

March 17, 2021
Tracy, California

Pursuant to adjournment, February 17, 2021 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: Glenn Robertson, Annette Elissagaray and Keith Robertson

OTHERS PRESENT: General Manager David Weisenberger, Secretary Margaret Howe

CONFERENCE LINE: Director James M Thoming and District Counsel Jeanne Zolezzi

ITEM 1 - MINUTES & TREASURER'S REPORT

Director Annette Elissagaray made a motion to approve the minutes of the February 17, 2021 Board Meeting as presented. Director Glenn Robertson seconded the motion and it carried by the following vote; Ayes: Directors 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 presented.

ITEM 2 – CONSIDER ANY QUALIFIED CANDIDATE FOR APPOINTMENT TO THE BOARD OF DIRECTORS TO FILL THE VACANCY IN DIVISION III. ACTION AS NECESSARY.

On motion of Director Keith Robertson, and seconded by Director Glenn Robertson the following resolution was approved and adopted by the following votes; Ayes: Directors James M Thoming, Annette Elissagaray, Keith Robertson and Glenn Robertson; Noes: None; Abstain: None; Absent; none.

RESOLUTION 2021-01

RESOLUTION APPOINTING MARK CARDOZA TO FILL THE VACANCY ON THE BOARD OF DIRECTORS OF THE BANTA-CARBONA IRRIGATION DISTRICT (DIVISION III) OCCASIONED BY THE DEATH OF DIRECTOR JAMES M MCLEOD.

WHEREAS, as a result of the death of Director James M. McLeod on January 1, 2021 a vacancy occurred on the Board of Directors of the Banta-Carbona Irrigation District; and

WHEREAS, subject to certain exceptions not here applicable, an irrigation district which elects its directors by division shall, pursuant to Section 21265.5, fill all vacancies on the board of directors pursuant to Government Code Section #1780; and

WHEREAS, the remaining members of the governing board of the district, pursuant to Government Code Section #1780, may fill the vacancy by appointment if, after notice, the appointment is made within sixty (60) days after the effective date of such vacancy; and

WHEREAS, the Secretary of the Board of Directors posted a notice of such vacancy in Three (3) conspicuous places in the District at least fifteen (15) days before the date of the resolution; and

WHEREAS, the Board of Directors finds that Mark Cardoza is willing to serve on the Board of Directors and that he meets all qualifications set forth in Water Code Section #21100 for service as a director and is in all other respects a proper person for appointment to said office.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of Banta-Carbona Irrigation District hereby appoints Mark Cardoza to fill the vacancy on the Board of Directors and to represent Division III of the District. Upon qualification, Mark Cardoza, shall hold office for the balance of the unexpired term;

BE IT FURTHER RESOLVED that the Secretary shall give notice of this appointment to the Registrar of Voters of San Joaquin County.

PASSED AND ADOPTED this 17th day of March, 2021.

AYES: Directors James M Thoming, Glenn Robertson, Annette Elissagaray and Keith Robertson

NOES: None; ABSENT: None

ITEM 3 - MISCELLANEOUS CORRESPONDENCE

Secretary Howe reported the District received a notification from San Joaquin County regarding charges for the November 3, 2020 General Election. The County has received Federal, State and private grants to provide additional funding for some of the costs of the election. They have not yet invoiced the District for the election costs, but expect to do so by the end of March 2021.

ITEM 4 - MANAGER'S REPORT & DISCUSSION ITEMS.

On Friday, February 26, 2021, staff discovered that all three suction bells were missing from the three high head pumps at PP #5, units 3, 4, and 6. After de-watering over the weekend they observed that all three suction bells had been severed just below the bolted flange and along the bottom of the impellers. After contacting Cascade Pump representatives they identified the failures as the result of cavitation. All three failed at the same location on the suction bell. Three new suction bells were ordered and delivery is anticipated by mid-April 2021. Meanwhile all three pumps are able to operate at a reduced capacity about 70% of their rated capacity of 42 cfs, hence at about 30-31 cfs.

There have been no new cases of COVID among BCID employees since the February 2021 board meeting

Currently on-going emphasis is on terrestrial weed control by disking right of ways (ROW). Not much rain in December, 1.47 inch, 2.94 inches in January, .48 inch in February, and .30 inch in March over three storms. Some shop welding projects, building replacement trash racks are on-going. Completed inspected Pumping Plant #1 and removed all debris from inside the intake structure. Preventative maintenance conducted on electrical equipment at pumping plants by Bockmon and Woody Electric, Inc. A fence is being installed around the travelling trash screen on 3 West Canal at Banta Road. A new guardrail has been installed along the driveway above the new PP #4 control building and transformers.

Three of the four outside pumps for Kasson lands were repaired, getting new pump bowls. Large #1 pumps on both South and North laterals, and the #2 small pump on the 1 South Lateral. All pumps are back in service with renewed capacity of 10 cfs per side, north and south.

ITEM 5 - DIRECTOR AND STAFF ITEMS

There were no Director or staff items discussed.

ITEM 6 – 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

The US Bureau of Reclamation announced a 5% (2,000 acre feet) allocation for the 2020/2021 water year. The District is planning on rescheduling the balance of its 2020/2021 allocation of 2,000 af. Since it is looking like a dry year, the District will be storing water under its Warren Act Contract for possible use in July & August.

The District will not be wheeling any SJRRP restoration flows for Friant in March or April.

ITEM 7 – REVIEW POSSIBLE TRANSFER AGREEMENT WITH SAN LUIS WATER DISTRICT. ACTION AS NECESSARY.

This item was discussed in closed session.

ITEM 8 – RECOGNIZE BANTA-CARBONA IRRIGATION DISTRICT 100 YEAR ANNIVERSARY THAT OCCURRED ON MARCH 8, 2021. ACTION AS NECESSARY.

The Directors and staff discussed options for recognizing the District 100 year anniversary. Staff was directed to order personalized seals that could be placed on District correspondence. They are also to contact Nick James regarding do a video of the history of the District to be posted on the District website.

ITEM 9 – CONSIDER BPM INFORMATION SECURITY ASSESSMENT FOR EVALUATING POTENTIAL RISK TO CYBER THEFT. ACTION AS NECESSARY.

At the February 17, 2021 board meeting, BPM did a presentation regarding cyber security and what services their company can provide. After discussing the issues involved, the board directed staff to look for a qualified network specialist.

ITEM 10– REVIEW POTENTIAL CHANGES TO EMPLOYEE IRRIGATION WORK SCHEDULES AND PAY RATES FOR 2021. ACTION AS NECESSARY.

At the February 17, 2021 board meeting, staff reported they would like to change the current irrigation work schedules to a 7 day schedule with the field crew working 7, 12 hour days and 7 days off and being paid the same hourly rate year round. The Directors requested staff discuss the changes with the field crew to see how they would feel about the changes. Staff reported they had talked to several of the field crew and everyone was enthusiastic about the change. Director Annette Elissagaray made a motion to change the irrigation work schedule to 7, 12 hour days and 7 days off and being paid the same hourly rate year round with the change being effective March 9, 2021. Director Glenn Robertson seconded the motion and it carried by the following vote; Ayes: Directors Keith Robertson, Glenn Robertson, Mark Cardoza, James M Thoming and Annette Elissagaray; Noes: None; Abstain: None; Absent: None

ITEM 11 – 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 Prop 1 Grant Contract has been signed and FishBio and Sebec are working on the project.

ITEM 12 – REPORT ON SAN JOAQUIN RIVER FISH POPULATION STUDY. ACTION AS NECESSARY.

General Manager Weisenberger reported we are looking to expand our circle of knowledge to larger groups such as SLDMWA, Friant, etc. Predation populations are not known and predation is not a significant input into ESA listed fish species life models. Populations are needed to be known in order to improve model accuracies. Otherwise no change in recovery will occur based on the existing models. In an effort to expand the circle of interested parties the three districts along with FISHBIO had a conference call on Friday, March 12, 2021 with Federico Barajas, executive director of the San Luis Delta-Mendota Water Authority (SLDMWA), and Scott Peterson, Water Policy Director of the SLDMWA. On the call it was acknowledged that predation on endangered species has not been a focus by anyone in recent years. We emphasized that for as long as there have been bass populations in the delta system a complete life cycle model of bass has not been created. In essence there is no authoritative book on bass residing in central valley streams. Federico and Scott are very interested in our program and will be staying in contact with us.

ITEM 13 - 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
 - B. Property: Water
Agency negotiator: David Weisenberger and District Counsel Jeanne Zolezzi
Negotiating parties: San Luis Water District

The Board returned to open session with no announcement.

ITEM 14 – 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 to report.

ITEM 15 - UPDATE ON THE PREPARATION OF THE TRACY SUB-BASIN GROUNDWATER SUSTAINABILITY PLAN (GSP). ACTION AS NECESSARY

The next major milestone due is a Groundwater Sustainability Plan (GSP) for our GSA as well as for the Tracy Sub-basin which is due by January 31, 2022. There is a regularly scheduled staff meeting on the third Thursday of the month by teleconference at 1 pm. The next regularly scheduled meeting is on Thursday, March 18, 2021, where a vote to approve posting draft GSP chapters 7, 8, and 9 for public review and comment; projected water budgets; and projects and management actions will be taken. We will be discussing the draft list of projects and management actions.

ITEM 16 – APPROVAL OF WARRANTS

Director Keith Robertson moved that the March 2021 Warrants in the amount of \$302,954.08 be approved for payment. Director Mark Cardoza seconded the motion and it carried by the following vote; Ayes: Directors: Keith Robertson, Annette Elissagaray, Glenn Robertson, Mark Cardoza and James M. Thoming; Noes: None; Abstain: None; Absent: None

The meeting was then adjourned to Wednesday, April 14, 2021 at 9:00 a.m.

Respectfully,

Margaret G. Howe