

December 16, 2020
Tracy, California

Pursuant to adjournment, November 11, 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 Keith Robertson made a motion to approve the minutes of the November 11, 2020 Board Meeting as presented. Director Glenn Robertson 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 as amended.

ITEM 2 - MISCELLANEOUS CORRESPONDENCE

Secretary Howe reported the District received official notification from the San Joaquin County Registrar of Voters regarding the election of Directors James M Thoming, Division 5; Keith Robertson, Division 4; and Glenn Roberson, Division 1.

ITEM 3 - Manager's Report & Discussion Items.

The District has a total of 3 employees who have tested positive for COVID-19 and all of them were exposed at home not in the workplace. Our employees are required to wear masks in the presence of others and maintain a minimum distance of 6 feet from each other. All employees have their own pickup and are not to be riding together. Masks, hand sanitizer and disinfectant wipes are provided.

Staff is currently working on weed control and applying pre-emergent herbicide. It rained 1.01 inch over a three day period in December and staff is focusing on cleaning up District facilities and equipment.

Pumping Plant #1 has been inspected and debris has been removed from inside the structure. Bockman and Woody Electric, Inc has started preventative maintenance on the electrical equipment in the pumping plants.

Three of the outside pumps for Kasson are getting new pump bowls.

ITEM 4 – DIRECTOR AND STAFF ITEMS

Secretary Howe inquired how the Board would prefer to pay the repayment obligation for the WIIN Act Contract. The District has several options. After some discussion, the Board directed Secretary Howe to issue a District check and FedEx it to the appropriate address.

ITEM 5 - REVIEW CURRENT WATER SUPPLIES AVAILABLE TO THE DISTRICT, REVIEW SCHEDULING OF AVAILABLE WATER SUPPLIES, CONSIDER IF ANY SUPPLIES WILL BE SURPLUS TO DISTRICT DEMANDS IN THIS WATER SEASON. 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 transferred the balance of its rescheduled water (360 af) and 2,000 af if its 2020/2021 water year. Staff is planning on carrying over its remaining 2,000 acre feet of CVP into the 2021/2022 water year.

The District is currently wheeling 34.5 cfs of water for the Friant SJRPP and expects to wheel a total of 2,165 af in the month of December.

Due to a prior commitment Director Keith Robertson left the meeting at 10:30

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.

- A. Consider for ratification “Ecosystem Restoration and Water Quality Grant Agreement Number Prop 1-1810”. Action as necessary.

General Manager presented the “Ecosystem Restoration and Water Quality Grant Agreement Number Prop 1-1810” for review by the Board of Directors. After reviewing the agreement, Director James M Thoming made a motion to authorize General Manager Weisenberger to execute the documents. Director Annette Elissagaray seconded the motion carried by the following vote; Ayes: Directors James McLeod, Glenn Robertson, James M Thoming and Annette Elissagaray; Noes: None; Abstain: None; Absent: Keith Robertson

ITEM 7 – Update on San Joaquin River fish population study. Presentation from FishBio. Action as necessary.

Doug Demko of FishBio provided a presentation on the San Joaquin River Fish population study. He covered what have methods they have used in past years to count fish and what methods they expect use in future years.

ITEM 8 - 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
- 2) CONFERENCE WITH REAL PROPERTY NEGOTIATIONS
 - A. Property: Consider financing distribution facilities and long term water service to ground inside and outside of District boundaries.
Agency negotiator: David Weisenberger and District Counsel Jeanne Zolezzi
Negotiating parties: Various landowners in T.3.S R.6.E, SECTIONS 9, 10, 14, 15, AND 16.

Returned to open session with no announcement.

ITEM 9 – UPDATE ON PIPELINE CONSTRUCTION FOR YAMASAKI FARMS AND TO PROVIDE FINANCIAL ASSISTANCE FOR PIPELINE AND PUMP STATION TO SERVE IN-DISTRICT PARCELS #255-120-10 AND 255-270-16 AS WELL AS OTHER PARCELS OUTSIDE OF THE DISTRICT’S BOUNDARIES. ACTION AS NECESSARY

General Manager Weisenberger reported he had no new information on this item.

ITEM 11 - UPDATE ON THE PREPARATION OF THE TRACY SUB-BASIN GROUNDWATER SUSTAINABILITY PLAN (GSP). ACTION AS NECESSARY

General Manager Weisenberger reported the Tracy Sub-basin will be hosting a “Zoom” meeting January 21, 2021 from 5:30 – 6:30 to help landowners understand how this will impact them.

ITEM 12 – REVIEW EMPLOYEE COMPENSATION AND BENEFITS PACKAGE FOR 2021. ACTION AS NECESSARY.

Board discussed employee compensation and determined a raise of 1.5% would be appropriate for the employees at this time. Director James M. Thoming made a motion to approve an across-the-board increase of 1.5% for all employees for wages paid in 2021, to be reviewed at the January 2021 Board Meeting. Director Annette Elissagaray seconded the motion and it carried by the following vote; Ayes: Directors James McLeod, Glenn Robertson, Annette Elissagaray and James M. Thoming; Noes: None; Abstain: None; Absent: Keith Robertson

ITEM 13 – CONSIDER CLOSING THE DISTRICT THE WEEK BETWEEN CHRISTMAS DAY AND NEW YEARS DAY. ACTION AS NECESSARY.

Director Glenn Robertson made a motion to approve as days off with pay for all employees December 26, 2020 to December 31, 2020. Employees are to be called in if an emergency occurs. Director James M Thoming seconded the motion and it carried by the following vote; Ayes: Directors James McLeod, Glenn Robertson, Annette Elissagaray and James M. Thoming; Noes: None; Abstain: None; Absent: Keith Robertson

ITEM 14 – REVIEW FOR APPROVAL THE ATTENDANCE OF DISTRICT OFFICIALS OR STAFF TO THE FOLLOWING 2021 CONFERENCES. ACTION AS NECESSARY

- A. ACWA SPRING CONFERENCE, MAY 2021
- B. DELTA WATER USERS ASSOCIATION ANNUAL MEETING, MARCH 2021
- C. ACWA FALL CONFERENCE, DECEMBER 2021
- D. USBR WATER MANAGEMENT WORKSHOP, FEBRUARY 2022

Director Annette Elissagaray made a motion to approve sending District Officials and staff to the above listed conferences. Director Glenn Robertson seconded the motion and it carried by the following vote; Ayes: Directors James McLeod, Annette Elissagaray, Glenn Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: Keith Robertson

ITEM 15 - APPROVAL OF WARRANTS

Director James M Thoming moved that the December 2020 Warrants in the amount of \$214,700.10 be approved for payment. Director Annette Elissagaray seconded the motion and it carried by the following vote; Ayes: Directors James McLeod, Annette Elissagaray, Glenn Robertson and James M. Thoming; Noes: None; Abstain: None; Absent: Keith Robertson

The meeting was then adjourned to Wednesday, January 13, 2021 at 9:00 a.m.

Respectfully,

Margaret G. Howe