

**PATTERSON IRRIGATION DISTRICT
SPECIAL TELEPHONIC BOARD MEETING
MINUTES**

April 15, 2020

The Board of Directors of the Patterson Irrigation District held a telephonic regular monthly Board meeting. The meeting was called to order at 1:05 by President Barbaste.

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

Directors Absent: John Azevedo

Others Present:	Vince Lucchesi	General Manager
	Toni Russell	Secretary/Treasurer
	Mark Smith	Smith Policy Group
	Dennis Cardoza	Foley & Lardner LLP
	Jeanne Zolezzi	Legal Counsel

CORRECTIONS OR ADDITIONS TO THE AGENDA:

None

PUBLIC COMMENT:

None

MINUTES:

The minutes of the March 18th Regular Board Meeting, and March 30th Special Board Meeting were reviewed by the Board.

Director Reichmuth made a motion to approve the minutes from the March 18th, March 30th Board Meetings. Second by Director Fantozzi and passed unanimously.

Ayes: Barbaste, Reichmuth, Fantozzi, Trinta

Noes: None

Absent: Azevedo

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 March 2020. General Manager Lucchesi gave a report on the draft budget through March 2020.

Director Trinta made a motion to approve the March 2020 Financial Reports. The motion was seconded by Director Fantozzi and passed unanimously.

Ayes: Barbaste, Reichmuth, Fantozzi, Trinta

Noes: None

Absent: Azevedo

Abstain: None

BOARD TO CONSIDER RESOLUTION 03-2020 TO SURPLUS PID PROPERTY:

General Manger Lucchesi requested approval to dispose/sell district vehicle #61, 2013 Ford F-150 and the 2006 Hotsy Pressure Washer. Vehicle #61 used by the night patrol during the irrigation season has over 188,000 miles and has been replaced with vehicle #65. The 2006 Hotsy Pressure Washer was replaced in February of this year.

Motion made by Director Fantozzi to adopt Resolution 03-2020 to surplus PID property. Second by Director Trinta and passed unanimously.

Ayes: Barbaste, Reichmuth, Fantozzi, Trinta

Noes: None

Absent: Azevedo

Abstain: None

BOARD TO CONSIDER ADOPTION OF NEW OUTSIDE LABOR CONTRACTOR AGREEMENT:

General Manager Lucchesi reported on changes made to PID's Outside Labor Contractor Agreement. The changes are to bring the agreement up to date with new 2020 labor laws, and address new insurance coverage requirements.

Director Fantozzi made a motion to approve the updated Outside Labor Contractor Agreement. Second by Director Trinta and passed unanimously.

Ayes: Barbaste, Reichmuth, Fantozzi, Trinta

Noes: None

Absent: Azevedo

Abstain: None

BOARD TO CONSIDER RESOLUTION 01-2020 FOR EXECUTION OF 5-YEAR WATER TRANSFER AGREEMENT WITH THE SOUTH VALLEY WATER RESOURCES AUTHORITY AND AUTHORIZING AGREEMENTS AND ACTIONS RELATED THERETO:

General Manager Lucchesi discussed with the Board, a long-term water transfer with South Valley Water Resources Authority (SVWRA). Lucchesi reported the term of the transfer would be for five years starting March 1, 2021. The agreement as an initial 1-year trial to get agreements and authorizations in place to effectuate the transfer. After the first year the transfer agreement would automatically extend an additional 4 years. The transfer is for 5,000 AF the first year and 10,000 AF for each year afterwards.

Staff recommends the Board authorize the resolution and move forward with executing the water transfer agreements, environmental review and approvals, and to execute letter of agreement and Warren Act agreements with USBR.

Director Fantozzi made a motion to approve Resolution 04-2020 authorizing a 5-year transfer agreement with SVWRA. Second by Director Reichmuth and passed unanimously.

Ayes: Barbaste, Reichmuth, Fantozzi, Trinta

Noes: None

Absent: Azevedo

Abstain: None

BOARD TO CONSIDER RESOLUTION 05-2020 ADOPTING PID GSA RULE FOR METERS ON PATTERSON IRRIGATION DISTRICT GSA GROUNDWATER EXTRATION FACILITIES:

General Manager Lucchesi gave a report on Resolution 05-2020, PID GSA Rule for meters on groundwater extraction facilities. Lucchesi reported, PID GSA has committed to develop accurate information regarding groundwater extraction from all irrigation productions wells within the PID GSA. California Water Codes Section 10725.8 provides provisions that allow GSA's to make it mandatory that the use of every groundwater extraction facility within the management area of the GSA be measured by a flow meter device. California Water Code Section 10725.8(b), provides for all costs associated with the purchase and installation of the flow meter device shall be borne by the owner or operator of each groundwater extraction facility.

Following a thorough discussion Director Trinta made a motion to adopt Resolution 05-2020 PID GSA Rule for Meters on PID GSA Groundwater Extraction Facilities. Second by Director Reichmuth and passed unanimously.

Ayes: Barbaste, Reichmuth, Fantozzi, Trinta

Noes: None

Absent: Azevedo

Abstain: None

DISCUSSION AND ACTION ON CONTINUED PARTICIPATION WITH THE SAN JOAQUIN VALLEY BLUEPRINT EDUCATION FUND:

General Manager Lucchesi presented the invoice for 2020 contribution for participation in the Water Blue Print for the San Joaquin Valley. PID's participation in the Blue Print would help give the district the opportunity to promote and advocate funding for the Main Canal Project. Lucchesi stated PID's participation contribution in 2019 was \$5,000.

Following a thorough discussion Director Reichmuth made a motion to contribute \$5,000 for PID to participate in the Water Blue Print CIP for the San Joaquin Valley. Second by Director Fantozzi and passed unanimously.

Ayes: Barbaste, Reichmuth, Fantozzi, Trinta

Noes: None

Absent: Azevedo

Abstain: None

WATER DISTRIBUTION SYSTEM SUPERVISOR'S REPORT:

General Manager Lucchesi gave a report on recent activities and maintenance in the District. A written report was included in the board packet for review.

STATE AND FEDERAL AFFAIRS UPDATE:

Mark Smith and Dennis Cardoza provided updates regarding COVID-19 responses in the State and Federal legislatures. In addition, they both provided updates regarding potential stimulus packages that could help fund PID's project.

DIRECTORS BRIEFING:

Nothing to report

MANAGER'S BRIEFING:

General Manager Lucchesi discussed various items that he was working on for the month. Lucchesi reported, staff is currently working on changes to the Board Reimbursement Policy, a draft policy should be ready for the May board meeting. City of Patterson Villages master encroachment agreement is in review with the City.

DISCUSSION ON SEDIMENT TAILWATER RULES AMENDMENT:

General Manager Lucchesi reported a hold has been put on changes and amendments to PID's sediment tailwater rules until staff has a better understanding on water quality for turbidity. A portable sensor has been purchased to check discharges to set the threshold of acceptable increases in turbidity.

FISHBIO UPDATE:

General Manager Lucchesi provided the Board a report from Fishbio on their activities in the San Joaquin River for the month of March. Fyke Traps started March 2nd for the 2020 season. They were able to operate through March 13th. All Fishbio's field operations were suspended on March 16th due to the ongoing Coronavirus pandemic.

DRAINAGE UPDATE:

General Manager Lucchesi provided the Board a report from Westside San Joaquin River Drainage Coalition on their activities for the month of March.

SGMA UPDATE:

General Manager Lucchesi provided the Board a staff report on SGMA activities for the month of March and a report from the San Luis Delta-Mendota Water Authority

- Budget: SGMA implementation costs are going to be closely monitored and hopefully cost savings can be found prior to the August invoices go out to reduce the obligation from PID for the unfunded portion of the Fund balance.
- TSS Funded Monitoring Wells: Lucchesi reported PID has applied for funding from DWR Technical Services for drilling monitoring wells in the district. The application is in the review process with DWR. As soon as things move forward, the District will need to apply for encroachment agreements and construction information for the wells.

MANAGEMENT REPORT:

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

ADMINISTRATION REPORT:

COVID-19 Response –

- Provided Staff a memo detailing precautions that are needed to be taken when working for PID.
- Have determined all staff are essential to perform the functions of the District
 - This is because we are a very small operation and can't go very long without a specific duty being performed, otherwise all work falls behind
 - Staff now have a letter from the General Manager stating their position is essential to provide law enforcement if needed

WATER OPERATIONS REPORT:

As of April 2020, the CVP SOD Ag Allocation is at 15% and the District has 100% Settlement Water Allocation. PID is currently wheeling into the DMC at 37 cfs.

PID pumped 2,148 AF into the DMC for the Month of March. 1,780 was under PID's Warren Act, and 368 AF was for USBR/FWA Restoration Flows

Construction Report:

Zacharias Annexation

- No Updates

Villages of Patterson

- VOP 2.1 apartments and triplex. Staff are waiting for the developer to sign the encroachment permit and provide a deposit before we will review the plans.
- Mejia – Staff retained the services of Provost & Pritchard to review plans as a first draft. Staff are still waiting for copies of the agreements for legal counsel to review.
- Working with the City of Patterson on a license agreement or a master encroachment agreement for all projects that cross PID facilities on 1st Street, Walnut, Sycamore, Olive and Eucalyptus Avenue.

PROJECTS REPORT

Main Canal Rehab:

- Only certified payroll is left to complete for the project before we release the retention and pay the final invoice.

CLOSED SESSION:

The Board announced the items that would be discussed in Closed Session. The Board convened into closed session at 3:31 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 – 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
 - ii. California Sportfishing Protection Alliance v Patterson Irrigation District
- c. PUBLIC EMPLOYEE EMPLOYMENT DISCUSSION
(Government Code Section 54957)
POSITION: GENERAL MANAGER

The Board returned to open session 4:10 p.m. President Barbaste reported no reportable action taken in closed session.

OTHER ITEMS

General Manager Lucchesi had nothing additional to provide.

With the completion of all agenda items the meeting was adjourned at 4:11 p.m.

Respectfully Submitted,

Toni Russell – Board Secretary