

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

November 18, 2020

The Board of Directors of the Patterson Irrigation District held a telephonic regular monthly Board meeting. The meeting was called to order at 1:06 by Director 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
	Jeanne Zolezzi	Legal Counsel

CORRECTIONS OR ADDITIONS TO THE AGENDA:

None

PUBLIC COMMENT:

None

CONSENT ITEMS:

Agenda Items 4 – 5: Board to Consider: a) October 21, 2020 Meeting Minutes, and November 5, 2020 Special Board Meeting Minutes b) Financial Report, Cash Disbursements Report, Accounts Receivable Report, Draft Budget Report, and PID Reserves Report, for month ending October 2020.

Director Fantozzi made a motion to approve the Consent Items. Second by Director Trinta and passed unanimously.

Ayes: Barbaste, Reichmuth, Fantozzi, Trinta

Noes: None

Absent: Azevedo

Abstain: None

ACTION ITEMS

BOARD TO CONSIDER AMENDMENTS TO PID RULES AND REGULATIONS:

From the September regular Board Meeting, staff had discussed ideas regarding the implementation of delinquencies, late charges and water deliveries following the current Rules and Regulations. Staff made a proposal to the Board in September to work with PID's water accounting administrator to setup protocols to better manage delinquencies to establish a minimum amount owed for PID to withhold water deliveries, establish protocols as to how to bill delinquencies, establishing a minimum finance charge and establishing due dates for water bills and finance charges.

Following a thorough discussion Director Trinta made a motion approve amending the Rules and Regulations per the recommendations made by staff. Second by Director Fantozzi and passed unanimously

Ayes: Barbaste, Reichmuth, Fantozzi, Trinta

Noes: None

Absent: Azevedo

Abstain: None

BOARD TO CONSIDER APPROVAL OF RESOLUTION NO. 11-2020 AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT FOR ELECTRIC SERVICE BASE RESOURCE BETWEEN THE UNITED STATES DEPARTMENT OF ENERGY WESTERN AREA POWER ADMINISTRATION AND THE PATTERSON IRRIGATION DISTRICT:

Patterson Irrigation District (Patterson) currently has a contract with Western Area Power Administration (Western) which provides for electric power service through the end of 2024. The contract is set to expire on December 31, 2024. It is in the best interest of the District to continue receiving electric power from Western Area Power Administration. The initial service date under the new contract between Western and Patterson will commence January 1, 2025

Resolution No. 11-2020 authorizes its General Manager to execute, on the behalf of the Patterson Irrigation the contract for Base Resource with Western Area Power Administration.

Director Fantozzi made a motion to approve Resolution 11-2020. Second by Director Trinta and passed unanimously.

Ayes: Barbaste, Reichmuth, Fantozzi, Trinta

Noes: None

Absent: Azevedo

Abstain: None

BOARD TO CONSIDER AUTHORIZATION OF THE GENERAL MANAGER TO EXECUTE SERVICES AGREEMENT WITH THE LAW FIRM OF CAMERON-DANIEL, P.C.:

General Manager Lucchesi discussed the discernment process in soliciting proposals from law firms to represent PID in future negotiations for retail power services with the Turlock Irrigation District. Lucchesi had requested proposals from four firms. Of the four firms, only one provided a proposal, Cameron-Daniel, P.C. The ad hoc committee established for the contract renegotiations with Turlock Irrigation District interviewed the partners with Cameron-Daniel, P.C. on November 6, to see if they could help PID in the impending negotiations. The committee recommended to the Board to consider authorizing the contract with Cameron-Daniel, P.C. for representation. Lucchesi Presented a Statement of Qualification for Energy Professional Services from Cameron-Daniel, P.C.

Due to the limited pool of proposals, Lucchesi requested if the Board would like staff to solicit additional proposals for services. The Board directed Lucchesi that the effort was sufficient and no need to pursue other firms.

Director Fantozzi made a motion to approved the Professional Services Agreement with Cameron-Daniel, P.C. Second by Director Reichmuth and passed unanimously.

Ayes: Barbaste, Reichmuth, Fantozzi, Trinta

Noes: None

Absent: Azevedo

Abstain: None

DISCUSSION AND ACTION REGARDING 2020 HOLIDAY PARTY:

General Manager Lucchesi discussed with the Board various options to have a holiday function in 2020.

After a discussion on budget, Director Trinta made a motion to approve up to \$2,400 for PID's annual holiday function. Second by Director Fantozzi and passed unanimously.

Ayes: Barbaste, Reichmuth, Fantozzi, Trinta

Noes: None

Absent: Azevedo

Abstain: None

AUTHORIZING CHANGE ORDER 1 WITH BSK ASSOCIATES FOR TESTING SERVICES DURING CONSTRUCTION FOR THE MARSHALL RESERVOIR PUMP RELOCATION PROJECT:

General Manager Lucchesi reported to the Board that the requested Change Order is not a change in work but adding additional scope to BSK Associates for Geotechnical inspection services during construction for the Marshall Road Pump Station Relocation Project. BSK has already performed initial inspection during the design and bidding process. BSK was already vetted out through an RFP for testing services and this would be considered a continuation of their work. The scope of services for this project includes soil compaction testing, rebar inspection, and concrete sampling testing. Lucchesi pointed out that although the scope included quite a bit of inspection, a lot of the inspection and sampling will be performed by Summers Engineering to save on costs. The cost estimate for these services is \$7,275.

Director Fantozzi made a motion to approve the Change Order with BSK Associates, not to exceed \$7,275. Second by Director Trinta 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 operations and maintenance activities in the District. A written report was included in the board packet for review.

STATE AND FEDERAL AFFAIRS UPDATE:

Mark Smith and General Manager Lucchesi for Dennis Cardoza provided updates on meetings and calls had regarding garnering support from the environmental community and support in the Fed for possible stimulus funding. Discussions also were on State bonds and proposed bills that could possibly consider the East-West Project to fund.

SGMA UPDATE:

General Manager Lucchesi provided a staff report in the board packet regarding:

- TSS Funded Monitoring Wells
- Well Meter Policy Letter – Well registration process is moving forward. PID has had a few well owners register their wells.
- GSP Implementation

OUTSIDE AGENCY/ORGANIZATION REPORTS & UPDATES:

Lucchesi provided Agency and Staff reports on the following:

- SLDMWA Activities
- IRWM/SWMP Update
- Drainage Authority Update
- FishBio Update
- Family Farm Alliance
- San Joaquin Valley Water Blueprint Effort

MANAGEMENT REPORT:

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

- Managers Briefing –
 - General Manger had nothing to report
- 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
 - Risk Management
 - None
- Construction Report
 - Villages of Patterson
 - Triplex
 - Plans have been provided and developer signed the encroachment agreement. P & P has reviewed the plan and are providing comments.
 - Engineer's contacted PID for a consideration if they would be allowed to build a pond for stormwater next to PID's Lateral 3N and discharge the storm water into PID's canal.
 - Mejia
 - P & P provided review of the plans and are waiting for second set of plans for review. Dave Romano who is moving the project along called on October 14 to discuss agreements and plans. He will work on revising the Patterson Ranch Ventures Agreement to fit what is needed for Mejia. Revisions to plans should be made available soon. Once PID gets legal description and plat available for the pipeline crossing of Sycamore, staff will work with the City of Patterson to re-establish the easement crossing Sycamore at Walnut
 - Main Canal Rehab – Received comments back from DWR on draft final report. Resubmitted final report on 10/14, awaiting comments.
 - Marshall Pump Station
 - Awarded the Project to Conco West on November 6th. Preconstruction meeting occurred on November 13.
 - Sinkhole at DMC – Working with tracking down a cctv firm to video the pipe
- Projects Report
 - Staff are currently working on a list of capital projects and asset acquisition to consider for 2021.
 - Shade structure for equipment for equipment.

- Repairing and lining 2N between Magnolia and Loquat. Staff have a rough estimate for engineering services to get the project ready to bid at \$40,000.
 - Replace the Pipe and Gate Trucks
 - Replace an actuator on 2N at Fruit
 - Replace old VFD at pumping plant 5
 - Recharge and Recirculation feasibility analysis for northside
 - GIS effort utilizing work performed by staff in Fall of 2020 for mapping PID facilities
 - Replace Poplar Well with new well
 - Replace Staff Gauges on the heads of the laterals from the Main Canal
 - Replace water storage tanks at PID yard
 - Trailer spray fig for Kubota
 - Trash boom for PP2
 - 2N Canal Rebuild Project
 - Draft plans have been submitted
 - A preliminary engineers estimate puts the project at \$935,000 for 1 mile of canal rebuild
 - Pumping Plant No. 5 Upgrade
 - Done Pedro has pump, will deploy new pump when they are out to pull pumps for Marshall Pump Station
 - Travelling Screen at Pumping Plant No. 5
 - Issued ½ of the cost of the screen with HiSide
 - Its hoped that the screen can be installed prior to Thanksgiving
 - East-West Financing Feasibility Study
 - Staff are reviewing the study
 - East-West Conveyance Benefit Assessment
 - First draft of the benefit assessment has been provided to staff for review.
- Water Operation Report
 - As of November 16, 2020 the USBR has lifted the Shasta Critical designation on PID's San Joaquin River Replacement water allocation. PID is currently pumping into the DMC at 22 cfs. PID pumped 2,094 AF into the DMC for the Month of October for USBR/FWA. For 2020 PID has 3,376 AF of Warrant Act water available. PID's pumping for new through February 28 will be mainly for the SJRRP.

DIRECTORS BRIEFING:

Nothing to report

CLOSED SESSION:

The Board announced the items that would be discussed in Closed Session. The Board convened into closed session at 2:24 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: Russ Freeman, Westlands Water District
Under Negotiation: Instructions to Negotiator will concern price and payment terms
- b. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code Section 54956.8)
Property: Water
Agency Negotiator: Vince Lucchesi, General Manager
Negotiating Parties: Robert Pierce, West Stanislaus Irrigation District

Under Negotiation: Instructions to Negotiator will concern price and payment terms

- c. 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
- d. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code Section 54956.8)
Property: APN 047-007-028
Agency Negotiator: Vince Lucchesi, General Manager
Negotiating Parties: CWS Marketing Group, Inc.
Under Negotiation: Instructions to Negotiator will concern Price and Payment terms
- e. CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION
(Subdivision (b) of Government Code Section 54956.9)
 - i. 3 POTENTIAL CASES
- f. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of Subdivision (d) of Government Code Section 54956.9)
 - i. California Sportfishing Protection Alliance v Patterson Irrigation District
GSA, Stanislaus County Superior Court Case No. CV-20-001748

The Board returned to open session 3:10p.m. Director Barbaste reported on action taken in closed session.

DISCUSSION AND ACTION ON WATER TRANSFER WITH WESTLANDS WATER DISTRICT AND AUTHORIZING THE FILING OF NOTICES OF STATUTORY EXEMPTIONS AND CATEGORICAL EXEMPTIONS FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND AUTHORIZATION OF THE GENERAL MANAGER FOR THE RELATED ACTIONS THERETO FOR THE EXECUTION AND FACILITATION OF THE TRANSFER

General Manager Lucchesi presented to the Board the proposal for a water transfer with Westlands Water District for surplus water PID has in Storage.

Following a discussion, Director Trinta made a motion to transfer 1,000 AF to WWD for \$650/AF and directed the General Manager to the necessary actions to facilitate and effectuate the transfer. Second by Director Fantozzi and passed unanimously.

Ayes: Barbaste, Reichmuth, Fantozzi, Trinta

Noes: None

Absent: Azevedo

Abstain: None

DISCUSSION AND ACTION ON 2020 YEAR END EMPLOYEE PERFORMANCE BASED BONUS' EXCLUDING GM

General Manager Lucchesi presented a staff report regarding year end performance for staff. Lucchesi pointed out the great effort staff made in making sure the district stayed running, even considering being short on staff and experiencing high moss and algae in the canals. Lucchesi pointed out that staff endeavored to ensure the canals were clean and managed water supply successfully for 2020.

Following a discussion, Director Fantozzi made a motion to approve up to a 2% performance-based bonus for PID's employees not including the General Manager. Second by Director Fantozzi and passed unanimously.

Ayes: Barbaste, Reichmuth, Fantozzi, Trinta

Noes: None

Absent: Azevedo

Abstain: None

OTHER ITEMS

Nothing to report

With the completion of all agenda items the meeting was adjourned at 3:26 p.m.

Respectfully Submitted,

Toni Russell, Secretary