

July 13, 2016
Tracy, CA 95304

Pursuant to adjournment, June 15, 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, District Counsel Karna Harrigfeld

ABSENT: None

ITEM 1 - MINUTES & TREASURER'S REPORT

Director James M. Thoming made a motion to approve the minutes of the June 15, 2016 as presented. Director Roger Elissagaray 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

Secretary Howe reported the District received notice from ACWA/JPIA that health care premiums will be going up 12% in 2017. The premiums for dental and vision care will remain the same.

The Directors have been invited to an open house at Herum\Crabtree\Suntag at their offices on Friday, July 22nd, from 6:00pm to 9:00pm.

The President of ACWA, Kathleen Tiegs, will be at a "Meet the President" hosted by Stockton East Water District on July 28th. Those wishing to attend are requested to RSVP by Monday, July 25th.

ITEM 3 - MANAGER'S REPORT & DISCUSSION ITEMS.

The District stopped pumping from the well on June 20th because residential landowners in the area were having problems with their wells.

Staff continues to treat the canals for pond weed and algae and well as the canal banks for weeds.

The flap gate on the #20 at #5 pump station is broken and has been sealed. Repairs are planned for November after the water season is over.

ITEM 4 - DIRECTOR AND STAFF ITEMS

Secretary Howe reminded the Directors that the Fall ACWA Conference will be held in Anaheim, Ca on November 30th through December 5th. She will be registering the Directors next week and rooms will be available August 22nd.

ITEM 5 - A 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 June 30, 2016 the District has 31,433 acre feet of water available, less 7,862 acre feet of 2015 allocated water, or 23,571 acre feet available for allocation in 2016 if it becomes necessary.

Marvin Meyers and Lydia Sosa of Meyers Family Farms were present to discuss the possibility of transferring some of the District's stored surface water in the fall of 2016. After some discussion, the Board determined it might, with the approval of the Bureau of Reclamation, be willing to transfer some surface water later in the year. General Manager Weisenberger suggested a selling price of \$325 per acre foot; Mr. Meyers agreed that was a fair price.

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

Syblon-Reid is installing the MCC's this week. The pumps are expected to arrive in Los Angeles any day now. Start-up testing should be done the last week of July.

ITEM 7 – REVIEW POTENTIAL NEXT STEPS FOR PP #5 LIFT CANAL REHABILITATION PROJECT. ACTION AS NECESSARY.

General Manager Weisenberger presented the following three alternatives for the next step in the PP#5 Lift Canal Rehabilitation Project:

Alternative 1 – 6 Sump and PP #7 - Connect existing 48 inch pipelines and remove Pumping Plant #7 (two pumps) from 6 Sump. Estimated cost \$200,000. This results in a 90 cfs capacity from new PP#5 to the DMC or the possibility of moving 5,400 af per month. This is an increase of 25 cfs.

Alternative 2 – Replace 6 Sump - Remove PP #7 (two pumps) at 6 Sump, extend 72 inch pipeline from 6 Sump to the DMC, remove existing DMC box and replace with new tie-in structure, remove 6 Sump and replace with hard plumbing with a 30 inch pipeline to 6 West Canal and a 30 inch pipeline to 6 East Canal. Estimated cost \$1,600,000. This results in a pipeline capacity of 220 cfs from new PP #5 to the DMC

Alternative 3 – Replace old PP #5 - Add two new low head 60 cfs VFD pumps in the new PP #5 wet well and construct a pipeline for each one up to 5 Sump. Estimated cost \$1,900,000. This alternative would completely replace old PP #5 with two 60 cfs VFD pumps for a total capacity of 120 cfs to 5 Sump. Existing nameplate capacity at PP #5 is 160 cfs. The 120 cfs is enough capacity to serve all lands within the District on Canal Laterals 5 East and 5 West. This alternative does not increase any capacity to wheel water for others. This alternative does replace a BCID 90 year old pumping plant.

The Board reviewed all three alternatives and Director Keith Robertson made a motion to approve Alternative 1 at an approximate cost of \$200,000. Director James 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 8 – UPDATE ON SUSTAINABLE GROUNDWATER MANAGEMENT ACT (SGMA) IMPLEMENTATION IN THE TRACY SUB-BASIN. ACTION AS NECESSARY.

General Manager Weisenberger reported the San Luis & Delta-Mendota Water Authority (SL&DMWA) has prepared a draft activity agreement to operate a Groundwater Sustainable Agency (GSA) for the Tracy Sub-Basin. General Manager Weisenberger has discussed with SL&DMWA that the agreement would be good for development of a Groundwater Sustainability Plan, but individual districts within the Tracy Sub-Base should be able to for their own GSA for lands within their boundaries, if they want to. SL&DMWA has agreed to review General Manager Weisenberger's proposal.

ITEM 9– 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 SWRCB adopted an order dismissing both the civil liability complaint against Byron-Bethany Irrigation District and the draft cease and desist order against Westside Irrigation District in May 2016. There has been no new activity since that time.

General Manager Weisenberger attended a meeting on July 11th in Sacramento with other members of the Delta water users with the Delta Watermaster, Michael George. The purpose of the meeting was to discuss solutions to dealing with possible future water shortages.

ITEM 10 – 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

- a) Significant exposure to litigation pursuant to subdivision (b) Section 54956.9 (1 case)
- b) Initiation of litigation pursuant to § 54956.9(c): 1 potential case

Returned to open session with no announcement.

ITEM 11 – DISCUSS AND REVIEW RATES FOR MISCELLANEOUS WATER RATES (ANIMAL WATER, WATER TRUCKS FOR AG PURPOSES, MINIMUM CHARGES, ETC.). ACTION AS NECESSARY.

Staff reported they have received requests for miscellaneous water use and currently have no water rates that apply. The District's current policy for minimum charges is a one acre foot charge per application for water served by the District to both inside and outside District water users. Requests for water for livestock or water trucks do not require any service by District staff. The Board discussed the issues and Director Keith Robertson made a motion to approve the following policy. Director Glenn Robertson made a 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

Policy for Miscellaneous Water Service

The following services will be provided to inside the District users at no cost; livestock water and water trucks for agricultural purposes.

Water trucks for agricultural purposes outside the District or construction purposes will be charged \$200 per day.

Water deliveries by District staff of less than one acre foot per application will be charged a minimum charge of one acre foot for water use both inside and outside the District.

ITEM 12 - APPROVAL OF WARRANTS.

Director Keith Robertson moved that the July 2016 Warrants in the amount of \$874,648.23 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, August 17, 2016 at 9:00 a.m.

Respectfully,

Margaret G. Howe