

**MINUTES FOR THE AUGUST 27, 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 \$453,374.08; Accounts Payable Wires in the amount of \$371,181.09; and payroll dated August 12, 2019 and August 16, 2019 in the amount of \$238,091.96.
- B. Approval of the regular Board Meeting Minutes of August 13, 2019.
- C. Approval of Consent to South San Joaquin Irrigation District's Entry of Property to Read and to Maintain Flow Meter of Marnix J. Lub and Stacy K. Lub, 17737 S. Jack Tone Road, Ripon
- D. Approval of Award of Contract for Water Treatment Plant Door Access Control System Replacement Project to Acme Security
- E. Approval of Agreement with Dennis Geiger for Consulting Services

Director Roos noted a correction to be made to agenda Item E, Agreement for Consulting Services, page 2, paragraph 6: Consultant name should read Dennis Donald Geiger.

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

The motion passed 5 to 0 by the following vote:

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

COMMUNICATIONS

Director Holbrook reported that he attended the San Joaquin County Advisory Water Commission (AWC) meeting on August 21, 2019. A topic of discussion at the AWC meeting was a Memorandum of Understanding for the San Joaquin County Integrated Regional Water Management Plan, which will be further discussed in Item 2 of today's SSJID Board agenda.

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Director Holmes reported that he attended the SSJID Ag Water Committee Meeting on August 26. The topic of discussion was out-of-district water service requests.

Director Holmes reported that he attended the Eastern San Joaquin Groundwater Authority (ESJGWA) Ad Hoc Governance Committee Meeting on August 26 and stated progress is being made on governance issues for the Groundwater Sustainability Plan (GSP).

Director Holmes reported that twenty (20) job applications were received for the position of General Manager for the Tri-Dam Project. The applications will be reviewed on August 29 and candidates selected to continue in the vetting process.

Director Roos reported that he participated in the viewing of core samples, at the Condor offices in Jamestown, on August 16. Attending geologists provided interesting discussions on the different layers and types of soil and rock formation, as well as history of the Stockton East Tunnel.

Ed Erisman, Water Treatment Plant (WTP) Manager:

- In May or June 2019, a request was received from CalWARN, a mutual aid organization that SSJID joined several years ago, for personnel with meter technician and water distribution experience to assist in providing water service for the Paradise Irrigation District, following the devastating Camp Fire in 2018. Mr. Erisman and Mr. Matt Gonzales, SSJID T4 Operator, volunteered to assist with these efforts from August 11 through August 16. Volunteer services provided included locating and digging up service lines to install backflow devices and temporary water lines; flushing hydrants and dead-end lines to prepare for sampling; and, rolling out thousands of feet of fire hose to connect individual service lines to homes to ensure uninterrupted receipt of water while lines were being tested for Benzene. Mr. Erisman stated that their volunteer work was a drop in the bucket of the reconstruction that still needs to be done, and it was a humbling and rewarding honor to be of service.
- In July 2019, Governor Newsom signed Assembly Bill (AB) 756, which authorizes the California State Water Resources Control Board (State Water Boards) to more broadly order water systems to monitor for perfluorooctanoic acid (PFOAs) and to report their detections. PFOAs and perfluorooctanesulfonic acid (PFOSs) were widely used as firefighting foams and in non-stick coatings. Though these compounds are no longer produced in the United States, they are still produced in other countries and can be contained in imported products leading the chemicals to accumulate in groundwater wells. The results for SSJID surface water from the Nick C. DeGroot Water Treatment Plant were below the detection limits of the standard method of detection EPA 357, used for this testing. SSJID will continue to follow the guidelines established by the State Water Boards. Mr. Erisman added that since these compounds are usually identified with groundwater and have not been detected in previous testing, AB 756 should not pose a problem to District operations.

A member of the public, Mr. Steve Stroud, asked of the protocol should the compounds be detected in the District water. Mr. Erisman responded that, if necessary, SSJID would pursue available treatment options.

- Director Holbrook inquired about an upcoming city-wide drill to be conducted on August 30. Mr. Erisman responded that the Lathrop-Manteca Fire District will conduct an Ammonia Release Drill at the Tracy Booster Station on Manthey Road. The drill will simulate a rescue incident

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and isolation of a hazardous leak. Mr. Erisman invited the Board to attend and will provide them with event details (i.e. location, time). Director Holbrook commended Mr. Erisman on his good work and contributions to the District.

Bere Lindley, Assistant General Manager:

- On August 21, Mr. Lindley and Mr. Peter Rietkerk, SSJID General Manager, met with Ms. Martha Guzman Aceves, Commissioner of the Public Utilities Commission (PUC) to promote SSJID's electric utility formation. Mr. Lindley expressed that the meeting was encouraging. On August 26, the required report of the ex-parte meeting was filed with the PUC.
- On August 23, Mr. Lindley and Mr. Rietkerk attended a meeting in Davis with three (3) other organizations interested in forming Publicly Owned Utilities. Also in attendance were: Mitch Sears, Interim General Manager of a Community Choice Aggregation called Valley Clean Energy; Barbara Hale, Assistant General Manager for San Francisco PUC Power Enterprise; Rem Scherzinger, General Manager of Nevada Irrigation District; and, Mark Gorton, Attorney, Boutin Jones, Inc. Discussion included coordination and shared experiences.
- Mr. Lindley has been participating in the annual update of the 2019 Strategic Plan.
- Mr. Lindley is working on setting budget caps for each SSJID budgeter. Research includes the review of past actual costs.
- On August 22, Mr. Lindley participated in the SSJID Water Master Plan Infrastructure Workshop.
- Robin Giuntoli, SSJID Accounting and Customer Services Manager, is moving forward with the District's website redesign. The district wishes to modernize and update the content and design of its website. The redesign will play a part in SSJID's public information campaign for the electric utility project.
- Ms. Barney is monitoring incoming mail for Communications and Public Relations during the leave of absence of Ms. Troylene Saylor, SSJID Public Relations Director.

Frank Avila, Irrigation Operations Manager:

Water Department

- Woodward elevation is at 208.28 and climbing, with an inflow of 650 cfs.
- Lower flows are running this week, due to harvest time. Division managers are moving water from line to line, to stay on top of customer needs.
- Flows at Woodward dropped under 300 cfs, and the power plant stayed in operation with flows of 325 cfs.
- The results of the Magnacide application on August 7 have fallen short of expectations. Staff is working with chemical representatives to come up with a solution.
- Kent Gabrielson, SSJID Spray Applicator, has given notice to retire on September 28. Mr. Gabrielson has worked for the district for 13 years.
- Job candidate testing for Division Manager/Maintenance was held on August 22. Thirty-one (31) individuals participated and all are strong candidates.

Maintenance Department

- The Maintenance Department is busy with repairs on District conveyance systems.
- Maintenance work is continuing on the culvert drains along the MSC to ensure proper flows throughout the system.
- Following the maintenance on the culverts, headwalls are being added to sites as needed. This will keep the sites clean and allow better access for future maintenance.

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- Field Maintenance crews are installing a takeout on the Division #9 pressure system. The box installation looks good and work is progressing without incident.

Shop Department

- The shop crews are staying busy with fleet maintenance and fabrication tasks.
- Mr. James Ferguson, SSJID Shop Supervisor, and Mr. John Briggs, SSJID Field Maintenance Supervisor, are working on the last phase of preparations to install the locker room.
- The tanks for the new shop oil system have been installed. The process to fill the oil tanks has begun, and the system should be functioning by the week ending August 30.

MDC/Telemetry Department

- The Telemetry Department continues to perform an excellent job in keeping the automation system in operation, including the operation of the MDC and its water deliveries.
- The Telemetry Department has completed the first phase of the PSPS power outage preparation.
- Mr. Lloyd Wayman, SSJID Telemetry System Supervisor, is continuing work to get his office building in place.

Forrest Killingsworth, Engineering Department Manager:

Canyon Tunnel

- Core samples were viewed with the Condor Team on August 16. Two tunnel specialists, with considerable experience designing and constructing tunnels, joined as sub-consultants to Condor. The two individuals were Mike Gowing and Gregg Korbin.
- A Project Progress Update memorandum, produced by Condor Earth, was handed out to each of the Directors.
- Samples from the cores were selected and sent to a lab for testing.
- It was established that the tunnel will encounter two primary types of material: (1) Gopher Ridge Metavolcanic Rock (also known as “greenstone”); and, (2) the overlying Mehrten Formation, an alluvial conglomerate consisting of sand, silty sand, and pyroclastic flows. These two formations greatly differ in strength, which is not ideal for tunnel boring since different types of boring machines would typically be used for the differing materials.
- At the meeting on August 16, it was determined that additional geophysics survey work, and potentially an extra borehole, is warranted to more fully evaluate the extent of the greenstone in the middle of the preliminary alignment. Depending on the results, an alternative alignment around the greenstone may be advantageous from a construction cost perspective.
- Significant conversation was had regarding the best contracting method for this type of tunnel. The options are (1) to follow the standard Public Contracting Code process where the award of the project is provided to the lowest responsible bidder; or (2) a best value selection is utilized where the contractor is selected based on a Statement of Qualifications and their suggested approach to deal with differing materials expected to be encountered.

Beardsley Afterbay Project

- A preconstruction meeting is scheduled for the afternoon of August 28. At the meeting, the contractor will be provided with a Notice to Proceed and construction should begin shortly thereafter.

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Engineering Technician / Construction Inspector

- Six (6) internal candidates will be testing for the position of Engineering Technician / Construction Inspector today, August 27. The candidates will be interviewed on August 29.
- The final candidate selection is anticipated by the end of week of August 30.

Water Master Plan

- An infrastructure workshop was held August 22. The meeting lasted all day and included the Jacobs Team, Engineering Staff, Operations supervisors, and three division managers.
- The focus of the meeting was to start the process of identifying a minimum of three (3) differing alternatives related to distribution infrastructure. The 3 types of alternatives are identified as:
 - Baseline – what is needed to maintain the current level of service.
 - Baseline plus targeted modernization – what is needed to maintain the existing system but enhance service in the form of increased availability of water.
 - Pressurized – based on the Cal Poly ITRC recommendation.
- The Jacobs team is also simultaneously working on updating the water budget to home in on establishing long-term land use, cropping trends, and water supply and demand.
- Additional workshops and team meetings will take place over the next few months to further develop the infrastructure alternatives and water budget.

Joint Supply Canal

- On August 19, four specialty contractors participated in a job walk along the Joint Supply Canal to observe the rock slope maintenance needed to decrease the existing rock fall hazards.
- A Request for Proposals was subsequently sent to contractors on August 20.
- Bids are due September 3, 2019 and will tentatively be presented to the Board for consideration at the SSJID regular Board Meeting on September 10.

Union Pacific Railroad – Lathrop Wye Project

- Activity regarding Union Pacific Railroad’s (UPRR) proposed new track over the FCOC has picked up. SSJID will be meeting with UPRR and their consultants to receive a project update, on the afternoon of this Board meeting.
- The proposed project may provide an opportunity to improve the undersized culvert under UPRR’s existing crossing immediately downstream of the proposed project.

Brandon Nakagawa, Water Resources Coordinator:

Sustainable Groundwater Management Act (SGMA)

- On August 16, the Notice of Intent (NOI) to adopt the Groundwater Sustainability Plan was sent out to all the Cities and Counties covered by the GSP. The NOI invites Cities and Counties to consult on the GSP prior to adoption. All sixteen (16) Groundwater Sustainability Agencies (GSAs) signed on to the NOI, including Woodbridge Irrigation District who has recently decided to again become a GSA. With the NOI going out on August 16, GSAs are required to wait at least 90 days before adopting the GSP. South San Joaquin Groundwater Sustainability Agency (SSJGSA) has tentatively scheduled the adoption of the GSP for SSJGSA regular Board Meeting on November 20.
- Numerous comments have been received on the Public Review Draft GSP, for which the public comment period ended this past Sunday, August 25. Most notably, comments have been received from California Department of Fish and Wildlife, The Nature Conservancy, Audubon Society, American Rivers, Clean Water Action, Union of Concerned Scientists, California Sport-fishing

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Protection Alliance, California Poultry Federation, and Terra Land Group. An Ad Hoc Committee will be recommended to be formed to collectively decide how to address comments received.

- Mr. Nakagawa reported that he and Director Holmes attended the Eastern San Joaquin Groundwater Authority Ad Hoc Governance Committee on August 26. Progress is being made on governance work plan elements such as GSP implementation tasks and administrative items to keep the ESJGWA running. The keys will be to delineate who is responsible for what, the cost, and how these things will be paid for. Discussions include how much each GSA pays; how to raise funding; and apportioning costs by acreage, water use, population, and/or groundwater use. It is possible that the cost allocation formula may be a hybrid considering multiple factors. The County and the Consultant will be producing additional information at the next Ad Hoc meeting in two weeks.
- Mr. Nakagawa participated in the Water Master Plan Workshop on August 22 and stated he “appreciated the horsepower in the room representing SSJID.”
- Mr. Nakagawa has participated in internal meetings regarding more efficiently accessing water measurement and delivery data using queries.
- The San Joaquin Farm Bureau Water Committee Meeting was to be held on the evening of this Board meeting, with the main agenda item to be a presentation by the County on the proposed flood control operations and maintenance assessment.

Peter Rietkerk, General Manager:

- Mr. Rietkerk participated in the Water Master Plan Workshop on August 22, which will provide direction for the District for 15-20 years. Future involvement will include stakeholder interests. Mr. Rietkerk expressed enthusiasm to begin the process of analyzing future capital improvement alternatives and ways to address related cost implications.
- Mr. Rietkerk participated in the SSJID Ag Water Committee Meeting on August 26 to discuss requests for out of district water service. Mr. Rietkerk noted a “trend” which may require establishing uniform circumstances in handling various requests for out of district water service, some of which require potential coordination with Oakdale Irrigation District. Also in attendance were Director Kamper and Director Holmes.
- Mr. Rietkerk reported that he and Mr. Lindley attending a meeting with CPUC Commissioner Martha Guzman Aceves on August 21. Mr. Rietkerk stated it was a positive 30-minute meeting with discussion revolving around the CPUC process evaluating Pacific Gas & Electric’s (PG&E) safety culture; municipalization providing CPUC the opportunity to reassert itself as a regulatory body; and, municipalization as a means of making a big impact with relatively small action by the CPUC.
- Mr. Rietkerk and Mr. Lindley have been working on a contract with Marcia Herrmann Design, regarding services for the public campaign for SSJID’s retail electric project. Initial work will include prioritizing messages for the public information campaign (i.e. handouts, website).
- Mr. Rietkerk and Ms. Barney are reviewing community requests for participation in the District’s Community Education and Awareness Program for various community events. Future coordination efforts will include tours of District dams for Ripon Unified schools.
- On the afternoon of this Board meeting, Mr. Rietkerk was to participate in a meeting with Mr. Steve Knell, Oakdale Irrigation District General Manager; and Mr. Jeff Shields, Tri-Dam Project Interim General Manager, to review applications and determine preliminary candidates for the position of General Manager for Tri-Dam Project. The applicants possess multiple qualifications

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including energy experience, hydro experience, mechanical/electrical experience, and/or special district management experience. The applicants responded to general employment advertising.

- Mr. Rietkerk announced upcoming events to the Board:
 - Thursday, September 12 – 5:30 to 8:30 p.m.: Manteca, Lathrop, Escalon & Ripon United Way Community Council will hold their “10th Annual Evening of Wine Chocolate & Art” at the Promenade Shops at Orchard Valley – Hwy 120, Manteca. There are 8 tickets available. Contact Ms. Barney if interested in attending.
 - Saturday, September 21 – 6:00 p.m.: Manteca Police Chief’s Foundation “A Night Among Heroes” Black Tie Dinner. SSJID is a table sponsor of this event, with 8 tickets available. Contact Ms. Barney if interest in attending.
- Mr. Rietkerk provided status of the SSJID Strategic Plan Update. There is a final Strategic Planners meeting scheduled. New projects have been vetted, the selected new projects will be compiled with the existing project list, and the project list will be reviewed and reprioritized. The final project list will be presented to the Board in September.

ACTION CALENDAR

Item #2 – Consider Approval of Memorandum of Understanding with San Joaquin County and Other Water Agencies Countywide to Participate in the Integrated Regional Water Management Plan (IRWMP)

Mr. Nakagawa informed the Board of the San Joaquin County Advisory Water Commission (AWC) Meeting, held August 21, 2019, at which time a final Memorandum of Understanding (MOU) between San Joaquin County and the AWC member agencies was presented by County staff. The AWC asked all member agencies to present the MOU to their respective boards and councils for consideration and approval.

Mr. Nakagawa clarified that the MOU is required to join the Integrated Water Management Planning Coordinating Committee, which would enable participation in the update of the IRWMP. The IRWMP is needed for eligibility of Prop 1 grant funding. Currently, San Joaquin County has secured \$6.5 million in grant funding, but an update of the IRWMP is required to access the monies.

Mr. Nakagawa further explained that the IRWMP Coordinating Committee is easy to join, and easy to exit if so desired. The Eastern San Joaquin County Groundwater Basin Authority has a fund balance of \$80,000 to supplement the IRWMP update. He added that future SSJGSA SGMA projects, Water Treatment Plant related projects, and SSJID specific projects could be funded through the IRWMP. Director Holbrook stated that an agency’s project could be on the IRWMP Project List, but only the IRWMP Coordinating Committee can vote on which projects could apply for and receive grant funding.

Mr. Nakagawa concluded that staff recommends Board approval of the MOU. He stated it would be beneficial that the AWC participating Cities of Escalon, Manteca, Tracy and Lathrop also individually sign the MOU.

MOTION: A motion was made by Director Holbrook and seconded by Director Holmes to approve the Memorandum of Understanding with San Joaquin County and other water agencies countywide to participate in the Integrated Regional Water Management Plan; and to appoint Director Holbrook as the primary SSJID representative to the AWC and Brandon Nakagawa as the secondary SSJID representative to the AWC.

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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 #3 – Consider Approval of Services Agreement for State Legislative Advocacy with Shaw, Yoder, Antwih, Inc.

Mr. Rietkerk informed the Board that the District is interested in obtaining consulting services to monitor activities within the California Legislature as well as monitoring and advocacy of SSJID’s retail electric project and water policy interests. Mr. Rietkerk, Mr. Lindley, and Ms. Mia Brown, SSJID General Counsel, have been in discussions with Shaw Yoder Antwih, Inc. (SYAI), a registered lobbying firm in Sacramento. This consulting agreement with SYAI would replace current legislative advocacy services.

The District’s current budget for similar services is \$3,000 per month for 12 months. Staff is recommending Board approval of the proposed services agreement for SYAI for \$7,000 per month for twelve (12) months, at an additional \$48,000 over the next 12 months.

MOTION: A motion was made by Director Holbrook and seconded by Director Holmes to approve the services agreement for State legislative advocacy with Shaw, Yoder, Antwih, Inc., and approve a budget increase of \$4,000 per month over the next 12 months. The contract will be reviewed and re-evaluated after the 12 month term.

The motion passed 5 to 0 by the following vote:

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

Item #4 – July 2019 Financial Statements

Mr. Lindley had no planned report to the Board but was available for questions. The Financial Statements for July 2019 were included in the agenda packet, Item #4.

Item #5 – July 2019 Investment Report

Mr. Lindley had no planned report to the Board but was available for questions. The Investment Report for July 2019 was included in the agenda packet, Item #5.

General Counsel announced that all items in closed session would be discussed. The Board took a break at 10:35 a.m. and convened to closed session at 10:45 a.m.

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Item #6 – Closed Session

5. 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
- 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

- d. Labor Negotiations
California Government Code Section 54957.
Agency Negotiator: General Manager
Employee Organization: Management Unit

The Board reconvened to open session at 12:30 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.

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Item #7 – ADJOURNMENT

MOTION: A motion was made by Director Weststeyn and seconded by Director Roos to adjourn the meeting at 12:35 p.m.

The motion passed 5 to 0 by the following vote:

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

ATTEST:

Danielle Barney, Clerk of the Board