

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

February 17, 2021

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 p.m. by Director 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                               |
|                 | Steve Trinta   | Operations/Maintenance Supervisor                 |
|                 | Jeanne Zolezzi | Legal Counsel                                     |
|                 | Russell Fowler | Field Representative for Supervisor Chance Condit |
|                 | Dave Romano    | Newman Romano                                     |
|                 | Mark Smith     | Smith Policy Group                                |

**CORRECTIONS OR ADDITIONS TO THE AGENDA:**

None

**PUBLIC COMMENT:**

Russell Fowler, Field Representative for Supervisor Chance Condit's office attended the meeting via tele-conference. Fowler stated Supervisor Condit was attending another meeting, but wanted to extend his services and the services of the County if needed.

**CLOSED SESSION:**

President Barbaste announced the items that would be discussed in Closed Session. The Board convened into closed session at 1:07 p.m. to discuss the item c. below:

- 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
  - ii. California Sportfishing Protection Alliance v Patterson Irrigation District GSA, Stanislaus County Superior Court Case No. CV-20-001748

The Board returned to open session 1:20 p.m. President Barbaste reported no reportable action taken.

**CONSENT ITEMS:**

Agenda Items 4 – 5 Board to Consider: a) January 27, 2021 Meeting Minutes b) Financial Report, Cash Disbursements Report, Accounts Receivable Report, Draft Budget Report, and PID Reserves Report, for month ending January 2021.

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

Ayes: Barbaste, Reichmuth, Azevedo, Fantozzi, Trinta

Noes: None

Absent: None

Abstain: None

**ACTION ITEMS:**

**CONSIDER RESOLUTION 01-2021 CONSIDERING THE AUTHORIZATION OF THE GENERAL MANAGER TO EXECUTE A RELOCATION AGREEMENT SEDIMENT REMOVAL AGREEMENT ACCEPTANCE OF RELOCATED IRRIGATION FACILITY PLANS ACCEPTANCE OF PUBLIC UTILITY EASEMENT AND QUIT CLAIM OF EXISTING EASEMENT WITH VOP NORTH LLC FOR THE RELOCATION OF SUB-LATERAL 3N10 AND AUTHORIZING ACTIONS RELATED THERETO:**

At 1:24 p.m. Director Fantozzi removed himself from meeting due to a possible conflict of interest.

Following a thorough discussion Director Azevedo made a motion to approve Resolution 01-2021 authorizing the General Manager to execute a Relocation Agreement and Sediment Removal Agreement, acceptance of relocated irrigation facility plans, acceptance of public utility easement and quit claim of existing easement with VOP North SSC for the relocation of sub-lateral 3N10. Second by Director Trinta and passed unanimously.

Ayes: Barbaste, Reichmuth, Azevedo, Trinta

Noes: None

Absent: None

Abstain: Fantozzi

**DISCUSSION AND ACTION ON AUTHORIZING THE GENERAL MANAGER TO EXECUTE THE TEMPORARY AGREEMENT FOR CONVEYANCE OF WATER (SAN JOAQUIN RIVER RESTORATION FLOWS) WITH THE FRIANT WATER AUTHORITY THROUGH FEBRUARY 28, 2022:**

General Manager Lucchesi presented to the Board of Directors a revised wheeling agreement with the Friant Water Authority for water year 2021-22, that mirrored 2020-2021 water years agreement. The only change to the agreement was the dates and the Warren Act Contract numbers.

Director Azevedo made a motion to authorize the general manager to execute the agreement with Friant Water Authority. Second by Director Trinta and passed unanimously.

Ayes: Barbaste, Reichmuth, Azevedo, Fantozzi, Trinta

Noes: None

Absent: None

Abstain: None

**DISCUSSION AND ACTION ON AUTHORIZING THE GENERAL MANAGER TO EXECUTE THE EXTENTION OF THE MEMORANDUM OF AGREEMENT REGARDING THE TEMPORARY RECAPTURE AND CONVEYANCE OF RESTORATION FLOWS WITH USBR THROUGH FEBRUARY 28, 2022:**

General Manager Lucchesi presented to the Board of Directors a Memorandum of Agreement with USBR for the recapture and conveyance of Restoration Flows for 2021-2022 water year

Director Azevedo made a motion to authorize the General Manager to execute the new Memorandum of Agreement with USBR for the recapture and conveyance of restoration flows. Second by Director Trinta and passed unanimously.

Ayes: Barbaste, Reichmuth, Azevedo, Fantozzi, Trinta

Noes: None

Absent: None

Abstain: None

### **WATER DISTRIBUTION SYSTEM SUPERVISOR'S REPORT:**

Operations/Maintenance Supervisor Trinta 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 provided updates on meetings and calls had regarding garnering support in the State for possible stimulus funding. Discussions also were on State bonds and proposed bills that could possibly consider the East-West Project to fund.

### **BOARD OF DIRECTORS CONFLICT OF INTEREST AND BROWN ACT TRAINING DATE DISCUSSION:**

The date has been set for February 24, 2021 for PID's annual Board training. The training will be held at the district office and the Board requested to set the time to 10:00 AM.

### **SGMA UPDATE:**

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

- TSS Funded Monitoring Wells
- Well Meter Policy Letter – Well registration process is moving forward. PID has received forms for 13 wells. Staff sent out another notice on January 21<sup>st</sup>.
- GSP Implementation
- Well Construction Requirements for new well permits in PID

### **OUTSIDE AGENCY/ORGANIZATION REPORTS & UPDATES:**

Lucchesi provided Agency and Staff reports on the following:

- SLDMWA Activities
- IRWM/SWMP Update
- Drainage Authority Update
- SLDMWA SGMA 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 –
  - Lucchesi provided no updates outside of the items presented herein.
- Administration Report
  - Lucchesi provided a report on Personnel
  - Lucchesi Provided a report on Risk Management
- Construction Report
  - Zacharias Annexation

- Met with Developers on December 3, 2020. We discussed the proposed annexation and that they'll commit to undergrounding the PID lateral. The stretch will be from the Solado Creek to Highway 33.
    - The PID easement space will be utilized as a Paseo/landscaped area.
    - There will be a stretch that homes will back up to the property, only 5.
    - The remainder will be along a road.
    - PID submitted comments on January 27, 2021 on the Draft EIR
- Villages of Patterson
  - VOP 2.1 apartments and triplex.
    - Plans have been provided and developer signed the encroachment agreement. Provost & Pritchard has reviewed the plans and have provided comments.
    - Project is stalled because developer is focusing energy on property north of Mejia, which is currently under construction. This project may be pushed back until further development occurs along Olive avenue.
  - Cromwell Shire
    - Encroachment Permit issued to developer for utilities crossing 3-north PID midway sub between Walnut and Olive avenues along sycamore avenue.
  - Mejia
    - Provost & Pritchard reviewed 2nd submittal of plans
    - Agreements have been presented to the Board for approval.
    - Drafting up an LOA with VOP North LLC on how to handle the easement needed east of the middle of Sycamore.
  - Working with the City of Patterson on a license agreement or a master encroachment agreement for all projects that cross PID facilities on 1<sup>st</sup> Street, Walnut, Sycamore, Olive and Eucalyptus Avenues.
- Main Canal Rehab – Final report has been accepted and retention is set to be released.
- Marshall Pump Station
  - Project is under construction and on schedule and should be completed soon.
- Sinkhole at DMC
  - Plans have been submitted to SLDMWA and PID for review
  - Notice of exemption has been filed
  - Staff and are seeking quotes on the Biological review required for the access permit by the SLDMWA
- Patterson High School
  - Issued encroachment permit for crossing M Lateral pipeline on 9th Street.
    - Pipe was exposed with water in it. PID dewatered the line and inspected. Found cracks in the pipe, but not due to the exposure
    - Crossing was installed and backfilled with slurry
    - Staff are working with Priority Ag Irrigation to perform some patches to M Lateral along 9<sup>th</sup> Street.
- Theatre Project

- Issued encroachment permit for the parking lot and related facilities to be located above PID pipeline
  - PUSD is replacing the section of PID pipe that is to be located beneath the parking lot with plastic pipe to help protect the parking lot from potential leaks
- Projects Report
  - Staff are currently working on a list of capital projects and asset acquisition to consider for 2021.
  - 2N Canal Rebuild Project
    - Draft plans have been submitted
    - A preliminary engineer estimate puts the project at \$935,000 for 1 mile of canal rebuild
    - Notice of exemption was filed on December 3, 2020
  - Pumping Plant No. 5 Upgrade
    - Pump has been installed, Industrial Electric has wired the motors in
  - Travelling Screen at Pumping Plant No. 5
    - Issued ½ of the cost of the screen with HiSide
    - Screen is ready to install
    - HiSide is also working on a flapper system to be able to know off stuck debris on conveyors
  - East-West Financing Feasibility Study
    - Study is done and is provided in the Board Packet
  - East-West Conveyance Benefit Assessment
    - Stantec has submitted the document to USBR for formal review on 2/8/2021
- Water Operation Report
  - Lucchesi provided a summary of water supplies and water operations for Water Year 2020-21 and the upcoming Water Year 2021-22.

**DIRECTORS BRIEFING:**

Nothing to report

**CLOSED SESSION:**

President Barbaste announced the items that would be discussed in Closed Session.

The Board convened into closed session at 3:26 pm to discuss items a. and b. 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 REAL PROPERTY NEGOTIATORS  
(Government Code Section 54956.8)  
Property: Energy  
Agency Negotiator: Vince Lucchesi, General Manager

Negotiating Parties: TBD, Turlock Irrigation District  
Under Negotiation: Instructions to Negotiator regarding terms

The Board returned to open session at 4:16 p.m. President Barbaste reported no reportable action taken.

**OTHER ITEMS**

Nothing to report

With the completion of all agenda items the meeting was adjourned at 4:17 p.m.

Respectfully Submitted,

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Toni Russell, Secretary