

**MINUTES FOR THE JANUARY 26, 2021  
REGULAR MEETING OF THE SSJID BOARD OF DIRECTORS**

The Board of Directors of the South San Joaquin Irrigation District met in person in regular session in the District Boardroom at 9:00 a.m., with public access provided via the online Zoom meeting platform. Director Holmes called the meeting to order and led the flag salute. Upon roll-call the following members were noted present:

DIRECTORS:           HOLBROOK HOLMES WESTSTEYN  
ABSENT:               KAMPER ROOS

Also present were General Manager, Peter M. Rietkerk; General Counsel, Mia Brown; Engineering Department Manager, Forrest Killingsworth; and SSJID Clerk of the Board, Danielle Barney.

**Public Comment** – None

**CONSENT CALENDAR**

- A. Approval of Checks in the amount of \$610,761.07; Accounts Payable Wires in the amount of \$752,866.45; and Payroll dated January 15, 2021 in the amount of \$222,640.58
- B. Approval of the Regular Board Meeting Minutes of January 12, 2021
- C. Consider Approval to Accept and File Notice of Completion for Day’s Engineering Services, Inc., for the Water Treatment Plant’s L1 Generator Project

Director Holbrook commented that the “final amount” listed under the Fiscal Impact section of the staff report, should be titled “balance amount” for clarification purposes.

- D. Consider Approval of Consent to South San Joaquin Irrigation District’s Entry of Property to Read and to Maintain Flow Meter, APN 245-160-55
- E. Consider Approval of Consent to South San Joaquin Irrigation District’s Entry of Property to Read and to Maintain Flow Meter, APN 245-200-02
- F. Consider Approval of Consent to South San Joaquin Irrigation District’s Entry of Property to Read and to Maintain Flow Meter, 245-140-20
- G. Consider Approval of South San Joaquin Irrigation District Irrigation Service Abandonment Agreement, APN 226-160-34

**MOTION:** A motion was made by Director Holbrook and seconded by Director Weststeyn to approve the Consent Calendar as submitted.

The motion passed 3 to 0 by the following vote:

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

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**COMMUNICATIONS**

**Item #1 – Directors’ Reports**

Director Holbrook attended the San Joaquin County (SJC) Advisory Water Commission (AWC) meeting on January 20, via remote access from the District Office. Topic discussion included revisiting the SJC Board of Supervisors Strategic Plan to Meet Water Needs.

Director Holbrook attended the Greater SJC Integrated Regional Water Management (IRWM) Coordinating Committee (CC) meeting on January 20, via remote access from the District Office. He stated the Mr. Brandon Nakagawa, SSJID Water Resources Coordinator, will elaborate further during his presentation of agenda Item #8 of today’s meeting.

Director Weststeyn attended the South San Joaquin Groundwater Sustainability Agency (SSJGSA) Board meeting on January 20.

Director Weststeyn attended the AWC meeting on January 20, via remote access from the District Office.

Director Weststeyn attended the Greater SJC IRWM CC meeting on January 20, via remote access from the District Office.

Director Weststeyn commented on an observation of SJC crews installing dry wells on McHenry Avenue, and inquired if the work is being done outside of the District easement. Mr. Forrest Killingsworth, SSJID Engineering Department Manager, responded that the County was contacted and confirmed that the work is being done outside the District easement. However, the dry wells will be adjacent to the District’s Main Canal, which could be problematic during heavy rain events, or during the irrigation season since the operating water surface elevation in the District’s Main Canal is above the rim grade of the drain inlets for the dry wells. Mr. Chad Parsons, SSJID Associate Civil Engineer, is in contact with the County to address this concern.

Director Holmes attended the SSJGSA Board meeting on January 20.

Director Holmes attended the Tri-Dam Board meeting on January 21, via remote access from the District Office.

**Item #2 – Various Reports**

***In adherence to the District’s new Board meeting protocols due to COVID-19, the Managers’ Reports were provided in written form to the Board on January 25, 2021. The General Manager’s Report was distributed to the Board on January 26, 2021.***

Director Holbrook addressed Mr. Ed Erisman, Water Treatment Plant (WTP) Manager, on the status of construction to modify the roof at the Tracy Booster Plant. Mr. Erisman responded, via the online Zoom meeting platform, that staff is still awaiting a response from the City of Lathrop regarding the permit.

Mr. Peter Rietkerk, SSJID General Manager, announced that he has been nominated to participate in Water Solutions Network, a cross-sector collaboration of leaders focused on the future of water management in

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California. In previous communications, Mr. Ken Robbins, SSJID Special Water Counsel, informed Mr. Rietkerk that it is considered an honor to be nominated. Mr. Rietkerk stated that should he accept, his commitment would entail sixteen (16) days over a six (6) month period and is seeking Board consent. The Directors each indicated their consent to Mr. Rietkerk's participation. Board comments included congratulating Mr. Rietkerk on his nomination, the importance of participation to provide the District's views and perspectives, and to update the Board as information become available.

**ACTION CALENDAR**

**Item #3 – Consider Request from Developer to Amend Developer's Agreement for the Nur Al-Huda Academy Project**

Mr. Killingsworth addressed the Board regarding the developer's request to amend the Developer's Agreement for Nur Al-Huda Academy Project, which was presented by Mr. Mohammad ElFarra during the Public Comment section of the SSJID Board meeting held on January 12. Mr. ElFarra's request was two-fold: 1) Increase the District's reimbursement of new pipe to \$40-\$45 per lineal foot; and 2) Waive the requirement to fill 500-feet of abandoned pipeline with concrete slurry due to the good condition of the pipe, as expressed by the project contractor. Mr. Killingsworth is presenting the developer's request to the Board for formal consideration.

Staff's findings to the requests are:

1. District staff does not have the mechanism to increase reimbursements as they are set by District policy, and to do so would require the Board to amend the reimbursement policy as a whole. The policy was established by formal action of the Board to provide for equal and consistent treatment of all applicants seeking reimbursement from the District for the replacement of facilities. Staff recommends a denial to the request to increase the reimbursement of new pipe to \$40-\$45 per lineal foot.
2. For safety reasons, pipeline slurry is the District's standard practice for pipelines abandoned but not removed. This method of filling and abandoning a pipeline is especially important in areas where the public has access to the pipeline, under roadways, or in urban areas. Hazards include pipe collapse, and intentional or unintentional access by children, adults, or animals. If so directed by the Board, staff would consider other fill material alternatives (e.g. sand) so long as the alternate material(s) perform to properly address the safety hazards mentioned above.

Discussion among the Board included personal knowledge of major issues with pipelines collapsing, the inconsistent and unsatisfactory flows encountered during a sand-fill process, and insistence on concrete slurry fill, as opposed to sand fill, as water will seep and eventually move the underlying sand.

**MOTION:** A motion was made by Director Holbrook and seconded by Director Weststeyn to: 1) Deny the developer's request to increase the District's reimbursement contribution towards pipeline replacement; and 2) Deny the developer's request to eliminate the requirement to fill the abandoned cast-in-place concrete pipeline with concrete slurry.

The motion passed 3 to 0 by the following vote:

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

Mr. ElFarra addressed the Board via the online Zoom meeting platform, expressed appreciation for consideration of his requests, and stated his understanding of the District's reimbursement policy and gratitude of the set reimbursement amount. He reiterated that the abandoned pipeline will be located under a newly built fence line in a set-back with no accessibility by car or machinery, with minimal chance of collapse. Mr. ElFarra graciously thanked the Board for their consideration and will move forward to honor the original terms and conditions of the developer's agreement. Director Holmes expressed sensitivity to Nur Al-Huda Academy's current financial situation due to COVID-19.

**Item #4 – Coronavirus (COVID-19) Update and Action as Necessary**

Mr. Nakagawa reported that, on January 25, Governor Gavin Newsom lifted the regional stay-at-home orders across the State amid signs of improving coronavirus conditions. San Joaquin County remains in the purple tier, the most restrictive tier of the COVID-19 classifications with ICU bed occupancy at 144% of capacity as of Monday, January 25. Currently, Phase 1a vaccinations are being administered to hospital staff, medical first responders, and other healthcare workers. Phase 1b – Tier 1 vaccinations are set to be slated for the age group of 65+, and frontline essential workers including food and agriculture, which District employees may be eligible for. Mr. Rietkerk stated that the likely probability is that Phase 1b – Tier 2, or Phase 1c will be when vaccinations for District employees would occur.

***The Board convened to Closed Session, Item #17.e: Public Employee Discipline/Dismissal/Release, at 9:35 a.m. The Board reconvened to Open Session at 10:04 a.m.***

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

**Closed Session, Item #17.e. – Public Employee Discipline/Dismissal/Release**

Director Holmes announced the Board's decision(s) regarding Closed Session, Item #17.e: Public Employee Discipline/Dismissal/Release, as listed below:

**MOTION:** A motion was made by Director Weststeyn and seconded by Director Holbrook to:

1. Accept the arbitrator's findings as true and correct;
2. Uphold the decision of termination; and
3. Direct staff to do all things necessary and proper to convey the above to the employee and the Union, and effectuate the decision of the Board.

The motion passed 3 to 0 by the following vote:

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

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**Item #5 – Consider Adoption of Resolution 21-04-V Authorizing and Directing Sale of District Vehicle as Surplus Property**

**MOTION:** A motion was made by Director Holbrook and seconded by Director Weststeyn to adopt Resolution 21-04-V Authorizing and Directing Sale of District Vehicle as Surplus Property.

**SOUTH SAN JOAQUIN IRRIGATION DISTRICT  
RESOLUTION NO. 21-04-V**

**AUTHORIZING AND DIRECTING SALE OF DISTRICT VEHICLE  
AS SURPLUS PROPERTY**

**WHEREAS**, the South San Joaquin Irrigation District (“District”) may sell as “surplus property” for valuable consideration, any property of the District which is determined to be no longer necessary for District purposes; and

**WHEREAS**, the District Board of Directors finds the following described vehicle no longer necessary for District purposes. The C.A.R.B. Truck and Bus Regulation requires replacement of diesel powered vehicles with a GVWR of 14,001 and higher. The replacement schedule is based on GVWR and Engine Model Year.

<u>DISTRICT I.D. No.</u>	<u>VEHICLE TYPE</u>	<u>VIN NUMBER</u>
261-97	1997 Peterbilt 330 14 Ton Boom Truck	3BPNH77X1VF430669

and

**WHEREAS**, the Board finds it in the best interests of the District to dispose of said vehicle by sale, using reasonable efforts to obtain the best possible sales-price.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED,**

1. The Board of Directors authorizes the District Shop Supervisor to use his professional judgement in determining the most appropriate means of effectuating a sale of said vehicle at the best possible sales price, including, but not limited to: sale at public or on-line auction; placing vehicle with a dealer for consignment sale; or sale by published advertisement and receipt of sealed bids.
2. The Finance and Administration Department Manager is authorized and directed to do all things necessary and proper, including execution of all documents, to execute the sale of said vehicle and transfer title thereto.

**PASSED AND ADOPTED** this 26<sup>th</sup> day of January, 2021, by the following vote:

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

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**Item #6 – Consider Adoption of Resolution 21-05-Q Authorizing the Disposition of Personal Property No Longer Necessary for District Purposes**

**MOTION:** A motion was made by Director Weststeyn and seconded by Director Holbrook to adopt Resolution 21-05-Q Authorizing the Disposition of Personal Property No Longer Necessary for District Purposes.

**SOUTH SAN JOAQUIN IRRIGATION DISTRICT  
RESOLUTION NO. 21-05-Q**

**AUTHORIZING THE DISPOSITION OF PROPERTY  
NO LONGER NECESSARY FOR DISTRICT PURPOSES**

**WHEREAS**, the South San Joaquin Irrigation District (“District”) may sell as “surplus property” for valuable consideration, any property of the District which is determined to be no longer necessary for District purposes; and

**WHEREAS**, the following personal property is no longer needed for District purposes, and is deemed to be surplus:

<u>Qty</u>	<u>Description</u>	<u>Purchase Date</u>	<u>Serial/Asset Number</u>
1	Auger Drive w/Bit (for Bobcat)	unknown	N/A
3	Auto Crane 1-Ton Cranes	unknown	N/A
1	Kysor Band Saw	unknown	N/A
1	Miller Millermatic 200 Welder	unknown	N/A
1	Kent Vibra-plate	unknown	N/A
1	Mid-State Conveyor	unknown	N/A
1	Karcher Pressure Washer	unknown	N/A
2	Gasboy Fuel Pump Dispensers	unknown	N/A
1	Coats 950 Wheel Balancer	unknown	N/A
1	Chicago Electric Generator	2010	N/A
1	Bishman Air Assist Bumper Jack	unknown	N/A
1	Sand Blast Unit w/Tank	unknown	N/A

and

**WHEREAS**, the Board finds it in the best interests of the District to dispose of the above-listed property by sale, using reasonable efforts to obtain the best possible sales-price.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED**, the Board of Directors authorizes the District Shop Supervisor to use his professional judgement in determining the most appropriate means of effectuating a sale of said property at the best possible sales price, including, but not limited to: sale at public or on-line auction; placing equipment with a dealer for consignment sale; sale by published advertisement and receipt of sealed bids; and/or sale for salvage or scrap value.

**PASSED AND ADOPTED** this 26<sup>th</sup> day of January, 2021 by the following roll call vote:

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

**Item #7 – Consider Adoption of Resolution 21-06-W to Adopt the Eastern San Joaquin Integrated Regional Water Management Plan 2020 Addendum**

Mr. Nakagawa addressed the Board regarding the Greater San Joaquin Integrated Regional Water Management Coordinating Committee, formed by a Memorandum of Understanding (MOU), and consisting of members that participate in the IRWM Plan update. He explained that the District signed the MOU and became a member of the committee, to which Director Holbrook was elected as Committee Chair. Mr. Nakagawa further explained that County staff had tentatively secured approximately \$6.5 million for projects located in the greater SJC Region provided the region update its 2014 IRWM Plan. Therefore, the Coordinating Committee is charged with two (2) main tasks: Updating and adopting the Eastern San Joaquin IRWM Plan, and selecting the projects to receive grant funding.

The Eastern San Joaquin IRWM Plan 2020 Addendum is a functional update to the 2014 IRWM Plan. The addendum has been completed, shared with the California Department of Water Resources (DWR) for preliminary feedback, was properly noticed in accordance with applicable State law, and has been formally adopted, unanimously, by the Coordinating Committee at their meeting on January 20. Each member of the Coordinating Committee is requested to adopt the IRWM Plan 2020 Addendum. Mr. Nakagawa stated that District staff has been extensively involved in the scoping, editing, and commenting of the IRWM Plan 2020 Addendum and acknowledged Director Holbrook’s leadership as being instrumental in the development efforts as well as the participation of Director Weststeyn. Staff recommended adoption of the Eastern San Joaquin IRWM Plan 2020 Addendum.

Director Holbrook commended Mr. Nakagawa on his coordination efforts with the County, the member agencies, and representatives of the Disadvantaged Communities (DACs). He excitedly shared that DWR agreed to another IRWM project which was not originally submitted, due to a remaining balance of allocated funds.

**MOTION:** A motion was made by Director Weststeyn and seconded by Director Holbrook to adopt Resolution 21-06-W to Adopt the Eastern San Joaquin Integrated Regional Water Management Plan 2020 Addendum.

**SOUTH SAN JOAQUIN IRRIGATION DISTRICT  
RESOLUTION NO. 21-06-W**

**ADOPTION OF THE EASTERN SAN JOAQUIN  
INTEGRATED REGIONAL WATER MANAGEMENT PLAN  
2020 ADDENDUM**

**WHEREAS**, California voters approved Proposition 1 on November 4, 2014, authorizing the State to issue \$7.545 billion in general obligation bonds for ecosystem and watershed protection and restoration, water supply infrastructure projects including above-ground and under-groundwater storage, and drinking water protection; and

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**WHEREAS**, Proposition 1 includes \$510 million for the Integrated Regional Water Management (IRWM) Program with \$31 million of that amount allocated to the San Joaquin River Funding Area to be awarded by the State Department of Water Resources (DWR); and

**WHEREAS**, the Eastern San Joaquin Region has been allocated approximately \$6.5 million of the \$31 million designated for the Eastern San Joaquin Region; and

**WHEREAS**, in order for a local government agency within the Eastern San Joaquin Region to be eligible for its allocation of Proposition 1 funding, the agency shall have adopted an IRWM Plan developed by a recognized regional water management group and deemed to meet all applicable standards per DWR; and

**WHEREAS**, on August 22, 2019, the South San Joaquin Irrigation District (SSJID) entered into a Memorandum of Understanding to become a member of the Greater San Joaquin County Regional Water Coordinating Committee (Coordinating Committee); and

**WHEREAS**, the DWR officially recognizes the Greater San Joaquin County Region as the regional water management group for the Eastern San Joaquin Region; and

**WHEREAS**, the Eastern San Joaquin IRWM Plan developed in 2007 and updated in 2014 by the Eastern San Joaquin County Groundwater Basin Authority (GBA), predecessor to the Coordinating Committee, were in need of additional updates to be consistent with DWR guidelines established in July 2016; and

**WHEREAS**, the IRWM Plan 2020 Addendum is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines §15262 and §15306 involving projects requiring further planning studies agencies have not yet approved, or are in need of basic data collection that would not result in the disturbance of any environmental resource; and

**WHEREAS**, on January 6 and 13, 2021 the Coordinating Committee on behalf of its members, published a notice of intent to adopt the IRWM Plan 2020 Addendum in accordance with applicable California Water Code and Government Code requirements; and

**WHEREAS**, on January 20, 2021 at a regularly scheduled meeting, the Coordinating Committee unanimously adopted the IRWM 2020 Addendum and sought input from the public; and

**WHEREAS**, adoption of the IRWM 2020 Addendum does not compel a direct commitment of resources by SSJID, implementation including CEQA compliance of each project listed in the IRWM 2020 Addendum is the responsibility of individual project proponents, and there is no joint commitment or responsibility by the members of the Coordinating Committee to fund or implement any or all of the projects; and

**WHEREAS**, the IRWM Plan 2020 Addendum is meant to be complementary to Coordinating Committee members' individual plans and programs and does not supersede nor prohibit in any way SSJID's planning efforts; and

**WHEREAS**, the IRWM Plan 2020 Addendum, developed over the past year under the direction of the Coordinating Committee, is herewith presented to the SSJID Board of Directors for adoption.

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**NOW THEREFORE, BE IT RESOLVED**, that the SSJID Board of Directors hereby adopts the Eastern San Joaquin Integrated Regional Water Management Plan 2020 Addendum.

**PASSED AND ADOPTED** this 26<sup>th</sup> day of January, 2021 by the following vote:

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

**Item #8 – Consider Approval of Proposal from Misco Water for the Water Treatment Plant (WTP) Clean-in-Place Tank Replacement**

Mr. Justin Ashworth, SSJID Operations Supervisor, addressed the Board via the online Zoom meeting platform and provided background of the WTP’s non-insulated, clean-in-place (CIP) water storage tank to heat water for the routine membrane cleaning processes to remove foulants from the membranes, and also explained the cleaning process. Recently, the tank began leaking and, upon inspection, a crack was discovered in the tank. Staff has exhausted all reasonable efforts to stop the leak, including removing the heating element. Removal of the heating element has slowed the leak but also reduced the effectiveness of the membrane recovery cleans since the water is no longer properly heated. Replacement of the CIP tank is critical to maintain the integrity of the membranes. This project was not budgeted for because the tank was not showing signs of failure during the annual budgeting process.

Staff requested two (2) quotes from Misco Water for two (2) separate options to replace the tank: 1) a comparable size tank of approximately 5,000 gallons; and 2) a larger, insulated tank which would enable staff to heat a larger volume of water, and an insulated layer to reduce the time to heat the water. Misco Water provided the following quotes:

- Quote #1: 12,150 gallon, insulated water storage tank, delivered = \$27,096
- Quote #2: 5,100 gallon, non-insulated water storage tank, delivered = \$10,846

Staff is recommending Quote #1 stating that the 12,150 gallon, insulated tank would provide significant operational advantages and an improved cleaning process. The Board inquired on the cost for taxes and installation as they were not included in the quotes, to which Mr. Ashworth replied that tax is to be determined, and installation will be performed in-house by staff.

**MOTION:** A motion was made by Director Holbrook and seconded by Director Weststeyn to approve Misco Water Quote #1 for the 12,150 gallon, insulated water storage tank, delivered at a cost of \$27,096 plus taxes.

The motion passed 3 to 0 by the following vote:

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

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**Item #9 – Water Treatment Plant’s Report of the Watershed Sanitary Survey**

Mr. Erisman addressed the Board and explained that as part of the California Surface Water Treatment Rule (SWTR) established in 1991, all surface water treatment systems are required to develop and submit a Watershed Sanitary Survey (WSS) report every five (5) years. The SWTR requires the report contain a description of the watershed, summary of source water quality monitoring data, description of activities and sources of contamination, significant changes since last survey which could impact water quality, an evaluation of the system’s ability to meet surface water treatment requirements, and any recommendation for corrective actions.

In 2009, SSJID joined the Stanislaus/Calaveras River Group (SCRG), a group formed by Stockton East Water District (SEWD) consisting of other utilities in the Stanislaus/Calaveras Watershed to share costs and develop the 2010 WSS. Since 2010, the SCRG has been working together every five years to develop and submit the WSS, with the total project costs being divided between the member utilities based on volume of water served and sources used.

The SCRG has approached Water Quality & Treatment Solutions, Inc., (WQTS) as the sole source procurement for consulting services for the 2021 Watershed Sanitary Survey due to their familiarity preparing SCRG’s 2015 WSS report, the upcoming deadline of the report, and lack of interest from consultants in the 2015 original bid process. The total cost of the WQTS proposal is \$139,910; SSJID’s reimbursement to SEWD for the District’s portion of the Stanislaus River study is \$19,804.91, plus \$15,810 for the Woodward Reservoir portion for a total fiscal impact of \$35,614.91. The WSS was not specifically identified in the WTP’s 2021 budget, but \$60,000 has been budgeted in the consulting account for watershed protection related projects.

Staff is recommending the Board agree to participate in the Stanislaus/Calaveras River Group 2021 Watershed Sanitary Survey Report being prepared by WQTS, and agree to the cost-sharing methodologies used in the previous surveys.

**MOTION:** A motion was made by Director Weststeyn and seconded by Director Holbrook to approve SSJID’s participation in the Stanislaus/Calaveras River Group 2021 Watershed Sanitary Survey; and the cost-sharing agreement for the development of the WSS Report for a total fiscal impact to SSJID of \$35,614.91.

The motion passed 3 to 0 by the following vote:

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

**Item #10 – Consider Approval to Transfer and Quitclaim a Portion of Lateral Q508dd to Kamper Enterprises, LLC**

Ms. Mia Brown, SSJID General Counsel, addressed the Board and stated that the agenda item does not create a conflict of interest for applicant and Director Dave Kamper. Director Kamper was not present at the meeting, and did not participate in discussion or decision-making on the matter. The action before the

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Board was consideration of a quitclaim of a District lateral, a procedure which is routine, does not involve a financial interest, and which is equally available to all similarly situated landowners. Board discussion noted that the application is for APN 206-100-07 but that the pipeline also lies within the adjacent APN 206-100-16, to which Mr. Parsons concurred.

**MOTION:** A motion was made by Director Holbrook and seconded by Director Weststeyn to approve to transfer and quitclaim a portion of Lateral Q508dd to Kamper Enterprises, LLC.

The motion passed 3 to 0 by the following vote:

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

**Item #11 – Consider Award of Contract for Woodward Reservoir Outlet Structure Rehabilitation Project**

Mr. Killingsworth addressed the Board regarding the Woodward Reservoir Outlet Structure Rehabilitation Project to refurbish the District’s 105 year old Woodward Tower Outlet Structure and Catwalk, which has experienced a moderate degree of concrete spalling. Within recent years, inspectors from the California Division of Safety of Dams (DSOD) have observed and commented on degradation, cracking, and spalling at the concrete tower and catwalk in their annual inspections and have urged the District to consider a repair. Jacobs Engineering Group (Jacobs) performed a structural evaluation of the tower and catwalk, and assisted with the preparation of bid documents including plans and specifications for surface and steel reinforcement rehabilitation.

Jacobs’ structural assessment of the tower and catwalk identified a considerable amount of structural degradation at the catwalk’s abutment, where it connects to the dam, and recommended removal and replacement. The recommended work will require a time-consuming review and approval process with DSOD, thus was not included in this year’s project. Staff’s intention is to include the abutment replacement work in a separate project scheduled for the spring/summer of 2022, which will also include replacement and modernization of the automated gates and roof structure.

Mr. Parsons, SSJID’s Project Lead, along with Jacobs, distributed a bid package to potential bidders on December 3. Thirteen (13) contractors attended a pre-bid job walk on December 17, and the following three (3) proposals were received on January 14, 2021:

- |                               |              |
|-------------------------------|--------------|
| 1. Slater Waterproofing, Inc. | \$124,313.00 |
| 2. Harris Buildings, Inc.     | \$230,500.00 |
| 3. TCB Industrial, Inc.       | \$285,364.20 |

Upon review of all bids for responsiveness and conformance, Slater Waterproofing, Inc., is determined to be the lowest responsive bidder, and staff recommends the Board award the contract to Slater Waterproofing, Inc. In addition, Slater Waterproofing specializes in concrete restoration and repair of historical structures and buildings. The anticipated start date is February 15, 2021 and the contractor has sixty (60) days to complete the work. Due to the schedule, nature of the work, and potential for unforeseen

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circumstances, staff is recommending the Board authorize the General Manager to approve up to \$25,000 (approximately 25% of the total bid) in additional work as necessary.

**MOTION:** A motion was made by Director Holbrook and seconded by Director Weststeyn to approve the award of contract for the Woodward Reservoir Outlet Structure Rehabilitation Project to Slater Waterproofing, Inc., in the amount of \$124,313.00; and authorize the General Manager to approve up to \$25,000 in additional work as determined necessary.

The motion passed 3 to 0 by the following vote:

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

**Item #12 – Consider Approval of Addendum No. 1 to Task Order #002 of Master Professional Services Contract with Jacobs Engineering Group, Inc.**

Mr. Killingsworth addressed the Board regarding an approval of Addendum #1 to Task Order #002 of the Master Professional Services Contract with Jacobs Engineering Group for construction support related to the Woodward Reservoir Outlet Structure Rehabilitation Project. He described Jacobs’ assistance in preparing bid documents and bid phase services for the project for a contract amount of \$36,240, which was approved by Board action on September 3, 2020. To date, Jacobs has completed their contractual tasks on schedule and within budget.

Three (3) contractor bids were received on January 12 and the anticipated start date of the project is February 15. Staff has requested a proposal from Jacobs to provide construction services support for the project including technical input as requested by staff, review of project submittals, review and response to Requests for Information (RFI’s), and review of change orders as necessary. Project management and inspection services will be handled in-house by District staff. Jacobs provided a fee estimate of \$4,984 for the services listed, to be charged on a time and materials basis.

**MOTION:** A motion was made by Director Weststeyn and seconded by Director Holbrook to approve Addendum #1 to Task Order #002 of the Master Professional Services Contract with Jacobs Engineering Group for construction support related to the Woodward Reservoir Outlet Structure Rehabilitation Project, including up to \$4,984 to be charged on a time and materials basis.

The motion passed 3 to 0 by the following vote:

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

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**Item #13 – Consider Approval of Western Area Power Administration (WAPA) Contract Renewal; and Adoption of Resolution 21-03-E Authorizing Agreement with WAPA**

Mr. Rietkerk addressed the Board regarding renewal of the WAPA contract for Base Resource power allocation under the 2025 Power Marketing Plan. He provided the District’s history of receiving electrical energy service from WAPA beginning in January 2015, after receiving an incremental allocation under WAPA’s 2015 Marketing Plan. Mr. Rietkerk provided a detailed explanation of the terms of the current 2015 Base Resource Contract #20-SNR-02360, which authorizes the District’s current allocation through December 31, 2024.

WAPA is asking SSJID, along with all other base resource customers, to sign and return the proposed new base resource contracts by March 16, 2021. All aspects of service under the current marketing plan will remain in effect through September 30, 2024. The 2025 base resource contracts will begin on January 1, 2025 and will be in effect until December 31, 2054.

**MOTION:** A motion was made by Director Weststeyn and seconded by Director Holbrook to approve the Western Area Power Administration Contract Renewal; and adopt Resolution 21-03-E Authorizing Agreement with Western Area Power Administration.

**SOUTH SAN JOAQUIN IRRIGATION DISTRICT  
RESOLUTION NO 21-03-E**

**AUTHORIZING AGREEMENT WITH WESTERN AREA  
POWER ADMINISTRATION**

**WHEREAS**, the Sierra Nevada Region of the United States Department of Energy’s Western Area Power Administration (“WAPA”) markets surplus power from its generation assets (“Base Resource”); and

**WHEREAS**, Western has previously allocated 0.10842 percent of WAPA’s Base Resource to SSJID, which WAPA will make available to SSJID annually, effective January 1, 2015 (“Allocation”); and

**WHEREAS**, Under WAPA’s 2025 Power Marketing Plan, existing Base Resource customers are allotted approximately 98-percent of their current base resource allocations under new contracts starting in 2025; and

**WHEREAS**, WAPA determines the Allotment from its available Base Resource on an annual basis, and SSJID will have an obligation to use the Allotment for its own loads beginning in 2025; and

**WHEREAS**, the District’s best interests would be served by accepting the Allocation from WAPA; and

**WHEREAS**, WAPA has prepared Contract No. 20-SNR-02360 entitled, “Contract for Electric Service Base Resource with South San Joaquin Irrigation District,” a copy of which is attached to this Resolution (“Contract”); and

**WHEREAS**, the District is willing to enter into the Contract with WAPA.

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**NOW, THEREFORE BE IT RESOLVED AND ORDERED** that:

1. The forgoing findings are true.
2. The form of the Contract is approved.
3. The District's General Manager is authorized to execute and deliver the Contract to Western.
4. The District's General Counsel is authorized to attest to the General Manager's signature.
5. The General Manager and the designated District staff are directed to take such actions as may be necessary for SSJID to perform its obligations in the Contract.

**BE IT FURTHER RESOLVED AND ORDERED** that the General Manager or his designee is authorized and directed to take all actions and execute such documents as may be necessary to accomplish the foregoing.

**PASSED AND ADOPTED** on this 26<sup>th</sup> day of January, 2021 by the following roll call vote:

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

**Item #14 – December 2020 Financial Statements**

Mr. Lindley provided a quarterly presentation to the Board of financial statements for the month and the year ended December 31, 2020. He reported that 2020 was a very good year financially for SSJID. Change in net position was much better than budgeted, and the District had a substantial positive cash flow for the year. Board discussion included SSJID's benefits from generation of the Robert O. Schulz Solar Farm. The Financial Statements for December 2020 were included in the agenda packet, Item #14.

**Item #15 – December 2020 Investment Report**

Mr. Lindley provided a quarterly presentation to the Board regarding SSJID's investments in marketable securities. He explained that the large money market balance at December 21, 2020 was temporary and caused by a large amount of redemptions occurring late in December. He noted that the Local Agency Investment Fund currently provides a relatively good yield and that most of the District's operating cash is held there. Mr. Lindley reported that he has had several conversations in the past month with Mr. Kevin Martin, SSJID's Investment Advisor at Cantella & Co., Inc., regarding reinvesting available cash. He stated that Mr. Martin is very diligent in his search for securities that comply with the District's investment policy. The Investment Report for December 2020 was included in the agenda packet, Item #15.

**Item #16 – Consider Correction to General Counsel Annual Salary**

Ms. Brown distributed a handout depicting her salary history as SSJID General Counsel since employment in August 2017. She explained that the Board relied on inaccurate compensation information while considering her previous salary adjustment during her last Employee Performance Evaluation in October 2020, which inadvertently resulted in a salary reduction. Ms. Brown recused herself from the room at 11:20 a.m. while the Board deliberated further on the proper compensation for Ms. Brown.

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**MOTION:** A motion was made by Director Holbrook and seconded by Director Weststeyn to approve a correction to General Counsel’s salary for an increase by 3 percent (3%) over the salary that was in effect for the year ended at her hiring anniversary in August, 2020, to \$209,472.75 for the year beginning on her hiring anniversary in August, 2020.

The motion passed 3 to 0 by the following vote:

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

*It was announced that all items in closed session would be discussed. The Board took a break at 11:25 a.m. and convened to closed session at 11:35 a.m.*

**Item #17 – CLOSED SESSION**

17.    a. Conference with Legal Counsel – Anticipated Litigation  
          Initiation of litigation pursuant to paragraph (4) of subdivision (d) of  
          Government Code Section 54956.9  
          - 4 cases
- b. Conference with Legal Counsel – Anticipated Litigation  
          Significant exposure to litigation pursuant to paragraph (2) of  
          Subdivision (d) of Section 54956.9  
          - 2 cases
- c. Conference with Legal Counsel – Existing Litigation  
          Paragraph (1) of subdivision (d) of Government Code Section 54956.9  
          - 7 cases

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

*SSJID vs. PG&E*  
Appeal from Judgment of Dismissal Pending:  
In the Court of Appeal for the State of California, Third Appellate District  
Case No. C086319  
Superior Court for San Joaquin County  
Case No. STK-CV-UED-2016-0006638

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*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

*Tri-Dam et al vs. MWH Americas, Inc., et al*  
Tuolumne County Superior Court  
Case No. CV-61638

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

*IBEW Local 1245 v. SSJID*  
Case No. SA-CE-1122-M

- d. Conference with Real Property Negotiator  
California Government Code Section 54656.8  
Property: Water  
Negotiating Parties: San Luis and Delta Mendota Water Authority, other potential parties unknown  
District Negotiator: General Manager  
Terms: Price and terms of payment of sale
- e. Public Employee Discipline/Dismissal/Release  
California Government Code Section 54954.5(e)

***The Board reconvened to open session at 1:05 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 #18 – ADJOURNMENT**

There being no further business to discuss, the meeting was adjourned at 1:07 p.m.

**ATTEST:**

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Danielle Barney, Clerk of the Board