

Manteca, California  
May 12, 2015

The Board of Directors of the South San Joaquin Irrigation District met in regular session in their chambers at 9:00 a.m. President Holmes called the meeting to order and led the flag salute. Upon roll call the following members were noted present:

DIRECTORS: HOLBROOK HOLMES KAMPER KUIL ROOS  
ABSENT: NONE

Also present were General Manager Jeff Shields, General Counsel Steve Emrick, Engineering Department Manager Sam Bologna, and Executive Secretary Betty Garcia.

**Public Comment** - None

**CONSENT CALENDAR**

- A. Approval of Warrants in the amount of \$163,920.69; A/P wires in the amount of \$261,738.33; payroll dated May 1, 2015 in the amount of \$194,291.30.
- B. Approval of the regular Board meeting minutes of April 28, 2015.
- C. Consent to SSJID's entry of property to read and to maintain flow meter for Paul Bottini & Margaret DeForest, APN 203-220-09.

Director Roos noted on page 5 of the minutes under Troylene Vallow's report, the Boys & Girls Club will host their Hall of Fame event on Friday, May 8, not May 11.

A motion was made by Director Roos and seconded by Director Kuil to accept the Consent Calendar with the above noted change and passed 5 to 0 by the following roll call vote:

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

**ACTION CALENDAR**

**Item #1 – Presentation of ACEC National Grand Award for the Division 9 project to the Board**

Mr. Shields, General Manager, presented the ACEC National Grand Award for the Division 9 project to the Board of Directors. Sam Bologna, Engineering Manager, accepted the award on the District's behalf at the 2015 Engineering Excellence Awards Gala which was held on Tuesday, April 21 in Washington, DC. Mr. Bologna was honored and privileged to receive the

award which was one of eight Nationwide Grand Award winners and the only water project that won a Grand Award. There were only two projects in California to win, the District's Division 9 project and the Bay Bridge. The Bay Bridge won the top award. The Board was proud to receive the award and the recognition.

### **Item #2 – Water Supply Forecast**

Mr. Shields was thankful for the recent rainfall and for the snow in the mountains which helps with the water storage at Donnell's. He said the growers are using substantially less water to irrigate and being conscientious of the drought. He indicated the District would be drawing water from Tulloch Reservoir. Mr. Shields reviewed the project water budget for 2015, reservoir conditions, SSJID water diversions, and the Tri-Dam operations daily report.

### **Item #3 – Discussion on the possible formation of a Groundwater Sustainability Agency with presentations by Grant Davids and Valerie Kincaid; consider retaining consulting services to evaluate whether for form an agency**

Mr. Shields stated that Board President Holmes had asked the District to invite Valerie Kincaid to address the board with a presentation regarding the formation of a Groundwater Sustainability Agency. He introduced Ms. Kincaid with O'Laughlin & Paris LLP and Grant Davids with Davids Engineering.

Ms. Kincaid gave a detailed overview of the Sustainable Groundwater Management Act of 2014 and discussed its legislative intent which is to achieve sustainable management of groundwater basins, improve data collection, provide local agencies with necessary authorities, including technical and/or financial help. It is intended for local agencies to manage its groundwater basins and the State would intervene only when necessary. She said that Groundwater Sustainability Agencies (GSA) should be formed by June 30, 2017. The agency would need to prepare Groundwater Sustainability Plans (GSP) for medium and high priority basins by January 31, 2022 or January 31, 2020 if a basin is subject to critical conditions of overdraft. These plans can only be submitted if the entire basin is covered. In order to form a GSA, the agency must be a public agency, hold a public hearing, notice the Department of Water Resources (DWR) including maps, resolutions, list of interested parties and other GSAs in basin. The State Water Board may designate a basin as "probationary" for the following reasons: failure to form a GSA; failure to develop and submit a GSP; or if the GSP is inadequate. Probationary basins have 180 days to cure deficiency and if the deficiency is not remedied the State Water Board will develop an interim plan.

Mr. Davids described the Eastern San Joaquin Groundwater Subbasin and said it is politically complicated because it consists of portions of three counties, several cities and towns, and all or portions of several districts. The Eastern San Joaquin Subbasin is a high priority subbasin and is a critically overdrafted status estimated between 70,000 and 105,000 acre-feet per year. The basic approaches to achieve sustainable management are to decrease groundwater discharge (pumping) and increase groundwater recharge. He stated the entire basin must be covered by a GSP. He discussed SSJID and its relationship to the subbasin. He said the key questions are:

- What potential opportunities does sustainable groundwater management present to SSJID?

- How should SSJID be represented in a GSA and GSP? Go it alone or join subbasin interests?
- Should basin boundaries be redrawn? If so, what objectives, justification and process?

The bottom line is if the District does not form a GSA and manage its groundwater, eventually the State or local authorities will come in and do so. The Board agreed it would be best to manage its groundwater at the local level.

Mr. Bere Lindley, Finance and Administration Manager, said it would be helpful if the District made a list of the potential benefits of becoming a GSA. Two fundamental questions for SSJID to answer are whether to become a GSA, and if so, how to go about it. Identifying potential benefits and risks would help to answer the first question. One of the obvious benefits would be that the District can take its destiny into its own hands and possibly avoid a more onerous GSP that might be imposed by another agency. Assuming the decision is to become a GSA, then the list of benefits becomes goals for the GSA. These goals would help identify a strategy for how to form and operate the GSA and the GSP.

The Board gave direction to Jeff Shields to meet with the cities to discuss SSJID forming a GSA; then bring this item back to the June 23 meeting using the analysis that was suggested by Bere Lindley along with a proposed budget.

**Item #4 – Discussion and possible action regarding modifications to the existing well drilling contract with Maggiora Brothers Drilling Inc. to include the addition of a second well to optimize water output. Tom Butler of Stantec will give a presentation regarding test well findings and discuss the second well option**

Mr. Sam Bologna explained that the results of the exploratory test well boring of the new test hole have been received and Tom Butler from Stantec will present the findings.

Mr. Butler gave a presentation concerning the potential for drilling a second well in the east basin to optimize water output and discussed the projected impacts to neighboring properties. He discussed the proposal from Maggiora Brothers Drilling Inc. to drill the two wells, sealed at different depths and would collectively yield more output. The cost to drill a second well is an additional \$262,220 and if the work is not completed soon, the costs will considerably increase.

A motion was made by Director Holbrook and seconded by Director Kamper to approve staff's recommendation of moving forward with the development of a well as planned in the vicinity of the original location and drill the second shallow well subject to determining CEQA compliance. The second well will be built if it is not an issue in the first study. Motion passed 3 to 2 as follows:

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

**Item #5 – Liability and Property Insurance presentation by David Ward**

Mr. David Ward informed the Board that the District’s insurance renewal will be in approximately 30 days. He anticipates no more than a 5% increase. He will present the renewal rates to the Board at their first meeting in June.

Director Holmes asked if items #6, #7, and #8 could be addressed at the same time. Mr. Bologna said absolutely.

**Item #6 – Consider amendment to Irrigation Service Abandonment No. 1482 & 1483 for Bert Ballatore, APN 245-080-71 and 245-080-72**

The specific conditions for approval that staff recommends are outlined as follows:

1. Lateral “Kab” is capable of delivering flood water to the Subject Property through existing valve structures. If Owner desires to receive flood water, Owner shall be responsible for verifying that the valves are in operable condition and free of leaks. If improvements are necessary, Owner shall be required to obtain a structure permit from the District prior to proceeding with construction or modification.
2. Sprinkler water can be made available to irrigate the Subject Property through SSJID Lateral “Kab”. The Owner shall be required to install facilities necessary to connect to the SSJID facility and construct a private sprinkler sump consistent with District’s Standard Plans and Specifications (“District Specifications”). Because Lateral “Kab” is a dead end line, Owner will be required to spill any excess water on Owner’s property. The sprinkler sump will be required to have a spill outlet per District Specifications. Owner shall be required to obtain a structure permit from District prior to receiving District water.
3. Owner intends to deliver SSJID water to the multiple parcels comprising the Subject Property through a single sump structure that also irrigates the Adjacent Property. The District reserves the right to require individual meters to be installed to accurately measure water delivered to each parcel comprising the Subject Property at Owner’s expense. The District will notify Owner when the District requires the Owner to install the additional meter(s). The Owner is required to install the meters according to the District Specifications within the time frame given in the notice, which shall not be less than 30 days. The District may deny water to the Owner until the Owner installs the meters to the District’s Specifications at the Owner’s expense within the time frame specified in the notice.
4. Owner acknowledges that Owner will be responsible to make arrangements to service the balance of the Subject Property in the future should any part of Subject Property or the Adjacent Property be sold to another party and this stipulation shall be disclosed to any perspective buyer. Disclosure shall indicate that the District shall have no obligation to pay for any improvements for current or future changes in service to any part of the Subject Property. Additionally, should any part of the Subject Property be sold, a recorded agreement shall be established to the extent necessary to transport water across one parcel to the benefit of another and the agreement should address terms of

maintenance, access, duration, metering, and change of parcel ownership. SSJID will not act a moderator of this agreement.

5. If the Subject Property is irrigated by flood, water use will be measured based on a time vs. flow calculation as recorded by the District. The District shall reserve the right to require flow meter/meters, meeting the District Specifications, to be installed at the Owner's expense to accurately measure the delivered water to each parcel comprising the Subject Property. The District will notify the Owner when the District requires the Owner to install the meter/meters. The Owner will be required to install the meter/meters according to the District's specifications within the time frame given in the notice, which shall not be less than 30 days. The District may deny water to Owner until the Owner installs the meter/meters.
6. If the Subject Property is irrigated by sprinkler, a meter per District Specifications will be required on the pumping system to keep a running total of water delivered. The total water delivered will be calculated based on before and after meter readings. If multiple parcels are serviced by one meter, the District shall determine the amount of water delivered to the Subject Property based on the proportional percentage of irrigated acreage, until such time as District requires a meter to be installed to measure water deliveries to each separate parcel comprising the Subject Property as described above.
7. Owner is responsible for all costs related to providing service to the Subject Property, including standard water charges and back fees consistent with District policy.
8. Conditions stated above shall be incorporated into the amended agreement.

**Item #7 – Consider amendment to Irrigation Service Abandonment No. 1478 for Bert Ballatore, APN 245-120-41**

The specific conditions for approval that staff recommends are outlined as follows:

1. Lateral "Oa" or Lateral "Q" are the two District facilities closest to the Subject Property. Both Laterals are capable of delivering flood water to the Subject Property through the Adjacent Property, however, private improvements including, private piping and irrigation valves will be required to allow flood irrigation. If Owner desires to receive flood water, and as a condition to receiving water, Owner is responsible for installing all improvements necessary to deliver flood irrigation to the Subject Property. Owner is required to obtain a Structure Permit from District before installing any facilities that will connect to District's facilities.
2. Sprinkler water can be made available to irrigate the Subject Property through SSJID Lateral "Oa". The Owner shall be required to install facilities necessary to connect to the SSJID facility and construct a private sprinkler sump consistent with District's Standard Plans and Specifications ("District Specifications"). Because Lateral "Oa" is a dead end line, Owner will be required to spill any excess water on Owner's property. The sprinkler sump will be required to have a spill outlet per District Specifications.

Owner shall be required to obtain a structure permit from District prior to receiving District water.

3. Sprinkler water can be made available to the Subject Property through SSJID Lateral "Q". The Owner shall connect to the SSJID facility and construct a private sprinkler sump consistent with District standards. Owner shall be required to obtain a Structure Permit from District prior to receiving District water.
4. If connection to the District facility will require water to be transported through neighboring properties, Owner shall obtain a formal easement agreement from neighbor to install private line on his property. The agreement should address terms of maintenance, access, duration, metering, and change of parcel ownership. SSJID will not act as a moderator of this agreement.
5. Owner is responsible for complying with the District's rules regarding irrigation service as it relates to sharing the use of the private facility that will be shared with the Adjacent Property. Prior to approval of a structure permit and the delivery of water, Owner shall obtain a formal recorded easement agreement with each separate parcel comprising the Subject Property benefitting from the source of irrigation service and with the Adjacent Property in order to allow use of the Adjacent Property for delivery of water to the Subject Property. The agreement should also address all issues related to the shared use of the private pipeline including, but not limited to, terms of maintenance, access, duration, metering, and of parcel ownership. SSJID will not act as a moderator of this agreement. Furthermore, SSJID will not be required to provide water to any system that cannot take the water efficiently and effectively.
6. If the Subject Property is irrigated by flood, water use will be measured based on a time vs. flow calculation as recorded by the District. The District shall reserve the right to require flow meter/meters, meeting the District Specifications, to be installed at the Owner's expense to accurately measure the delivered water to each parcel comprising the Subject Property. The District will notify the Owner when the District requires the Owner to install the meter/meters. The Owner will be required to install the meter/meters according to the District's specifications within the time frame given in the notice, which shall not be less than 30 days. The District may deny water to Owner until the Owner installs the meter/meters.
7. If the Subject Property is irrigated by sprinkler, a meter per District Specifications will be required on the pumping system to keep a running total of water delivered. The total water delivered will be calculated based on before and after meter readings. If multiple parcels are serviced by one meter, the District shall determine the amount of water delivered to the Subject Property based on the proportional percentage of irrigated acreage, until such time as District requires a meter to be installed to measure water deliveries to each separate parcel comprising the Subject Property as described above.
8. Owner is responsible for all costs related to providing service to the Subject Property, including standard water charges and back fees consistent with District policy.

9. Conditions stated above shall be incorporated into the amended agreement.

**Item #8 – Consider amendment to Irrigation Service Abandonment No. 435 for Bert Ballatore, APN 245-070-75, 245-070-76, and 245-070-77**

The specific conditions for approval that staff recommends are outlined as follows:

1. Lateral “Kab” may be capable of delivering flood water to the Subject Property, however, private improvements including irrigation piping and valve structures will be required to allow flood irrigation. If Owner desires to receive flood water, and as a condition to receiving water, Owner is responsible for installing all improvements necessary to deliver flood irrigation to the Subject Property. Owner is required to obtain a Structure Permit from District before installing any facilities that will connect to District’s facilities.
2. Sprinkler water may be available to irrigate the Subject Property through SSJID Lateral “Kab”. The Owner shall be required to install facilities necessary to connect to the SSJID facility and construct a private sprinkler sump consistent with District’s Standard Plans and Specifications (“District Specifications”). Because Lateral “Kab” is a dead end line, Owner will be required to spill any excess water on Owner’s property. The sprinkler sump will be required to have a spill outlet per District Specifications. Owner shall be required to obtain a structure permit from District prior to receiving District water.
3. Sprinkler water can also be made available to the Subject Property through SSJID Lateral “Kac”. The Owner shall connect to the SSJID facility and construct a private sprinkler sump consistent with District standards. Owner shall be required to obtain a Structure Permit from District prior to receiving District water.
4. If connection to the District facility will require water to be transported through neighboring properties, Owner shall obtain a formal easement agreement from neighbor to install private line on his property. The agreement should address terms of maintenance, access, duration, metering, and change of parcel ownership. SSJID will not act as a moderator of this agreement.
5. Owner acknowledges that Owner will be responsible to make arrangements to service the balance of the Subject Property in the future should any part of Subject Property be sold to another party and this stipulation shall be disclosed to any perspective buyer. Disclosure shall indicate that the District shall have no obligation to pay for any improvements for current or future changes in service to any part of the Subject Property. Additionally, should any part of the Subject Property be sold, a recorded agreement shall be established to the extent necessary to transport water across one parcel to the benefit of another and the agreement should address terms of maintenance, access, duration, metering, and change of parcel ownership. SSJID will not act as a moderator of this agreement.

6. In the event that the Owner delivers SSJID water to the multiple parcels through a single service structure, the District reserves the right to require individual meters to be installed to accurately measure water delivered to each parcel comprising the Subject Property at Owner's expense. The District will notify Owner when the District requires the Owner to install the additional meter(s). The Owner is required to install the meters according to the District Specifications within the time frame given in the notice, which shall not be less than 30 days. The District may deny water to the Owner until the Owner installs the meters to the District's Specifications at the Owner's expense within the time frame specified in the notice.
7. If the Subject Property is irrigated by flood, water use will be measured based on a time vs. flow calculation as recorded by the District. The District shall reserve the right to require flow meter/meters, meeting the District Specifications, to be installed at the Owner's expense to accurately measure the delivered water to each parcel comprising the Subject Property. The District will notify the Owner when the District requires the Owner to install the meter/meters. The Owner will be required to install the meter/meters according to the District's specifications within the time frame given in the notice, which shall not be less than 30 days. The District may deny water to Owner until the Owner installs the meter/meters.
8. If the Subject Property is irrigated by sprinkler, a meter per District Specifications will be required on the pumping system to keep a running total of water delivered. The total water delivered will be calculated based on before and after meter readings. If multiple parcels are serviced by one meter, the District shall determine the amount of water delivered to the Subject Property based on the proportional percentage of irrigated acreage, until such time as District requires a meter to be installed to measure water deliveries to each separate parcel comprising the Subject Property as described above.
9. Owner is responsible for all costs related to providing service to the Subject Property, including standard water charges and back fees consistent with District policy.
10. Conditions stated above shall be incorporated into the amended agreement.

A motion was made by Director Roos and seconded by Director Kuil to approve the agreements to amend Irrigation Service Abandonment agreements subject to above stated recommendations and a revision to the standard agreement that further reflects those conditions. Approval shall be subject to the terms and conditions specified in the revised policy entitled "Policy for Rescinding Irrigation Service Abandonment" and if determined by the water operations department the possibility of these parcels receiving water this year. Motion failed 3 to 2 as follows:

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

A motion was made by Director Kamper and seconded by Director Holbrook to approve the agreements to amend Irrigation Service Abandonment agreements subject to the above stated recommendations and a revision to the standard agreement that further reflects those conditions. Approval shall be subject to the terms and conditions specified in the revised policy entitled "Policy for Rescinding Irrigation Service Abandonment." However, due to drought conditions and potential need for improvements to District facilities that cannot be accommodated during water season, these six parcels shall have no allotment of water for 2015. Motion passed 3 to 2 as follows:

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

**Item #9 – Consider amendment to Irrigation Service Abandonment No. 1601 for Roque and Cynthia Palomino, APN 249-140-20**

Mr. Bologna indicated that this property has a lot of issues. The ditch in front of valves needs to be cleaned and weeds removed. All 18" pipes must be cleaned out and will need to be approved by the District inspector. There are approximately sixteen 18" pipes that need to be cleaned.

The specific conditions for approval that staff recommends are outlined as follows:

1. Lateral "D" is capable of delivering flood water to the Subject Property through existing valve structures. If Owner desires to receive flood water, Owner shall be responsible for verifying that the valves are in operable condition and free of leaks. If improvements are necessary, Owner shall be required to obtain a structure permit from the District prior to proceeding with construction or modification.
2. Sprinkler water can be made available to the Subject Property through SSJID Lateral "D". The Owner shall connect to the SSJID facility and construct a private sprinkler sump consistent with District standards. Owner shall be required to obtain a Structure Permit from District prior to receiving District water.
3. Owner agrees to make all modification necessary to enable use of the existing private ditch at his own expense and to allow reasonable access to private property by District personnel to determine if all conditions specified in the amended service agreement are satisfied.
4. If the Subject Property is irrigated by flood, water use will be measured based on a time vs. flow calculation as recorded by the District. The District shall reserve the right to require flow meter/meters, meeting the District Specifications, to be installed at the Owner's expense to accurately measure the delivered water to each parcel comprising the Subject Property. The District will notify the Owner when the District requires the Owner to install the meter/meters. The Owner will be required to install the meter/meters according to the District's specifications within the time frame given in the notice, which

shall not be less than 30 days. The District may deny water to Owner until the Owner installs the meter/meters.

5. If the Subject Property is irrigated by sprinkler, a meter per District Specifications will be required on the pumping system to keep a running total of water delivered. The total water delivered will be calculated based on before and after meter readings. If multiple parcels are serviced by one meter, the District shall determine the amount of water delivered to the Subject Property based on the proportional percentage of irrigated acreage, until such time as District requires a meter to be installed to measure water deliveries to each separate parcel comprising the Subject Property as described above.
6. Owner is responsible for all costs related to providing service to the Subject Property, including standard water charges and back fees consistent with District policy.
7. Conditions stated above shall be incorporated into the amended agreement.

A motion was made by Director Kamper and seconded by Director Holbrook to approve the agreements to amend Irrigation Service Abandonment agreement subject to the above stated recommendations and stipulations and a revision to the standard agreement that further reflects those conditions. Approval shall be subject to the terms and conditions specified in the revised policy entitled "Policy for Rescinding Irrigation Service Abandonment" and **on item #3 of staff's recommendations to add the words, "and to the District's satisfaction."** However, due to drought conditions and potential need for improvements to District facilities that cannot be accommodated during water season, this parcel shall have no allotment of water for 2015.

Director Roos left the meeting prior to the vote. Motion passed 4 to 0 as follows:

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

**Item #10 – Consider amendment to Irrigation Service Abandonment No. 371 for Phippen Brothers, APN 245-180-07**

Mr. Bologna indicated the Phippen Brothers have had the subject property signed off since December 1991. The property is located within Division 6.

The specific conditions for approval that staff recommends are outlined as follows:

1. Lateral "Vaa" is capable of delivering flood water to the Subject Property, however, private improvements including a new irrigation turnout or modification to the existing turnout will be required to allow flood irrigation. If Owner desires to receive flood water, and as a condition to receiving water, Owner is responsible for installing all improvements necessary to deliver flood irrigation to the Subject Property. Owner is required to obtain a Structure Permit from District before installing any facilities that will connect to District's facilities.

2. Sprinkler water can be made available to irrigate the Subject Property through SSJID Lateral "Vaa". The Owner shall be required to install facilities necessary to connect to the SSJID facility and construct a private sprinkler sump consistent with District's Standard Plans and Specifications ("District Specifications"). Because Lateral "Vaa" is a dead end line, Owner will be required to spill any excess water on Owner's property. The sprinkler sump will be required to have a spill outlet per District Specifications. Owner shall be required to obtain a structure permit from District prior to receiving District water.
3. If the Subject Property is irrigated by flood, water use will be measured based on a time vs. flow calculation as recorded by the District. The District shall reserve the right to require flow meter/meters, meeting the District Specifications, to be installed at the Owner's expense to accurately measure the delivered water to each parcel comprising the Subject Property. The District will notify the Owner when the District requires the Owner to install the meter/meters. The Owner will be required to install the meter/meters according to the District's specifications within the time frame given in the notice, which shall not be less than 30 days. The District may deny water to Owner until the Owner installs the meter/meters.
4. If the Subject Property is irrigated by sprinkler, a meter per District Specifications will be required on the pumping system to keep a running total of water delivered. The total water delivered will be calculated based on before and after meter readings. If multiple parcels are serviced by one meter, the District shall determine the amount of water delivered to the Subject Property based on the proportional percentage of irrigated acreage, until such time as District requires a meter to be installed to measure water deliveries to each separate parcel comprising the Subject Property as described above.
5. Owner is responsible for all costs related to providing service to the Subject Property, including standard water charges and back fees consistent with District policy.
6. Conditions stated above shall be incorporated into the amended agreement.

A motion was made by Director Kamper and seconded by Director Holbrook to approve the agreement to amend Irrigation Service Abandonment agreement subject to the above stated recommendations and a revision to the standard agreement that further reflects those conditions. Approval shall be subject to the terms and conditions specified in the revised "Policy for Rescinding Irrigation Service Abandonment." However, due to drought conditions and potential need for improvements to District facilities that cannot be accommodated during water season, this parcel shall have no allotment of water for 2015. Motion passed 3 to 1 as follows:

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

Director Roos returned to the meeting.

**Item #11 – Discussion and possible action regarding encroachments and water theft issues on the Main Supply Canal**

Mr. Bologna indicated there is a lot of activity occurring along the Main Supply Canal both upstream and downstream of Sonora Road. Trees are being planted in the District's canal staging and areas easements. The activity that has occurred in this area consists of substantial earth movement, grading, ripping, planting, and irrigation system installations that infringe upon the District easements for the canal, canal tunnels, syphon, and staging areas. District staff visited the area and although they did not encounter any incidents of water theft during their visit, there was evidence in some areas where water could potentially be extracted and prohibited drainage could occur.

Engineering staff is in the process of performing land surveying tasks to determine the extent of the encroachments but upon visual assessment it would appear that there is a significant amount of encroachments on District easements that have occurred and need to be addressed. Additionally, several property monuments may have been disturbed or excessively buried by the grading activity that has taken place. General counsel suggested this item be discussed further in closed session.

**Item #12 – Director report from the ACWA Conference**

Director Roos reported the JPIA elected five executive board members that included three incumbents and two new officers. Anthem has provided five wellness grant opportunities for \$1000 each. Tim Quinn gave a presentation on the Bay Delta Tunnel plan. At lunch on Thursday water storage was discussed and no funds will be allocated until December 2016. Fifty percent of the funds are to be set aside for the Eco-System. He believes 50 to 70 percent of the ACWA attendees were from Southern California.

Steve Emrick attended three classes. One was regarding groundwater banking and said it was a very good class and the new legislation offers potential advantages in managing your groundwater. Another class discussed a joint operation agreement between the State and Federal governments operating pumps. The last class was about inverse condemnation which is when a private party sues the government for the government's taking of private property for a public use. He said one of the speakers praised ACWA JPIA for continuing to provide defense coverage for a major inverse case when the umbrella carrier denied coverage.

**Item #13 – COMMUNICATIONS**

Director Holbrook attended the SJFB annual dinner that provides scholarships to students. Mr. Kenny Watkins, with the California Farm Bureau, spoke to the groundwater laws and said they are worthless and detrimental to farmers. He praised Troylene Vallow's outstanding speech at the Boys & Girls Club Hall of Fame dinner and said it is great to have her on staff at SSJID.

Director Kuil also attended the SJFB dinner and agreed that Mr. Watkins gave a good speech. He said most of the Tri-Dam meeting involved employee negotiations.

Director Roos agreed that Kenny Watkins gave an excellent speech at the SJFB dinner. He also attended the Boys & Girls Club Hall of Fame and said the dinner was great. He said the JPIA Safety Award recognizes employees who make improvements to their jobs.

Director Kamper thanked Troylene Vallow for the new SSJID billboard. He asked if the District began treatment of the main canals with Magnacide. He is concerned because the water has moss growing in it. Mr. Shields said not yet.

Ed Erisman, Water Treatment Plant Operations Manager

- He noted all of the cities had met their 20% water reductions for April to meet drought reduction goals.
- Staff completed the application for NPDES permit and is waiting for the Engineering department to update a GIS map. The annual cost of the permit is \$2062 and is due by September.
- SWRCB found only a few deficiencies in their annual inspection. Mostly it was requests for information that they did not ask for at the time of their inspection. There was an issue with our required lab analysis reporting in that the lab must submit the data via a State website. As a result, we will be using another lab for these services. All other responses to their requests were prepared and a letter was sent to SWRCB last week.

Bere Lindley, Finance & Administration Manager

- He chaired the quarterly Water Treatment Plant Operations Committee meeting on Monday, May 11 and he gave the committee a drought update and a budget update. For the first nine months of this fiscal year the plant is about 3% under budget.
- Capital replacement fund is worth \$5 million; the committee discussed setting a cap on the cities' contributions to the fund by reducing rather than stopping fund contributions, based on future capital expenditure needs. This fund was originally established to pay for membrane replacement modules.
- Building Phase II – Glenn Gebhardt from the City of Lathrop expressed an interest in getting a cost estimate for phase II of the plant to use in setting systems development charges. He said the other cities should not pay for such an engineering study and that he will develop his own cost estimate.

Troylene Vallow, Communications Coordinator

- A new drought bulletin was sent out with the monthly volumetric bills to publicize the new theft policy. She will be sending out another bulletin soon regarding a rule change for water allotment transfers and Jeff Shield's retirement.
- She circulated a thank you letter from the Escalon Chamber of Commerce for their support with the Escalon Wine Stroll.
- On June 26, Manteca Chamber of Commerce will hold the installation of its new members at the Manteca Transit Center.
- San Joaquin Young Farmers/Ranchers will host a fund raiser on Saturday, June 27 and this will be a good public relations opportunity for SSJID.
- Luz Juarez will be retiring on June 30. She urged the board members to attend to show support.

Sam Bologna, Engineering Department Manager

- No activity with the conservation program.
- There have been 39 master account agreements; 7 allotment transfer agreements; 1 water agreement for pumps.
- Engineering department has received a lot of plans for development to review.
- Still discussing plans with the City for the Zone 39 annexation and FEZ project.
- He will meet with Union Pacific tomorrow to discuss the status of their project.

Jeff Shields, General Manager

- While at ACWA, he met with the DWR Chief, Robert Cooke, and agreed to schedule a meeting with SSJID and DWR staff to discuss the “White Paper.”
- He and Steve Emrick met with the Bureau of Reclamation; Tim O’Laughlin has developed a relationship with Ron Milligan regarding water rights.
- Representative Tom McClintock introduced a bill in Congress where the federal government is not allowed to buy water to solve drought issues.
- He met with federal water contractors.
- He has had several public speaking events in regards to the drought.

The following encroachment agreements were approved:

- Frank & Cathleen Bellino, APN 245-080-56, Lateral “Bd”
- Stanley & Tracy Vander Veen, APN 208-160-08, Lateral “R”

It was announced that item 14a, b, c & d would be discussed in Closed Session.

**Item #14 – Closed Session**

- a. Conference with Legal Counsel – Anticipated Litigation  
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9  
- 1 case
- b. Public Employment  
Government Code Section 54957  
Title: General Manager
- c. Conference with Legal Counsel – Existing Litigation  
Government Code Section 54956.9 (d) (1)  
Bonde v. SSJID  
San Joaquin County Superior Court  
Case No. 39-2013-00300234

- d. Conference with Legal Counsel – Existing Litigation  
Government Code Section 54956.9 (d) (1)  
Cleo Johnson v. SSJID  
San Joaquin County Superior Court  
Case No. 39-2011-00268620

Upon their return from closed session, President Holmes reported the following action regarding encroachments on the Main Supply Canal.

The Board gave direction to the General Counsel to continue the investigation and authorize the General Counsel to retain counsel and file suit against parties whose names will be announced after the case is started.

**Item #15 – ADJOURNMENT**

There being no further business to come before the Board, it was moved by Director Kamper and seconded by Director Holbrook to adjourn the meeting at 1:20 p.m. Motion passed 5 to 0 as follows:

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

ATTEST: \_\_\_\_\_  
Betty Garcia, Executive Secretary