MINUTES OF THE
BOARD OF DIRECTORS MEETING
OF THE TURLOCK IRRIGATION DISTRICT

Turlock, California
10 April 2018

The meeting of the Board of Directors of the Turlock Irrigation District was called to order at 9:00 a.m. in regular session on the 10th day of April 2018. Present were: Directors Charles Fernandes (President), Rob Santos (Vice-President), Michael Frantz (Secretary), Joe Alamo and Ron Macedo, General Manager Casey Hashimoto and Executive Secretary to the Board Tami Wallenburg.

SALUTE TO THE FLAG

MOTION APPROVING CONSENT CALENDAR

Moved by Director Alamo, seconded by Director Frantz, that the consent calendar consisting of the following be approved:

A. Minutes of the regular meeting of April 3, 2018.
B. Demands against the District represented by check numbers 372643 to 372780, inclusive, in the amount of $2,579,528.73.

All voted in favor with none opposed. The President declared the motion carried.

PUBLIC COMMENT PERIOD

There was none.

WEEKLY UPDATES

Water Distribution Department Manager Mike Kavarian reviewed irrigation activity for the period of April 2-8. Water orders taken during this period totaled 563, with an additional 24 orders received the previous day. Activity for this period show flows ranged between 1,135 and 600 cfs. Daily releases from Turlock Lake averaged at 826 cfs, 14 cfs below projections. Board members asked questions regarding the maximum flow that can safely be ran through the system, and Mr. Kavarian stated approximately 1500 cfs (total) from both rivers. Mr. Kavarian noted that replenishment water to growers outside the district boundaries will end on May 1 and staff will notify customers of the end date. Staff continues to work with the district’s hydrologist to monitor upcoming rainfall.
Director Alamo left the room due to a conflict of interest on the proposed action to approve the Gomes Lake Joint Powers Agreement/Sub-Agreement.

**DISCUSSION REGARDING GOMES LAKE AGREEMENTS**

Civil Engineering Department Manager Phil Govea presented an overview of the Gomes Lake facilities and steps leading up to today’s proposed action to approve the new agreements. The history of Gomes Lake show levees constructed in the 1950’s and 60’s along the San Joaquin River to provide flood protection. The Gomes Lake facilities were constructed to pump water impounded behind these levees. The facilities are state-owned, and locally operated and maintained through a Joint Powers Agreement (JPA) among TID, Stanislaus County, City of Turlock, and reclamation Districts (RD) 2063 and 2091. Several JPAs have been approved over the years with the most current JPA expiring in July 2016. Negotiations on a new JPA have been ongoing with the outcome included in the proposed 2018 agreements.

Key provisions within the agreements show TID remains both the administrator and operator, and includes a 50-year term, then year-to-year thereafter. The Operations Plan and Procedures will be reviewed and revised as needed every October, and the Capital Improvement Plan will also be reviewed annually. The annual budget would be capped at $63,000 with one account for both O&M and Capital expenses. Each party would fund its portion of the budget annually by August 1. If unusual situations occur when expenses exceed the available balance, additional funds would be collected from each agency based on the percentages listed within the joint powers agreement. Board members asked several questions regarding any possible liability issues for TID as administrators, cash call procedures, possible disagreements on recommendations and levee concerns. Board President Charles Fernandes commended staff and the other parties involved for the extensive work on the proposed joint powers agreements. Hearing no further comments, the Board took the following action:

**RESOLUTION NO. 2018 – 16**


WHEREAS, the Turlock Irrigation District, City of Turlock, County of Stanislaus, Reclamation District 2063, and Reclamation District 2091 desire to operate and maintain the flood control and land reclamation facilities and equipment known as Gomes Lake; and

WHEREAS, the parties have since negotiated a new Joint Powers Agreement (JPA) that clearly sets forth the responsibilities of each agency; and

WHEREAS, the JPA requires the creation of a Commission comprised of one representative from each of the five parties to this JPA to jointly administer the JPA; and
WHEREAS, the parties desire that the Turlock Irrigation District provide primary leadership for the implementation of the provisions of the JPA; and

WHEREAS, the Commission desires to appoint the Turlock Irrigation District through a sub-agreement to the JPA to (1) operate and provide routine maintenance for the Gomes Lake facilities, (2) handle emergency situations, and (3) manage and oversee construction of capital improvements.

NOW THEREFORE, BE IT HEREBY RESOLVED by the Board of Directors of the Turlock Irrigation District that:

1) The Board approves the Gomes Lake Joint Powers Agreement between the Turlock Irrigation District, City of Turlock, County of Stanislaus, Reclamation District 2063, and Reclamation District 2091, and

2) The Board approves the Sub-Agreement to the Gomes Lake Joint Powers Agreement; and

3) The General Manager and his designee are hereby authorized and directed to execute all documents necessary to carry out this resolution.

Moved by Director Macedo, seconded by Director Santos, that the foregoing resolution be adopted.

Ayes: Directors Santos, Frantz, Macedo, Fernandes
Noes: Directors - None
Absent: Directors - None
Abstain: Director Alamo

The President declared the resolution adopted.

Director Alamo returned to the meeting.

WATER RESOURCES ADMINISTRATION REPORT

Recreation Department Manager Chris Collett reviewed the significant rain event which occurred on March 22\textsuperscript{nd} affecting both the Moccasin and Don Pedro Reservoirs. With over 7 inches of rain received in a short period of time, runoff overwhelmed creeks leading into Moccasin Reservoir and Don Pedro. Moccasin was inundated with water and debris, causing extensive damage to State Highway 49 which resulted in closure. An imminent Dam Failure notice and evacuations for the surrounding were issued immediately. Water flowed through the Moccasin Reservoir’s controlled and uncontrolled spillways and the water supply to the Moccasin Point recreation area being destroyed. Moccasin Creek flowed through the hatchery with approximately 20 tons of fish released into Don Pedro. Fish and Wildlife staff transported rescued fish to Moccasin Bay. Approximately 6 acres of debris made it to the last four houseboats in the bay and it has since been relocated upstream, south of the boat ramp.
The Moccasin Point Recreation area received an emergency evacuation notice for marina staff and camping guests, and the area was closed. Water was supplied by a reserve water tank and portable restrooms were brought in. Water was reinstated on April 6.

Mr. Collett also reviewed the status of the Tuolumne River to date including debris left from 2017 and the 20 acres of debris (15 acres of new debris and 5 acres from Deer Creek) washed into Don Pedro. Staff continues to research debris removal options as it can no longer meet the objectives of the existing Bureau of Land Management (BLM) Burn Plan. He reviewed past burn operations and projects showing how the debris is corralled with a log boom, then beached and allowed to dry for burn operations.

GENERAL MANAGER’S REPORT

General Manager Casey Hashimoto had no items to report.

BUSINESS OF THE BOARD

There was no new business of the Board.

MOTION TO ADJOURN TO CLOSED SESSION

Moved by Director Frantz, seconded by Director Macedo, that the regular meeting of the Board of Directors be adjourned:

1. Conference with Legal Counsel – Anticipated Litigation
   California Government Code Section 54956.9(d)
   Anticipated litigation: one potential case
   - Tou Her, AGM Water Resources
   - Valerie Kincaid, Legal Counsel

2. Conference with Legal Counsel – Anticipated Litigation
   California Government Code Section 54956.9(d)
   Anticipated litigation: one potential case
   - Steve Boyd, Director of Water Resources & Regulatory Affairs
   - Art Godwin, Legal Counsel
   - John Devine, Senior Vice-President, HDR Consulting (via teleconference)

All voted in favor with none opposed. The President declared the motion carried.

REPORT OF ACTION TAKEN IN CLOSED SESSION

The President announced no reportable action was taken in closed session.
MOTION TO ADJOURN

Moved by Director Santos, seconded by Director Macedo, that the regular meeting of the Board of Directors be adjourned.

All voted in favor with none opposed. The President declared the motion carried.

Tami Wallenburg
Executive Secretary to the Board of Directors