

## MINUTES

Oakdale, California  
November 2, 2004

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: Frank B. Clark, President  
Steve Webb, Vice President  
Jack D. Alpers  
Louis Brichetto  
Tony Taro

Staff Present: Steve Knell, P.E., General Manager/Secretary  
Gary Jernigan, P.E., Support Services Manager  
Kathy Cook, Chief Financial Officer  
Kevin L. King, Special Projects Coordinator  
Tony Priola, Auto Maintenance Chief

### **ADDITION OR DELETION OF AGENDA ITEMS**

None.

### **ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE**

None.

### **CONSENT ITEMS ITEM NOS.: 2, 3, 6**

#### **ITEM NO. 2 APPROVE OAKDALE IRRIGATION DISTRICT STATEMENT OF OBLIGATIONS**

A motion was made by Director Brichetto, seconded by Director Alpers, and unanimously supported to approve Oakdale Irrigation District's Statement of Obligations.

#### **ITEM NO. 3 APPROVE DEDICATION OF THE MILLER SUBDIVISION**

A motion was made by Director Brichetto, seconded by Director Alpers, and unanimously supported to approve the Dedication of the Miller Subdivision.

**ITEM NO. 6**  
**APPROVE RENEWAL OF 125K CAFETERIA PLAN**

A motion was made by Director Brichetto, seconded by Director Alpers, and unanimously supported to Approve Renewal of 125K Cafeteria Plan.

**ACTION ITEMS**  
**ITEM NOS.: 1, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, 15**

**ITEM NO. 1**  
**APPROVE THE BOARD OF DIRECTORS' MINUTES OF THE**  
**REGULAR MEETING OF OCTOBER 19, 2004**

Director Clark stated that the Minutes of the Regular Meeting of the Board of Directors of October 19, 2004, should be amended to delete the words "and unanimously supported" from the last paragraph under Action Item No. 6.

Motion was made by Director Brichetto, and seconded by Director Alpers and unanimously supported to approve the Board of Directors' Minutes of the Regular Meeting of October 19, 2004, after the words "and unanimously supported" are deleted from the last paragraph of Action Item No. 6.

**ITEM NO. 4**  
**APPROVE RESOLUTION DECLARING A PORTION OF**  
**MERRIHEW PIPELINE A PRIVATE FACILITY**

On October 6, 1998, the Board of Directors accepted the Merrihew Pipeline as a District Facility. On November 17, 1998 the Board of Directors accepted an easement of thirty (30) feet in width by one hundred forty-three (143) feet in length for a portion of the Merrihew Pipeline. Operationally, OID does not use the Merrihew Spill to run water into the Stanislaus River. The first one hundred forty-three (143) feet of the pipeline on the subject property is used to irrigate that landowner's parcel, and it is only that portion of the pipeline that serves as a District Facility. Staff requests the Board to determine that the portion of the Merrihew Pipeline Spill located South of the easement on APN 010-048-038 is a private facility to its terminus at the Stanislaus River. If the Board of Directors determines that that portion of the Merrihew Pipeline is private, the pipeline will be plugged.

After a brief discussion on the need for the pipeline, a motion was made by Director Alpers, seconded by Director Clark to approve a resolution declaring a portion of Merrihew Pipeline a Private Facility. The motion was voted as follows:

Ayes: Alpers, Webb, Clark  
Noes: Brichetto, Taro

**ITEM NO. 5**  
**APPROVE ENCROACHMENT AGREEMENT ON THE GLINES PIPELINE**

The landowners of the above-noted parcel are proposing to install an access road on the Glines Pipeline from Adams Gravel Plant Road to the South end of their property. A new thirty (30) foot easement has been accepted for the facility, and an Encroachment Agreement is required for the access road.

After a brief discussion on the integrity of the pipeline in the road, a motion was made by Director Brichetto, seconded by Director Webb, and unanimously supported to Approve the Encroachment Agreement on the Glines Pipeline.

**ITEM NO. 7**  
**REVIEW AND TAKE POSSIBLE ACTION ON A REQUEST FROM ID 46 TO ADDRESS A \$5,700 EXPENSE FOR WATER SERVICE**

We provided a letter of response regarding the maintenance expense of \$5,700 for the installation of a service connection to one of the ID lots. ID 46 thought that the expense should be capitalized and that we should have gone to the improvement district for approval.

Mr. Leverett was present at the hearing and stated that he lives at 11211 Scarlett Oaks Drive. He stated that the piece of property was on a map in 1969 as a no dwelling piece of property. There was only an antenna for Cable Com on the property. Later this property became vested to become a developed piece of property. Mr. Leverett feels that this expense should be borne by the developer. The map was changed to allow this property to be developed and the developer should provide the water connection to the property and bear the expense therefor.

Director Alpers asked Mr. Leverett if he feels that the developer should pay OID or should OID not seek reimbursement from anyone.

Mr. Leverett stated that he feels that ID46 should not pay this expense. He feels that it is between the developer and OID. OID should have communicated with ID46 prior to incurring this expense.

Director Clark agreed that there should have been some communication with ID46 prior to installing the connection. Should OID have taken that money away from them? If we should not have, we should reimburse them.

Motion was made by Director Clark, and Seconded by Director Webb, and unanimously supported to approve reimbursement to ID46 for the \$5,700 maintenance expense and make it incumbent upon the District to determine how the District is going to collect that money from the property.

**ITEM NO. 8**  
**REVIEW AND TAKE POSSIBLE ACTION TO APPROVE DIRECTOR AND STAFF**  
**ATTENDANCE AT THE FALL ACWA CONFERENCE**

The ACWA 2004 Fall Conference and the ACWA/JPIA Conference is from Nov 29-Dec 3 in Palm Springs. The ACWA/JPIA Conference consumes the 29<sup>th</sup> and 30<sup>th</sup> with the ACWA Conference consuming the 1<sup>st</sup>-3<sup>rd</sup>. As always, the conferences have a variety of informative seminars and workshops to help educate those in the water business. This year's conference focus is, "*California's Water Workout: Who Will Do the Heavy Lifting?*"

Typically the Board allows attendance by any Board member and management staff.

A motion was made by Director Webb, seconded by Director Taro, to approve Director and Staff Attendance at the Fall ACWA Conference. The motion was voted as follows:

Ayes: Alpers, Webb, Clark, Taro  
Noes: Brichetto

**ITEM NO. 9**  
**REVIEW AND TAKE POSSIBLE ACTION ON AN**  
**AWARD OF BID FOR SECURITY SERVICES**

A rash of break ins and thefts over the last few weeks necessitated the OID go out and sign a one-month contract for night time security service. OID needs to evaluate shortly its need for security in the near future, whether if be physical patrols or going to electronic surveillance. On an interim basis OID secured the services of Crimetek.

Motion was made by Director Webb, seconded by Director Taro, and unanimously supported to approve an award of a bid for security services.

**ITEM NO. 10**  
**REVIEW AND TAKE POSSIBLE ACTION ON AN**  
**AWARD OF BID FOR A WATER TRUCK**

As a part of the District vehicle replacement program, water truck #27 was scheduled for replacement in the 2004 year. The original plan was to purchase a used low mileage truck to replace the current truck #27 which currently has 320,000 miles of service. A search was started in January for a suitable truck chassis. However, after contacting numerous local dealers, both new and used truck dealers, nothing was found locally. In June, we expanded our search to include the western United States and in July we located a suitable replacement in Texas. Within a week a buyer made a cash purchase of the vehicle. Since then, we have search both locally and nationally for a used vehicle without success. Concurrently with our search, we went out for bids on a new vehicle which would meet our needs.

Due to the fact there were no used trucks found suitable for our needs, truck specifications were compiled and bid solicitations were sent out to six local truck dealers. Three of the six dealers responded with the lowest bidder being Central California Kenworth Trucks in French Camp.

The 2004 budget for the truck #27 replacement was \$45,000.00 for a used vehicle; the lowest bid received for a new truck was \$58,879.00.

A motion was made by Director Webb, seconded by Director Brichetto, and unanimously supported to approve an award of a bid for a new cab and chassis for the water truck.

**ITEM NO. 11**  
**REVIEW AND TAKE POSSIBLE ACTION ON AN AWARD OF BID FOR**  
**BASE STATION AND ANTENNA FOR OID RADIOS**

The existing District's Two-way radio system was installed in the mid to late 1970's and is a tube type transmitter. This type transmitter is no longer supported by replacement parts and was scheduled for replacement before it failed and could not be economically repaired. Bids were sent out to three (3), two-way radio vendors and only Industrial Communications Sales of Modesto (Ray's Radio Service) replied with a bid of \$14,049.06.

A motion was made by Director Webb, and seconded by Director Alpers, and unanimously supported to approve an award of a bid for base station and antenna for OID radios.

**ITEM NO. 12**  
**REVIEW AND TAKE POSSIBLE ACTION ON DEVELOPMENT OF A**  
**STRATEGIC TRAINING PLAN – ROBERT TAYLOR AND ASSOCIATES**

Robert Taylor and Associates is proposing to provide assistance in the following areas;

1. To update and rewrite each position description within the organization to comply with the current knowledge, skills and abilities needed to successfully perform in each job function.
2. Develop standardized tests and test employees on their level of competency to perform under their job description.
3. Benchmark their skill sets.
4. Develop a series of training resources for those lacking skills and the mechanisms to provide backfill training to get the necessary job skills.
5. Develop an annual training plan to maintain the productive skills acquired.

The advantages to OID are significant. Most all job descriptions at OID are outdated by 15 years or more. Many don't reflect the technical requirements needed in today's employees which makes it difficult to manage employee performance. OID has dual classifications in some instances which don't adequately reflect the importance of that multi-disciplined employee.

OID needs to gravitate towards a performance based pay system. This step will be the first towards implementing that system.

Motion was made by Director Alpers, Seconded by Director Clark, and unanimously supported to approve the development of a strategic training plan with Robert Taylor and Associates.

**ITEM NO. 13**

**REVIEW AND TAKE POSSIBLE ACTION ON A POLICY CHANGE TO ALLOW TOWN WATER USERS TO MAKE ONE PAYMENT RATHER THAN TWO**

The Board at their October 19, 2004 meeting passed a resolution that provides for annual charges to be payable in two installments. These charges shall be payable in two equal installments, the first of which is due on December 20, 2004, and the second, on June 20, 2004.

Staff recommends that the annual billing for *incorporated lands* be sent out in April 2005 and therefore requests the following modification to Resolution 2004-61:

“The following charges are made and collected for the use of District water during the water year 2005: Water "Delivery" Fee:

1. Incorporated lands:
  - a. **\$1.50** for any parcel less than one acre.
  - b. **\$30.00** per acre for parcels one acre or greater.

The Board has ordered that said charges shall be payable in **one** installment of which is due on **June 20, 2004**. If payment is not received in the District office by 7:30 a.m. prior to the beginning of the next business day following June 20, 2005 or not postmarked on or before June 20, 2005, payment will be considered delinquent, and penalty charges will be made according to current policy. All penalties shall apply as stated in Resolution 2004-61.

A motion was made by Director Webb, seconded by Director Brichetto, and unanimously supported to approve the policy change to allow town water users to make one payment rather than two.

**ITEM NO. 14**

**REVIEW AND TAKE POSSIBLE ACTION TO AMEND DISTRICT POLICY- AGREEMENT TO TERMINATE PREVIOUS AGREEMENT (RECONNECTION FEES)**

It has been requested that the Board take action on OID Policy – Agreement to Terminate Previous Agreement, adopted December 19, 1995. At issue is the reconnection fee imposed by the policy.

The reconnection fee was a mechanism employed by the Board at that time to discourage the on-again off-again water demands of landowners. At the time, this apparently consumed a sufficient amount of staff time to be a burden on the District. The Board implemented the policy as a deterrent to this practice.

It is assumed that relaxation of this requirement, without other controls in place, will allow the situation to gravitate back to again being a burden on staff.

A motion was made by Director Brichetto, and seconded by Director Taro to amend the district policy agreement to terminate previous agreement (reconnection Fees). The motion failed and was voted as follows

Ayes: Brichetto

Noes: Alpers, Webb, Taro, Clark

#### ITEM NO. 15

### **REVIEW AND TAKE POSSIBLE ACTION TO CHANGE DISTRICT STANDARDS FOR EASEMENT WIDTHS AND ROAD WIDTHS FOR CANALS, LATERALS, AND DRAINS**

It has been requested that the Board vote on changing three (3) OID design standards;

1. The standard width of easements OID requires for its open channel canals, laterals and drains.
2. The standard roadway width for OID open channel canals, laterals and drains.
3. The standard for two roads, one on each side of an open channel canal, lateral and drain.

In both cases proponents of this action will offer reasons why these standards are excessive and burdensome and why they need to be reduced.

Staff is opposed to all intended changes to these standards on a number of fronts. Standards are derived for the purpose of providing for the efficient operation of irrigation districts and for the safety of its employees. Changing standards to derive greater operational efficiency or to enhance worker safety are defensible reasons for change. There have been no substantive reasons provided to support changing any of the aforementioned standards. Staff's perspective and professional experience is that any changes to these standards (that it has seen) have a high likelihood of *increasing* on-the-job work hazards and *weaken* OID's ability to operate efficiently. Facts to support not changing the above are listed below;

Easement Widths: The easement widths used by OID have been the same since 1909 and have suited and continue to suit the needs of OID today. OID standards are in-line with all other irrigation district standards around the state and in some instances, are less demanding. Staff is unaware of any legal requirement, pending law suit or operational necessity that would add factual credence to support changing this standard.

Roadway Widths: As the standard indicates (see 4-01.DWG), the actual roadway width is to be determined by the OID engineer. The current standard allows OID the flexibility to adjust roadway widths to fit case by case operation, maintenance and construction needs. This flexibility has functioned well in the past and staff sees no need to change this standard.

Two-Roads, One on Each Side: This practice is granted and supported by Water Code §22438. Because there is a legal basis for this standard, it would seem unreasonable to deny OID a right entitled to it under the law. OID's facilities are currently 40% accessible as reported by a recent survey presented to the Board. It would not be in the interests of the district to restrict access further.

No motion having been made, the action item fails due to lack of a motion.

**DISCUSSION ITEMS**  
**ITEM NOS.: 16, 17, 18**

**ITEM NO. 16**  
**DISCUSSION ON CALIFORNIA DEPARTMENT OF HEALTH SERVICES' NOTICE REGARDING TITLE 17 COMPLIANCE FOR DELIVERY OF RAW WATER WITHIN THE CITY OF OAKDALE**

California Department of Health Services (CDHS) responded to a letter of inquiry OID sent regarding the status and compliance elements of C.C.R. Title 17 as it relates to the City of Oakdale's and OID's dual water delivery system. The response is alarming on a number of fronts;

1. It leaves no doubt that a serious and potential health hazard exists to the City's water supply from cross contamination as a result of this dual water system.
2. Although it is clear the City is the responsible agency to correct this hazard, conversations with our legal counsel indicate that our continued delivery of water, now knowing the hazard, significantly raises our liability exposure.
3. Even if the City corrects all deficiencies with respect to cross contamination, the CDHS still identifies the presence of the raw surface water supply within town to present a high-risk of illness or death.
4. CDHS suggests that if OID desires to keep water in town, that OID consider implementing a program modeled after the Department's Water Recycling Criteria outlined in Title 22, C.C.R. Sections 60301.100-60355.

In light of this response, staff is bringing the issue back before the Board for guidance on how best to move forward.

Director Clark stated that we should forward a copy of the letter the District received from the Department of Health Services to the City for comment. We should put this matter back on the Board's agenda for one of the December meetings, and hopefully we will have more information for that meeting.

**ITEM NO. 17**  
**DISCUSSION ON USE OF CIMIS DATA IN SETTING ROTATION SCHEDULES**

Staff will review with the Board how CIMIS data is being used to set rotation schedules and how that has benefited the district over the last two years. It will also point out areas that the district can improve upon in the scheduling of water.



Steve Knell, General Manager, passed on this discussion issue in order to afford Attorney Tim O'Laughlin more time for the Water Counsel's Report. This matter will be placed on the November 16, 2004 Agenda as a discussion item.

**ITEM NO. 18**  
**DISCUSSION ON THE SALE OF TRI DAM POWER GENERATION**

This item is added to allow the Board the opportunity to discuss the sale of Tri Dam Power Generation.

Steve Knell, General Manager, stated his concerns regarding the slow pace of movement with South San Joaquin Irrigation District (SSJID) on the confirmation of a contract. The best offer is coming from PG&E, and SSJID seems reluctant to have anything to do with PG&E. We need to take some position on what we are going to do at the next Tri Dam Project meeting. Our contract ends of December 31<sup>st</sup>, and we need to make a decision on what we are going to do soon.

Director Alpers confirmed the slow pace and expressed his frustration with SSJID. It is all going to boil down to the next vote. Each Board needs to vote a majority. If they want to take the second best choice, then they should pay us any difference in the contracts. If SSJID does not make it fiscally sound for OID, forget it.

Director Webb stated that he agreed with Director Alpers. He thinks that we should have at least received something for our concessions. They keep throwing up roadblocks.

Director Clark stated that SSJID does not want to go with PG&E. If we cannot get the vote to go with PG&E what happens? Do we pull the plug on the Tri Dam Project? We have to have a fallback plan. If they do not pay us the difference we need to have a plan of what we are going to do. Stay firm and demand the difference of what we would have received from PG&E and what we get from the power marketer.

Director Brichetto stated that he felt their tone was different at the last meeting. He thinks that we are going to reach a resolution. He feels that they should compensate us for the difference if they don't go with PG&E. He feels that we should wait and see what happens.

Attorney O'Laughlin stated that we are down to the last 3 months and SSJID has raised numerous issues relative to the contract presented by PG&E. It is pretty clear that the PGE contract on a purely commercial basis provides the best return and the safest return and would be the best economic benefit to the district. SSJID's battle with PG&E is not going to end with this contract, next year, or this year. My recommendation to the Board is to go back and tell them that you want PG&E. If they want to go with a power marketer for a one year basis fine but have them put up a deposit of \$1.5 million to be paid to OID on January 1, 2005 for the difference between the power marketer and PG & E. Have a true-up provision at the end of 2005.

If PG&E enters into the agreement it will take nine months to be ratified by the PUC. We should work on the agreement and go forward and have a full package to present in nine months for a 4 year plus three month contract. If you reach a stalemate you are going to end up having to use a power marketer. The problem is that your constituents in the district are entitled to receive the benefits of the district. Tri-Dam is a 50/50 proposition and you have a duty to your landowners.

Director Clark has requested Attorney Tim O'Laughlin to be present at the next Tri Dam Project meeting on November 18, 2004 in Manteca.

## **ITEM NO. 19** **COMMUNICATIONS**

### **A. GENERAL MANAGER'S REPORT**

#### **Irrigation Off-Season Activities**

1. OID's new CIMIS station will be Station No. 194 within the State system. The first stations installed under this State wide program were in 1982.

#### **Safety Activities**

1. It has been 172 Days since OID's last lost-time-injury accident.
2. A Dog Day occurred November 1, 2004 for this milestone.
3. Drug and Alcohol Policy training occurred on October 22 and follow up training occurred on October 26<sup>th</sup>.
4. Facilities and field safety inspections are slated for November.
5. November is fall protection and electrical safety awareness month, training for OID employees are planned.
6. Supervisor Tony Priola has been nominated for the JPIA Safety Incentive Program and will be receiving a certificate from OID for excellence in safety as well.

#### **Administration Activities**

1. The GM has been asked to speak at the California Irrigation Institutes January conference on the subject of "Water Agencies-New Roles and Responsibilities".
2. OID has received its 14 invoices from the State for its individual water rights. Invoices totaled \$37,947.15.
3. The OID yard was broken into on the night of November 20<sup>th</sup> and two chop saws, valued at \$750 a piece were stolen out of a locked storage facility.
4. The OID yard was again broken in on the night of the 23<sup>rd</sup>/24<sup>th</sup>. One truck was hotwired but not taken.
5. HB 2828 was signed last week moving the CalFed Programs forward.

#### **Accounting Activities**

1. 2005 Budget preparation is underway and a schedule of meetings has been set up with the Finance Committee.
2. Staff is working on updating district records on 2003-2004 parcel splits, lot line adjustments, title transfers, etc. in the preparation of the 2005 billing.

3. Staff continues to meet with domestic water improvement districts to introduce and review its Reserve Study; and plan for future implementation meetings.
4. Staff is working on a Request for All Employment Records Subpoena.

### **Water Operations Activities**

1. Assist Watermasters contacting landowners that are impacted by Campbell rehabilitation project. Resolving issues of easements, road width, turnouts, fencing, trees and private ditches.
2. Hanf is starting to contact unauthorized water users on the Frymire Lateral and will be sent letters to those who are unlawfully taking water.
3. Rodden Lake is drained. Working with Steve Fields on cattle.
4. Laidlaw is working on 2004 Water Report.

### **C&M Operations Activities**

1. The rainy weather has afforded the opportunity to do some in-house training on concrete and structure layout.
2. Major rehabilitation work on the Campbell lateral with canal cleaning, guniting, road building and structure rehabilitation.
3. Canal cleaning on the Rodden lake entrance from the Cape Horn Tunnel
4. Concrete and gate work on the Cashman dam
5. Construction of Concrete Structures on the Fairbanks pipeline
6. Award of the Clavey Booster Pump and Pipeline Design/Build contract
7. Schedule development and implementation for the maintenance work season from now to Mid – March.
8. Concrete work on the Young Lateral headwalls

### **Engineering Activities**

1. Currently scheduling meetings with local agencies to discuss new District policy as it pertains to future development within the District boundary.
2. Continued design on winter/spring capital projects.

### **Water Utility Activities**

1. Starting repair and replacement of Reclamation Pumps
2. Awaiting response from Caltrans on ID 52 land issue.
3. Completed bi-annual exercise of street valves.
4. New 10K gallon water storage tank for RWS 1 has been accepted by the state and has been put in service.
5. Hillsborough 2 subdivision plans are being reviewed with the County. Sam with land of Schultz subdivision.

## **B. WATER COUNSEL'S ORAL REPORT**

Tim O'Laughlin, Water Counsel reported that recently Judge Carlton made a ruling in which he found 5937 was applicable to Friant. He believes water will be released from Friant within the next 18 months. Exchange contracts would have to pick up that water, divert less from Delta Mendota Canal (DMC), more to San Luis Delta Mendota Water Authority. Issues raised by diversion raise another public trust theory that if water is being made

available to San Joaquin River it does not make sense not to make it available to lower San Joaquin River. San Joaquin County is calling on that water to be released to reach the Delta. We need to look at illegal diversions. Whether it will change the balance of water used in the San Joaquin water basin is unknown. If water reaches the lower San Joaquin River it will lessen the burden on New Melones to meet standards. Salinity standards would probably be met.

Attorney Tim O'Laughlin then went over his report dated October 10, 2004.

C. **COMMITTEE REPORTS**

Director Alpers reported on the Water Committee. He stated that they had met twice. He was informed the San Joaquin River Group's budget went up \$15,000. We spend \$443,000 of the Group's money for fishery studies. We should get out of the fishery business unless the Fish and Game contributes. We should put this item on the Agenda as a discussion item to be discussed in length.

Director Clark reported on the Finance Committee. The Finance Committee met for a preliminary look at next year's budget. They are meeting again on November 10, 2004.

D. **DIRECTORS' COMMENTS/SUGGESTIONS**

Director Alpers

None.

Director Webb:

None.

Director Clark:

None.

Director Brichetto:

He would like to see the budget and expenditures for San Joaquin River Group.

Director Taro:

He had a question regarding whether or not the CIMIS would give a daily reading. General Manager responded that CIMIS provides hourly readings and daily totals.

**ITEM NO. 20**  
**PUBLIC COMMENT**

Mr. Dennis Edge had a question regarding the use of eminent domain to acquire easements. He wondered if that had been put in the budget.

Mr. Laurens Foard asked if the generating facilities made any reference to the river flows ups and down. There was some comment made about this at the Tri Dam Project meeting.

**ITEM NO. 21**  
**CLOSED SESSION**

Motion was made by Director Alpers, Seconded by Director Webb, and unanimously approved to adjourn to closed session. President Clark stated that the Closed Session agenda was in regards to the potential legal action against four (4) Homeowners for illegal encroachments on the Dixon Pipeline.

Motion was made by Director Brichetto, Seconded by Director Alpers, and unanimously supported to adjourn the closed session and return to the regular meeting.

It was reported that the Board voted 5-0 in closed session directing the General Manager to submit a settlement offer to the residents along the Dixon Pipeline regarding their unauthorized encroachments upon that facility before taking legal action as outlined by General Counsel's last letter.

At the hour of 11:55 P.M. a motion was made by Director Alpers, seconded by Director Webb and unanimously supported to adjourn to the next **regular Board of Directors' Meeting** to be held on **Tuesday, November 16, 2004 at 9:00 A.M.** at the Oakdale Irrigation District Office, 1205 East F Street, Oakdale, CA 95361.

The next regular Joint Board Meeting for the Tri-Dam Project is scheduled for **Thursday, November 18, 2004** at 9:00 A.M. at the South San Joaquin Irrigation District, 11011 East Highway 120, Manteca, CA.

Attest:

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Steve Knell, P.E.  
General Manager/Secretary