

May 11, 2016  
Tracy, CA 95304

Pursuant to adjournment, April 13, 2016, the Board of Directors of the Banta-Carbona Irrigation District met at 9:00 a.m. at 3514 W. Lehman Road, Tracy California on the above named date.

PRESENT: Directors: James M. McLeod, Glenn Robertson, Keith Robertson, Roger Elissagaray and James M. Thoming

OTHERS PRESENT: General Manager David Weisenberger, Secretary Margaret Howe

ABSENT: None

#### ITEM 1 - MINUTES & TREASURER'S REPORT

Director James M. Thoming made a motion to approve the minutes of the April 13, 2016 as presented. Director Keith Robertson seconded the motion and it carried by the following vote; Ayes: Directors James McLeod, Roger Elissagaray, Keith Robertson, Glenn Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: None

Secretary Howe presented the Treasurer's report and after review by the Board it was filed.

#### ITEM 2 - MISCELLANEOUS CORRESPONDENCE

There was no correspondence presented.

#### ITEM 3 - MANAGER'S REPORT & DISCUSSION ITEMS.

The District Pest Control Maintenance employee is off on sick leave for approximately 6 weeks due to surgery. In his absence Assistant Manager Jorge Flores is taking care of treating the canals.

KBK Dust Control is applying Dust-Off to the District roads.

The District's two new 2016 Ford F-150 pickups were delivered in mid-April.

San Joaquin County Public Works is resurfacing Lehman Rd. They have been grinding up the old surface and placing it on the District's road under the power lines. This provides the District with winter weather access to the power lines.

Staff has requested an estimate from Syblon Reid for improvement to Pumping Plant #7, but has not received it yet.

#### ITEM 4 - DIRECTOR AND STAFF ITEMS

Secretary Howe reported Bureau of Reclamation staff would be doing an RRA review on July 14<sup>th</sup>.

Directors James McLeod, Keith Robertson, James M. Thoming and staff David Weisenberger and Margaret Howe attended the ACWA Spring Conference in Monterey the week of May 2<sup>nd</sup>. Staff attended workshops on security and managing board meetings. Director James McLeod and staff Margaret Howe completed their ethics training. Workshops attended included subjects such as health benefits, Delta issues, California Water Law, and drought conditions.

#### ITEM 5 - REVIEW ANNUAL FINANCIAL AUDIT FOR 2015. ACTION AS NECESSARY.

Sandy Sup, CPA, representing Fechter & Company, presented to the Board the audit they conducted for the District for fiscal year 2015. She reported that they made a finding that an "Unqualified Opinion" was appropriate for the audit. She reviewed the audit with the Board of Directors. After reviewing the audit, Director Roger Elissagaray made a motion to accept the audit as presented for filing. Director James M. Thoming seconded the motion and it carried by the following vote; Ayes: Directors James McLeod, Roger Elissagaray, Keith Robertson, Glenn Robertson and James M Thoming; Noes: None; Abstain: None; Absent: None.

#### ITEM 6 - REVIEW AND ESTABLISH COST OF SERVICE RATES FOR 2016. ACTION AS NECESSARY.

General Manager Weisenberger reported the District's Cost of Service as reported in the District's Annual Audited Financial Report for the year 2014 was \$4,549,398.00 and for the year 2015 was \$4,477,884.00. The total acre feet of water delivered in the year 2014 was 46,115 and for the year 2015 was 38,717. The average Cost of Service for the years 2014 and 2015 is \$4,513,641.00 and the average acre feet of water delivered is 42,416. The average Cost of

Service (\$4,513,641.00) divided by the average acre feet of water delivered (42,416) equals a Cost of Service rate of \$106.41. Director Keith Robertson made a motion to establish the District's 2016 Cost of Service Rate at \$106.41. Director James M. Thoming seconded the motion and it carried by the following vote; Ayes: Directors James McLeod, Roger Elissagaray, Keith Robertson, Glenn Robertson and James M Thoming; Noes: None; Abstain: None; Absent: None

**ITEM 7 – REVIEW CURRENT WATER SUPPLIES AND 2016 WATER SUPPLIES AVAILABLE TO THE DISTRICT, POTENTIAL RATIONING, TRANSFER AND SCHEDULING THE USE OF AVAILABLE WATER SUPPLIES. ACTION AS NECESSARY.**

The District received notice from the U.S. Bureau of Reclamation the initial allocation for the 2016-2017 irrigation water year is 5% or 1,000 acre feet of CVP water.

As of April 30, 2016 the District has 28,626 acre feet of water in available, less 7,862 acre feet of 2015 allocated water, or 20,764 acre feet available for allocation in 2016 if it becomes necessary. This would be an allocation of 1.40 acre feet per acre. Staff feels the District should be able to continue pumping from the San Joaquin River thru June.

There is some concern that the San Luis Reservoir maybe full enough to spill water in early 2017. If that happens the District could lose some of its stored water. Staff feels the District should think about possibly transferring some of its stored water. The Board took staffs suggestion under consideration, but decided to examine the situation at the June Board meeting.

**ITEM 8 – PROGRESS UPDATE ON LIFT CANAL REHABILITATION PUMP STATION 6 REPLACEMENT PROJECT. ACTION AS NECESSARY.**

General Manager Weisenberger reported the penstocks have been installed and the bulkhead in the 72 inch pipeline has been removed. The penstocks are now full of water and not leaking.

The transformer and switchgear have both been installed. The MCC's are expected to be delivered around May 26<sup>th</sup>. Submittals for the MCC platforms are being prepared for approval by the District engineer and the platforms for the MCC's should be built in the next 30 days. Pumps and motors are expected to be delivered in mid-June.

General Manager Weisenberger requested a change order for SCADA automation at the project. He presented a proposal for a XiO Cloud SCADA Water Control System. The cost of the system is \$19,895.00 plus tax and shipping and an ongoing fee of \$152.00 per month. We would be deleting remote terminal unit from the existing contract, so he is not sure if the change would be an increase or decrease to the contract. The District can get a reimbursement from PWRPA "P3" funds for the cost of the change. After some discussion Director Keith Robertson made a motion to approve the requested change order. Director James M. Thoming seconded the motion and it carried by the following vote; Ayes: Directors James McLeod, Roger Elissagaray, Keith Robertson, Glenn Robertson and James M Thoming; Noes: None; Abstain: None; Absent: None

**ITEM 9 – UPDATE ON SUSTAINABLE GROUNDWATER MANAGEMENT ACT (SGMA) IMPLEMENTATION IN THE TRACY SUB-BASIN. ACTION AS NECESSARY.**

Staff reported there was no action taken on SGMA since the March board meeting

**ITEM 10– UPDATE ON STATE WATER RESOURCES CONTROL BOARD (SWRCB) PROCEEDINGS REGARDING CURTAILMENT DIRECTIVES AND ORDERS TO WATER RIGHTS HOLDERS ON THE SAN JOAQUIN RIVER AND THE SACRAMENTO RIVER BASINS. ACTION AS NECESSARY.**

The Byron-Bethany Irrigation District and West Side Irrigation District consolidated hearing phase 1 started on March 21, 2016. The SWRCB presented its testimony on Monday and Tuesday. On Wednesday, March 23<sup>rd</sup>, the hearing officers provided time for additional redirect testimony and recross-examination of the SWRCB witnesses. This concluded their presentation. After hearing the testimony and evidence, the hearing officers suspended the Phase 1 and subsequent phases of the hearings until further notice. As of today there has been no decision released by the SWRCB.

**ITEM 11 – CLOSED SESSION:**

- 1) CONFERENCE WITH LEGAL COUNSEL on EXISTING LITIGATION PURSUANT to Subdivision (a) of Section 54956.9 of the Government Code

Banta-Carbona Irrigation District v. California State Water Resources Control Board, et al, Case No. 39-2015- 00326421-CU-WM-STK

## 2) CONFERENCE WITH LEGAL COUNSEL – REAL PROPERTY NEGOTIATIONS

Property: Wheel water through lift canal and pump station facilities for third parties.  
 Agency Negotiator: David Weisenberger and Jeanne Zolezzi, Esq.  
 Negotiating Party: Friant Water Users  
 Under Negotiation: Price, Quantity and Terms of Agreement for use of facilities

## 3) CONFERENCE LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) Section 54956.9 (1 case)

Returned to open session with no announcement

## ITEM 12 - APPROVAL OF WARRANTS.

Director Keith Robertson moved that the May 2016 Warrants in the amount of \$253,377.89 be approved for payment. Director Glenn Robertson seconded the motion and it carried by the following vote; Ayes: Directors James McLeod, Roger Elissagaray, Keith Robertson, Glenn Robertson and James Thoming; Noes: None; Abstain: None; Absent: None

The meeting was then adjourned to Wednesday, June 15, 2016 at 9:00 a.m.

Respectfully,

Margaret G. Howe