

MINUTES

Oakdale, California
February 20, 2007

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: Steven A. Webb, President
Jack D. Alpers, Vice President
Tony Taro
Al Bairos, Jr.
Frank B. Clark

Staff Present: Steve Knell, P.E., General Manager/Secretary
Kevin King, Water Operations Manager
Kathy Cook, Chief Financial Officer
Gary Jernigan, Support Services Manager
Bob Nielsen, Water Operations Manager

ADDITION OR DELETION OF AGENDA ITEMS

Director Webb requested that Action Item No. 13 be deleted from this Agenda and added to the Agenda for the Board Meeting on March 6, 2007.

ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE

There were no items taken out of sequence.

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

PUBLIC COMMENT ITEM NO. 1

There being no Public Comment; Public Comment closed at 9:02 a.m. and the Board Meeting continued.

Director Clark requested that Consent Item No. 3 be pulled from the Consent Calendar.

Director Bairos requested that Consent Item Nos. 3, 6, and 8 be pulled from the Consent Calendar.

CONSENT ITEMS
ITEM NOS. 2, 4, 5, 7, 9, 10, 11

ITEM NO. 2
APPROVE THE BOARD OF DIRECTORS' MINUTES
OF THE REGULAR MEETING OF FEBRUARY 6, 2007
AND RESOLUTION NOS. 2007-04, 2007-05, 2007-06, AND 2007-07

A motion was made by Director Clark, seconded by Director Bairos, and unanimously supported to approve the Board of Directors' Minutes of the Regular Meeting of February 7, 2007, and Resolution Nos. 2007-04, 2007-05, 2007-06, and 2007-07.

ITEM NO. 4
APPROVE IMPROVEMENT DISTRICT
STATEMENT OF OBLIGATIONS

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

ITEM NO. 5
APPROVE ATTENDANCE AT 2007 APPA
NATIONAL CONFERENCE IN SAN ANTONIO, TEXAS

A motion was made by Director Clark, seconded by Director Bairos, and unanimously supported to approve attendance at 2007 APPA National Conference in San Antonio, Texas.

ITEM NO. 7
APPROVE GENERAL SERVICES AGREEMENT
FOR VARIOUS VENDORS AND CONTRACTORS (PRESTON PIPELINE)

A motion was made by Director Clark, seconded by Director Bairos, and unanimously supported to approve the General Services Agreement for various vendors and contractors (Preston Pipelines).

ITEM NO. 9
APPROVE RESOLUTION TO ABANDON
A PORTION OF THE STEVENOT LATERAL
(APN: 002-052-023 – JOSLIN; APN: 002-052-024 – RUVALCABA)

A motion was made by Director Clark, seconded by Director Bairos, and unanimously supported to approve the Resolution to Abandon a Portion of the Stevenot Lateral (APN: 002-052-023 - Joslin; APN: 002-052-024 – Ruvalcaba).

ITEM NO. 10
APPROVE RESOLUTION TO ACCEPT TWO (2)
GRANT DEEDS FOR THE STEVENOT LATERAL
(APN: 002-052-023 – JOSLIN; APN: 002-052-024 – RUVALCABA)

A motion was made by Director Clark, seconded by Director Bairos, and unanimously supported to Accept Two (2) Grant Deeds for the Stevenot Lateral (APN: 002-052-023 - Joslin; APN: 002-052-024 – Ruvalcaba).

ITEM NO. 11
APPROVE LAKE ALPINE WATER COMPANY AND
COUNTY OF ALPINE AGREEMENT RESOLVING
WATER RIGHTS PROTEST FILED BY OID AND SSJID

A motion was made by Director Clark, seconded by Director Bairos, and unanimously supported to approve Lake Alpine Water Company and County of Alpine Agreement resolving water rights protest filed by OID and SSJID.

ACTION CALENDAR
ITEMS NOS. 3, 6, 8, 12, 13, 14, 15, 16, 17, 18, 19

ITEM NO. 3
APPROVE OAKDALE IRRIGATION
DISTRICT STATEMENT OF OBLIGATIONS

Director Clark wanted to know if the no trespassing signs for \$1,300.00 were an annual purchase. Water Operations Manager, Kevin King, stated that there have been some vandalism on the pump houses and a decision was made to increase the signage. Director Clark had another question concerning the two first aid treatment entries for Oak Valley District Hospital in the sum of \$296 and \$302. Director Clark asked if that was for a visit to the emergency room or if that was for treatment with a doctor. General Manager, Steve Knell, responded that that was for treatment in the emergency room. Chief Financial Officer, Kathy Cook, stated that these two entries were for an injury sustained at work that required immediate care and the treating physician could not see them immediately so they were taken to the emergency room.

Director Bairos had a question as to why we were purchasing items from Hilmar Lumber and Hughson Farm Supply. Support Services Manager, Gary Jernigan, responded that the District purchases a lot of piping and miscellaneous fittings because they have the best price. Director Bairos also had a question regarding the tuition and books for Kevin King. General Manager, Steve Knell, stated that the District has a provision under its policy whereby the District pays tuition and books for employees who successfully complete courses as long as they are taking courses that are a benefit to the District.

Director Alpers had a question regarding the purchase from Les Schwab and asked if they were bid deals. Gary Jernigan, Support Services Manager, stated that everything is done by bid. Director Alpers also had questions regarding the warranty work to Pape Machinery and asked why it was not free if we were having warranty work done. Gary Jernigan,

Support Services Managers, stated that not everything is covered under the warranty and that this work was for items not covered under the warranty.

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

ITEM NO. 6
APPROVE PURCHASE OF
REPLACEMENT CELL PHONES AND CRADLES

Director Bairos asked if the District had good service throughout our area with the Nextel phones. Kevin King, Water Operations Manager stated that the only exception that the District has is in the Knights Ferry area and up in the hills in Division 6. These employees use the Cingular service. Director Bairos also asked if the hands free will be compatible with next year's law. Kevin King, Water Operations Manager, responded yes.

A motion was made by Director Bairos, seconded by Director Clark, and unanimously supported to approve the purchase of replacement cell phones and cradles.

ITEM NO. 8
APPROVE REVISED RATES FOR
PROFESSIONAL SERVICES AGREEMENT
2006 PSA-003 WITH PROVOST & PRITCHARD

Director Bairos asked if Provost & Pritchard were responsive for the completion of work under their agreement. Gary Jernigan, Support Services Manager, responded that they have been very responsive and they have completed the installation of the GPS system at the District. Director Bairos also had a question as to how many contracts this agreement covered. General Manager, Steve Knell, stated that there was a five-year construction plan presented to the Board and this agreement would cover the projects in the first year of that five-year plan. General Manager, Steve Knell, stated that staff should give a presentation to the Board regarding the District's GPS system and how it will benefit the District or anybody else who does any surveying for the District. Director Clark requested that this be done at the next Board Meeting.

A motion was made by Director Bairos, seconded by Director Clark, and unanimously supported to approve the revised rates for Professional Services Agreement 2006 PSA-03 with Provost & Pritchard.

ITEM NO. 12
REVIEW AND TAKE POSSIBLE ACTION ON THE
DISTRICT'S PARTICIPATION AS A SPONSOR
AT THE ACWA 2007 SPRING CONFERENCE & EXHIBITION

Becoming an ACWA sponsor is a good way to get our name out amongst those in the water community and to foster and promote wise water management decisions in our State. Attached is a list of the types of sponsorship categories offered for the Fall Conference for the Board's consideration.

OID was a Silver Sponsor last year for \$1,500. For those in attendance, OID received a lot of good recognition in ACWA advertising. In return for its sponsorship, OID received two (2) complimentary vouchers for attendance at any AWCA event/conference for the next 12 months, almost a \$1,000 value. For the net \$500 in cost, the sponsorship is worth the investment.

A motion was made by Director Alpers, seconded by Director Bairos, and unanimously supported to approve the District's Participation as a Sponsor at the ACWA 2007 Spring Conference & Exhibition.

ITEM NO. 13
REVIEW AND TAKE POSSIBLE ACTION
ON AN AWARD OF BID FOR THE
DESTRUCTION OF THE TOWN "E" DEEP WELL

At the December 19, 2006 meeting the Board approved the abandonment and destruction of OID's Town "E" Deep Well Pump Site.

Staff solicited bids from six (6) contractors to remove the pump and support equipment and to destroy the well. Bids were opened at 2:05 pm on January 31, 2007, with Don Pedro Pump Company being the lowest responsible bidder. Staff recommends the Board award the contract for the destruction of the Town "E" Deep Well Pump Site to Don Pedro Pump. OID's annexation policy states that annexation deposits are non-refundable. However, the policy process when followed provides for a pre-screening of applicant lands for eligibility purposes. Staff direction at the time was to collect monies and move forward, which it did, and provided an eligibility screening only after fees were collected.

John Brichetto arrived late to the Board Meeting and therefore was not present to hear that the Board had deleted this item from the Agenda. Mr. Brichetto asked permission to comment on this item and the Board agreed to his request.

Mr. Brichetto passed out a map which showed that the pump is clearly located on his ranch. Mr. Brichetto believed that back when the District was formed and the water from above in the City of Oakdale flooded the river bottoms the District put in a series of reclamation pumps to draw the water table down. Mr. Brichetto stated that he would like to keep the pump/well in place and/or improve it and put pressure bowls on it and run it to make sure that his lower fields stay dry. He further stated that in a drought year the District may want to use it for another water source. Director Webb stated that he had pulled this item from the Agenda because he did not think it would be good to cap it off at this point. Director Webb stated that it is going to be brought back to the Board in two weeks for further discussion.

ITEM NO. 14
REVIEW AND TAKE POSSIBLE ACTION TO
AMEND THE EXISTING SCHUTZ SUBDIVISION
(AKA HILLSBOROUGH ESTATES NO. 1A) WILL SERVE LETTER
TO INCLUDE AN ADDITIONAL LOT AND MODIFIED FEE STRUCTURE

The developer of the Schutz Subdivision (AKA: Hillsborough Estates No. 1A Subdivision), which is currently under construction, is requesting to amend the existing will serve letter for nine (9) lots in place of the original eight (8) lots and to modify the original buy in fee structure to OID's Rural Water System (RWS).

The Board allowed the Developer of the Hillsborough Estates No. 2 Subdivision to pay the \$10,000 per lot connection fee to OID RWS in two installments. The first installment is due at time of system dedication and the second installment is due at change of ownership and/or when the meter is installed. The Developer of the Schutz Subdivision is requesting the same type of fee structure. The first installment of \$45,000 will be due at time of dedication and acceptance of the subdivision by OID and the remaining \$5,000 per lot will be due at change of ownership and/or when the meter is installed. The developer will pay OID any outstanding fees for any unsold / undeveloped lots remaining after four (4) years from date of acceptance by OID.

General Manager, Steve Knell, stated that the Water Committee met with Mr. Vincent Estelle who is representing the Schutz family. Following the meeting the Committee recommended that he pay half of the amount of money up front (\$45,000) and pay the remaining half (\$45,000) within four years or when the lots sold which was in line with the Hillsborough agreement. The General Manager stated that since that time staff has thought about the issue of lost interest on the remaining balance and it would be his recommendation that we add an amount to the balance on the account so that we do not lose interest. Director Clark stated that when Mr. Estelle left the Committee Meeting there was an agreement in place; however, in the future we should add interest. General Manager, Steve Knell, stated that his recommendation to the Board would be that this type of practice end and the District not participate in these types of agreements in the future.

A motion was made by Director Clark and seconded by Director Alpers to approve amending the existing Schutz Subdivision (aka Hillsborough Estates No. 1A) Will Serve Letter to include an additional lot and modified fee structure and was voted as follows:

Ayes: Directors, Alpers, Clark, Bairos, Taro
Noes: Director Webb

ITEM NO. 15
REVIEW AND TAKE POSSIBLE ACTION ON
PURCHASE OF BOBCAT ROCKHOUND MODEL 30EX
CUNNINGHAM & SONS ON THE UNION DRAIN

At the Stockton Ag Show, Bobcat had a demonstration for uses of a Bobcat Rockhound 30EX. In discussions with the Bobcat representative OID requested an on-site demo of this piece of equipment for clearing berry vines and small brush.

The Rockhound was mobilized on the Frymire Lateral to clear approximately 3,000 linear feet of berry vines and brush from this lateral. Normally, the amount of berry vines on the Frymire would require approximately eight (8) work days to clear by hand with the potential of an injury. The Brush – Hound accomplished this work in ten (10) hours and did a remarkable job. The District has miles of laterals and drains consumed with berry vines and small brush that need clearing. The equipment would greatly accelerate the progress of the ditch cleaning program and save considerable money in reduced spraying and chemical applications as a pre-treatment option. We believe the machine could pay for itself in a couple of years.

This equipment is designed to be an accessory for the Bobcat Mini-Excavator and would not require the purchase of additional equipment. The Rockhound is not budgeted for 2007 and requires the Board's approval. Staff recommends the purchase of this equipment under a 12 month lease purchase agreement.

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to approve the purchase of a Bobcat Rockhound Model 30EX.

ITEM NO. 16
REVIEW AND TAKE POSSIBLE ACTION TO
APPROVE CHANGE ORDER TO PRESTON
PIPELINE, INC. ON THE LAMBUTH PIPELINE

During the design phase for the Lambuth Pipeline relocation, a standpipe was on the existing line located in the middle of the field. At the time the topo was being completed, it was not determined that a turn-out needed to be relocated with the line. However, during the construction phase, the new landowner wants to be able to use this turn-out. OID will need to relocate this turn-out to the new pipeline.

Preston Pipeline will need to install a turn-out, gate, grating, etc. for this relocated turn-out. Preston is providing a credit for some of the work but a net increase will be realized for the total contract price. The turn-out will be constructed and waterproofed.

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to approve the Change Order to Preston Pipeline, Inc. on the Lambuth Pipeline in the sum of \$21,290.

ITEM NO. 17
REVIEW AND TAKE POSSIBLE ACTION ON
AWARD OF BID FOR THE MERRIHEW PIPELINE PROJECT

Staff has solicited bids for the Merrihew Pipeline Replacement Projects from four (4) contractors. The contractors were RTC, Mazingo Construction, Cunningham & Sons and Preston Pipelines. Bids will be opened at 3:00 pm on Friday, February 16th, 2007. Additional material will be available for the Board at the meeting with the award recommendation.

A motion was made by Director Alpers, seconded by Director Webb, and unanimously supported to award the bid for the Merrihew Pipeline Project to Mozingo Construction in the sum of \$74,685.00.

ITEM NO. 18
REVIEW AND TAKE POSSIBLE ACTION ON
AWARD OF BID FOR THE UNION PIPELINE PROJECT

Staff has solicited bids for the Union Pipeline Replacement Projects from four (4) contractors. The contractors were RTC, Mozingo Construction, Cunningham & Sons and Preston Pipelines. Bids will be opened at 3:00 pm on Friday, February 16th, 2007. Additional material will be available for the Board at the meeting with the award recommendation.

A motion was made by Director Alpers, seconded by Director Clark, and unanimously supported to award the bid for the Union Pipeline Project to Mozingo Construction in the sum of \$35,190.00.

ITEM NO. 19
REVIEW AND TAKE POSSIBLE ACTION ON
REHABILITATION WORK ON WEST OAKDALE
NO. 1 PIPELINE ON GAGOS PROPERTY

In September of 2006, the Board instructed Staff to investigate the various options to backfill the West Oakdale No. 1 Pipeline from Foxborough Drive upstream for a distance of approximately 800 feet or to the Gagos' east property line. Staff had Provost & Pritchard do a site visit and provide options for the best possible solution. During and after the site visit, the assigned geotechnical engineer had reservations about backfilling the ditch to its pre-ditch condition and the long term stability of such work. But, per the Board's direction, Provost & Pritchard provided a plan for an engineered fill to be installed.

Provost & Pritchard proposes bring the backfill up in the existing ditch in six (6) inch lifts to an elevation and contour representative of the original topography. This will require an engineered fill with a geo-fabric keyed into the hill side to prevent erosion as much as possible. The work will require on site inspection full time for compliance and compaction tests.

Staff and management continue to advise the Board against this work. ACWA/JPIA's legal counsel and OID's general counsel have advised the Board of its future risks should it proceed.

Should the Board vote to proceed, the Board will need to approve a budget authorization of \$103,144 and authorize the General Manager to execute a contract with a certified geotechnical contractor.

Director Clark requested that this matter be continued to the next Board Meeting so that Mr. Gagos could be present for the discussion.

ITEM NO. 20 **COMMUNICATIONS**

A. GENERAL MANAGERS REPORT

Safety Activities

1. OID has gone 272 days without a lost time injury accident.

Administration Activities

1. Greg Eldridge with CH2M Hill and the GM have been selected to present a professional paper at the Fourth International Conference on Irrigation and Drainage to be held in Sacramento. The paper will be on "Oakdale Irrigation District's Water Resources Plan".
2. The comment period for the PEIR's Water Resources Plan ends on February 19th. We have had only one local comment. We have a conference call with CH2M Hill on Wednesday of this week to go over comments. CH will prepare a scope of work and bring to Board on cost to respond to comments and complete the CEQA process.
3. We met with OE3 representatives regarding OID's hiring and promotion policies.
4. San Joaquin Farm Bureau's annual meeting is this Saturday morning in Escalon at Blondies.

Water Operations Activities

1. Preparing for the 2007 Water Season

Finance Department

1. Preparation of 1st installment irrigation water delivery delinquency notices.
2. Preparing for Audit that begins Tuesday, Feb. 20th.
3. Preparing FMLA notices and tracking development of employee's illness/injuries.
4. Prepared OE3 2007 retroactive pay checks.
5. Follow up of pending parcel splits

Construction & Maintenance

1. Work continued on the Campbell Pipeline Project with completion of Punch List Items.
2. Construction continued on the Claribel/Stowell Split project. Structure poured 2/16/06. Forms are being stripped and Rubicon Gate frames will be installed the week of the 26th.
3. North Main Crossing @ Sonora Road work continues. The west half of the new structure is complete and Cunningham and Son's is now working on the east half of the road crossing.
4. Union Drain Crossing @ Crow Road work continues. The floor is poured and the form work for the walls/top is being constructed.
5. The Lambuth Pipeline Replacement Project is continuing. All of the pipe has been installed and two (2) new control structures are currently being constructed.
6. Bank reconstruction on the Young Lateral immediately east of Twenty-Six Mile Road has begun.
7. The Willms Ranch all weather access road has been completed.
8. The Root Drain Rehabilitation Project has been completed.
9. The Mootz Drain Rehabilitation Project has been completed.
10. The Pesticide Department eye wash station was installed.

11. Various structures were cleaned and painted around the District

Engineering Activities

1. Meeting scheduled with Stanislaus County to review and modify the existing road crossing replacement agreement.
2. Willms Ranch Early Consultation review complete and sent to Stanislaus County.
3. Met with Provost and Prichard as it pertains to preliminary engineering for the Brichetto/Claribel Diversion and the Tulloch/Burnett Diversion.
4. Draft Letter of Agreement complete for OID/City of Riverbank Master Drainage Plan.
5. Development of Standard Details with Provost and Prichard.
6. Continued to provide engineering support to ongoing C&M projects.
7. Cores Survey network up and running.
8. Preparing list of 2007 design work for Giuliani and Kull, Inc.
9. Professional Services Agreement for North Side Reservoir property appraisal sent to Cogdill and Giomi on February 1, 2007.
10. Coordinating with contractors on the Lambuth Pipeline, North Main Crossing @ Sonora Road and the Union Drain Crossing @ Crow Road.
11. Drawings for the Merrihew Pipeline Replacement Project and the Union Pipeline Relocation Project complete.
12. Met with Joe Dutra concerning his existing claim with OID.

B. COMMITTEE REPORTS

There were no Committee reports.

C. DIRECTORS' COMMENTS/SUGGESTIONS

Director Alpers

Director Alpers stated that he would like to go out and see the automated equipment that the District has installed. Director Alpers also suggested that the District rent a plane or a helicopter once a year during the water season and fly and video the District's upper canal systems. Director Alpers stated that it was very informative, can assist in the decision making, and will show the importance of our Water Resources Plan,

Director Clark

Director Clark commented on Senate Bill 862 being introduced by Senator Kuehl. Senator Kuehl is trying to pass a law similar to the one that she introduced a couple of years ago that passed the Senate, passed the Assembly, but the Governor vetoed it. This Bill will require every farmer through a measuring device to measure exactly how much water comes through every turnout on their property. These records will have to be kept and forwarded to Sacramento and they will be analyzed. The idea is that they want to show that we are wasting water. The most important thing that this Board has to do is protect our water rights from such regulated authorities.

Director Bairos

Director Bairos had no comments.

Director Taro

Director Taro had no comments.

Director Webb

Director Webb stated that the same thing was being talked about at the Fall ACWA Conference. Several of the main topics included how they were going to fight for not only more water around the Delta, but they want to pipe nice clean fresh water around the Delta.

At the hour of 10:20 a.m. a motion was made by Director Clark, seconded by Director Bairos, and unanimously approved to move to Closed Session.

CLOSED SESSION
ITEM NO. 21

- A. Government Code §54957.6 Conference with Labor Negotiator**
Agency Negotiator: General Manager
Unrepresented Employees: Exempt Management Employees,
Supervisory Exempt Employees and Confidential Employees

At the hour of 10:30 a.m. a motion was made by Director Alpers, seconded by Director Bairos, and unanimously supported to move to open session.

General Manager, Steve Knell, stated that there was no reportable action from Closed Session.

OTHER ACTION
ITEM NO. 22

At the hour of 10:32 a.m. a motion was made by Director Alpers and seconded by Director Bairos, and unanimously supported to adjourn to the next **Board of Director's Meeting on Tuesday, March 6, 2007, at 9:00 a.m.** at the Oakdale Irrigation District Office, 1205 East F Street, Oakdale, CA 95361.

The next **Joint Board Meeting for the Tri-Dam Project** has been scheduled for **Tuesday, March 13, 2007, at 1:30 pm.** in the Board Room of the South San Joaquin Irrigation District, 11011 East Highway 120 Street, Manteca, California.

Steven A. Webb, President

Attest:

Steve Knell, P.E., Secretary