

MINUTES

Oakdale, California
March 7, 2017

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: Steve Webb, President
Herman Doornenbal, Vice President
Gary Osmundson
Gail Altieri
Linda Santos

Staff Present: Steve Knell, General Manager/Secretary
Jason Jones, Support Services Manager
Eric Thorburn, Water Operations Manager
Kathy Cook, Chief Financial Officer

Also Present: Fred A. Silva, General Counsel

ADDITION OR DELETION OF AGENDA ITEMS

There were no additions or deletions of Agenda Items.

ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE

Director Santos requested that Closed Session Item No. 23.E. be discussed in Open Session. Director Webb stated that following the discussion in Closed Session any action taken on this item would be done in open session.

General Manager Steve Knell pulled Consent Item No. 11 due to a change in the Memorandum of Understanding that needs to be discussed.

At the hour of 9:02 a.m. the Board welcomed public comment.

PUBLIC COMMENT ITEM NO. 1

Robert Frobose stated that at the last meeting he discussed the inaccuracy of the minutes and the fact that certain items were left out of the minutes. He stated that any negative comments were left out of the minutes and only the positive comments were included. He stated that he never heard any decision on how this would be resolved.

Tom Orvis, Stanislaus County Farm Bureau, thanked everyone who attended the Regional Farm Bureau Meeting last week. He reminded everyone that the comments on the SED are due by next Friday, March 17, 2017. He stated that he appreciated the presentations / comments that were received at the meetings held in Stockton, Modesto, and Merced. He also reminded everyone about the Stanislaus County Farm Bureau Annual Meeting of Members to be held on April 20, 2017.

There being no further Public Comment; Public Comment closed at 9:09 a.m. and the Board Meeting continued.

PRESENTATION
ITEM NO. 2

Rob Greenfield, General Counsel, ACWA / JPIA presented the Oakdale Irrigation District with a premium refund check in the sum of \$153,090.00.

Director Altieri requested Item No. 4 be pulled from the Consent Calendar; and Director Santos requested that Item Nos. 3, 12, and 15 be pulled from the Consent Calendar.

CONSENT ITEMS
ITEM NOS. 5, 6, 7, 8, 9, 10, 13, 14, 16

ITEM NO. 5
APPROVE ASSIGNMENT OF
CAPITAL WORK ORDER NUMBERS

A motion was made by Director Doornenbal, seconded by Director Webb, an unanimously supported to approve the assignment of the following Capital Work Order Numbers:

<u>Facility</u>	<u>Project Description</u>	<u>Estimated Cost</u>	<u>Work Order No.</u>
Crum Pipeline	Install 3-Toughsonic level sensors, 1-Rug3 Controller, 1-Serial Radio, and misc. appurtenances. (APN: 006-008-064)	\$13,300	2017-007
Paulsell Lateral	Install 1-18"x7.5' Fresno 101C slide gate, 1-Rubicon Flumemeter, 1-5'x7' Precast MBI w/ 18" starter coupler and misc. appurtenances. (APN: 008-001-018)	37,700	2017-008

ITEM NO. 6
APPROVE MONTHLY TREASURER'S
REPORT FOR THE MONTH ENDING JANUARY 31, 2017

A motion was made by Director Doornenbal seconded by Director Webb, and unanimously supported to approve the Monthly Treasurer's Report for the month ending January 31, 2017.

ITEM NO. 7
APPROVE DENIAL OF REQUEST TO CANCEL FIRST INSTALLMENT
PENALTIES ON 2017 WATER DELIVERY FEES (APN: 002-057-019 – OUSLEY)

A motion was made by Director Doornenbal, seconded by Director Webb, and unanimously supported to approve the denial of the request to cancel first installment penalties on 2017 water delivery fees (APN: 002-057-019 - Ousley).

ITEM NO. 8
APPROVE DENIAL OF REQUEST TO
CANCEL FIRST INSTALLMENT PENALTIES ON 2017 ID41
MAINTENANCE & OPERATIONS CHARGES (APN: 063-014-017 – COLEMAN)

A motion was made by Director Doornenbal, seconded by Director Webb, and unanimously supported to approve the denial of the request to cancel first installment penalties on 2017 ID41 maintenance & operations charges (APN: 063-014-017 – Coleman).

ITEM NO. 9
APPROVE DENIAL OF REQUEST TO CANCEL FIRST INSTALLMENT
PENALTIES ON 2017 WATER DELIVERY FEES AND VOLUMETRIC
WATER CHARGES (APNS: 014-008-004 AND 014-017-001 – HILARIDES)

A motion was made by Director Doornenbal, seconded by Director Webb, and unanimously supported to approve denial of the request to cancel first installment penalties on 2017 water delivery fees and volumetric water charges (APNS: 014-008-004 and 014-017-001 – Hilarides).

ITEM NO. 10
APPROVE PROFESSIONAL SERVICES AGREEMENT
2017-PSA-001 WITH CONTRACTOR COMPLIANCE &
MONITORING, INC. AND AUTHORIZE GENERAL MANAGER TO EXECUTE

A motion was made by Director Doornenbal, seconded by Director Webb, and unanimously supported to approve Professional Services Agreement 2017-PSA-001 with Contractor Compliance & Monitoring, Inc. and authorize General Manager to execute.

ITEM NO. 13
APPROVE SPONSORSHIP REQUEST OF STANISLAUS COUNTY
FARM BUREAU FOR THE 103RD ANNUAL MEETING OF MEMBERS

A motion was made by Director Doornenbal, seconded by Director Webb, and unanimously supported to approve the sponsorship request of Stanislaus County Farm Bureau for the 103rd Annual Meeting of Members.

ITEM NO. 14
APPROVE RESOLUTION ADOPTING THE JOINT POWERS
AUTHORITY AGREEMENT (JPA AGREEMENT) ESTABLISHING THE
EASTERN SAN JOAQUIN GROUNDWATER AUTHORITY (AUTHORITY) AND
DIRECT GENERAL MANAGER TO EXECUTE JPA AGREEMENT
AND APPOINT AUTHORITY BOARD MEMBER ON OID'S BEHALF

A motion was made by Director Doornenbal, seconded by Director Webb, and unanimously supported to approve the Resolution Adopting the Joint Powers Authority Agreement (JPA Agreement) Establishing the Eastern San Joaquin Groundwater Authority (Authority) and direct General Manager to execute JPA Agreement and appoint a JPA board member on OID's behalf.

ITEM NO. 16
APPROVE ENCROACHMENT PERMIT ON THE CLARIBEL
LATERAL (APN: 064-032-076 – RICHARD B. AND ALIDA V.
ARDIS REVOCABLE FAMILY TRUST DATED NOVEMBER 18, 2004)

A motion was made by Director Doornenbal, seconded by Director Webb, and unanimously supported to approve the Encroachment Permit on the Claribel Lateral (APN: 064-032-076 – Richard B. and Alida V. Ardis Revocable Family Trust Dated November 18, 2004).

The above Consent Items passed unanimously by the following votes:

Ayes:	Directors Webb, Doornenbal, Osmundson, Altieri, Santos
Noes:	None
Absent:	None

PULLED CONSENT CALENDAR
ITEM NOS. 11, 3, 4, 12, 15

ITEM NO. 11
APPROVE MEMORANDUM OF UNDERSTANDING WITH THE
OPERATING LOCAL UNION NO. 3 (OPERATIONS EMPLOYEES)

A motion was made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve the Memorandum of Understanding with the Operating Local Union No. 3 (Operations Employees).

ITEM NO. 3
APPROVE THE BOARD OF DIRECTORS' MINUTES OF THE
SPECIAL MEETING OF FEBRUARY 21, 2017 AND RESOLUTION
NOS. 2017-26, 2017-27, 2017-28, 2017-29, 2017-30, 2017-31, 2017-32, AND 2017-33

A motion was made by Director Santos and seconded by Director Altieri to not accept the Minutes of the Special Meeting of February 21, 2017, and was voted as follows:

Ayes: Directors Santos, Altieri
Noes: Directors Webb, Doornenbal, Osmundson
Absent: None

The motion failed by a 2-3 vote.

A motion was made by Director Osmundson and seconded by Director Doornenbal to approve the Board of Directors' Minutes of the Special Meeting of February 21, 2017 and Resolution Nos. 2017-26, 2017-27, 2017-28, 2017-29, 2017-30, 2017-31, 2017-32, and 2017-33, and was voted as follows:

Ayes: Directors Webb, Doornenbal, Osmundson
Noes: Directors Santos, Altieri
Absent: None

The motion passed by a 3-2 vote.

ITEM NO. 4
APPROVE THE OAKDALE IRRIGATION
DISTRICT STATEMENT OF OBLIGATIONS

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

ITEM NO. 12
APPROVE DONATION REQUEST OF OAKDALE SOCCER CLUB

A motion was made by Director Santos, seconded by Director Altieri, and unanimously supported to approve the donation request of Oakdale Soccer Club.

ITEM NO. 15
APPROVE ABANDONMENT AND QUITCLAIM OF A PORTION OF THE
TOWN "E" PIPELINE (APNS: 062-004-008/020/021 – THE ROBERT C.
OTT AND SHARON A. OTT FAMILY LIMITED PARTNERSHIP, MARIE
OTT 2005 TRUST, ROSEMARIE OTT, AND MARGARET OTT,
RICHARD J. BURGESS, AND THE HOLLOWAY FAMILY 2000 TRUST

A motion was made by Director Santos, seconded by Director Altieri, and unanimously supported to approve the abandonment and quitclaim of a portion of the Town "E" Pipeline (APNS: 062-004-008/020/021 – The Robert C. Ott and Sharon A. Ott Family Limited Partnership, Marie Ott 2005 Trust, Rosemarie Ott, and Margaret Ott, Richard J. Burgess, and the Holloway Family 2000 Trust.

Consent Items Nos. 4, 12, 15 passed unanimously by the following votes:

Ayes: Directors Webb, Doornenbal, Osmundson, Altieri, Santos

Noes: None
Absent: None

ACTION CALENDAR
ITEMS NOS. 17, 18, 19, 20, 21

ITEM NO. 17
REVIEW AND TAKE POSSIBLE ACTION TO DIRECT STAFF
TO WORK WITH THE CITY OF OAKDALE TO DEVELOP A COOPERATIVE
ACTION PLAN BETWEEN THE TWO AGENCIES AND BRING BACK TO THE BOARD

A motion was made by Director Santos, seconded by Director Doornenbal, and unanimously supported to direct staff to work with the City of Oakdale to develop a Cooperative Action Plan between the two agencies and bring it back to the Board for further direction.

The motion passed unanimously by the following vote:

Ayes: Directors Webb, Doornenbal, Osmundson, Altieri, Santos
Noes: None
Absent: None

ITEM NO. 18
REVIEW AND TAKE POSSIBLE ACTION TO AUTHORIZE THE GENERAL
MANAGER TO DETERMINE THE START OF THE 2017 WATER SEASON

A motion was made by Director Webb, seconded by Director Santos, and unanimously supported to authorize the General Manager to determine the start of the 2017 water season.

The motion passed unanimously by the following vote:

Ayes: Directors Webb, Doornenbal, Osmundson, Altieri, Santos
Noes: None
Absent: None

ITEM NO. 19
REVIEW AND TAKE POSSIBLE ACTION ON THE DETERMINATION
OF SURPLUS WATER AND AVAILABILITY FOR OUT-OF-DISTRICT USE

A motion was made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve the availability of surplus water for out-of-district use.

The motion passed unanimously by the following vote:

Ayes: Directors Webb, Doornenbal, Osmundson, Altieri, Santos
Noes: None
Absent: None

ITEM NO. 20
REVIEW AND TAKE POSSIBLE ACTION TO
APPROVE 2017 OUT-OF-DISTRICT SERVICE APPLICATIONS

A motion was made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve 2017 Out-of-District Service Applications.

The motion passed unanimously by the following vote:

Ayes:	Directors Webb, Doornenbal, Osmundson, Altieri, Santos
Noes:	None
Absent	None

ITEM NO. 21
REVIEW AND TAKE POSSIBLE ACTION TO SET THE 2017
OUT-OF-DISTRICT WATER RATE AND REQUIRE WATER
RESERVATION WITH AN UPFRONT NON-REFUNDABLE PAYMENT

After a lengthy discussion by the Board of Directors, it was agreed that the out-of-district water rate, along with the Tier I and Tier II water rates would be brought back to the next Board Meeting.

A motion was made by Director Santos, seconded by Director Doornenbal, and unanimously supported to approve a nonrefundable out-of-district reservation fee of 50% of their anticipated water usage paid up front. Any water used over and above the nonrefundable reservation fee shall be trued up at the end of the water season.

The motion passed unanimously by the following vote:

Ayes:	Directors Webb, Doornenbal, Osmundson, Altieri, Santos
Noes:	None
Absent	None

COMMUNICATIONS
ITEM NO. 22

A. GENERAL MANAGERS REPORT

General Manager Steve Knell reported on various operations of the District.

B. COMMITTEE REPORTS

Planning and Public Relations Committee, February 22, 2017

- Donation Request of Oakdale Soccer Club
- Sponsorship of Stanislaus County Farm Bureau

These items were previously on the agenda.

C. DIRECTORS COMMENTS

Director Altieri

Director Altieri had no comments.

Director Santos

Director Santos had no comments.

Director Doornenbal

Director Doornenbal had no comments

Director Osmundson

Director Osmundson stated that everyone is pretty blessed to be in the situation that we are this year due to all of the rain that we have had.

Director Webb

Director Webb agreed with Director Osmundson's comment and stated that the District is going to have a great water year and the farmers are going to reap the benefits this year after four or five years of a drought.

At the hour of 10:55 a.m. the Board adjourned to Closed Session.

CLOSED SESSION
ITEM NO. 29

- A. Government Code §54956.9(d)(2)(3) - Significant Exposure to Litigation**
Four (4) Cases
- B. Government Code §54956.8 Conference with Real Property Negotiator**
Negotiating Parties: OID, SSJID, MID, TID, MeID, CCSF
Property: Water
Agency Negotiators: General Manager
Under Negotiations: Terms
- C. Government Code §54956.8 Conference with Real Property Negotiator**
Negotiating Parties: OID, SSJID, SEWD
Property: Water
Agency Negotiators: General Manager
Under Negotiations: Terms and Price
- D. Government Code §54956.9(d)(1) - Existing Litigation**
Oakdale Groundwater Alliance; Frobose, Brichetto, et al. v. Oakdale Irrigation District

E. Government Code §54956.8 Conference with Real Property Negotiator

Negotiating Parties: Schaaffma Enterprises

Property: Gravel

Agency Negotiators: General Manager

Under Negotiations: Price and Terms

At the hour of 11:56 a.m. the Board reconvened to open session.

Coming out of Closed Session a motion was made by Director Webb and seconded by Director Doornenbal to negotiate with Schaaffma Enterprises, prepare a contract once it is determined who is authorized to sign for Schaaffma Enterprises and bring the contract back to the Board for approval, and was voted as follows:

Ayes:	Directors Webb, Doornenbal, Osmundson
Noes:	Director Altieri
Abstained:	Director Santos
Absent:	None

OTHER ACTION
ITEM NO. 29

At the hour of 12:01 p.m. the meeting was adjourned. The next Special Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, March 21, 2017 at 6:00 p.m.** in the board room at 1205 East F Street, Oakdale, CA.

The next Joint Board Meeting of the **South San Joaquin and Oakdale Irrigation Districts** serving the **Tri-Dam Projects** and **Tri-Dam Authority** and other joint business matters is scheduled for **Thursday, March 16, 2017 at 9:00 a.m.** in the board room of the Oakdale Irrigation District, 1205 East F Street, Oakdale, CA.

Steve Webb, President

Attest:

Steve Knell, P.E., Secretary