

**MINUTES FOR THE JULY 9, 2024  
REGULAR MEETING OF THE SSJID BOARD OF DIRECTORS**

The Board of Directors of the South San Joaquin Irrigation District (SSJID) met in person in regular session in the District Boardroom at 9:00 a.m., with public access provided via the online Zoom meeting platform. President Weststeyn called the meeting to order. Director Spyksma led the flag salute. Upon roll call the following members were noted present:

DIRECTORS:           HOLBROOK KAMPER ROOS SPYKSMA WESTSTEYN  
ABSENT:               NONE

Also present were General Manager Peter Rietkerk, General Counsel Mia Brown, and Clerk of the Board Danielle Barney.

**Public Comment**

Director Kamper led a prayer in remembrance of Director Holbrook’s wife, Denise, who recently passed.

**CONSENT CALENDAR**

- A.   Approval of Checks in the amount of \$656,226.60; Accounts Payable Wires in the amount of \$573,116.63; and Payroll dated June 28, 2024 in the amount of \$3,716.35, June 28, 2024 in the amount of \$306,292.89, June 28, 2024 in the amount of \$1,067.65, and June 28, 2024 in the amount of \$5,648.02.
  
- B.   Approval of the Regular Board Meeting Minutes of June 25, 2024

**MOTION:** A motion was made by Director Holbrook and seconded by Director Roos to approve the Consent Calendar as submitted.

The motion passed 5 to 0 by the following vote:

AYES:               HOLBROOK KAMPER ROOS SPYKSMA WESTSTEYN  
NOES:               NONE  
ABSTAIN:           NONE  
ABSENT:            NONE

**COMMUNICATIONS**

**Item #1 – Directors’ Reports**

Director Roos hoped all had a happy 4th of July holiday, and commented on how blessed we are to live in the United States of America.

Director Kamper commended the Irrigation crews for doing a great job on water deliveries this season.

Director Holbrook shared that he enjoyed a pleasant 4<sup>th</sup> of July holiday weekend which included a visit from his eldest son Johnny, a BBQ, and some fishing. He also expressed gratitude for the efforts of our servicemen, over the years, that allow us the privileges in our Country.

Director Spyksma stated that he had no updates to report, and thanked staff for their service.

President Weststeyn reported that he participated Organizational Design Review “Design Criteria Workshop” on July 1, adding that it’s the first step towards SSJID’s organizational design review process.

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President Weststeyn thanked the crews for running the much-needed water for irrigation, during the heat wave.

**Item #2 – Various Reports**

Mr. Peter Rietkerk, SSJID General Manager, provided a brief update on SSJID’s Organizational Design Review (ODR). He stated that the purpose of the ODR was to identify potential improvements to processes, skills, capabilities, systems, and structures to successfully implement the District’s Strategic Plan and Water Master Plan (WMP) Capital Improvement Projects. Mr. Rietkerk noted that the ODR Workshop #1 was held on July 1, to develop design criteria, modeled from the District’s Strategic Plan, that will be used to guide the overall review project. Coordination for Workshop #2 has begun and will engage twenty-four (24) employees across the District for “design planning” of the “design criteria” identified in Workshop #1.

Mr. Rietkerk distributed to the Board for viewing, a letter from Ripon customer Al Azevedo acknowledging the exemplary service and assistance demonstrated by nightshift Division Manager Ronnie Travao. Mr. Azevedo also thanked the District for the quality of service continuously provided to its customers.

**ACTION CALENDAR**

**Item #3 – Consider Adoption of Resolution 24-13-B Adopting Rates for Irrigation Services Furnished by the South San Joaquin Irrigation District**

Mr. Brandon Nakagawa, SSJID Water Resources Manager, addressed the Board regarding the rate increase for year two (2) of the five (5) year rate schedule adopted by Board action on July 25, 2023, and noted the 2025 proposed charges for fixed rates, volumetric rates, and the blended charge per acre of \$70.13.

Mr. Nakagawa stated that rate increases were necessary to support the daily operations and maintenance of the District’s irrigation system, while also funding the Water Master Plan (WMP) capital improvements. He thoroughly explained the District’s annual irrigation costs versus revenue, and added that the 2025 losses to the irrigation fund are projected to be \$15.6 million.

Board discussion included adhering to the proposed rate increase adopted by the Board in 2023; that rate increases are necessary to allow continuous improvements to irrigation and capital projects to secure the District’s water for the next 100 years, maintain the infrastructure, and provide good service; that SSJID had not raised rates for twenty-three (23) years; that rate increases are a burden but necessary to sustain the District; that SSJID’s proposed rates will fall third in line behind Modesto Irrigation District and Turlock Irrigation District; the current agricultural economy; and consideration to only increase the rates by \$10.00 for fixed charge per acre, and \$0.00 for volumetric charge.

SSJID General Counsel Mia Brown clarified that if the Board does not adopt the full scheduled rate increase for 2025, the District would not be able to recoup the difference in years 3 to 5. She recommended to keep on track with the adopted rate increases, and to reconsider the rate structure in years 4 and 5.

**MOTION:** A motion was made by Director Kamper and seconded by Director Holbrook to adopt Resolution 24-13-B Adopting Rates for Irrigation Services Furnished by the South San Joaquin Irrigation District.

**SOUTH SAN JOAQUIN IRRIGATION DISTRICT  
RESOLUTION 24-13-B**

**RESOLUTION ADOPTING RATES FOR IRRIGATION SERVICES FURNISHED BY THE SOUTH  
SAN JOAQUIN IRRIGATION DISTRICT**

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**WHEREAS**, the Irrigation District Law provides authority for the South San Joaquin Irrigation District, (“District”) in lieu, in whole or in part, of levying assessments, to fix and collect charges for any service furnished by the District and to prescribe reasonable rules with respect to said charges; and

**WHEREAS**, the District operates an irrigation system on which District-supplied water is delivered to parcels within the District for irrigation purposes; and

**WHEREAS**, at its duly noticed regular meeting on May 23, 2023, the District’s Board of Directors accepted and adopted the May 2023 “Cost Analysis of Irrigation Services and Irrigation Rate Recommendations – South San Joaquin Irrigation District” prepared by Provost & Pritchard Consulting Group; and

**WHEREAS**, at the same May 23, 2023 regular meeting, the Board of Directors adopted Resolution 23-16-Y Adopting Procedures for Proceedings under Proposition 218 to Adopt and Implement Irrigation Rates, and authorized and directed staff to commence all necessary procedures in order to initiate the notice and public hearing process under Proposition 218 (Cal. Const., Art. XIII D, § 6); and

**WHEREAS**, pursuant to Article XIII D, Section 6 of the California Constitution, Notice of Public Hearing (“Notice”) is required to be provided to the affected property owners and any tenants subject to the proposed rate increases to the irrigation water rates not less than forty-five (45) days prior to the public hearing on the proposed rates; and

**WHEREAS**, the District mailed Notices on June 2, 2023, to the affected property owners and tenants subject to the proposed rate increases to the irrigation water rates in compliance with Article XIII D, Section 6 of the California Constitution and the Proposition 218 Omnibus Implementation Act (Gov. Code § 53755), of the location, date, and time of the public hearing on the proposed rate increases, and of the procedures for written protests against to the proposed rate increases; and

**WHEREAS**, pursuant to Article XIII D, Section 6 of the California Constitution, on July 25, 2023, at 9:00am in the SSJID Board Room located at 11011 E. Highway 120, Manteca, California, the District held a public hearing to consider public comments to and protests against the proposed irrigation water rate increases; and

**WHEREAS**, during that public hearing, the Board of Directors considered public comments to and protests against adoption of the proposed irrigation water rate increases; and

**WHEREAS**, affected property owners and tenants subject to the proposed rate increases were given the opportunity to submit written protests against the proposed rate increases by the close of the public hearing; and

**WHEREAS**, at the close of the public hearing, written protests were counted by MK Election Services, LLC and the total number of written protests presented by the close of the public hearing was less than fifty percent plus one (50% + 1) of the total number of affected parcels subject to the proposed irrigation water rate increase; and

**WHEREAS**, following the close of the public hearing, the Board of Directors approved the Schedule of Irrigation Rates as set forth in Exhibit A.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED**, that the Board of Directors of the South San Joaquin Irrigation District hereby takes the following actions:

- (1) The Board of Directors hereby adopts the following Irrigation Rates:

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<b>Charge Category</b>	<b>2025</b>
Fixed - per acre	\$ 52.00
Volumetric - Tier 1 (<=48") - per AF	\$ 7.50
Volumetric - Tier 1 (>48") - per AF	\$ 15.00
Minimum Charge	\$ 52.00

- (2) Prior to implementing any of the Board Adopted rate increases for 2025, 2026, 2027, and 2028 as set forth in Exhibit A, the District shall supply written notice of any such increase not less than 30 days prior to the effective date of the increase. Such notice may be included in the regular billing statement for the payment of irrigation water or any other mailing by the District to the address to which the District customarily mails the billing statement.
- (3) The Board of Directors further finds as follows:
  - a. The revenues derived from the aforementioned charges do not exceed the costs of providing the subject properties with the respective service(s); and
  - b. The revenues derived from the charges will not be used for any purpose other than that for which the charges are imposed; and
  - c. The amount of the charge imposed does not exceed the proportional cost of the service(s) attributable to the subject property.
- (4) This Resolution shall become effective immediately upon its adoption.

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**EXHIBIT A**

**APPROVED SCHEDULE OF IRRIGATION RATES**

Charge Category	2024	2025	2026	2027	2028
Fixed - per acre	\$ 38.00	\$ 52.00	\$ 60.00	\$ 65.00	\$ 70.00
Volumetric - Tier 1 (<= 48") - per AF	\$ 5.00	\$ 7.50	\$ 10.00	\$ 10.75	\$ 11.75
Volumetric - Tier 2 (> 48") - per AF	\$ 12.50	\$ 15.00	\$ 17.50	\$ 18.25	\$ 20.00
Minimum Charge	\$ 50.00	\$ 52.00	\$ 60.00	\$ 65.00	\$ 70.00
Blended Charge per Acre	\$ 50.17	\$ 70.13	\$ 84.17	\$ 90.98	\$ 98.40

**Approved by the SSJID Board of Directors on July 25, 2023.**

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**PASSED AND ADOPTED** this 9<sup>th</sup> day of July 2024 by the following vote:

AYES:           HOLBROOK KAMPER SPYKSMA WESTSTEYN  
 NOES:           ROOS  
 ABSTAIN:       NONE  
 ABSENT:        NONE

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**Item #4 – Consider Adoption of Resolution 24-14-B Certifying Rates and Charges for Services Furnished by the South San Joaquin Irrigation District**

Mr. Nakagawa addressed the Board and stated that, on an annual basis, the District is required to provide the San Joaquin County Auditor-Controller’s Office with a resolution certifying the annual charges for services that will be collected by the County on the tax assessment roll for SSJID’s Flat Rate Charge and Groundwater Recharge Charge. The resolution is due to the County on or before August 10.

**MOTION:** A motion was made by Director Spyksma and seconded by Director Holbrook to Adopt Resolution 24-14-B Certifying Rates and Charges for Services Furnished by the South San Joaquin Irrigation District.

**SOUTH SAN JOAQUIN IRRIGATION DISTRICT  
RESOLUTION 24-14-B**

**CERTIFYING 2025 RATES AND CHARGES FOR SERVICES  
FURNISHED BY THE SOUTH SAN JOAQUIN IRRIGATION DISTRICT**

**WHEREAS**, the Irrigation District Law provides authority for the South San Joaquin Irrigation District, (“District”) in lieu, in whole or in part, of levying assessments, to fix and collect charges for any service furnished by the District and to prescribe reasonable rules with respect to said charges; and

**WHEREAS**, the District currently charges a flat rate charge (“Flat Rate Charge”) of \$38.00 per acre per year for water service to each parcel in the District on which District-supplied water is available for irrigation, with a minimum charge of \$50 per year; and

**WHEREAS**, the District currently charges a groundwater recharge charge (“Ground Water Recharge Charge”) of \$12.00 per acre per year to each parcel in the District of 10 acres or more which is subject to a recorded Irrigation Service Abandonment Agreement, and on which crops are commercially grown; and

**WHEREAS**, on July 25, 2023, in conformance with the procedural requirements of Proposition 218, the District approved a volumetric charge of \$5 per acre-foot (“First Tier Volumetric Charge”), and on September 22, 2015 limited the First Tier Volumetric Charge to the first 48 inches of water used per year, and approved an additional volumetric charge of \$12.50 per acre-foot for water used in excess of 48 inches per year starting in 2024 (“Second Tier Volumetric Charge”); and

**WHEREAS**, on January 12, 2021, in conformance with the procedural requirements of Proposition 218, the District approved a pressurized water charge (“Pressurization Charge”) for customers served with pressurized water from the District’s Division 9 Irrigation System Improvement Project set at \$50 per acre-foot consisting of (a) \$38 per acre-foot for recovery of electricity expense (“Electricity Cost Recapture”), subject to an annual inflation or deflation adjustment, and (b) \$12 per acre-foot for the improvement or replacement of capital assets (“Provision for Capital Assets”), also subject to an annual inflation or deflation adjustment. The Pressurization Charge of \$50 was effective for the 2021 season and may be adjusted by the Board of Directors for inflation or deflation in accordance with the provisions of Proposition 218 and Government Code section 53756 for each of the 2022, 2023, 2024 and 2025 seasons. The annual inflation or deflation index applicable to the Electricity Cost Recapture is the change in the cost of electricity, on a per acre-foot basis, experienced by the pressurized water system in the preceding year. The annual inflation or deflation index applicable to the Provision for Capital Assets is based on the California Consumer Price Index as published by the California Division of Industrial Relations for the preceding calendar year; and

**WHEREAS**, Notice of the changes in the Electricity Cost Recapture and Provision for Capital Assets caused

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by application of the inflation or deflation indexes shall be given by mail to each customer subject to the Pressurization Charge at the address to which the District customarily mails the billing statement for the Pressurization Charge, and to the record owner's address shown on the last equalized assessment roll, if that address is different than the billing address; and

**WHEREAS**, the District declares the following with respect to the Flat Rate Charge, Ground Water Recharge Charge, First and Second Tier Volumetric Charges, and Pressurization Charge:

- (1) The revenues derived from the aforementioned charges do not exceed the costs of providing the subject properties with the respective service(s); and
- (2) The revenues derived from the charges will not be used for any purpose other than that for which the charges are imposed; and
- (3) The amount of a charge imposed shall not exceed the proportional cost of the service(s) attributable to the subject property.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED**, that pursuant to Sections 22280 and 22283 of the Water Code, the Flat Rate Charge, First and Second Tier Volumetric Charges, shall increase for the 2025 calendar year and the Ground Water Recharge Charge and the Pressurization charge will continue at their current levels for 2024 calendar year as follows and subject to the following rules:

**RULE NO. 1: FLAT RATE CHARGE**

- a) For each separate parcel, as shown on the District records of San Joaquin County Assessor's Parcel Maps, which is not the subject of an Irrigation Service Abandonment Agreement with the District, there shall be a charge for the use of District irrigation water, an annual Flat Rate Charge of \$52.00 per acre.
- b) The minimum amount for the Flat Rate Charge shall be \$52.00. The Flat Rate Charge is due on receipt and payable in two installments.
- c) For parcels billed by the District, the first installment is delinquent if not paid by 4:30 p.m. on December 20, 2024, and the second is delinquent if not paid by 4:30 p.m. on June 20, 2025.
- d) For parcels billed by San Joaquin County, the first installment of such charges will be delinquent if not paid by the customer to the County by December 10, 2024, and the second installment of such charges will be delinquent if not paid by the customer to the County by April 10, 2025.
- e) For parcels billed by the District, water service will be denied to any land having outstanding Flat Rate Charges in excess of ten (10) working days.

**RULE NO. 2: FIRST and SECOND TIER VOLUMETRIC CHARGES**

- a) There shall be a First-Tier Volumetric charge of \$7.50 per acre-foot for the first 48 inches and a Second-Tier Volumetric charge of \$15.00 per acre-foot for water used in excess of 48 inches.
- b) Water service will be denied to parcels having outstanding volumetric charges in excess of \$10.00 for 45 days or longer.

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**RULE NO. 3: PRESSURIZATION CHARGE**

- a) The pressurization charge and the annual adjustment feature is described as follows:

On January 23, 2024, the District imposed a Pressurization Charge for customers served with pressurized water from the District's Division 9 Irrigation System Improvement Project set at \$54.49 per acre-foot consisting of (a) \$40.04 per acre-foot for Electricity Cost Recapture, subject to an annual inflation or deflation adjustment, and (b) \$14.45 per acre-foot for Provision for Capital Assets, also subject to an annual inflation or deflation adjustment. The Pressurization Charge of \$54.49 is effective for the 2024 season and may be adjusted by the Board of Directors for inflation or deflation in accordance with the provisions of Proposition 218 and Government Code section 53756 for each of 2022, 2023, 2024 and 2025. The annual inflation or deflation index applicable to the Electricity Cost Recapture is the change in the cost of electricity, on a per acre-foot basis, experienced by the pressurized water system in the preceding year. The annual inflation or deflation index applicable to the Provision for Capital Assets is the change in the California Consumer Price Index as published by the California Division of Industrial Relations for the preceding calendar year. Notice of the changes in the Electricity Cost Recapture and Provision for Capital Assets caused by application of the inflation or deflation indexes shall be given by mail to each customer subject to the Pressurization Charge at the address to which the District customarily mails the billing statement for the Pressurization Charge, and to the record owner's address shown on the last equalized assessment roll, if that address is different than the billing address.

- b) Parcels receiving pressurized water from the District's Division 9 Irrigation System Improvement Project, shall, in addition to the Flat Rate Charge described in Rule No. 1, and the First and Second Tier Volumetric Charges described in Rule No. 2, pay a Pressurized Charge of \$54.49 per acre-foot during 2024.
- c) Parcels receiving pressurized water from the District's Division 9 Irrigation System Improvement Project will be billed each month of the irrigation season both for delivery of District-supplied water under Rule No. 2 and for pressurization of such water under this Rule No. 3.
- d) Water service will be denied to parcels having outstanding Pressurization Charges in excess of ten (10) working days.

**RULE NO. 4: GROUNDWATER RECHARGE CHARGE**

- a) For those separate parcels, as shown on the District records of San Joaquin County Assessor's Parcels, which are used to grow commercial crops and which are the subject of an approved District Irrigation Service Abandonment Agreement, there shall continue to be an annual Ground Water Recharge Charge of \$12.00 per acre for the benefits derived from groundwater recharge.
- b) The Groundwater Recharge Charge is due on receipt and payable in two installments.
- c) For parcels billed by the District, the first installment is delinquent if not paid by 4:30 p.m. on December 20, 2024, and the second is delinquent if not paid by 4:30 p.m. on June 20, 2025.
- d) For parcels billed by San Joaquin County, the first installment of such charges will be delinquent if not paid by the customer to the County by December 10, 2024, and the second installment of such charges will be delinquent if not paid by the customer to the County by April 10, 2025.

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**RULE NO. 5: SERVICE ABANDONMENT**

- a) Those separate parcels, as shown on the District records of San Joaquin County Assessor's Parcels, which do not utilize District water service may be exempted from the District Flat Rate Charge provided the owners of such lands enter into an "Irrigation Service Abandonment Agreement" with the District, and
- b) Provided further, there are no outstanding amounts owed to District for water service on such lands.
- c) Such parcels may also be exempted from the Ground Water Recharge Charge, provided such parcels are less than 10 acres or are not used to grow commercial crops.

**RULE NO. 6: COLLECTION**

- a) The Board authorizes the charges to be billed and collected by the District and to deny water service to parcels having outstanding charges that exceed the thresholds established in the Rules above.
- b) The Board authorizes the charges resulting from the Flat Rate Charge and Groundwater Recharge Charge to be transmitted to the County Auditor-Controller and continue to be enrolled on the tax roll of the County of San Joaquin for collection at the same time, in the same manner, and subject to the same penalties for delinquency as county taxes.

**PASSED AND ADOPTED** this 9<sup>th</sup> day of July 2024 by the following vote:

AYES:	HOLBOOK KAMPER SPYKSMA WESTSTEYN
NOES:	ROOS
ABSTAIN:	NONE
ABSENT:	NONE

**Item #5 – Consider Approval of Amendment to Irrigation Service Abandonment Agreement for Cunningham/Van Ruler, APN 245-110-07 (20.44 Acres)**

Mr. Anthony Podesto, SSJID GIS/Engineering Technician, addressed the Board regarding approval of the Amendment to Irrigation Service Abandonment Agreement (SAA) for Glenn Van Ruler (Owner), San Joaquin County (SJC) Assessor Parcel Number (APN) 245-110-07. He provided explanation of the Owner entering into the SAA with the District in 1992 (Agreement #728); John Cunningham's (current Grower) request to amend the existing SAA so the property can be eligible to receive District water; and the Owner's intent to submit a structure permit application to install a new turnout and pressurized system on Lateral "Oa."

Mr. Podesto described the District's utility as a dead-end pipeline; improvements made in 2020; and future improvements including the addition of five (5) float valves. It was noted that the float valves are included in the District's adopted WMP to service the remaining customers downstream, and the 2024/2025 construction season will include the installation of three (3) float valves and a control box. One of the scheduled float valves is scheduled to be constructed within the subject property.

Mr. Podesto noted unauthorized encroachments consisting of approximately twenty-seven (27) planted trees that are within 15' of the pipeline. Though there is access to adequately patrol the Lateral in this area, staff recommended removal of the trees that are within 15' of the pipeline. Approval shall be conditional upon the



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removal of the trees located within 15' of Lateral Oa so that the easement remains clear for the District's vehicular access, maintenance, and monitoring.

Specific conditions for approval that staff recommended include flood irrigation, sprinkler or drip irrigation, and one year provision. All other standard language for SAA Amendments shall be included in the amended document.

Board discussion included the timeliness of customers abandoning irrigation services for years then amending the SAA as the District is making improvements to its infrastructure; no longer allowing SAAs; motivation to get growers back on District water; consideration of allowing the trees to remain throughout the duration of their fruitful lifespan; the existing District rules and regulations regarding encroachments; and accommodations that could be made through issuance of an encroachment agreement.

Ms. Brown clarified SSJID policy that stated a customer's request for a Service Abandonment Agreement Amendment is a privilege, not a right, and is approved at the discretion of the Board of Directors; and that if there are unauthorized encroachments on a parcel requesting reinstatement of service, those encroachments should be dealt with at the time the Amendment is considered.

Board consensus concluded to insert language in the Encroachment Agreement which would allow the existing trees to remain for a duration of five (5) years, prohibit the planting of new trees, and remove any trees that are planted within fifteen (15) feet of the District's pipeline.

**MOTION:** A motion was made by Director Holbrook and seconded by Director Roos to approve the Agreement to Amend Irrigation Service Abandonment Agreement for APN 245-110-07 subject to the conditions stated in the agenda Item #5 Staff Report; and to include language stating that the existing trees that encroach within 15-feet of the District pipeline may remain for a period of no more than five (5) years, after such time the Owner must remove all trees within 15-feet of the pipeline; and no new trees may be planted in the same area in the meantime.

The motion passed 5 to 0 by the following vote:

AYES:	HOLBROOK KAMPER ROOS SPYKSMA WESTSTEYN
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

**Item #6 – Consider Approval of Amendment to Irrigation Service Abandonment Agreement for Glenn & Theresa Van Ruler, APN 247-030-03 (21.25 Acres)**

Mr. Podesto addressed the Board regarding approval of the Amendment to Irrigation Service Abandonment Agreement (SAA) for Glenn and Teresa Van Ruler (Owner), SJC APN 247-030-03. He provided explanation of the Owner entering into the SAA with the District in 1992 (Agreement #731); Winters Land Company LP's (current Grower) request to amend the existing SAA so the property can be eligible to receive District water; and the Owner's intent to tie-in to an existing on-farm pressurized system located on an adjacent property (APN 247-020-14) which is owned by the Applicant/Grower. The Owner would apply for a Structure Permit in the event of any new structures and/or pipelines are needed.

Mr. Chad Parsons, SSJID Associate Civil Engineer, noted that a sump and pump system is encroaching within the District's easement and over the existing pipeline, and explained SSJID protocol regarding encroachments within 15-feet of a District utility.

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Board discussion included adhering to District protocol regarding encroachments; potential liability to the District due to encroachments; clarification of the Owner’s proposed connection to the District’s utility via the adjacent property; and inserting language to the Encroachment Agreement prohibiting the Owner from connecting to the existing sump and irrigation system.

Board consensus concluded to table the agenda item pending a site inspection by staff to identify issues and finalize conditions of the requested Encroachment Agreement.

**Item #7 – Consider Approval of Amendment to Irrigation Service Abandonment Agreement for Thomas & Linda Guerrero, APN 249-120-38 (3 Acres)**

Mr. Podesto addressed the Board regarding approval of the SAA for Thomas and Linda Guerrero (Owner), SJC APN 249-120-38. He provided background of the previous owner, Wallace Turner, entering into the SAA with the District in 2003 (Agreement #1356); the current Owners’ request to amend the existing SAA so the property can be eligible to receive District water; and the Owner’s intent to use the existing pipeline to flood irrigate a small pasture for livestock.

District staff are currently unaware of any unauthorized encroachments within the subject property. The Engineering and Water Departments have verified that Operations staff can provide service per District specifications on a regular rotation. There is an existing private pipeline that is shared with two (2) neighboring properties (APNs 249-110-62 and 249-120-37) that provides access to irrigation water. The two valves that service the subject property appear to be in working order.

Specific conditions for approval that staff recommended include flood irrigation, sprinkler or drip irrigation, and one year provision. All other standard language for SAA Amendments shall be included in the amended document. Approval shall be subject to the terms and conditions specified in the revised policy entitled “Policy for Rescinding Irrigation Service Abandonment.”

**MOTION:** A motion was made by Director Kamper and seconded by Director Holbrook to approve the Amendment to Irrigation Service Abandonment Agreement for Thomas and Linda Guerrero, APN 249-120-38.

The motion passed 5 to 0 by the following vote:

AYES:	HOLBROOK KAMPER ROOS SPYKSMA WESTSTEYN
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

President Weststeyn announced that, due to schedule conflicts, a quorum will not be present at the next Tri-Dam regular board meeting scheduled for July 18. He stated that Tri-Dam General Manager Summer Nicotero has discussed adjourning the meeting to July 25, or scheduling a special board meeting on July 15 or 16. SSJID Executive Assistant/Clerk of the Board Danielle Barney will coordinate with the SSJID Board regarding their availability for the proposed rescheduled Tri-Dam meeting.

**Item #8 to be discussed following Closed Session.**

*It was announced that all remaining items on the Closed Session agenda would be discussed. The Board took a brief recess at 9:55 a.m. and convened to Closed Session at 10:10 a.m.*

**Item #9 – CLOSED SESSION**

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**RETURN TO OPEN SESSION**

*The Board returned to Open Session at 12:50 p.m.*

**Item #10 – ANNOUNCEMENT OF REPORTABLE ACTION TAKEN IN CLOSED SESSION**

Disclosure of reportable actions taken in Closed Session, pursuant to Government Code Section 54957.1:  
There were no reportable actions taken in Closed Session.

**Item #8 – Consider Claim Submitted by Threfall Ranch, L.P.**

**MOTION:** A motion was made by Director Kamper and seconded by Director Holbrook to deny the claim submitted by Threfall Ranch, L.P.

The motion passed 5 to 0 by the following vote:

AYES:	HOLBROOK KAMPER ROOS SPYKSMA WESTSTEYN
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

**Item #11 – ADJOURNMENT**

There being no further business to discuss, the meeting was adjourned at 12:52 p.m.

**ATTEST:**

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Danielle Barney, Clerk of the Board