for future scientific finding to guide regulations aimed at protecting and enhancing the environment and species. The letter's signatories include Feinstein, Costa, Garamendi, Harder and Cox. Representative Harder responded to SSJID's request that he will consider participating with other legislators on the letter.

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- SSJID completed the 2019 Strategic Plan Update with the final Strategic Planning Committee meeting held on September 4. The updated list of projects will be presented to the Board in Item #8 of today’s agenda. Mr. Rietkerk acknowledged committee members Frank Avila, Jennifer Giddens, Robin Giuntoli, Forrest Killingsworth, Brandon Nakagawa, Sarah Bloom, Ed Erisman, Randall Harris, Bere Lindley, Julie Minton and Chad Parsons for their commitment and contributions to the update, and Danielle Barney for her assistance in coordination efforts.
- Mr. Rietkerk addressed the Board regarding a potential schedule conflict of the SSJID Board meeting on September 24 and the Tri-Dam Project Shoreline Management Workshop to be held from September 23 to September 26, at Black Oak Conference Center – 19400 Tuolumne Road North, Tuolumne, CA. Should a majority of Directors wish to attend the Tri-Dam workshop, the SSJID Board meeting would have the absence of a required quorum. Director Holbrook will be participating in the Tri-Dam workshop; the remaining SSJID Directors stated that they will be present at the regular Board meeting. The SSJID regular Board meeting on September 24 will be held as scheduled.

**ACTION CALENDAR**

**Item #2 – Consider Award of Contract for the Joint Supply Canal Rockslope Maintenance Project**

Mr. Killingsworth provided the Board with a history of the Joint Supply Canal (JSC) Rockslope Maintenance Project, which was discussed at the SSJID regular Board meeting on August 13, 2019. Mr. Killingsworth reviewed the current condition of the rockslope and the need for slope stabilization along the upper section of the JSC. On August 13, SSJID Board authorized staff to engage Condor Earth (Condor) to assist with procuring a contractor for the contemplated work. Staff developed a Request for Proposals (RFP), and conducted a job-walk with four (4) contractor candidates. Proposals were received by three (3) contractors: Magorian Mine Services (Auburn, CA), Syblon Reid Construction (Folsom, CA), and Drill Tech Drilling and Shoring (Antioch, CA). Mr. Killingsworth summarized the selection analysis process and fiscal impact and concluded his presentation. Staff recommends the Board authorize the General Manager to enter into a General Services Contract with Drill Tech Drilling & Shoring, Inc., to provide rockslope maintenance services, on a time and materials basis, along the JSC for an amount not to exceed \$700,000.

**MOTION:** A motion was made by Director Holbrook and seconded by Director Holmes to approve the Drill Tech Drilling & Shoring, Inc. general services contract to provide rockslope and maintenance services, on a time and materials basis, along the Joint Supply Canal, for an amount not to exceed \$700,000.

The motion passed 5 to 0 by the following vote:

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

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**Item #3 – Consider Approval of Amendment to Existing Professional Services Agreement with Condor Earth for Construction Support and Inspection Services Related to the Joint Supply Canal Rockslope Maintenance Project**

Condor Earth has been supporting District staff with scoping and contractor procurement services for the JSC rockslope stabilization work needed for the 2018/2019 maintenance season. Task 3 will involve an engineering geologist to be on site, on a part-time basis, throughout an 8-week construction schedule to assist the contractor with scaling and rock-bolt selection areas. Condor’s proposal anticipates that a SSJID staff inspector will assist with construction inspection and monitoring services to offset the expense incurred by Condor. This scenario also provides a training opportunity for District personnel. Condor’s original fee for Task 3 was anticipated for an 8-week construction window, however a 9-week window has been established through the contractor procurement process. Condor’s original fee will be prorated to cover 9-weeks resulting in a revised estimate of \$72,000.

Task 4 involves a 5-year maintenance plan to be initiated after the rockslope maintenance construction is complete, to identify the recommended ongoing maintenance needs and areas of focus for the next five (5) years. The total estimated fee for this work is \$8,925.

Staff recommends the Board approve an amendment to the existing Professional Services Agreement to include Task 3 and Task 4 of the proposal from Condor Earth to provide construction support and inspections services, and develop a 5-year maintenance plan related to maintenance and slope stabilization along the upper section of the JSC at a total cost not to exceed \$94,000.

**MOTION:** A motion was made by Director Holmes and seconded by Director Weststeyn to approve the amendment to the existing professional services agreement with Condor Earth for construction support and inspection services related to the Joint Supply Canal Rockslope Maintenance Project for an amount not to exceed \$94,000.

The motion passed 5 to 0 by the following vote:

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

**Item #4 – Consider Approval of Budget Amendment Associated with the Joint Supply Canal Rockslope Maintenance Project**

Mr. Killingsworth address the Board with a background of the JSC Rockslope Maintenance Project including a timeline of the budget process, and an analysis of projected cost. Ms. Bloom presented the Board with a detailed explanation on the fiscal impact of the proposed amendment to the 2019 budget, which will increase operating expenses by \$525,612. In closing, staff recommends that the Board approve the amendment of the 2019 budget associated with the JSC Rockslope Maintenance Project.

**MOTION:** A motion was made by Director Holmes and seconded by Director Holbrook to approve the proposed amendment to the 2019 expense and revenue budget which increases operating expenses by \$525,612 associated with the Joint Supply Canal Rockslope Maintenance Project.

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The motion passed 5 to 0 by the following vote:

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

**Item #5 – Consider Conditional Approval of Stanislaus County Bridge Replacement Project Across the Main Supply Canal at Pleasant Valley Road**

Mr. Killingsworth provided background related to the proposed Stanislaus County Bridge Replacement Project at Pleasant Valley Road at the Main Supply Canal (MSC). The bridge has been closed for several months due to safety concerns and will not be replaced until fall/winter of 2020. Stanislaus County is eligible to receive funding from Caltrans to replace the bridge, but agreements with impacted agencies (including SSJID) must be in place nearly a year in advance of construction. The bridge is located within a 150’ wide strip of property owned by the District.

Staff has reviewed the proposed Improvement Plans and anticipates one final plan check exercise prior to providing plan signature. Mr. Killingsworth provided the Board with a summary of the Temporary Encroachment Area and Area of Common Use Agreement. Staff is recommending the Board authorize conditional approval of the Improvement Plans and associated drawings/exhibits, and Temporary Encroachment Area and Area of Common Use Agreement related to the Pleasant Valley Road Bridge Replacement Project in Stanislaus County, subject to the satisfaction of staff.

A needed correction was to be made to regarding agenda Item #5, Attachment B, Page 5, on the signature line of South San Joaquin Irrigation District. The signature line should read “Peter M. Rietkerk, Secretary” instead of “Danielle Barney, Secretary.”

**MOTION:** A motion was made by Director Holmes and seconded by Director Weststeyn to authorize the conditional approval of the Stanislaus County Bridge Replacement Project across the Main Supply Canal at Pleasant Valley Road per staff’s recommendation.

The motion passed 5 to 0 by the following vote:

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

**Item #6 – Consider Approval of Service Abandonment Agreement Amendment for Virginia May Mathews Family Trust**

**MOTION:** A motion was made by Director Roos and seconded by Director Holmes to approve the Service Abandonment Agreement Amendment for Virginia May Mathews Family Trust.

The motion passed 5 to 0 by the following vote:

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

**Item #7 – Consider Approval of Service Abandonment Agreement Amendment for John Van Duyn Separate Property Trust**

**MOTION:** A motion was made by Director Roos and seconded by Director Holmes to approve the Service Abandonment Agreement Amendment for John Van Duyn Separate Property Trust.

The motion passed 5 to 0 by the following vote:

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

**Item #8 – Discussion and Review of South San Joaquin Irrigation District’s Updated 2019 Strategic Implementation Plan Projects**

Mr. Rietkerk distributed the list of South San Joaquin Irrigation District Strategic Implementation Plan (SIP) Projects for 2020-2024. He added that when the Board approved the Strategic Plan in 2017, the intent was for staff to annually review, readjust and reprioritize the associated implementation projects based on relevance and the needs of the District’s customers, communities, and employees. The first SIP update was in 2018.

The annual SIP update is initiated to continually meet the goals of the SSJID Strategic Plan, including goals within the Six Strategic Focus areas: Finance and Rates; Workforce and Culture; Customer Service and Community Relations; Water Supply, Operation and Distribution; Retail Electric; and, Legislative and Regulatory. This year, 11 new projects were proposed, with 5 new projects selected for the SIP Project List. The five projects are: Parking Lot Solar Power to Office Shop/Provide Shaded Parking Project; District Radio Communications Plan; SSJID Mobile App; Electronic Timecards; and, Project Mole/Deep Trekker Pipe Crawler. Mr. Rietkerk gave detailed descriptions of the new projects and the placement process in the 5-year plan. He further explained that some new and existing projects may have been included in updated language of projects already on the SIP projects list, and merged into these revised projects. He commended SSJID employees on their thoughtful and deliberate ideas submitted to the “Call For Projects,” the Strategic Planning Committee for their thorough discussions, and Ms. Barney for her contribution of coordination efforts.

Mr. Rietkerk concluded by stating that staff is seeking input and direction, but not formal Board approval of the new projects submitted to the SIP. He added that the Strategic Plan was originally approved by the Board with the understanding that staff would maintain the responsibility of developing and implement projects that met the goals of the Board-approved Strategic Plan. Mr. Rietkerk encouraged the Board to provide feedback in the meeting, and to also contact him with any opinions or concerns.



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**Item #9 – Consider Approval of Temporary Entry Permit No. 19-LC-20-2574 with the Bureau of Reclamation for Access Over District Property to Support Salmon Rearing Habitat Enhancement in the Stanislaus River**

The Bureau of Reclamation (Bureau) has previously placed over 20,000 tons of gravel in the Stanislaus River just downstream of Goodwin Dam. The Bureau accessed the south bank of the Stanislaus River via the Army Corps of Engineers' gravel road off Tulloch Road, crossing Oakdale Irrigation District's (OID) South Main Canal bridge, and along the remaining gravel road to their staging sites. OID and SSJID jointly own property underlying the access points to the Stanislaus River prompting the Bureau's request to renew a temporary entry permit (TEP).

In 2012, SSJID and OID approved identical TEP's to the Bureau, which expired at the end of 2016. OID re- issued a TEP to the Bureau in 2017. The TEP being considered by the SSJID Board is identical to the TEP reissued by OID. The Bureau proposes to agree to the following if the TEP is approved: single truckloads shall be limited to a maximum of 12 tons; the Bureau holds both Districts harmless in the event of loss or damage to SSJID or OID property; and, the Bureau will give a 48-hour minimum notice to SSJID staff prior to access. In addition, there will be no fiscal impact to the District.

Staff recommends that the Board approve a temporary entry permit granting the Bureau of Reclamation ingress and egress access to APN #s 063-120-027-000 and 063-120-028-000 in Tuolumne County to replace gravel in the Stanislaus River for spawning and rearing habitat for Chinook salmon and Steelhead trout.

**MOTION:** A motion was made by Director Holbrook and seconded by Director Weststeyn to approve a temporary entry permit granting the Bureau of Reclamation access to APN #s 063-120-027-000 and 063-120-028-000 in Tuolumne County.

The motion passed 5 to 0 by the following vote:

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

*General Counsel announced that all items in closed session would be discussed. The Board took a break at 11:30 a.m. and convened to closed session at 11:40 a.m.*

**Item #10 – Closed Session**

10. a. Conference with Legal Counsel – Anticipated Litigation  
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9  
- 2 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

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- c. Conference with Legal Counsel – Existing Litigation  
Paragraph (1) of subdivision (d) of Government Code Section 54956.9  
- 4 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

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

***The Board reconvened to open session at 1:25 p.m.***

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 #11 – ADJOURNMENT**

There being no further business to discuss, the meeting was adjourned at 1:30 p.m.

**ATTEST:**

\_\_\_\_\_  
Danielle Barney, Clerk of the Board