

**PATTERSON IRRIGATION DISTRICT
MONTHLY BOARD MEETING
MINUTES**

October 18, 2017

The Board of Directors of the Patterson Irrigation District met in its office at 948 Orange Avenue, Patterson, California for a regular monthly Board meeting. The meeting was called to order at 1:04 p.m. by President John Azevedo.

Directors Present: John Azevedo, David Reichmuth, Richard Barbaste, Steve Prevostini
Director Fantozzi joined the meeting at 1:25 p.m.

Directors Absent: None

Others Present: Vince Lucchesi General Manager
Steve Trinta Operations & Maintenance Supervisor
Jeanne Zolezzi Legal Counsel/Via Conference Call

CORRECTIONS OR ADDITIONS TO THE AGENDA:

None

PUBLIC COMMENT:

None

MINUTES:

The minutes of the August 7, 2017 and August 14, 2017 Workshops, September 20, 2017 Regular Board Meeting and October 2, 2017 Special Board Meeting were reviewed by the Board.

Director Barbaste made a motion to approve the August 7th, August 14th, September 20th and October 2, 2017 minutes as received. Second by Director Prevostini and passed unanimously.

FINANCIAL REPORT:

General Manager Lucchesi submitted a report to the Board on bank accounts and fund balances the District holds in investment accounts. The report also included an accounts receivable aging summary report and a detailed list of cash disbursements in September 2017 for Board review.

Lucchesi also presented the 2017 budget vs actual report as of September 30, 2017.

Director Reichmuth made a motion to approve the Financial Report for September 2017. The motion was seconded by Director Reichmuth and passed unanimously.

CONSIDER APPROVAL OF TEMPORARY CONSTRUCTION EASEMENT FOR THE MAIN CANAL REHABILITATION PROJECT:

General Manager Lucchesi presented a Draft Agreement of Temporary Construction Easement between Patterson Irrigation District (PID) and Michael Fantozzi (Landowner) for the Main Canal Rehabilitation Project (Project) for Board review and approval. Under the Agreement PID agrees to compensate the Landowner \$2,600 for a temporary construction easement for construction staging, material stockpiling and vehicle and equipment access and storage during construction of the Project.

Following a thorough discussion Director Prevostini made a motion approve a Temporary Construction Easement between PID and Landowner in the amount of \$2,600.00. Second by Director Barbaste and passed unanimously. Director Fantozzi abstained from voting due to a possible conflict of interest.

CONSIDER APPROVAL OF RETAINING STANTEC FOR ENGINEERING SERVICES DURING CONSTRUCTION FOR THE MAIN CANAL REHABILITATION PROJECT:

At the August 17, 2017 Board Meeting the General Manager was directed to pursue proposals from engineering firms to perform construction management services for Schedule A Improvements for the Main Canal Rehabilitation Project. Following the meeting, staff contacted Provost & Pritchard (P&P), Dahl and Associates (Dahl), and Stantec to provide proposals. The Construction Management Services proposals include bidding the project, daily inspection and logging, coordination of materials testing, developing progress meeting, change order review, pay request review, startup and testing and final punch list review and coordination with the contractor.

Lucchesi discussed with the board a summary of the different proposals received. Following a thorough discussion of pros and cons of each proposal, it was the recommendation of staff to pursue entering into an agreement with Stantec for construction management services (CM). Lucchesi estimated the cost from Stantec for services to be \$540,000, not including the cost of testing.

Director Prevostini made a motion to approve entering into an Agreement with Stantec for Construction Management Services during construction for the Main Canal Rehabilitation Project. Seconded by Director Fantozzi and passed unanimously.

CONSIDER APPROVAL OF RETAINING STANTEC FOR ENGINEERING SERVICES DURING CONSTRUCTION OF THE MAIN CANAL REHABILITATION PROJECT:

Lucchesi presented a bid from Stantec for engineering services during construction (ESDC) of Schedule A of the project. Lucchesi reported he had received a \$318,202 proposal Stantec for ESDC, Lucchesi stated he had sat with representatives from Stantec and went over each item and details of the proposal. Lucchesi recommended Stantec as PID's engineer representative for the project.

Director Barbaste made a motion to retain Stantec to provide engineering services during construction of the Main Canal Rehabilitation Project Schedule A. Seconded by Director Reichmuth and passed unanimously.

DIRECTORS BRIEFING:

None

WATER DISTRIBUTION SYSTEM SUPERVISOR'S REPORT:

Operations and Maintenance Supervisor, Steve Trinta gave an oral report on maintenance activities in the district. A written report was included in the board packet.

MANAGER'S BRIEFING:

General Manager Lucchesi reported on his current activities and projects: A written report was included in the board packets for review.

DISCUSSION ON UPDATES TO ELECTIONS CODE 14050-14057 ON ODD TO EVEN ELECTION YEARS:

Lucchesi reported PID had received a letter from Stanislaus County in regards to Odd to Even Election Years. The letter stated EC 10452 prohibits a political subdivision from holding an election of a non-statewide election date has previously resulted in a significant decrease in voter turnout. A "significant decrease in voter turnout" is defined as 25% less than the average voter turnout within that political subdivision for the previous four statewide general elections.

PID currently remains scheduled to conduct elections during odd numbered year. After the district completes an independent review, and it is the decision of the board and legal representative to move from odd numbered year elections to even numbered year elections, a resolution adopting a plan by January 1, 2018 to consolidate future elections with statewide election is required under EC 14052(b).

Lucchesi's recommendation is for PID to move to even numbered years and cut the next board election term to three (3) years from four (4) years, making the next board elections being 2018 instead of 2019.

DISCUSSION ON REVISIONS TO DISTRICT RULES AND REGS:

Lucchesi discussed several proposed changes to the district current rules and regulations which included enforcement of irrigation rules and regulations, accounts receivable payment policy, and imposing fines for non-compliance of the rules and regulations. Lucchesi took notes and was planning on incorporating comments received, except the changes the Board was okay with and bring the suggested revisions to the board at the November Board meeting for review.

CALIFORNIA WATERFIX INFORMATIONAL REPORT:

General Manager Lucchesi brought the Board up to date information concerning the California Waterfix.

STATE WATER RESOURCES CONTROL BOARD CURTAILMENT LITIGATION UPDATE:

PID legal counsel gave a Delta Litigation Summary Update to the board. Zolezzi explained, the trial in both the Curtailment Action and Enforcement Actions will segmented into three (3) phases, Phase I will be tried on December 15, 2017.

KAHN, SOARES, AND CONWAY UPDATE:

A report was included in the board packet on current legislation effecting water and agriculture for September.

SGMA UPDATE:

Lucchesi reported on a meeting he had attended at Byron Bethany to interview firms for services to develop a GSP compliant with DWR's requirements. Lucchesi was appointed to the technical committees to represent the basin regarding intra and interbasin coordination.

ADMINISTRATION AND OPERATIONS REPORT:

A written report was included in the Board packet regarding administration, operations, and construction activities.

Lucchesi reported the District's deliveries have slowed down, and as of September 30th the District had delivered 7,885 acf. of excess water.

On August 23, 2017 PID received from Santa Clara Valley Water District (SCVWD) a Notice of Intent not to take delivery of transfer water in 2017 pursuant to the Water Transfer Agreement between PID and SCVWD. Lucchesi stated since PID had made the transfer water available pursuant to the agreement, PID complied with the agreement and are only subject to the allocations for 2018 and 2019 for the balance due to SCVWD.

Main Canal Rehabilitation: Lucchesi reported he had worked out a temporary construction easement with one land owner and was continuing to make progress with the other two (2) easements needed for the project. Lucchesi stated as soon as the property lines were staked he would be contacting the landowner to the west of Sycamore and south of the Main Canal about removal of the trees and fence that are on District property.

Lucchesi reported he had executed two (2) Pipeline Maintenance Agreements with Stanislaus County for the pipeline crossings at Sycamore and Orange Avenue.

CLOSED SESSION:

The Board announced the items that would be discussed in Closed Session. The Board convened into closed session at 3:44 p.m. to discuss the items below:

- a. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
(Subdivision (b) of Government Code Section 54956.9)
1 potential case

- b. CONFERENCE WITH REAL PROPERTY NEGOTIATIONS
(Government Code Section 54956.8)
Properties: APN 048-003-041, 048-007-028, 048-007-002
Negotiators: Vince Lucchesi, General Manager
Negotiating Parties: To be determined
Under Negotiation: Instruction to negotiator concerning price/payment terms

- c. CONFERENCE WITH REAL PROPERLTY NEGOTIATORS
(Government Code Section 54956.8)
Property: Water
Agency Negotiator: Vince Lucchesi, General Manager
Negotiating Parties: San Luis Water District
Under Negotiation: Instruction to negotiator concerning price/payment terms

The Board returned to open session at 3:50 p.m. President Azevedo reported there were no reportable actions taken in closed session.

With the completion of all agenda items the meeting was adjourned at 3:51 p.m.

Respectfully Submitted,

Vince Lucchesi, Acting Secretary

