

July 15, 2020
Tracy, California

Pursuant to adjournment, June 17, 2020 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: Jim McLeod, Keith Robertson, Glenn Robertson, Annette Elissagaray and James M Thoming

OTHERS PRESENT: General Manager David Weisenberger, Secretary Margaret Howe

CONFERENCE LINE: District Counsel Jeanne Zolezzi

ABSENT: None

ITEM 1 - MINUTES & TREASURER'S REPORT

Director James M Thoming made a motion to approve the minutes of the June 17, 2020 Board Meeting as presented. Director Annette Elissagaray seconded the motion and it carried by the following vote; Ayes: Directors James McLeod, Keith Robertson, Glenn Robertson, James M Thoming and Annette Elissagaray; 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 a request from Craig Miller regarding annexing his property into the District. The Board discussed the request and asked staff to put the request on the agenda for the August board meeting.

ITEM 3 - MANAGER'S REPORT & DISCUSSION ITEMS.

General Manager Weisenberger reported the pipeline replacement property on the Elissagaray property required more work than anticipated. There is another leak in the pipeline at Fair Oaks.

The District is currently short two field staff due to Covid-19. One of the maintenance staff is running water and the Assistant Manager is doing weed control.

ITEM 4 – DIRECTOR AND STAFF ITEMS

There were no Director or Staff items.

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

On May 19, 2020 the Bureau of Reclamation increased the District's allocation for the 2020/2021 water year to 20%. This provides the District with 4,000 acre feet of Supplemental CVP Water. The District has additional 419 acre feet of rescheduled water from the 2019/2020 water year. The District currently has 4,419 acre feet of supplemental water available.

The District has received a wheeling agreement from Friant Water Authority and has executed it for wheeling Water through February 28, 2021. We wheeled 124 acre feet in April 2020 and 450 acre feet in May 2020. We are currently wheeling 12 cfs in the last half of June and expect to wheel 360 acre feet.

ITEM 6 – REPORT ON PROGRESS OF PROP 1 GRANT CONTRACT DEVELOPMENT TO STUDY, DESIGN, AND PERMIT A HABITAT RESTORATION PROJECT TO INCLUDE BIOTECHNICAL BANK STABILIZATION FOR LONG TERM SUSTAINABILITY OF THE HABITAT RESTORATION AND PROTECTION OF DISTRICT'S DIVERSION POINT. ACTION AS NECESSARY.

General Manager Weisenberger reported The Delta Conservancy is finalizing the District's contract in Sacramento.

61 ITEM 7 – UPDATE ON SAN JOAQUIN RIVER FISH POPULATION STUDY.
62 ACTION AS NECESSARY.

63 FishBio has reported that due to conditions on the San Joaquin River they are done for
64 the year.

65 ITEM 8 – DISCUSS NOTICE OF ELECTION FOR DIVISIONS 1, 4 AND 5.
66 ACTION AS NECESSARY.

67 Secretary Howe reported she had been in contact with Olivia Hale in the County
68 Registrar of Voters office. Filing period for the election will be July 13 – August 7, 2020.
69 You should call the Registrar’s office at 468-8945 to make an appointment to file your
70 application for the general election.

71 ITEM 9 – UPDATE ON PP 4 CONSTRUCTION PROGRESS. ACTION AS
72 NECESSARY.

73 General Manager Weisenberger reported PP4 construction is basically complete. The
74 total cost of the project including additional canal lining as of July 15, 2020 is \$6.5
75 million.

76 ITEM 10 – UPDATE CVP CONTRACT CONVERSION 9(E) TO 9(D)
77 NEGOTIATIONS WITH THE U.S. BUREAU OF RECLAMATION.
78 ACTION AS NECESSARY.

79 District Counsel Jeanne Zolezzi reported the U.S. Bureau of Reclamation has posted the
80 District’s conversion contract. There will be a 30 day public comment period which will
81 end Mid-August.

82 ITEM 11 - CLOSED SESSION:

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

85 A. Banta-Carbona Irrigation District v. California State Water Resources
86 Control Board, et al, Case No. 2015-1-CV-285182 in Santa Clara County
87 Superior Court, Dept 1. This case originated in San Joaquin County as
88 Case No. 39-2015- 00326421-CU-WM-STK

89 B. Natural Resources Defense Council v. Sally Jewell, U.S., Department of the
90 Interior Case No. 1:05-cv-01207 LJO-GSA

91 2) CONFERENCE WITH REAL PROPERTY NEGOTIATIONS

92 A. Property: Consider financing distribution facilities and long term water
93 service to ground inside and outside of District boundaries.
94 Agency negotiator: David Weisenberger and District Counsel Jeanne Zolezzi
95 Negotiating parties: Various landowners in T.3.S R.6.E, SECTIONS 9, 10,
96 14, 15, AND 16.

97 The Board returned to open session with no announcement.

98 ITEM 12 – CONSIDER OPTIONS FOR PIPELINE CONSTRUCTION FOR
99 YAMASAKI FARMS AND TO PROVIDE FINANCIAL ASSISTANCE FOR
100 PIPELINE AND PUMP STATION TO SERVE IN-DISTRICT PARCELS #255-
101 120-10 AND 255-270-16 AS WELL AS OTHER PARCELS OUTSIDE OF THE
102 DISTRICT’S BOUNDARIES. ACTION AS NECESSARY

103 General Manager Weisenberger reported he would suggest the project is done in 2
104 phases. Phase 1 would take the new pipeline construction to the Nijjar property and
105 would cost the District approximately \$1,000,000. The costs would include surveying the
106 pipeline routes, necessary title searches as well as construction.

107 Director Glenn Robertson made a motion to authorize construction of the project in 2
108 phases and to authorize General Manager Weisenberger start the process to complete
109 Phase 1.

110 ITEM 13 – UPDATE ON DISTRIBUTION OF DRAFT INSIDE AND OUTSIDE
111 DISTRICT WATER SERVICE AGREEMENT FOR EAST SIDE GROUND.
112 ACTION AS NECESSARY.

113 No action was taken on this item.

114 ITEM 14 - UPDATE ON THE PREPARATION OF THE TRACY SUB-BASIN
115 GROUNDWATER SUSTAINABILITY PLAN (GSP). ACTION AS
116 NECESSARY

117 The Tracy Sub-basin Groundwater is holding a virtual public workshop on
118 Tuesday, July 21 from 5:30 p.m. to 7:00 p.m. Staff provided information on how
119 to attend the workshop.

120 ITEM 15 – DISCUSS POSSIBLE REORGANIZATION OF DISTRICT FIELD
121 STAFF. ACTION AS NECESSARY.

122 As the District continues to automate its water delivery system, it may be
123 possible to do some reorganization of the District's field staff in the future.

124 ITEM 16 - APPROVAL OF WARRANTS

125 Director Keith Robertson moved that the July 2020 Warrants in the amount of
126 \$709,790.96 be approved for payment. Director James M Thoming seconded the motion
127 and it carried by the following vote; Ayes: Directors James, McLeod, Keith Robertson,
128 Glenn Robertson, James M Thoming and Annette Elissagaray; Noes: None; Abstain:
129 None; Absent: None

130 The meeting was then adjourned to Wednesday, August 12, 2020 at 9:00 a.m.

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133 Respectfully,

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136 Margaret G. Howe

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