

Manteca, California  
December 13, 2016

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 Peter Rietkerk, General Counsel Steve Emrick, Engineering Department Manager Sam Bologna, and Clerk of the Board Betty Garcia.

**Public Comment**

Mr. Emile Bernardeau, residing at 1930 Landreth Lane in Manteca, California addressed the Board. He distributed information regarding his property boundaries and pictures of the site. He requested permission from SSJID to use a portion of the District's easement that is included in his property parcel. The reason for his request is to park his car trailer against the north wall. Mr. Bernardeau is willing to sign an agreement that would terminate with any sale of his property. He stated that parking his trailer on the easement would not interfere with equipment that the District may need to bring in to work on the pump. Director Holmes informed Mr. Bernardeau that he could make public comment, however, the Board could not take any action as this item was not agendaized. Mr. Bernardeau thanked the Board for their time.

**CONSENT CALENDAR**

- A. Approval of Warrants in the amount of \$526,395.89; A/P wires in the amount of \$332,918.04; payroll dated November 25 and December 9, 2016 in the amount of \$388,028.47.
- B. Approval of the special board meeting minutes of November 22, 2016.
- C. Approval of the regular board meeting minutes of November 22, 2016.
- D. Approval of consent to SSJID's entry of property to read and to maintain flow meter for William & Ann Potter, APN 228-030-21.
- E. Authorize signature of Villa Ticino West Unit #1 final map.
- F. Consider approval of Sunny Valley meat project improvements and encroachments.
- G. Consider approval of Evans Estates Unit #5 & 6.
- H. Approval of Irrigation Service Abandonment Agreement for Arie & Connie Scholten, APN 245-030-13.

- I. Approval of Irrigation Service Abandonment Agreement for A/R Enterprises, APN 226-120-04.
- J. Approval of Consent to SSJID’s entry of property to read and to maintain flow meter for Manteca Farm & Real Estate Investment, APN 206-110-01.

General Counsel Steve Emrick noted that on page 9 of the minutes, section 4.3 of the annexation policy is highlighted to show changes that he made to the policy as directed by the Board at the last meeting when the policy was approved. If the Board accepts the changes, then the policy would be approved.

A motion was made by Director Roos and seconded by Director Holbrook to approve the Consent Calendar with the above noted changes to the minutes. The motion 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 – Oath of Office for Dave Kamper, Director of Division 3; Dale Kuil, Director of Division 4; and John Holbrook, Director of Division 5**

Mrs. Robin Giuntoli, Accounting and Customer Service Manager and Notary Public, administered the Oath of Office to the re-elected officers.

**Item #2 – Consider conditional approval of Center Point expansion project in Manteca**

Mr. Sam Bologna stated the developers want to get their plans approved prior to the start of the next water season. He said this property was located on Airport Way and that the project is not eligible for reimbursement.

**Development Analysis**

**1. Location and nature of project:**

Phase I of the Centerpoint project was approved approximately 4 years ago and consisted of replacement of portion of Lateral “Rj”, “Rg”, and “Rgc”. This phase of the project is located at the southerly portion of the property on a 40-acre site (APN-198-200-12) that will be constructed in conjunction with the proposed road improvements on site.

**2. District facilities involved:**

Lateral “Rg” will be relocated with this project

**3. Acreage serviced by District facility:**

Existing irrigation services will be eliminated with this project.

**4. Improvements to be performed /facilities to be replaced:**

The plans call for the relocation of Lateral “Rg” with approximately 1,176 feet of 42”

RGRCP.

**5. Easements to be conveyed and abandoned:**

New easements will be conveyed for the relocated Lateral. Easement widths shall conform to District standards for all new conveyances.

**6. Type of Encroachments:**

Encroachments will consist of typical development improvements including fencing, sidewalks, utilities, landscaping, and pavement.

**7. Irrigation services:**

All existing irrigation services will be removed with project and an Irrigation Service Abandonment Agreement will need to be signed with project approval for those parcels no longer receiving water.

**8. Storm drainage:**

Storm Drainage will be approved in accordance with requirements set forth in the amended Storm Drainage Agreement with the City which shall include necessary downstream controls and metering as required.

**9. Ground water issues:**

Not aware of any issues at this time.

**10. Status of Improvement Plans and Final Map:**

The improvement plans that have been submitted will need to be modified to conform to District standards. The first plan check has been returned for correction.

**11. Property Interest Transfer request:**

Not applicable to this project.

**12. Developer's Agreement:**

The Developer's Agreement specifies the conditions and obligations that the owner is to comply with as it relates to those improvements shown on the approved plans, including bonding requirements. Exhibit "C" of the agreement spells out the special conditions and requirements that apply to the project as referenced above.

**13. Special conditions and requirements (Exhibit "C" of Developer's Agreement):**

- a) Owner/developer shall submit improvement plans and final map for the Centerpoint development to the Engineering Department for approval and comply with all standard requirements concerning replacement of all facilities located within the development as specified in the tentative map conditions adopted for the project.
- b) Owner/developer shall not build or develop within District easement until the replacement of the District's facilities has occurred in accordance with approved plans.
- c) Owner/developer shall convey new easements and enter into an Encroachment Agreement with the District for all proposed encroachments.

- d) Owner/developer shall notify District at least 48 hours prior to commencement of work. Work shall be complete and pipeline operational as specified by District. The deadline for work is typically February 15<sup>th</sup> of any given year.
- e) Owner/developer acknowledges that acceptance of storm water for this project will be subject to the terms and conditions of the Storm Drainage Agreement between the District and the City.

Typically, developers are eligible for some reimbursement for improvements if they meet certain criteria. However, in this instance, the lateral being replaced will primarily be used for spill and storm drainage purposes and the Board had made a finding with the previous phase, not to contribute toward the replacement cost. As such, they would not be eligible for reimbursement in accordance with District policy.

***RECOMMENDATION:***

**Authorize approval and signature of the following subject to compliance with those special conditions and requirements referenced in item # 13 above:**

- 1. Improvement plans for replacement of Lateral “Rg”.
- 2. Developer’s Agreement
- 3. Encroachment Agreement
- 4. Grant of Easement
- 5. Irrigation Service Abandonment Agreement
- 6. Quitclaim (will not occur until new facilities are installed and accepted)

A motion was made by Director Holbrook and seconded by Director Kuil to authorize approval and signature of the agreement and the above listed conditions and requirements and to note that this project is not eligible for any reimbursement. The motion passed 5 to 0 by the following vote:

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

**Item #3 – Consider conditional approval of plans for the Delicato Winery expansion project**

Mr. Bologna noted that based on the District’s analysis, the 48 inch pipeline will need to be replaced with 54 inch pipeline. He said there are 560 acres of land that still irrigates downstream. Director Holbrook asked if there is anything wrong with the existing pipeline and if not, he sees no reason for the District to pay for the pipe replacement. He stated if all the plans for this project are not complete, it is best to wait until the plans are finalized before bringing them to the Board for approval. Mr. Emrick asked Director Holbrook if authorization could be given to Mr. Bologna to work with Delicato Winery to ensure the plans meet the District’s requirements. Mr. Catanzarite noted that in times past, Delicato Winery has done work without getting prior approval from the District. Director Kuil suggested it is best to allow Mr. Bologna

to continue to work with Delicato Winery to finalize the plans. Director Holbrook has a problem with paying for pipe replacement that is not in need of replacing. Director Holmes agreed. Mr. Emrick suggested the following changes in red to the proposed agreement.

### **Development Analysis**

**1. Location and nature of project:**

The Delicato project is located west of the Hwy 99 frontage road, south of French Camp Road.

**2. District facilities involved:**

Lateral “Qk”

**3. Acreage serviced by District facility:**

There is approximately 560 acres that is actively serviced downstream of this lateral.

**4. Improvements to be performed /facilities to be replaced:**

The plans call for the removal of 1,730+/- LF of 48” cast-in-place pipeline (existing portion of Lateral “Qk”) which they propose to replace with 2,685 +/- LF of 48” RGRCP (subject review of hydraulic calculations confirming adequacy of 48” pipeline. Based on our analysis a 54” pipeline will be needed to replace the existing 48” pipeline).

**5. Easements to be conveyed and abandoned:**

New easements will be conveyed for the replaced laterals. Easement widths shall conform to District standards for all new conveyances with a minimum 30-foot-wide easement. All easements will be conveyed prior to all other dedications.

**6. Type of Encroachments:**

Encroachments have not been shown on plans yet but are anticipated to be typical development improvements including fencing, utilities, landscaping, and pavement.

**7. Irrigation services:**

All existing irrigation services will be removed with project and an Irrigation Service Abandonment Agreement may need to be signed with project approval.

**8. Storm drainage:**

On-site drainage currently exists. Project will not utilize direct facilities for drainage.

**9. Ground water issues:**

There have been no groundwater issues identified for this project.

**10. Status of Improvement Plans:**

Preliminary improvement plans were received late so we have not had a chance to review a completed set of plans, however, the plans that have been received appear to be in substantial compliance. **Recommended approval will be conditional subject to receipt of plans that fully conform with District standards.**

**11 Property Interest Transfer request:**

Not applicable to this project.

**12. Developer’s Agreement:**

The Developer’s Agreement specifies the conditions and obligations that the owner is to comply with as it relates to those improvements shown on the approved plans, including bonding requirements. Exhibit “C” of the agreement spells out the special conditions and requirements that apply to the project as referenced above.

**13. Special conditions and requirements (Exhibit “C” of Developer’s Agreement):**

- a) Owner/developer shall submit **complete and final** improvement plans for the Delicato Winery development to the Engineering Department for approval and comply with all **District’s** standard requirements concerning replacement of all facilities located within the project site.
- b) Owner/developer shall not build or develop within District easement until the replacement of the District’s facilities has occurred in accordance with approved plans **and District’s standard agreements.**
- c) Owner/developer shall convey new easements **for the replaced laterals** and enter into an Encroachment Agreement with the District for all proposed encroachments **in form acceptable to District.**
- d) Owner/developer shall notify District at least 48 hours prior to commencement of work. Work shall be complete and pipeline operational as specified by District. The deadline for work is typically February 15<sup>th</sup> of any given year.
- e) **54 inch pipe to be used for replacement of District’s facilities.**

***FISCAL IMPACT:***

In accordance with District policy, developers may be eligible for some reimbursement for improvements if they meet certain criteria. As mentioned above, there is approximately 560 acres that irrigate downstream of this development. As such, the Board will need to make a determination if they wish to participate in the cost of replacement in accordance with the policy.

The policy allows for reimbursement for only that length of pipe that is in the original location and not for any extra pipe installed as a result of relocation. Therefore, the estimated replacement would be \$63,145 based on \$36.50 for approximately 1,730 feet of existing 48” pipeline. Should the Board choose to approve the reimbursement, the stipulation will be added to the Developer’s Agreement above.

***RECOMMENDATION:***

Authorize conditional approval and signature of the Development project subject to compliance with those special conditions and requirements referenced in item # 13 above, that will be included in the Developer’s Agreement and make a finding relative to the project eligibility for reimbursement that would also be included in the agreement. Additionally, authorize staff to approve the items listed below subject to all additional plan modifications being made as required by the Engineering Department once complete plans are received:

1. Improvement plans for replacement of Lateral “Qk”
2. Developer’s Agreement
3. Encroachment Agreement
4. Grant of Easement
5. Irrigation Service Abandonment Agreement
6. Quitclaim (will not occur until new facilities are installed and accepted)

A motion was made by Director Holbrook and seconded by Director Kamper to go with staff’s recommendation, and to include edits to the agreement made by Steve Emrick, **but to exclude any reimbursement for pipe replacement**. The motion passed 3 to 2 by the following vote:

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

**Item #4 – Consider conditional approval of Vineyard Estates in Ripon – “Va”**

Mr. Bologna reviewed the development analysis with the Board regarding the project that is located on River Road and Fulton Avenue in Ripon. He said there is approximately 352 acres that is actively serviced downstream of this lateral. Director Holbrook believes there is no reason to reimburse the City of Ripon for pipe replacement.

**Development Analysis**

**1. Location and nature of project:**

The Vineyards development project is located on River Road and Fulton Avenue in Ripon.

**2. District facilities involved:**

Lateral “Va”

**3. Acreage serviced by District facility:**

There is approximately 352 acres that is actively serviced downstream of this lateral.

**4. Improvements to be performed /facilities to be replaced:**

The plans call for the removal existing 42” cast-in-place pipeline (existing portion of Lateral “Va” excluding a portion that was replaced previously at the intersection of River Road and Fulton Avenue) which is to be replaced with 2,074 +/- LF of 42” RGRCP

**5. Easements to be conveyed and abandoned:**

New easements will be conveyed for the replaced laterals. Easement widths shall conform to District standards for all new conveyances with a minimum 30-foot-wide easement. All easements will be conveyed prior to all other dedications.

**6. Type of Encroachments:**

Encroachments will consist of typical development improvements including fencing,

sidewalks, utilities, landscaping, and pavement.

**7. Irrigation services:**

All existing irrigation services will be removed with project and an Irrigation Service Abandonment Agreement will need to be signed with project approval.

**8. Storm drainage:**

Project will not utilize direct facilities for drainage.

**9. Ground water issues:**

There have been no groundwater issues identified for this project.

**10. Status of Improvement Plans:**

Plans have been reviewed and are in the process of being revised to comply with specified requirements. Recommended approval will be conditional subject to receipt of plans that fully conform with District standards.

**11. Property Interest Transfer request:**

The District owns a 50-foot-wide strip of land along the eastern boundary of the project that will be needed as part of the road dedication for the widening of Fulton Avenue. The approximate acreage is 0.76 of an acre. The property will need to be transferred and an easement reserved in accordance with District policy and based on current market value. It is assumed that the amount paid for the property being developed is an adequate amount to use as a basis for the sale. The amount paid for the property is approximately \$100,000 per acres. If this is used as a basis of the sale, the sale price would be approximately \$76,000.

**12. Developer's Agreement:**

The Developer's Agreement specifies the conditions and obligations that the owner is to comply with as it relates to those improvements shown on the approved plans, including bonding requirements. Exhibit "C" of the agreement spells out the special conditions and requirements that apply to the project as referenced above.

**13. Special conditions and requirements (Exhibit "C" of Developer's Agreement):**

- a) Owner/developer shall submit **complete and final** improvement plans for the Vineyards development to the Engineering Department for approval and comply with all **District's** standard requirements concerning replacement of all facilities located within the project site.
- b) Owner/developer shall not build or develop within District easement until the replacement of the District's facilities has occurred in accordance with approved plans **and District's standard agreements**.
- c) Owner/developer shall convey new easements **for all replaced laterals** and enter into an Encroachment Agreement with the District for all proposed encroachments **in form acceptable to the District**.
- d) Owner/developer **may** purchase **strip of land in #11 above** that is owned by District in accordance with District policy, subject to **necessary District findings and procedures**



relative to the transfer, to approval by District's Board of Directors and to Owner/Developer's payment of a purchase price approved by the Board of Directors.

- e) Owner/developer shall notify District at least 48 hours prior to commencement of work. Work shall be complete and pipeline operational as specified by District. The deadline for work is typically February 15<sup>th</sup> of any given year.

***FISCAL IMPACT:***

In accordance with District policy, developers may be eligible for some reimbursement for improvements if they meet certain criteria. As mentioned above, there is approximately 352 acres that irrigate downstream of this development. As such, the Board will need to make a determination if they wish to participate in the cost of replacement in accordance with the policy. The policy allows for reimbursement for only that length of pipe that is in the original location and not for any extra pipe installed as a result of relocation. Therefore, the estimated replacement would be \$62,220 based on \$30.00 for approximately 2,074 feet of existing 42" pipeline. Should the Board choose to approve the reimbursement, the stipulation will be added to the Developer's Agreement above.

***RECOMMENDATION:***

Authorize conditional approval and signature of the Development project subject to compliance with those special conditions and requirements referenced in item # 13 above, that will be included in the Developer's Agreement and make a finding relative to the project eligibility for reimbursement that would also be included in the agreement. Additionally, authorize staff to approve the items listed below subject to all additional plan modifications being made as required by the Engineering Department once complete plans are received:

- 1. Improvement plans for replacement of Lateral "Va"
- 2. Final map
- 3. Developer's agreement
- 4. Encroachment agreement
- 5. Grant of Easement
- 6. Irrigation Service Abandonment agreement
- 7. Quitclaim (will not occur until new facilities are installed and accepted)
- 8. Establish value and sale price for property owned by District and consider authorizing sale of land in accordance with District policy and procedure.

A motion was made by Director Roos and seconded by Director Kamper to conditionally approve the agreement as recommended with ability for Steve Emrick to re-word the developer's agreement; and to include approval of reimbursement for pipe replacement. The motion passed 4 to 1 by the following vote:

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

**Item #5 - Consider request by F.T.G. Construction Materials to extend their contract to remove dirt from the West Basin for an additional six months**

Mr. Bologna stated that last year the District entered into an agreement with F.T.G. Construction Materials, Inc. (Alegre) to purchase all of the excess dirt at the west basin. The contract called for all of the dirt to be removed by December 31, 2016. F.T.G. has requested an extension until June 30, 2017 to remove the dirt so that it will not be double handled.

A motion was made by Director Kuil and seconded by Director Roos to approve the request as recommended, however, with a stipulation that the District can ask that the dirt be removed sooner, if the need arises, with a 30-day notice and to reserve 500 yards from the contract for District use and amend the contract accordingly. The motion passed 5 to 0 by the following vote:

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

**Item #6 – Consider approval of Investment Policy for 2017**

Mr. Emrick stated the District’s Investment Policy is submitted annually to the Board for approval and which also authorizes the treasurer to invest funds in accordance with the policy, which must be done every year in accordance with California Government Code §53607.

A motion was made by Director Roos and seconded by Director Holbrook to adopt the proposed Investment Policy for 2017, and to authorize Bere Lindley as the treasurer to invest District funds in accordance with the Investment Policy for the year 2017. The motion passed 5 to 0 by the following vote:

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

**Item #7 – Directors report from ACWA Conference**

Director Roos said that he won a free registration for the 2017 Fall ACWA Conference at the golf tournament. He attended the JPIA meetings and said they operate a good organization. He attended sessions on Energy storage options and battery storage. He attended a session that Tim Quinn moderated regarding getting irrigators together; stated that most agricultural people are getting upset with ACWA. He said that Sacramento wants to divert more water for flood control on the American River.

Director Kuil stated that ACWA is backing off their support of the Twin Tunnels project. He attended a cybersecurity session at the JPIA meeting. Two FBI representatives said that hackers are going into the internet and stealing information from businesses and that wire transfers are being hacked. People are also hacking real estate transactions. He attending a town hall meeting regarding the formation of GSAs. He said liability and assets are being protected under the

inverse condemnation law. He believes the JPIA had much better meeting sessions. He also attended a Sexual Harassment session and received his certificate of completion. They held a mock trial on sexual harassment and allowed the attendees to participate in the trial. He thought it was very interesting. He noted that acoustics at the hotel were not the best.

### **Item #8 – Communications**

Director Holbrook read in the California Energy Market Newsletter that PG&E opposes pump storage facility near Jackson, California. The court denied a motion for PG&E to acquit.

Director Kuil reported that the TriDam 2017 budget meeting would be held at SSJID on Monday, December 19, 2016. He said that TriDam is giving their employees two days off during the holidays. He will attend a GBA meeting on Wednesday, December 20.

Director Holmes stated the TriDam Board Meeting will be held on Thursday, December 15. He reported the SJC Board of Supervisors are holding a Holiday Open House on Wednesday, December 14, from 11:30 to 1:30.

Director Kuil noted that inverse condemnation regarding groundwater issues need to be changed. Director Holmes said it is a huge legal challenge for the GSA. Mr. Rietkerk said the JPA can help shield some of the liability and it could end up at the Supreme Court level.

Ed Erisman, Water Treatment Plant Manager

- Staff identified a few problems at the solar farm yesterday
  - The crystalline array was not tracking the sun; staff found a bad limit switch and replaced it with a spare; the unit is now working correctly.
  - Inverter #5 has a gate driver fault and cannot be reset. I contacted Conergy to get the problem fixed.
  - The program that has been used in the past to track the inverter production is no longer online. Michael O’Leary is working with Conergy to get us access to the program that is replacing the old one.
- Water treatment staff worked with HACH Company last week and this week to get the newly purchased WIMS system up and running. The system requires staff to list all of the SCADA tags that need to be tracked and how the required reports need to be generated. This task requires reviewing thousands of tags. Currently, we have a list of three thousand tags that will be tracked and recorded by WIMS system. This should ensure that all pieces or relevant data are recorded and stored in one location making compliance reporting, water quality problem troubleshooting and plant optimization much more efficient. HACH expects to have the system up and running by March 2017.

Troylene Saylor, Director of Public Relations

- She thanked Joe Catanzarite and his employees for obtaining contact information for the farmers from their run lists. She plans to contact farmers to seek their support in attending the SED Public hearing on Friday, December 16, at the Stockton Civic Auditorium.

- TriDam will be holding a celebration in honor of paying off the Sandbar Hydro Bonds at the Oakdale Country Club on a Friday or Saturday night. She asked the Board to let her know their availability.
- She is planning the annual Employee Appreciation Dinner and is looking at the Manteca Transit Center or the Ripon Community Center.
- The Manteca State of the City address will be held on Wednesday, January 25, 2017.
- The Manteca Boys and Girls Club will hold their annual Crab Feed on Saturday, January 21, 2017. She gave a special thanks to Stantec and Quincy Engineering who are sponsoring the event.

#### Joe Catanzarite, Operations/Water Supervisor

- He gave an update on the pipeline installation; A 178 dd Installed 1700 feet with 600 feet to complete; need to build a box and install valves; on the KAC, installed 700 feet with 1200 feet left to complete hookups and valves; the west end has been completed. Both projects should be completed by the end of January 2017.
- The MDC has been cleaned and sanded.
- Employees have crawled pipe and made repairs in Division 1, 2, 3, and the MDC. Division 6 should be completed by the first week in January 2017.
- Processing several permits; the shop is busy with warranty work, replacing radiators in the Division Managers trucks.

#### Sam Bologna, Engineering Department Manager

- Capital Improvement: Conco West has indicated that they received the Variable Frequency Drives and related equipment and that everything will be installed and connected prior to Christmas and they anticipate a start to occur the first week of January 2017.
- GSA effort: He attended a meeting with the City of Manteca staff to discuss proposed boundaries for their GSA. County staff was available at that meeting. It was decided that the City would include those areas that are currently within their city limits and those pockets of land that are in the District's service territory would remain in SSJID's GSA. County staff supported that position. Subsequently, the City approved their GSA at the December 6 City Council meeting.
- GBA/SGMA: He will attend an Ad hoc committee meeting tomorrow that will focus on the current modeling effort that is underway and will be requesting information from each agency to request data as part of that effort.
- He attended the quarterly meeting with the City of Manteca staff to discuss the recently approved storm drain amendment and efforts to implement the terms of the agreement. In addition to storm related issues, they discussed a number of pending City projects and development matters.
- Development projects and structure permits: He is working with engineers on five (5) pending development projects scheduled to be completed this maintenance season.
- He attended the ACWA conference. There was a lot of discussion regarding GSA issues. He attended an attorney forum on water transfers and curtailment issues with the staff from Department of Water Resources. Also attended sessions on storm water. They reviewed information on the 4500 page Unimpaired Flows document.

Peter Rietkerk, General Manager

- He and Steve Emrick went to Washington DC and met with Congressional Representatives Denham, McNerney, Garamendi, McClintock, and staff from offices of Congressman Nunes, LaMalfa, and Senators Feinstein and Murkowski. They also met with staff from the Subcommittee on Water, Power, and Oceans.
  - Applauded support for the Water Infrastructure and Improvements for the Nation (WIIN) and the language on New Melones and the Stanislaus River.
  - Bill language:
    - Study storage availability in New Melones Reservoir through a whole host of projects including water conservation, and water transfers.
    - OID and SSJID authorized and NMFS directed to establish and conduct a predation study on the Stanislaus River funded by the Districts for 5 years.
    - Conservation hatchery – Directs Secretaries of the Interior and Commerce to work with California in developing expanded hatchery practices with the intention of fully restoring listed fish species. Expands and allows for non-federal funding to assist in these endeavors, including private funding.
- City of Ripon will be recommending to its Council, at least at this juncture, to direct staff to work with SSJID on an agreement that would allow for Ripon to continue under SSJID's GSA. City of Escalon has decided to table official action until January 17, 2017. City of Manteca moved to form their own GSA, but was also directed to continue discussions toward coordination with SSJID.

General Counsel Emrick announced that all items listed under Closed Session will be discussed.

**Item #9 – Closed Session**

9. a. Conference with Legal Counsel – Anticipated Litigation  
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of 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
  - Phase 1 hearings on San Joaquin River/Delta Water Quality Control Plan Before State Water Resources Control Board
- c. Conference with Legal Counsel – Existing Litigation  
Paragraph (1) of subdivision (d) of Government Code Section 54956.9
  - 3 cases  
Pacific Gas & Electric Company vs. San Joaquin LAFCO  
Superior Court for San Joaquin County  
Case No. 39-2015-00321743-CU-JR-STK

SSJID vs. Pacific Gas & Electric Company, A California Corp., et al.  
Superior Court for San Joaquin County  
Case No. STK-CV-UED-2016-0006638  
I.B.E.W. Local 1245 and Thomas Johnson vs. SSJID  
San Joaquin County Superior Court  
Case No. 39-2015-00330468

- d. Public Employment  
Title: Associate Counsel
  
- e. Public Employment  
Title: Operator in Training
  
- f. Conference with Labor Negotiator  
California Government Code Section 54957.6  
Agency Negotiator: General Manager  
Employee Organization: I.B.E.W. Local 1245
  
- g. Conference with Real Property Negotiators pursuant to  
California Government Code Section 54956.8  
Property: Louise Avenue & Austin Road, APN 208-070-24, 35, 36  
Agency Negotiator: General Manager  
Negotiating Parties: SSJID and Dan Van Groningen  
Under Negotiation: Lease of property and terms

Upon their return from Closed Session, it was announced that there were no reportable actions taken in Closed Session.

**Item #10 – ADJOURNMENT**

There being no further business to come before the board, a motion was made by Director Holbrook and seconded by Director Kuil to adjourn the meeting at 1:35 p.m. The motion was approved 5 to 0 by the following vote:

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

**ATTEST:** \_\_\_\_\_  
Betty Garcia, Clerk of the Board