

MINUTES

Oakdale, California
May 18, 2010

The Board of Directors of the Oakdale Irrigation District invited all to recite the Pledge of Allegiance and then met in Regular Session at the hour of 9:00 a.m. Upon roll call, there were present:

Directors: Al Bairos, Jr., President
Frank B. Clark, Vice President
Jack D. Alpers
Steve Webb
Herman Doornenbal

Staff Present: Steve Knell, General Manager/Secretary
Gary Jernigan, Contract/Special Projects Manager
John Davids, District Engineer
Jason Jones, Support Services Manager
Kathy Cook, Chief Financial Officer

ADDITION OR DELETION OF AGENDA ITEMS

There were no additions or deletions of Agenda Items.

ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE

Director Clark requested that Action Item No. 24 be heard first on the Action Calendar. General Manager, Steve Knell, stated that Discussion Item No. 1 would be heard at 1:00 p.m. this afternoon.

At the hour of 9:01 a.m. the Board welcomed public comment.

PUBLIC COMMENT ITEM NO. 2

There being no Public Comment; Public Comment closed at 9:01 a.m. and the Board Meeting continued.

Director Alpers requested that Item Nos. 8 and 14 be pulled from the Consent Calendar; Director Clark requested that Item Nos. 13, 18, and 19 be pulled from the Consent Calendar; Director Bairos requested that Item No. 15 be pulled from the Consent Calendar; and Director Webb requested that Item No. 10 be pulled from the Consent Calendar.

CONSENT ITEMS

ITEM NOS. 2, 3, 4, 5, 6, 7, 9, 11, 12, 16, 17, 20

ITEM NO. 2

**APPROVE THE BOARD OF DIRECTORS' MINUTES
OF THE REGULAR MEETING OF APRIL 20, 2010
AND MINUTES OF THE SPECIAL MEETING OF APRIL 22, 2010**

A motion was made by Director Webb, seconded by Director Doornenbal, and unanimously supported to approve the Board of Directors' Minutes of the Regular Meeting of April 20, 2010 and the Special Meeting of April 22, 2010.

ITEM NO. 3

**APPROVE OAKDALE IRRIGATION
DISTRICT STATEMENT OF OBLIGATIONS**

A motion was made by Director Webb, seconded by Director Doornenbal, and unanimously supported to approve the Revised Oakdale Irrigation District Statement of Obligations.

ITEM NO. 4

**APPROVE THE IMPROVEMENT DISTRICT
STATEMENT OF OBLIGATIONS**

A motion was made by Director Webb, seconded by Director Doornenbal, and unanimously supported to approve the Improvement District Statement of Obligations.

ITEM NO. 5

**APPROVE THE TREASURER AND
CHIEF FINANCIAL OFFICER'S REPORT
FOR THE MONTH ENDING MARCH 31, 2010**

A motion was made by Director Webb, seconded by Director Doornenbal, and unanimously supported to approve the Treasurer and Chief Financial Officer's Report for the month ending March 31, 2010.

ITEM NO. 6

**APPROVE ATTENDANCE AT THE 2010
APPA NATIONAL CONFERENCE IN
ORLANDO WORLD CENTER MARRIOTT, FLORIDA**

A motion was made by Director Webb, seconded by Director Doornenbal, and unanimously supported to approve the attendance at the 2010 APPA National Conference in Orlando World Center Marriott, Florida.

ITEM NO. 7
APPROVE REJECTION OF CLAIM
FOR DAMAGES FILED BY MARK PORTER

A motion was made by Director Webb, seconded by Director Doornenbal, and unanimously supported to approve rejection of the Claim for Damages filed by Mark Porter and refer it to ACWA/JPIA for handling.

ITEM NO. 9
APPROVE PURCHASE OF NEW AUTOMATIC
TRANSMISSION/HYDRAULIC FLUID TRANSFER
PUMP FOR THE AUTOMOTIVE SHOP FROM SNAP-ON INDUSTRIAL

A motion was made by Director Webb, seconded by Director Doornenbal, and unanimously supported to approve the purchase of a new automatic transmission/hydraulic fluid transfer pump for the automotive shop from Snap-On-Industrial.

ITEM NO. 11
APPROVE GENERAL SERVICES AGREEMENTS
FOR VARIOUS VENDORS AND CONTRACTORS
(DENNIS WING TRUCKING AND GROVER
LANDSCAPING SERVICES, INC. – MAINTENANCE)

A motion was made by Director Webb, seconded by Director Doornenbal, and unanimously supported to approve the General Services Agreements for various vendors and contractors (Dennis Wing Trucking and Grover Landscaping Services, Inc. – Maintenance).

ITEM NO. 12
APPROVE WORK RELEASE NO. 009 TO
PROFESSIONAL SERVICES AGREEMENT
2009-PSA-015 WITH GIULIANI & KULL TO PROVIDE
TOPOGRAPHIC SURVEY OF THE MOULTON
PIPELINE AND EAST STUB REHABILITATION PROJECT

A motion was made by Director Webb, seconded by Director Doornenbal, and unanimously supported to approve Work Release No. 009 to Professional Services Agreement 2009-PSA-015 with Giuliani & Kull to provide topographic survey of the Moulton Pipeline and East Stub Rehabilitation Project.

ITEM NO. 16
APPROVE RESOLUTION OF ABANDONMENT OF A
PORTION OF THE LANGSTROTH DRAIN
(APNS: 084-001-012 – MEAD; 084-001-013 – CLAUSBELL, LTD.).

A motion was made by Director Webb, seconded by Director Doornenbal, and unanimously supported to approve the Resolution of Abandonment of a portion of the Langstroth Drain (APNS: 084-001-012 – Mead; 084-001-013 – Clausbell, Ltd.).

ITEM NO. 17
APPROVE ENCROACHMENT AGREEMENT ON
THE LANGSTROTH DRAIN (APN: 084-001-013 – MEAD)

A motion was made by Director Webb, seconded by Director Doornenbal, and unanimously supported to approve the Encroachment Agreement on the Langstroth Drain (APN: 084-001-013 – Mead).

ITEM NO. 20
APPROVE DISCHARGE AGREEMENT WITH SCONZA CANDY
COMPANY (APN: 063-028-024 – SCONZA CANDY COMPANY)

A motion was made by Director Webb, seconded by Director Doornenbal, and unanimously supported to approve the Discharge Agreement with Sconza Candy Company (APN: 063-028-024 – Sconza Candy Company).

ACTION CALENDAR
ITEMS NOS. 8, 14, 10, 13, 18, 15, 19, 24, 21, 22, 23, 25, 26, 27, 28

ITEM NO. 8
APPROVE REJECTION OF CLAIM
FOR DAMAGES FILED BY MARTHA WALLIMAN

Director Alpers asked for more detail on the claim filed by Martha Walliman. Special Projects Manager Jason Jones stated that the District is doing a turnout replacement on the South Lateral. He stated that there was no fencing on the east bank which is on the Walliman property and there was a crossing and a fence in the ditch which the District wanted to remove. Also, in order to keep the cows from getting on the bank and into the water they put a temporary hot wire fence up. Unfortunately, the Wallimans were not contacted prior to doing this work. The loss of water claim was due to the cattle not having access to water in the ditch and the fence issue was due to the District putting a hot wire fence up to allow the district vehicles access.

A motion was made by Director Alpers, seconded by Director Webb, and unanimously supported to approve the rejection of the Claim for Damages filed by Martha Walliman and refer it to ACWA/JPIA for handling.

ITEM NO. 14
APPROVE CHANGE ORDER NO. 01 TO
CONSTRUCTION AGREEMENT 2010-CA-001
TO REDWOOD PAINTING, INC. FOR
REPAIRS TO CONCRETE FLUMES ON THE SOUTH MAIN

Director Alpers asked for clarification on Change Order No. 01. Contract and Special Projects Manager Gary Jernigan stated Redwood Painting was contracted through Magorian Mines to do the waterproofing on the two flumes. Because of the rain Redwood Painting could not finish the job and they needed about eleven days of dry weather to finish. Therefore, we asked Magorian Mines to terminate this portion of their contract so

that the District could enter into a contract with Redwood Painting in order to avoid standby time and allow Magorian Mines to finalize their work. Redwood Painting provided a ballpark figure of \$25,000 and a contract was entered into of not to exceed \$25,000. Subsequently it ended up being \$27,693.95. The District has offered to split the difference 50/50.

A motion was made by Director Alpers, seconded by Director Webb, and unanimously supported to approve Change Order No. 01 to Construction Agreement 2010-CA-001 to Redwood Painting, Inc. for repairs to concrete flumes on the South Main in the total amount of \$12,693.95.

ITEM NO. 10
APPROVE PURCHASE OF
SONTEK ARGONAUT-SW FLOW METER

Director Webb asked if the Sontek Argonaut SW Flow Meter system would work with the District's SCADA. District Engineer John Davids stated that it works with the District's SCADA system.

A motion as made by Director Webb, seconded by Director Alpers, and unanimously supported to approve the purchase of Sontek Argonaut-SW flow meter.

ITEM NO. 13
APPROVE GENERAL MANAGER TO EXECUTE
WORK RELEASE TO PROFESSIONAL SERVICES
AGREEMENT 2010-PSA-004 WITH WATERMARK
ENGINEERING, INC. FOR EVALUATION
OF NORTH MAIN CANAL FLOW DISCREPANCIES

Director Clark asked if Tri-Dam has any liability in resolving the measurement issue. The General Manager Steve Knell stated that our measurements at Johnny Creek diversion dam do not match the Tri-Dam Measurements. There are a lot of variations. General Manager Steve Knell stated he and staff from the Water Operations Department met with Tri-Dam last Friday to try and resolve this issue. He stated we are seeing about a 30 cfs flow difference at times. Patrick Stiehr has been working on resolving this issue. General Manager Steve Knell stated that if the District discovers that the Tri-Dam gauge is not measuring correctly we will look to Tri-Dam for reimbursement; however if it turns out that the District's measurement gauges are not measuring correctly, the District will absorb the costs.

A motion was made by Director Clark, seconded by Director Alpers, and unanimously supported to approve General Manager to execute Work Release to Professional Services Agreement 2010-PSA-004 with Watermark Engineering, Inc. for evaluation of North Main Canal flow discrepancies.

ITEM NO. 18
APPROVE ENCROACHMENT AGREEMENT ON THE
CRANE PIPELINE AND RANEY PUMP PIPELINE (APN: 062-016-016 – LEV)

Director Clark asked if all conditions contained in the letter of November 25, 2009 were met by Mr. Lev thereby allowing him to obtain an encroachment agreement. District Engineer John Davids stated that the first part of meeting the conditions in the letter was to get the Encroachment Agreement in place and then the District would address the other issues.

A motion was made by Director Clark, seconded by Director Alpers, and unanimously supported to approve the Encroachment Agreement on the Crane Pipeline and Raney Pump Pipeline (APN: 062-016-016 – Lev).

ITEM NO. 19
APPROVE ENCROACHMENT AGREEMENT ON THE
SOUTH MAIN CANAL (APN: 010-011-033 – GOLDEN WEST NUTS, INC.)

Director Clark stated that this property has been split into two properties and asked if Golden West Nuts has the right to ask for the encroachment agreement. District Engineer John Davids stated that this request was predicated on the sale. There was a need to maintain access from one parcel to the other through another property.

A motion was made by Director Clark, seconded by Director Alpers, and unanimously supported to approve the Encroachment Agreement on the South Main Canal (APN: 010-011-033 – Golden West Nuts, Inc.).

ITEM NO. 15
APPROVE RESOLUTION OF ABANDONMENT OF A
PORTION OF THE PALMER DRAIN AND THE
BECKER DRAIN (APNS: 014-012-011/012 – BAIROS)

Director Bairos stated that he was abstaining from voting on this agenda item as it is directly related to him.

A motion was made by Director Alpers, seconded by Director Doornenbal, and unanimously supported to approve the Resolution of Abandonment of a portion of the Palmer Drain and the Becker Drain (APNS: 014-012-011/012 – Bairos).

ITEM NO. 24
REVIEW AND TAKE POSSIBLE ACTION ON
OAKDALE EDUCATION FOUNDATION'S SPONSOR REQUEST

This request was addressed by the Planning and Public Relations Committee. The amount of \$5,000 requested is the same as last year's request. Due to the amount of the request, this item is being brought to the full Board for approval.

Director Clark stated that this money is a budgeted item and that the Planning and Public Relations Committee has reviewed this request and supported that contribution.

A motion was made by Director Clark, seconded by Director Alpers, and unanimously supported to participate as a sponsor in the Oakdale Education Foundation in the sum of \$5,000.

ITEM NO. 21
REVIEW AND TAKE POSSIBLE ACTION ON THE
OAKDALE IRRIGATION DISTRICT'S 2009 COMPREHENSIVE
ANNUAL FINANCIAL REPORT FOR THE YEAR ENDED DECEMBER 31, 2009

The attached OID's 2009 Comprehensive Annual Financial Report is being submitted for approval. The District's Auditor, Brian Nash with Richardson and Company, and OID's Chief Financial Officer, Kathy Cook will be present at the board meeting to answer questions.

This year's annual report has formatted using guidelines set by the Government Finance Officer's Association (GFOA).

Mr. Nash was present to discuss the Oakdale irrigation District's Annual Report for the year ended December 31, 2009.

Director Bairos requested that the issue of check run approval for capital project contracts be brought to the Finance Committee for discussion to see if there is an alternative way to handle issuance of these checks.

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to approve the Oakdale Irrigation District's 2009 Comprehensive Annual Financial Report for the Year Ended December 31, 2009.

ITEM NO. 22
REVIEW AND TAKE POSSIBLE ACTION ON
CITY OF OAKDALE'S REQUEST FOR FIRE AND RESCUE FUNDING
AND OAKDALE PARKS AND RECREATION'S REQUEST FOR FUNDING

This matter appeared on the Board's April 6th Agenda. Upon discussion, the matter was referred to the Finance Committee for further evaluation. The Finance Committee met on April 21st with members of the City Fire, Rural Fire and Parks and Rec. present. No consensus was reached by the Committee. One Committee member recommended the monies requested come from OID Reserves. Another Committee member recommended the monies come from the current budget, and requested that Staff provide input on where current savings may exist to fund this request, all or in-part.

Staff has reviewed the current budget and found areas of monies in unfilled staff positions and employee health insurance costs that have not been spent. A memo to that end is included with this Agenda. While these monies exist as currently unspent, a redirection of these funds to fulfill the City's request does not guarantee that OID reserves will not be called upon to address unknown and unplanned expenditures (i.e. emergency repairs or replacements) during the remaining budget year.

Staff would like to see a commitment or plan from the City that reduces and eventually ends or minimizes the City's reliance upon OID for the backfilling its budgetary problems.

The dollars allocated by programs last year and the funds requested for this year are as follows:

Program	Funded in 2009	Requested in 2010
Parks and Rec-Public Swim	\$60,000	\$60,000
Parks and Rec-Water Safety	\$20,000	\$20,000
Parks and Rec-Water Conservation	\$12,419	\$12,419
City Fire Department-Confined Space	\$12,000	\$31,000
City Fire Department-Water Rescue	\$10,000	\$10,000
City Fire Department-Hazardous Materials	\$10,000	\$13,000
Oakdale Fire District (all inclusive of Confined Space, Water Rescue and Haz Mat)	\$32,000	---
Total	\$156,419	\$146,419

After a lengthy discussion a motion was made by Director Alpers and seconded by Director Clark to approve the funding to the City of Oakdale in the amount of \$146,419.00 and for said monies to come from the existing budget, and was voted as follows:

Ayes: Directors Clark, Alpers, Webb

Noes: Directors Bairos, Doornenbal

ITEM NO. 23
REVIEW AND TAKE POSSIBLE ACTION ON
OAKDALE FIRE PROTECTION DISTRICT'S REQUEST
FOR FUNDING OF A NEW WATER RESCUE BOAT, MOTOR, AND TRAILER

This request for a rescue boat from Oakdale Rural Fire was brought before the Tri Dam Board at its April 15, 2010 meeting. The request was not approved by the Tri Dam Board.

At the time, OID staff was directed to add this matter to the next OID Agenda for consideration.

The resolution to this matter appears similar to the City Fire, Oakdale Rural and Parks and Rec. request. Does the OID Board wish to fund all or a portion of this request and if so, does the money come from OID reserves or does the money come from savings or cuts to the current calendar year budget?

A motion was made by Director Alpers, seconded by Director Webb, and unanimously supported to approve the Oakdale Fire Protection District's request for funding of a new water rescue boat, motor, and trailer in the sum of \$31,493.00 plus tax from the existing budget.

ITEM NO. 25
REVIEW AND TAKE POSSIBLE ACTION TO
RECONSIDER REQUEST ON THE
AVAILABILITY OF ADDITIONAL WATER
FOR OUT-OF-DISTRICT LANDS (CHARLIE SMITH)

Attached to this agenda report is a request from Mr. Charlie Smith for the receipt of out-of-district water for 2010.

In 2008, Mr. Charlie Smith was informed that no future out-of-district water agreement would be executed for his property located at 10925 Warnerville Road, Oakdale. His property did not meet the requirements for the receipt of water (less than 10 acres) under the out-of-district contract agreement.

After that notification and decision, OID had numerous incidents where they found the OID padlock cut off from Mr. Smith's gate and water being taken without authorization. Finally, and to avoid further incidents, on July 7, 2009, the Board approved invoicing the landowner for the water received (despite its unauthorized taking) and allowed water to be delivered to Mr. Smith's property for the remainder of the 2009 water season however, the Board again affirmed to Mr. Smith that no future water would be made available.

The Board affirmed this commitment at its April 6, 2010 meeting and on April 16, 2010 Mr. Smith's turnout was removed. Mr. Smith now has no means by which to receive water.

Director Bairos stated that Mr. Smith had been called back to work after being off since October of 2009 and could not be present at the meeting.

A motion was made by Director Alpers, seconded by Director Clark, and unanimously supported to deny the availability of additional water for out-of-district lands to Charlie Smith.

ITEM NO. 26
REVIEW AND TAKE POSSIBLE ACTION TO
APPROVE REQUEST ON THE AVAILABILITY OF
SURPLUS WATER FOR OUT-OF-DISTRICT
LANDS (APN: 010-015-053 – RIVER OAK ORCHARDS)

On March 16, 2010, the Board approved supplying irrigation water to lands outside the District's boundaries to only those parcels that received out-of-district water last year and not to add any new agreements.

In the later part of 2009, River Oak Orchards purchased property from Golden West Nuts located at East Highway 108. A 2009 agreement for out-of-district water was executed with Golden West Nuts. River Oak Orchards has submitted a 2010 application for this property. This application would generate a "new" agreement for 2010 even though the property received water in 2009.

River Oak Orchards is requesting Board approval for an Agreement for Irrigation of Lands Outside District Boundaries on the above referenced parcel for the 2010 Water Season.

A motion was made by Director Clark, seconded by Director Doornenbal, and unanimously supported to approve the request for water for out-of-district lands (APN: 010-015-053 – River Oak Orchards).

ITEM NO. 27
REVIEW AND TAKE POSSIBLE ACTION TO
APPROVE INITIAL STUDY AND NEGATIVE
DECLARATION FOR ONE YEAR WATER TRANSFER
TO SAN LUIS & DELTA MENDOTA WATER AUTHORITY

The purpose of this agenda item is to conduct a public meeting to consider the potential environmental impacts of the proposed South San Joaquin and Oakdale Irrigation Districts' One Year Water Transfer to San Luis & Delta Mendota Water Authority Project ("Project"). The Project proposes a single year water transfer by Oakdale Irrigation District and South San Joaquin Irrigation District of up to a combined 50,000 acre feet of water from Oakdale and South San Joaquin Irrigation Districts' pre-1914 water rights supply to San Luis Delta Mendota Water Authority. The Project would utilize existing water conveyance infrastructure as no construction or change in land use would take place.

An Initial Study was prepared for the Project in accordance with the California Environmental Quality Act. On January 13, 2010, the District Manager made a preliminary determination that a Negative Declaration would be appropriate for the proposed Project. The Initial Study has been transmitted to the State Clearinghouse, interested agencies, groups, and individuals for a thirty (30) day review period from April 8, 2010 to May 7, 2010.

One comment was received regarding the proposed Negative Declaration and a response to that comment has been incorporated into the final document.

Director Bairos asked if there was any public comment on this agenda item. There being no public comment, a motion was made by Director Bairos, seconded by Director Doornenbal, and unanimously supported to approve the Initial Study and Negative Declaration for one year water transfer to San Luis & Delta Mendota Water Authority.

ITEM NO. 28
REVIEW AND TAKE POSSIBLE ACTION IN DETERMINING
TERMS AND CONDITIONS FOR ABANDONMENT OF
THE OAKDALE AVENUE PIPELINE WITHIN THE CITY OF OAKDALE

There are several existing Oakdale Irrigation District (OID) Town Pipelines still in service that convey water from one side of the City of Oakdale to the other and beyond that cannot be abandoned. There are also out of service Town Pipelines located throughout the City of Oakdale that have not been used by OID for irrigation purposes since 2004. These unused pipelines can be abandoned, because the town lots no longer irrigate and said pipelines are operationally unnecessary for OID. Recognizing that these unused pipelines need to be abandoned, Staff has been working diligently with the Water Committee on a

comprehensive abandonment package inclusive of facilities, terms, and associated financial impacts.

Given the above, there are numerous pipelines that OID plans to abandon that the City of Oakdale still uses for storm water conveyance in the winter. One (1) such pipeline is located on Oak Avenue and has recently come to light given the City's current Oak Avenue Project. During construction, the pipeline had been encountered in several locations and the City of Oakdale indicated that they would like to replace the existing pipeline with 18-inch C-905 PVC. The new pipeline is proposed to be installed in the same horizontal and vertical alignment as the existing pipeline. This pipeline is critical to the City of Oakdale's storm drainage system serving the hospital area south of Highway 108.

The City did not anticipate the replacement of this pipeline during the design and budgeting process for their project. They are requesting OID share in a portion of the costs to replace this pipeline by agreeing to pay for the removal and disposal costs of the old pipeline. The estimated cost to remove and dispose of the existing pipeline (as provided by the City) is \$60,175 (approx. 2,407 LF @ \$25/LF). Please note that this total varies slightly from the attached documentation based on OID Staff's review of the engineering drawings as prepared by Giuliani and Kull.

Given the City of Oakdale's request, Staff sees a number of items to be considered by the Board prior to making a decision on a course of action.

Mike Brennan City Councilman and Mayor Farrell Jackson were present and commented on the agenda item.

A motion was made by Director Bairos, seconded by Director Clark, and unanimously supported to refer this matter to the Water/Engineering Committee to discuss how the District is going to handle the abandonment of the District's pipelines in the City.

**DISCUSSION
ITEM NOS. 30**

**ITEM NO. 30
DISCUSSION ON BUSINESS ITEMS AS
THEY APPEAR ON THE TRI-DAM
BOARD AGENDA FOR THURSDAY, MAY 20, 2010**

This item is placed here for the Board to discuss Tri Dam agenda items.

Director Webb stated that he would like General Manager Dan Pope to write down what he thinks Tri-Dam is going to need in the future so that these capital purchase items can be prioritized.

Director Clark stated that he feels that the Board of Directors needs to review any trips taken by the General Manager Dan Pope.

General Manager Steve Knell stated that the Warren Contract issue is on the agenda for discussion.

ITEM NO. 31 **COMMUNICATIONS**

A. GENERAL MANAGERS REPORT

Safety Activities

1. 491 days without a lost-time injury accident.
2. Working with Safety Coordinator on a 5-Year Safety Summary

Administration Activities

1. Director Frank Clark will receive the Senior Award at the County Board of Supervisors meeting on May 18th.
2. Continue to strike out in our search for Water Operation Manager candidates.
3. Continued to meet with and work with Rubicon Systems on their proposal.
4. Numerous Committee meetings prepared for and held since last Board meeting.
5. GM gave a Predation Talk to the morning Rotary Club on May 7th.
6. GM attended the Business Merchants meeting on May 12th.
7. GM presented two plaques for achievement at the Oakdale School Science Award Ceremony held at Magnolia Auditorium on May 12th.
8. Meeting with Tri Dam on the 14th to discuss measurement error between OID's Little John Diversion System and Tri Dams' gauging station on the North Main Canal.
9. Chocolate Festival this weekend, May 15th and 16th.
10. ACWA Conference in Monterey from May 4th – 7th.
 - a. Conference was very good this year
 - b. OID and 4 other irrigation districts (Alta ID, TID, MID, SSJID) recognized as founding members of ACWA during their 100 year celebration.
11. San Joaquin River Group meeting held on May 12th.
 - a. VAMP going well.
 - b. Bubble curtain replaced with sound curtain. Not impressive results.
 - c. Bureau back on for extended VAMP. River Group interested in more than 1-year deals.
 - d. Randy Fiorini present. Appointed to Delta Stewardship Counsel by Governor. The ID's expressed their opinions on the BiOp and how we viewed what the Counsel should look at as far a quality science missed in the first BiOp.
12. Legal Activities:
 - a. Knights Ferry-April 30th court date
 - b. Mangante-no change
 - c. Lubbers-Court date set for
 - d. Honchariw-no change
 - e. ID52 – no change

Contract and Special Project Activities

1. South Main Canal and Tunnel Projects – Magorian Mine Services and Condor Earth Technologies have completed all of their contractual responsibilities. Magorian Mine Services' retention was released on May 7, 2010 and Project is closed.

2. 2-Mile Bar Tunnel (CEQA & Engineering) – CH2MHILL continues with the CEQA process compiling the necessary Mitigated Negative Declaration documentation for submittal to the USFWS. CH2MHILL and OID are awaiting USFWS comments on the Technical Memo sent to them in March. The tunnel survey was completed and the landowners reviewed the tunnel route. The comments submitted by Hodgdon Enterprises were reviewed and approved by the Board, except for one comment concerning the abandonment of the right of way, and returned to Hodgdon Enterprises. The offer was refused. The Board will need to provide direction on the next course of action. The District received the Marie Atherton Trust response to the offer letter sent to them. The response consisted of a series of questions which will be presented to the Board.
3. North Side Regulating Reservoir – The final grading is scheduled to be completed on or before May 21, 2010. The fencing contractor mobilized on site March 30, 2010 and completed all of the fencing. The final construction activity is the electrical which is dependent upon PG&E's providing power to the OID panel. This work is being scheduled by PG&E since the easement has been signed by the Landowner.
4. Cashman Dam Rehabilitation Project – TCB Industrial has initiated the Dispute Resolution clause of the contract for close out of the final change orders. The work remaining is the final site grading which could not be completed due to wet conditions. .
5. Contract close out and Final Report writing on all winter projects continues with the final quantity measurement, Change Order Reconciliations and project narratives with pictures.
6. A Construction Project Administration and a Concrete Quality Control program continued with the Contracts and Engineering Department. Also, the development of a Construction Administration Manual continued.
7. Development of the 5-Year Capital Improvements Program for presentation to the Board is in progress but slowed down for additional review by water operations, engineering and C&M..
8. Contract Administration activities on contracts to be renewed and/or issued, Work Releases and Change Orders for all contracts.

Construction Activities

1. Processing Job Set Up Forms and preparing Request For Work Approvals.
2. Conducting routine maintenance on District Facilities.
3. Performance Evaluation preparation.
4. Conducting various landowner meetings.
5. District crews are currently working on: Job Set-up Forms, Drain Cleaning Program, small scale Capital Projects, & re-gaining drive able access on District Facilities.
6. Posted in-house for two C&M Leadman positions.
7. Received three new DSO ½ ton pick-ups, Auto Shop currently outfitting these vehicles with the necessary equipment.
8. Received new tilt bed trailer from Ahern Rentals.
9. The Cat D6H dozer has an estimated repair cost of \$37k, this occurred when the machine through a track during normal operations. This machine was manufactured in 1986 and currently has 4,531 hours. I have contacted local vendors requesting pricing on new vs. used machines for review.

Engineering Activities

1. V.A. Rodden – Annexation Agreement revisions complete. DRAFT LAFCO Application complete. 1st baseline biological assessment completed 4/29/10. Diane said it was still a bit wet and so they will make a second visit this week. Summary report should be completed around the 1st week of June. CEQA can't move forward until the baseline biological assessment has been completed. Email communication with Ms. Moore dated 5/10/10 indicates that there are no biological issues of concern on the site.
2. Ongoing project management with Provost and Prichard. Weekly meetings held every Thursday.
3. Joslin – DRAFT LAFCO Application complete. Baseline biological assessment completed by Diane Moore on 4/29/10. Email communication with Ms. Moore dated 5/3/10 indicates that the site is biologically unremarkable. Summary report should be completed around the 1st week of June.
4. Furtado Deep Well Site Project – Trying to resolve well drilling complications with Mr. Nielsen and Mr. Kamper. One (1) title exclusion for oil, gas and mineral rights still being resolved with Chicago Title before we can close escrow.
5. Honolulu Bar Mitigation Project – All permit applications have been deemed complete (i.e. 401, 404, LSBAA, Corp Lease, State Lands, etc.). Project moving forward, numerous issues being addressed, namely O&M and M&M Plans with USACOE. Still on track for July 2010 construction start date. Preliminary discussions with FISHBIO indicate cost overruns for Phases II and III. Further discussion necessary.
6. Continued Environmental assistance with Two Mile Bar Tunnel Project. Request for Consultation and Biological Tech Memo submitted to Maryann Owens with USFWS on 3/2/10. Additional Tech Memo submitted to Maryann last week. First round of DRAFT MND revisions complete.
7. Willms Ranch – Legal Counsel Review
8. Postma – Encroachment Agreement awaiting signature.
9. Patterson Deed – Resolution approved at 3/2/10 Board Meetings. Subsequent correspondence sent out 3/19/10. Proceeding as set-forth by counsel.
10. Fringe Parcel Analysis – Met with Water Committee on 4/22/10. Follow-up correspondence set to first three (3) parcels of concern. Do dialogue with those landowners to date. Standing Water Committee meeting set for today.
11. Martin Dairy Encroachments – On-site meeting held 5/14/10. D&M backhoe proceeding as necessary. Staff to process Encroachment Agreement for existing infrastructure.
12. Knights Ferry – Costs estimates and alignments to be reviewed by BOD in closed session today. Wills Lateral off North Main alignment has been surveyed, pipe sized/delivered and preliminary meetings have been held with Ms. Boatright. Second meeting with Ms. Boatright and her partner was held 4/5/10. Staff working on proposal, additional mapping, etc. for Board/Water Committee review.
13. GIS – Working to install concurrent license software on additional work stations as time permits.
14. SCADA – Assisting Mr. Davis as necessary.
15. Boundary Flow Measurement – April boundary flow data downloaded and processed. To GM for subsequent review.
16. Honchariw – Legal Counsel Review.
17. Standard Detail – P&P updating per OID comments. Misc. questions being answered over last several weeks.

18. Claribel Lateral Drain Water Measurement – Purchase of new SonTek flow meter approved at today's Board meeting.
19. Rubicon – Misc. analysis/review/troubleshooting as necessary
20. JBD presented OID Ag Scholarship to Makayla Spaman on 5/4/10 at the Bianchi Center.
21. Reviewing Springbrook/CIP Planner Asset Management potential.
22. North Main Canal Flow Measurement – Working with Water Department on flow measurement discrepancies (i.e. Tri-Dam/OID).
23. OID Engineering Department working on misc. designs for the 2010/2011 winter work season.
24. Processing numerous requests for information.
25. Met with Joe Oliveria on 5/12/10 to discuss his filter options off the Tenant Pipeline.
26. North Side Regulating Reservoir – PG&E easement signed by Mr. Tilbury and delivered to PG&E Land Services Office in Stockton on 5/10/10.

Water Operations Activities

1. Rice fill has begun.
2. Pre-irrigation of corn has begun.
3. Conducting various landowner meetings.
4. Cashman Dam Rubicon Gate issues. Derek Davis working with Eric @ Rubicon to resolve.
5. North Side Regulating Reservoir working well despite lack of power.
6. Working with Engineering on Fringe Parcel Analysis.

B. COMMITTEE REPORTS

Finance Committee Meeting, April 21, 2010

- Funding Request of the City of Oakdale for City Fire and Rural Fire Districts and Oakdale Parks and Recreation

Planning & Public Relations, April 21, 2010

- Sponsorship Request of Oakdale Educational Foundation
- Funding Request of Oakdale Freestyle Wrestling Club

Water/Engineering, April 22, 2010

- Abandonment of Langstroth Drain
- Abandonment of Townlines within the City of Oakdale and the City of Riverbank
- Request for 2010 Irrigation Season Variance (APN: 229-080-088 - Frobose)
- Fringe Parcel Update

C. DIRECTORS' COMMENTS/SUGGESTIONS

There were no Directors' comments.

At the hour of 11:30 a.m. the meeting adjourned to a Closed Session.

CLOSED SESSION
ITEM NO. 32

- A. Government Code §54956.9(b)** - Anticipated Litigation
One (1) Case
- B. Government Code §54956.9** - Existing Litigation
Eakin, et al. v. Oakdale Irrigation District
- C. Government Code §54956.8** - Conference with Real Property Negotiator
Negotiating Parties: OID, SSJID, SLDMWA,
Stockton East Water District, and Westside Interests
Property: Water
Agency Negotiators: General Manager
Under Negotiations: Price and Terms
- D. Government Code §54956.8** - Conference with Real Property Negotiator
Negotiating Parties: Hodgdon Enterprises
Property: Two-Mile Bar Tunnel Rights of Way
Agency Negotiators: General Manager,
Contracts and Special Projects Manager
Under Negotiations: Price and Terms

At the hour of 12:38 p.m. the meeting returned to open session.

Coming out of Closed Session Director Bairos reported that the Board voted 3 to 2 to waive the claim against SSJID. Director Bairos also reported that he recused himself from participating in any discussions concerning the Knights Ferry matter. He reported that Director Clark ran the meeting for that agenda item.

At the hour of 12:40 p.m. the meeting was adjourned for lunch.

The meeting reconvened at 1:15 p.m.

DISCUSSION
ITEM NOS. 29

ITEM NO. 29
DISCUSSION ON RUBICON
SYSTEMS AMERICA, INC.'S PROPOSAL

OID has received a proposal from Rubicon Systems America, Inc. to provide a demonstration project involving the installation of their hardware gates on one to two OID canals and operated with their proprietary automation software known as TCC or Total Channel Control.

As background, OID began purchasing Rubicon Gate products about 5 years ago and has about 30 gates operating in its system. Rubicon gate products were chosen by OID as its choice for modernization due to their simple SCADA integration, simplicity of operation, and ability to measure and record flow data with better than market accuracy. What Rubicon offers, which no one else does, is operational software known as TCC. TCC technology offers the ability of gates to be operationally linked whereby a flow demand change that

occurs within the system (either plus or minus) is responded to by the other gates within the canal to meet that changed flow demand. This system change is known in the industry as moving from upstream control to downstream control.

TCC offers canal flow response with minimal DSO input, no weir board manipulation or guessing at gate settings at check structures. The advantage, as its name implies, is truly total channel control. A huge secondary benefit with TCC is the reduction and likely elimination of all spill water at the end of OID laterals.

The 4 irrigation districts visited by OID's District Engineer and General Manager in Australia had all been (or nearly all) converted to this operating system and had been for a number of years. There is no question about its functionality and ability to deliver. This is not new technology; it's just new technology to the United States. The purpose of the demonstration project would be to develop hard numbers over the next few years in order to evaluate the economics of implementing a broader scalable program.

The purpose of this agenda item is to expose the whole Board to Rubicon System's hardware and software products and to review their proposal. Staff will be looking to the Board for direction on how or if they would like to proceed to the next level.

An Advisory Committee of Directors Clark and Webb met with a Rubicon representative at ACWA in Monterey and may provide some insight to their discussions.

Trevor Boomstra, CEO of Rubicon Systems America, Inc. and Tony Oaks a founding member of Rubicon Systems Australia Pty Ltd. from Australia were present at the meeting and gave a PowerPoint presentation setting forth their proposal.

OTHER ACTION
ITEM NO. 33

The meeting adjourned at the hour of 3:03 p.m. The next Regular Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, June 1, 2010 at 9:00 a.m.** in the board room at 1205 East F Street, Oakdale, CA.

The next Regular Joint Board Meeting for the **Tri-Dam Project** is scheduled for **Thursday, May 20, 2010 at 9:00 a.m.** in the board room of the Tri-Dam Project, 31885 Old Strawberry Road, Strawberry, CA.

Al Bairos, Jr., President

Attest:

Steve Knell, P.E., Secretary