

August 16, 2017
Tracy, CA 95304

Pursuant to adjournment, July 12, 2017, 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, Keith Robertson, Glenn Robertson, James M. Thoming and Annette Elissagaray

OTHERS PRESENT: General Manager David Weisenberger, Secretary Margaret Howe and District Counsel Jeanne Zolezzi

ABSENT: None

ITEM 1 - MINUTES & TREASURER'S REPORT

Director Keith Robertson made a motion to approve the minutes of the July 12, 2017 as presented. Director James M. Thoming seconded the motion and it carried by the following vote; Ayes: Directors James McLeod, Keith Robertson, Glenn Robertson, Annette Elissagaray 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

The District received a letter from the Brent Hastey, current Vice President of ACWA, requesting the District's support for his nomination for the office of President of ACWA.

The District received an invitation to the 20th Anniversary Celebration of Herum\Crabree\Suntag to be held on September 8th from 6:00 P.M. to 9:00 P.M. at their offices in Stockton.

Secretary Howe reported the District received notice from ACWA regarding health insurance rates for 2018. The Anthem Blue Cross HMO rates will increase 8.26%, the Affordable Care Act Federal Health Insurer Fee accounts for 3.38% of the increase. The Anthem Blue Cross PPO rates will increase 4.5%. Additional changes to the PPO plan are the annual out-of-pocket maximum will increase from \$1,000 to \$2,000 for an individual and from \$3,000 to \$4,000 for a family. Hospital facility charges in 2018 will be covered at 90% instead of 100%. There will not be any changes to the cost of dental, vision and life coverages.

ITEM 3 - MANAGER'S REPORT & DISCUSSION ITEMS.

MANAGER'S REPORT

August 16, 2017

Vernalis flow +/- 6,000 cfs. Diverting +/- 130 cfs plus Wheeling 0 cfs

Maintenance – Weed control continues using herbicides and by discing. Aquatic weeds have also been treated. Algae is being treated with copper products. Pondweed is being treated with Teton. We experimented with the Teton by treating at a low lift system flow rate between 10-20 cfs. It totally wiped out everything in the lift canal but we didn't get much treatment in the canal laterals and almost no distance traveled in the laterals at these low flow rates. We are seeing good results treating for pondweed at low flow rates in the canal laterals resulting in less product in gross being used.

Operations – Sunday morning, July 23, 2017 the Watermaster called me and reported that the #1-60 in PP #3 was knocking loudly and shaking. They tried to check for debris in the impellers. They said it ran fine for about three minutes and then began shaking violently again. Meanwhile they lost a hoe down fork in the pump bay. The pump was taken offline on Sunday. On Monday morning we dropped the level in the lift canal so that we could make a visual check on the upper suction of the impellers and felt around the lower suction checking for debris. Some plastic bags were found. We also retrieved the lost hoedown fork. When we restarted the pump it had a loud knock that came and went. We tried flushing it several times and pumped a lot of grease into it. Ultimately we determined that it must be bearings that have worn out as the knocking in the pump was random in nature not a consistent knock in the same place as might be expected with something stuck in the impeller. The #1-60 cfs pump in PP #3 has been locked and tagged out for the balance of this irrigation season. We are still pumping water to the DMC and don't foresee this pump as impacting any deliveries to farmers in our district this season.

Trespassing Incident – On Tuesday morning July 25, 2017 at about 9:30 am a young man entered the property at 3514 W Lehman Road and took possession of one of the employee's personal vehicle. Diego saw the man in the vehicle and informed Tim. They asked the man to give them back the keys and leave the property. The man stated he was told to pick up the vehicle by his wife for late payments. Tim retrieved me and several other employees showed up.

The man gave me the same story. We asked the owner of the vehicle to come and verify the man's story. The owner did not know the individual nor did he owe any money on the car. The man then claimed that his sister owned the car and we pulled the registration and she did not own it. We then called the sheriff's office as he refused to give back the keys and leave. The man was not confrontational but had many contradicting stories. The sheriff did show up about thirty minutes later and took the man into custody. One of the deputies that arrived knew the young man and told us his story. He lives with family on Bird road and has been addled by drug use. Both deputies had met him before. They charged him with trespassing and took him to French Camp.

And yes, the employee's vehicle was unlocked and had the keys in it. As a result of this incident we found that several employee vehicles were unlocked and had keys in them. Our district policy is that district vehicles be locked on the premises without the keys in them. I check our vehicles from time to time.

FRIANT SJRRP Restoration Flows and Wheeling – I did contact Steve Ottemoller of Friant Authority and he said they are interested in a short term agreement to move water this fall/winter and in WY 2018. He suggested the same terms as last year's agreement, \$100 per AF.

There is an EIS/EIR document that was circulated for long term wheeling of restoration flows. BCID submitted its comments on the projects they had listed as potential expansion of BCID facilities for wheeling water long term. The projects that we submitted as edits included a new pumping plant 4 with a capacity of 250 cfs, 50 of that cfs is a spare unit; an upgrade to BCID's electric sub-station #2 to include transformers for 60kv/4160v for distributing power to new PP #5A; add 4 new pumps to PP 5A (160 cfs more for a 280 cfs total); build a control room to put existing and new switchgear, mcc's and new transformers inside as well as scada equipment; construct new standpipe for surge control (old PP #5 would need to be removed); replace 48 inch and 36 inch pipeline with a 72 inch pipeline from 6 sump to DMC; replace existing DMC/CVP box at DMC.

The Memorandum of Understanding (MOU) was executed by BCID and we are awaiting execution by the USBR.

A new draft of the Temporary Entry Permit has been returned to BCID's legal counsel and she has submitted comments back to the USBR.

Sustainable Groundwater Management Act (SGMA) – DWR has acknowledged that the BCID GSA is an exclusive GSA. The next milestone due is a Groundwater Sustainability Plan (GSA) for our GSA as well as for the Tracy Sub-basin which is due by January 31, 2022.

State Water Resources Control Board (SWRCB) Phase 1 Proceedings – The SWRCB released the Substitute Environmental Document (SED) September 15, 2016. The Phase 1 proceedings are to develop new flow requirements on the San Joaquin River and salinity standards in the south delta. The SED is recommending a 40% of natural flow requirement for the spring months on the San Joaquin River and everyone on the San Joaquin River and its tributaries will be expected to donate water. The public comment period has closed now.

Replacement Pumping Plant 6 – There are issues related to the main contactor opening and closing. Dick Hearth continues to work with Rockwell Engineers to resolve the timing conflicts between the VFD recognizing the contactor operations. The main contactor relay for opening and closing the contactor has been bypassed thus there are no faults occurring during our current operations. But this issue needs to be resolved.

The warranty parts for Unit #4 arrived and were installed by a Rockwell technician. It did not resolve the contactor issue in Unit #4. Unit #4 remains offline. They have determined that the whole contactor needs to be replaced.

Vacation – I took vacation time off from July 28, 2017 through August 14, 2017.

ITEM 4 - DIRECTOR AND STAFF ITEMS

There were no Director or staff items discussed.

ITEM 5 - REVIEW CURRENT WATER SUPPLIES AND 2017 WATER SUPPLIES AVAILABLE TO THE DISTRICT, TRANSFER AND SCHEDULING THE USE OF AVAILABLE WATER SUPPLIES. ACTION AS NECESSARY

The District has The U.S. Bureau of Reclamation announced on April 11 a 2017 CVP allocation of 100% (20,000 acre feet) for the South-of-Delta Contractors. The District used 2 acre feet of its allocation in June. At the current time there is no market for water transfers. The District is pumping Pre-1914 water to the Meyers Family Trust under their current agreement.

ITEM 6 – CONSIDER REQUEST BY RT FARMS TO INSTALL A 15 INCH PVC PIPELINE WITHIN A BCID PIPELINE EASEMENT ON PETZ LATERAL, 3 WEST. ACTION AS NECESSARY.

General Manager Weisenberger reported he received a request from RT Farms to install a 15 inch PVC pipeline within a BCID pipeline easement. He and Assistant Manager Jorge Flores

inspected the site and determined the installation of the pipeline would not cause any problems for the District. Legal Counsel Jeanne Zolezzi advised the District should have an encroachment permit for the construction and proof of insurance. Director Glenn Robertson made a motion to approve the project subject to the District receiving an encroachment permit and proof of insurance. Director James M. Thoming seconded the motion and it carried by the following vote; Ayes: Directors James McLeod, Keith Robertson, Glenn Robertson, Annette Elissagaray and James M. Thoming; Noes: None; Abstain: None; Absent: None

ITEM 7 – REVIEW AGREEMENTS FOR POTENTIAL WHEELING WATER PROJECT FOR SAN JOAQUIN RIVER RESTORATION FLOWS IN 2017 AND 2018. ACTION AS NECESSARY.

Staff provided the Directors with a copy of the Friant Wheeling agreement from 2016 for review. - Friant is planning on using the same agreement for wheeling water in 2017 -18 with some minor changes in language. General Manager Weisenberger reported he feels it should definitely be added to the agreement that it would be at Banta-Carbona's discretion to not pump less than 20 cfs. Director Keith Robertson made a motion to authorize General Manager Weisenberger to execute the agreement subject to the review and approval of the District's Legal Counsel Jeanne Zolezzi. Director Glenn Robertson seconded the motion and it carried by the following vote; Ayes: Directors James McLeod, Keith Robertson, Glenn Robertson, Annette Elissagaray and James M. Thoming; Noes: None; Abstain: None; Absent: None

ITEM 8 - REVIEW PROCESS FOR ESTABLISHING A NEW LEASE FOR TWO HUNDRED ACRES OF DISTRICT OWNED FARM LAND ON THE CORNER OF KASSON ROAD AND HOMESTEAD ROAD KNOWN AS THE HOMESTEAD RANCH. ACTION AS NECESSARY.

Staff provided copies of the existing lease, the publication notice and cover letter from 2011. The Directors reviewed the materials and requested the lease include language that the rent must be current in order to receive water delivery. They directed staff to publish the "Request for Proposal" in the Tracy Press for 4 consecutive weeks, with a submittal date of October 4, 2017.

ITEM 9 – DISCUSS ESTABLISHING A CASH RESERVE POLICY FOR THE DISTRICT. ACTION AS NECESSARY.

Staff had no additional information on establishing a cash reserve policy, so no action was taken and it was continued to a future meeting.

ITEM 10 – REVIEW POTENTIAL LIFT CANAL SYSTEM REPLACEMENT PROJECTS FOR IMPLEMENTATION. ACTION AS NECESSARY.

General Manager Weisenberger is working with Dahl Consultants, Inc on the estimated costs of retiring the old pump station #5.

ITEM 11 – UPDATE ON THE CONCEPTUAL APPROACH FOR PARTICIPATION BY CVP CONTRACTORS IN THE CALIFORNIA WATER FIX. ACTION AS NECESSARY.

General Manager Weisenberger attended two meetings at the San Luis and Delta-Mendota Water Authority (SLDMWA) on the California Water Fix. From information received at those meetings, he feels the California Water Fix will not make available a lot of water when needed and it will be very expensive. The SLDMWA is preparing a white paper for review.

ITEM 12 - UPDATE ON FISHBIO ACTIVITIES IN PREPARATION OF THE PREDATION STUDY IN THE DELTA. ACTION AS NECESSARY.

Staff presented the Board members with a memo from FISHBIO updating them on the project. The fyke trap components are complete and one has been assembled and is ready for use. They are continuing to work on permitting and developing a public communications strategy.

ITEM 13 -UPDATE ON DEVELOPMENT OF A SPUR DIKE PROJECT ON SAN JOAQUIN RIVER. ACTION AS NECESSARY.

General Manager Weisenberger and Dahl Consultants completed a draft Flood Control Application and district legal counsel's office is reviewing it before submission. District legal counsel is researching if any additional work needs to be done prior to submitting the application. The Board requested staff provided an updated project design including estimated costs and a time schedule.

ITEM 14 - UPDATE ON SUSTAINABLE GROUNDWATER MANAGEMENT ACT (SGMA) IMPLEMENTATION IN THE TRACY SUB-BASIN. ACTION AS NECESSARY.

General Manager Weisenberger reported there was nothing new the mapping is complete for our GSA. The county completed the mapping deleting overlapping boundaries between the BCID GSA and our neighbors. BCID submitted to DWR an update to our GSA map in June that eliminated over-lapping boundaries between the County, BCID, and the City of Tracy. DWR did acknowledge the changes and has listed the BCID GSA as an exclusive GSA on their website. The next milestone due is a Groundwater Sustainability Plan (GSA) for our GSA as well as for the Tracy Sub-basin which is due by January 31, 2022.

ITEM 15 - CLOSED SESSION:

- 1) CONFERENCE WITH LEGAL COUNSEL on EXISTING LITIGATION PURSUANT to Subdivision (a) of Section 54956.9 of the Government Code
 - A. Banta-Carbona Irrigation District v. California State Water Resources Control Board, et al, Case No. 2015-1-CV-285182 in Santa Clara County Superior Court, Dept 1. This case originated in San Joaquin County as Case No. 39-2015- 00326421-CU-WM-STK
 - B. Natural Resources Defense Council v. Sally Jewell, U.S., Department of the Interior Case No. 1:05-cv-01207 LJO-GSA

ITEM 16 - APPROVAL OF WARRANTS

Director Keith Robertson moved that the August 2017 Warrants in the amount of \$277,988.73 be approved for payment. Director James M. Thoming seconded the motion and it carried by the following vote; Ayes: Directors James McLeod, Annette Elissagaray, Keith Robertson, Glenn Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: None

The meeting was then adjourned to Wednesday, September 13, 2017 at 9:00 a.m.

Respectfully,

Margaret G. Howe