

**PATTERSON IRRIGATION DISTRICT
MONTHLY BOARD MEETING
MINUTES**

January 29, 2020

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 1:06 p.m. by President Barbaste.

Directors Present: Richard Barbaste, David Reichmuth, John Azevedo, David Fantozzi, Frank Trinta

Directors Absent: None

Others Present:	Vince Lucchesi	General Manager
	Toni Russell	Secretary/Treasurer
	Jeanne Zolezzi	Legal Counsel

CORRECTIONS OR ADDITIONS TO THE AGENDA:

The following item was added to the agenda as it came to the attention of staff after posting of the agenda:

Under Action Item No.: 24, Discussion and Action Regarding Distribution Box and Irrigation Box off of Storm Drain District No. 8 Pipeline.

Director Trinta made a motion in consideration of the nature of the need for adding it to the agenda was after the agenda was posted and the need for action is urgent to accept the addition to the Agenda. Second by Director Azevedo and passed unanimously.

Ayes: Barbaste, Reichmuth, Azevedo, Fantozzi, Trinta

Noes: None

Absent: None

Abstain: None

PUBLIC COMMENT:

None

MINUTES:

The minutes of the December 18, 2019 Regular Board Meeting were reviewed by the Board.

Director Fantozzi made a motion to approve the minutes from the December 18th board meeting. Second by Director Reichmuth and passed unanimously.

Ayes: Barbaste, Reichmuth, Azevedo, Fantozzi, Trinta

Noes: None

Absent: None

Abstain: None

FINANCIAL STATUS:

General Manager Lucchesi gave 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 for December 2019. General Manager Lucchesi gave a report on the draft budget through December 2019.

Director Azevedo made a motion to approve the December 2019 Financial Reports. The motion was seconded by Director Reichmuth and passed unanimously.

Ayes: Barbaste, Reichmuth, Azevedo, Fantozzi, Trinta

Noes: None

Absent: None

Abstain: None

DISTRICT OFFICER ELECTIONS:

A motion was made by Director Azevedo to elect Director Barbaste as Board President and Director Reichmuth as Vice President for 2020. A second was provided by Director Fantozzi and passed unanimously.

Ayes: Barbaste, Reichmuth, Azevedo, Fantozzi, Trinta

Noes: None

Absent: None

Abstain: None

DISTRICT RULES COMMITTEE APPOINTMENTS:

President Barbaste appointed Director Azevedo, and Director Trinta to stand as the Rules Committee, and President Barbaste as alternate for the first six months of the year. For the last six months of the year, President Barbaste appointed Director Fantozzi and Director Reichmuth as the Rules committee, and President Barbaste as the alternate.

CONSIDER APPROVAL OF THE VOP 2.1 TRIPLEX ENCROACHMENT AGREEMENT FORM AND AUTHORIZATION OF BOARD PRESIDENT TO EXECUTE THE AGREEMENT WITH THE DEVELOPER:

General Manager Lucchesi gave a brief overview of the proposed apartment complex being developed in the VOP area on Olive Avenue. Lucchesi explained he was approached by Engineers of the project in regards to the location of PID's facilities in the proposed project area. Lucchesi reported, after having the area surveyed it was discovered the projects sewer line, storm drain and water lines to be installed down Olive Avenue would be in direct conflict with PID's facilities. Engineers and Developers met with City of Patterson staff, it was decided the best way to move forward would be to move PID's facilities.

Lucchesi reported, the proposed project was outside the scope of PID's current Encroachment permit. Therefore, a Draft Encroachment Permit and Development Agreement was developed to addresses moving of District facilities within PID's easement.

Following a thorough discussion Director Azevedo made a motion to approve the Patterson Irrigation District Encroachment and Development Agreement between PID and VOP 2.1, and authorized the Board President to sign and execute the Agreement with the developer. Second by Director Trinta and passed unanimously.

Ayes: Barbaste, Reichmuth, Azevedo, Fantozzi, Trinta

Noes: None

Absent: None

Abstain: None

CONSIDER AUTHORIZATION OF THE GENERAL MANAGER TO SOLICIT A SCOPE AND FEE ESTIMATE FROM STANTEC FOR THE DESIGN OF THE HIGHWAY 33 PUMPING PLANT TO THE DELTA-MENDOTA CANAL:

General Manager Lucchesi, requested approval from the Board to solicit a scope and fee estimate from Stantec for design of the final stretch of the East/West Conveyance Project. The portion of the project would be from Highway 33 to the Delta-Mendota Canal.

Director Azevedo made a motion to authorize the General Manager to solicit a proposal from Stantec for design of the Highway 33 pumping plant to the Delta-Mendota Canal. Second by Director Ayes: Barbaste, Reichmuth, Azevedo, Fantozzi, Trinta

Noes: None

Absent: None

Abstain: None

Reichmuth and passed unanimously.

CONSIDER AUTHORIZATION OF THE GENERAL MANAGER TO SOLICIT A SCOPE AND FEE ESTIMATE FROM SUMMERS ENGINEERING, J CALTON ENGINEERING, AND SIERRA CONTROLS FOR THE DESIGN OF THE RELOCATION OF THE MARSHALL RETURN PUMP STATION:

General Manager Lucchesi, requested approval from the Board to solicit a scope and fee estimate from Summers Engineering, J Calton Engineering, and Sierra Controls for design of the relocation of the Marshall Return Pump Station. Lucchesi stated, money has been set aside in the proposed budget to do the design work. The goal is to have the design work completed in time to apply for grant funding for construction of the project through the Water Smart Grant in October.

Director Azevedo made a motion to authorize the General Manager to solicit a proposal for the design of the relocation of the Marshall Pump Station. Second by Director Trinta and passed unanimously.

Ayes: Barbaste, Reichmuth, Azevedo, Fantozzi, Trinta

Noes: None

Absent: None

Abstain: None

CONSIDER APPROVAL OF FINANCE COMMITTEE RECOMENDATION OF DRAFT 2020 DISTRICT BUDGET, WATER RATES AND ALLOCATION:

Prior to requesting approval of the Finance Committee's recommendation of 2020 Draft Budget, General Manager Lucchesi noted, two changes in budget following the meeting of the Finance Committee. Item No.: 1- Increase in Dues and Subscriptions by \$4,000 to include the increase in budget projection for the IRWM Activity Agreement with the Water Authority. Item No.: 2 - Increase in Pipeline Maintenance Expense by \$10,000 to cover the cost pump out sediment and to repair patch portions of the M Lateral pipeline at Ward Avenue and Lateral 3S pipeline extension.

Lucchesi then reported on the Final Draft Fiscal Year 2020 Budget and Extraordinary Operations and Maintenance Budget with the Board. Lucchesi included Capital Improvement expenditures, and projects with grant funding. Lucchesi also reviewed potential water transfer and wheeling/conveyance revenue.

Following a thorough discussion Director Azevedo made a motion accept the recommendation of the Finance Committee to approve the 2020 draft budget as presented. Second by Director Reichmuth and passed unanimously.

Ayes: Barbaste, Reichmuth, Azevedo, Fantozzi, Trinta

Noes: None

Absent: None

Abstain: None

The approved 2020 Assessment, allocation and water rates are as follows:

- Landholdings one acre and under \$12 per parcel
 - Landholdings over > 1 acre and < 2 acres \$15 per parcel
 - Landholdings 2 acres or greater \$60 per acre
- A water allocation is provided with the land-based assessment for landholdings 2 acres or greater. For the 2019 irrigation season, allocations will be twelve (12) acre-inches per acre (1 acre-foot per acre).
 - Water deliveries beyond the allocation will continue and be unrestricted as long as supplies are available to the District. The water rate for 2020 is \$30 per acre-foot.

For Priority Area 1 there will be \$60 per acre contract fee, with a water rate of \$55 per acre-foot. Water deliveries will be unrestricted as long as supplies to the in-district lands are not restricted. In the event that in district deliveries are restricted for any reason, out-of-district deliveries will cease.

WATER DISTRIBUTION SYSTEM SUPERVISOR'S REPORT:

General Manager Lucchesi gave a report on recent activities and maintenance in the District.

STATE AND FEDERAL AFFAIRS UPDATE:

Lucchesi reported on a meeting he and staff attended with the USBR management team regarding WaterSMART and the Water Management Plan. PID's Two Drains pump station may be eligible for WaterSMART funding if the pump station's capacity is being increased. In addition, there is potential for grant money to fund some canal lining replacement if PID can demonstrate that it wasn't an O&M issue for the replacement.

Lucchesi noted Bills are being circulated in DC for funding water supply projects. PID's project could be competing with DWR and USBR funding for subsidence fixes for the major canals south of the Delta.

Lucchesi reported on a District wide tour with Adam Gray on the 28th.

DIRECTORS BRIEFING:

Director Azevedo reported on meetings he attended at the Water User's Conference.

MANAGER'S BRIEFING:

General Manager Lucchesi discussed various items that he was working on for the month. Lucchesi noted in preparation for 2020, staff are looking to have a draft policy put together for Board consideration in February regarding sediment discharges in preparation of the 2020-21 irrigation season.

Lucchesi reported on a meeting with Sandy Peebles in regards to WAPA contract.

BOARD COMPENSATION DISCUSSION:

Staff discussed changes in the way the Board is compensated for attending meetings and conferences.

UPDATE ON NEW WAPA BASE RESOURCE CONTRACT:

Lucchesi reported, WAPA is issuing the same agreement to all contractors with the exception of service locations. As part of the discussion with Sandee Peebles, there are custom products are available such as full load service the same as our current agreement with TID.

PID NEWSLETTER:

A draft newsletter was provided for board review and comments. Lucchesi requested that the Board provide their comments by February 3 so staff can start to work on getting the newsletter out.

PID GROWER WORKSHOP:

The Board and staff discussed the best day in February to hold the annual Grower workshop. It was decided the Grower workshop will be held at the District shop on February 26th. A notice will be sent out to all landowners/growers and will be posted on the District website.

SGMA UPDATE:

An update is provided in Administration Report.

ADMINISTRATION AND OPERATIONS REPORT:

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

Water Operations Report:

As of January 2020, the CVP SOD Ag allocation is at 75% and the District has 100% Settlement Water allocation. PID is currently wheeling 20 cfs into the DMC.

PID wheeled 1,293AF for FWA/USBR in December.

Construction Report:

Villages of Patterson

- A project at Olive Avenue is now requiring a relocation of the southern headwall of PID's 3N at Olive road crossing. The Board was provided a draft agreement for adoption and signature with the developer. The agreement will push all responsibility to the developer and their successors for the facility. Staff are working with GDR Engineering to establish an agreement and deposit with the developer to recover expenses related to implementation of this project. PID will retain the services of Provost & Pritchard to provide review of the work performed by GDR to ensure that the proposed improvements do not impact PID operations.
- Boyett Development. Teichert has pumped out and grouted all pipe joints that they had installed as part of the Phase 1 work for Boyett development. This is a result of one of the

road crossings that they had installed leaking at the joint. Since they didn't do a pressure test on the final installation this lead was found during operations.

PROJECTS REPORT:

SGMA Implementation

- Provost & Pritchard performed the latest subsidence measurements in the District. Staff will get a report soon on how things changed from 2018 to 2019. This will be an annual effort to observe.
- Monitoring Wells TSS funding – Still working on getting an application submitted for funding.

Main Canal Rehab:

- Flow testing and breaker testing was performed on December 2. All pumps except for one exceeded flow design characteristics.
- A few items remain on the administration side to finish out the project.
 - Training documents on the VFD's
 - Report on the NETA testing on the breakers
 - Certified Payroll

CLOSED SESSION:

The Board announced the items that would be discussed in Closed Session. The Board convened into closed session at 2:55 p.m. to discuss the items below:

- a. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code Section 54956.8)
Property: Water
Agency Negotiator: Vince Lucchesi, General Manager
Negotiating Parties: TBD
Under Negotiation: Instruction to Negotiator will concern price and payment terms
- b. CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION
(Subdivision 9b) of Government Code Section 54956.9
1 potential case
- c. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of Subdivision (d) of Government Code Section 54956.9)
 - i. Anthony Thill and Felicia Thill v Patterson Irrigation District, Stanislaus County Superior Court Case No. CV-19-004038

The Board returned to open session 3:01 p.m. President Barbaste reported no reportable action taken in closed session.

Action Items

OTHER ITEMS

Other items to discuss pursuant to Government Code Section 5454.2

DISCUSSION AND ACTION REGARDING DISTRIBUTION BOX AND IRRIGATION BOS OFF OF STORM DRAIN DISTRICT NO. 8 PIPELINE:

There is a pipeline that runs along the northern edge of Olive Avenue that is not owned by PID. This pipeline is owned and maintained by the Storm Drain District No. 8 (SDD8). SDD8 allows the deliveries of irrigation water through its line, however since PID does not own the line, SDD8 is responsible for the approval of connections off of the line. Late 2019, the landowner of PID parcel No. 46 requested the District to install a box on the pipeline to take District water from the line and serve their property. Staff found out that the pipeline was not PID's on Monday, January 27. Since the pipeline is not a District facility, staff reached out to a board member from the Storm Drain District No. 8 to discuss the landowners' request to see if they would approve the landowners proposed connection method. The SDD8 Board member stated that since PID has no written agreement to establish responsibility regarding irrigation water in the line, they will not allow a box to go onto the pipeline. In addition, landowner of Parcel 45 is causing the pipeline to backup and pressurize the line causing multiple issues on the pipes integrity. A new box and turnout on the pipeline for both parcels 45 and 46 would help alleviate the strain on the line if the Board requires it before we serve water to them. Staff asked the Board for direction.

As PID does not own the pipeline, no action was taken. However, counsel advised that the Board consider action in the future regarding the relationship with SDD8 and either try to solidify an agreement or prepare to build a new sub-lateral.

With the completion of all agenda items the meeting was adjourned at 3:55 p.m.

Respectfully Submitted,

Toni Russell – Board Secretary