

MINUTES

Oakdale, California
August 18, 2015

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
Frank Clark
Al Bairos, Jr.
Gary Osmundson

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

ADDITION OR DELETION OF AGENDA ITEMS

There were no additions or deletions of Agenda Items.

ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE

There were no items taken out of sequence.

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

PUBLIC COMMENT ITEM NO. 1

Marsha Blomquist who resides at 137 Little Johns Creek Drive, Oakdale, was present representing the League of Women Voters of Stanislaus County. She stated that the League would like to invite the three Directors who are on the ballot for November to attend a forum which will be held at the Gene Bianchi Community Center. She stated that there is a tentative date of September 29, 2015 in the evening and asked if the three Directors would be available to attend. All three Directors stated that they believed the date would be fine.

There being no further Public Comment; Public comment closed at 9:05 a.m.

CONSENT ITEMS

ITEM NOS. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13

ITEM NO. 2

**APPROVE THE BOARD OF DIRECTORS' MINUTES
OF THE REGULAR MEETING OF AUGUST 4, 2018
AND RESOLUTION NOS. 2015-61, 2015-62 AND 2015-63**

A motion was made by Director Bairos, seconded by Director Doornenbal, and unanimously supported to approve the Board of Directors' Minutes of the Regular Meeting of August 4, 2015 and Resolution Nos. 2015-61, 2015-62 and 2015-63.

ITEM NO. 3

**APPROVE THE OAKDALE IRRIGATION
DISTRICT STATEMENT OF OBLIGATIONS**

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

ITEM NO. 4

**APPROVE IMPROVEMENT
DISTRICT STATEMENT OF OBLIGATIONS**

A motion was made by Director Bairos, 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 JULY 31, 2015**

A motion was made by Director Bairos, seconded by Director Doornenbal, and unanimously supported to approve the Treasurer and Chief Financial Officer's Report for the month ending July 31, 2015.

ITEM NO. 6

**APPROVE REQUEST OF GENERAL MANAGER TO
SUBMIT NAME TO ASSOCIATION OF CALIFORNIA WATER
AGENCIES FOR APPOINTMENT TO THE WATER MANAGEMENT COMMITTEE**

A motion was made by Director Bairos, seconded by Director Doornenbal, and unanimously supported to approve the request of General Manager to submit name to Association of California Water Agencies for appointment to the Water Management Committee.

ITEM NO. 7

**APPROVE PURCHASE OF A THIRTY FOOT EASEMENT THROUGH
FOUR PARCELS FOR THE KUHN PIPELINE (APNS: 014-004-012 - PIRES;
014-004-014 - PIRES; 014-016-020 - OLIVEIRA; 014-016-021 – OLIVEIRA)**

A motion was made by Director Bairos, seconded by Director Doornenbal, and unanimously supported to approve the purchase of a thirty foot easement through four parcels for the Kuhn Pipeline (APNS: 014-004-012- Pires; 014-004-015- Pires; 014-016-020 p Oliveira, 014-016-021 – Oliveira) at the appraised value.

ITEM NO. 8

**APPROVE WORK RELEASE NO. 48 TO PROFESSIONAL
SERVICES CONTRACT 2009-PSA-015 WITH GIULIANI & KULL,
INC. FOR PROFESSIONAL SERVICES TO PREPARE PLAT MAPS
AND LEGAL DESCRIPTIONS FOR THE FRINGE PARCEL ANNEXATIONS**

A motion was made by Director Bairos, seconded by Director Doornenbal, and unanimously supported to approve Work Release No. 48 to Professional Services Contract 2009-PSA-015 with Giuliani & Kull, Inc. for professional services to prepare plat maps and legal descriptions for the Fringe Parcel Annexations.

ITEM NO. 9

**APPROVE WORK RELEASE NO. 49 TO PROFESSIONAL
SERVICES CONTRACT 2009-PSA-015 WITH GIULIANI & KULL,
INC. FOR PROFESSIONAL SERVICES TO PREPARE PLAT MAPS
AND LEGAL DESCRIPTIONS FOR THE ADDITIONAL ANNEXATIONS**

A motion was made by Director Bairos, seconded by Director Doornenbal, and unanimously supported to approve Work Release No. 49 to Professional Services Contract 2009-PSA-015 with Giuliani & Kull, Inc. for professional services to prepare plat maps and legal descriptions for the additional annexations.

ITEM NO. 10

**APPROVE WORK RELEASE NO. 50 TO PROFESSIONAL
SERVICES CONTRACT 2009-PSA-015 WITH GIULIANI & KULL,
INC. FOR PROFESSIONAL SERVICES TO PREPARE PLAT MAP AND
LEGAL DESCRIPTION FOR A THIRTY FOOT EASEMENT FOR THE KUHN
PIPELINE THROUGH FOUR PARCELS (APNS: 014-004-012/014, 014-016-020/021)**

A motion was made by Director Bairos, seconded by Director Doornenbal, an unanimously supported to approve Work Release No. 50 to Professional Services Contract 2009-PSA-015 with Giuliani & Kull, Inc. for professional services to prepare plat map and legal description for a thirty foot easement for the Kuhn Pipeline through four parcels (APNS: 014-004-012/014, 014-016-020/021).

ITEM NO. 11
APPROVE ENCROACHMENT PERMIT ON THE MORRISON
EXTENSION PIPELINE (APN: 002-038-008 OAK GROVE CEMETERY)

A motion was made by Director Bairos, seconded by Director Doornenbal, and unanimously supported to approve the Encroachment Permit on the Morrison Extension Pipeline (APN: 002-038-008 – Oak Grove Cemetery).

ITEM NO. 12
APPROVE ABANDONMENT OF THE WILLS
POND AND A PORTION OF THE TULLOCH LATERAL
(APNS: 002-063-048/049/050/053/054 – R. B. RANCH DEVELOPMENT, LLC)

A motion was made by Director Bairos, seconded by Director Doornenbal, and unanimously supported to approve the abandonment of the Wills Pond and a portion of Tulloch Lateral (APNS: 002-063-048/049/050/053/054 – R. B. Ranch Development, LLC).

ITEM NO. 13
APPROVE QUIT CLAIM OF THE WILLS POND AND A PORTION OF THE TULLOCH
LATERAL (APNS: 002-063-048/049/050/053/054 – R. B. RANCH DEVELOPMENT, LLC)

A motion was made by Director Bairos, seconded by Director Doornenbal, and unanimously supported to approve the Quit Claim of the Wills Pond and a portion of the Tulloch Lateral (APNS: 002-063/048/049/050/053/054 – R. B. Ranch Development, LLC).

ACTION CALENDAR
ITEM NO. 14, 15, 16, 17

ITEM NO. 14
REVIEW AND TAKE POSSIBLE ACTION ON REQUEST FOR
VARIANCE TO DISTRICT POLICY FOR ENCROACHMENTS ON THE
VAN NORMAN PIPELINE (APN: 062-002-004 – DEABENDERFER)

A portion of the Van Norman Pipeline was replaced in a new alignment in 2009 within the parcel noted above. Immediately after the realignment, pomegranate trees were planted adjacent to the OID right-of-way (ROW) on both sides of the pipeline. Unbeknownst to OID, Alan Deabenderfer, lessee of the parcel noted above, recently expanded his irrigation system and planted pomegranate trees within the OID ROW on top of the new pipeline. Please refer to the attached Unauthorized Encroachment Photos for clarification. While these improvements restrict access to OID's existing control structure within the orchard, Staff's primary concern is the root intrusion and associated damage to OID's new pipeline that will inevitably occur if the trees are allowed to remain. Mr. Deabenderfer was contacted by OID Staff and asked to remove the unauthorized encroachments. Mr. Deabenderfer's subsequent request (see attached) for a variance to OID's policies was heard by the Water Committee August 4, 2015. The Water Committee recommended that action be taken by the full Board of Directors to address Mr. Deabenderfer's request.

A motion as made by Director Doornenbal, seconded by Director Bairos, and unanimously supported to deny the request for a variance to District policy for encroachments on the Van Norman Pipeline (APN: 062-002-004 – Deabenderfer).

ITEM NO. 15
REVIEW AND TAKE POSSIBLE ACTION AUTHORIZING GENERAL MANAGER
TO DEVELOP A SCOPE OF WORK AND COST ESTIMATE FOR THE
CEQA PROCESS FOR THE ON-FARM CONSERVATION FUNDING PROGRAM

As provided at the last meeting there is many logistical issues that need to get resolved if an On-Farm Conservation Funding Program is to be ready for implementation for the 2016 water year. The GM is requesting permission from the Board to spend time addressing these matters.

Upon conclusion, in 2-3 months, the GM will bring back a scope of work and cost for review and possible approval by the Board. The GM will need to consult with Water Counsel on some of these issues that are of a legal nature, but that expense should be minimal.

General Manager Steve Knell gave a PowerPoint Presentation entitled, *Water Resource Management*.

A motion was made by Director Bairos, seconded by Director Clark, and unanimously supported to authorize the General Manager to develop a scope of work and cost estimate for the CEQA process for the On-Farm Conservation Funding Program.

ITEM NO. 16
REVIEW AND TAKE POSSIBLE ACTION TO
APPROVE AMENDED CONFLICT OF INTEREST CODE

The Fair Political Practices Commission (FPPC) requires each agency to review its conflict-of-interest code biennially to determine if an amendment is necessary. Staff determined that an amendment was necessary because new positions were added, revisions were made to existing titles, and positions were deleted from the District's organizational chart. All of these changes are considered substantive amendments and require that the following steps be done prior to the amendment being adopted:

1. Conduct a public hearing or establish a written comment period;
2. Prepare an initial proposed code or an initial proposed amendment;
3. Prepare a notice of intention to adopt a conflict-of-interest code, or to amend an existing Code;
4. File a copy of the notice of intention with the FPPC at least 45 days before the public hearing or close of the comment period;
5. Provide notice to each employee at least 45 days before the hearing or close of the comment period and posting the notice on employee bulletin boards;

6. Make the terms of the proposed code or amendment available for inspection and copying to interested persons for at least 45 days prior to the public hearing or the close of the comment period;
7. Accept written comments from interested person through the conclusion of the public hearing or the close of the comment period;

The District posted its Notice of Intention to Adopt or Amend a Conflict-of-Interest Code and served all employees with the notice on July 2, 2015. The comment period closed on August 17, 2015 and no comments were received.

Based on the above, the Conflict-of-Interest Code is being brought before the Board for approval.

A motion was made by Director Osmundson, seconded by Director Bairos, and unanimously supported to approve the Amended Conflict of Interest Code.

ITEM NO. 17
REVIEW AND TAKE POSSIBLE ACTION TO APPROVE RESOLUTION
ADOPTING THE REVISED PERSONNEL POLICIES AND PROCEDURES

The Board of Directors adopted the Oakdale Irrigation District's Employment Policies and Rules and Regulations Governing Wages, Hours and Other Terms and Conditions of Employment on January 17, 1995. Staff had a legal review of the 1995 Personnel Policies and Procedures performed by the Law Firm of Boutin, Jones, Inc. Following legal review, staff initiated the meet and confer process with all bargaining groups on the revised Personnel Policies and Procedures.

Staff completed the meet and confer process with the Non-Exempt Confidential, Exempt Supervisory, and Exempt Management Bargaining Groups on August 10, 2015 and is now bringing the final version of the Personnel Policies and Procedures to the Board for adoption. On March 17, 2015, the Board of Directors approved the Resolution Adopting Personnel Policies and Procedures with the Operations Employees. This Resolution Adopting the Revised Personnel Policies and Procedures will supersede Resolution No. 2015-15.

A motion was made by Director Bairos, seconded by Director Doornenbal, and unanimously supported to approve the Resolution Adopting the Revised Personnel Policies and Procedures.

ITEM 18
DISCUSSION

ITEM NO. 1
DISCUSSION ON BUSINESS ITEMS AS THEY APPEAR
ON THE TRI-DAM BOARD AGENDA FOR THURSDAY, AUGUST 20, 2015

This item was placed here for the Board to discuss Tri-Dam business items

ITEM NO. 19
COMMUNICATIONS

A. **GENERAL MANAGERS REPORT**

Safety Activities

1. OID has gone 195 days without a lost time injury accident.

Administration Activities

1. The Candidate Filing period for the November ballot ended on Friday, August 7th. Opposing candidates have filed for each seat.
2. Staffed a booth at the National Night Out event a Burchell Hills on August 4th.
3. There were no CEQA challenges submitted to OID's additional and Tiered II annexations. OID will meet with LAFCO staff in the coming months to prepare a final package for their service standard review.
4. Provided a water talk on SavetheStan to the Oakdale Lion's Club on the 13th.
5. OID hosted the Chamber of Commerce Concert in the Park on Friday the 14th. OID provided bottled water to the attendees.
6. OID is also a sponsor of the Chamber's Taste of Oakdale event on the 25th.

Construction Activities

1. C&M crews and equipment operators are working on JSF's generated by Water Dept. staff.
2. Assisting Water Ops./Eng. Dept. with various tasks and field review of potential projects.
3. Conducting Safety Coordinator tasks pertaining to all hands training, Safety Committee meetings and review of weekly tailgate safety meetings.
4. Conducting Contract Administration tasks pertaining to contracts that need to be renewed and work releases that need to be completed with the assistance of Lori.
5. The OID Pest. Dept. continues to apply Magnacide H to District facilities.
6. Working on preparation of the Support Services 2016 budget.
7. Preparing the OID Pest Dept. Herbicide/Pesticide RFP for 2016.
8. The Notice of Award and Construction Agreement was mailed to Hensley's Paving & General Engineering for the asphalt placement at the Oak Grove Cemetery.

Water Operations Activities

Engineering

1. Land use Conversion – Continued to work with landowners, tenants, irrigation design companies and Support Services/Water Operations concerning ongoing and future land use conversion projects.
2. Processed Encroachment and Ag Discharge Agreements and continued field inspection during installation of the associated facilities.
3. Preparation of the legal description and maps of lands to be annexed has been initiated.
4. Continued to respond and comment on several requests for information and proposed parcel splits and lot line adjustments.
5. Continued to assemble OID data for submittal to Davids Engineering as requested to initiate the update to OID's water balance and 2012 AWMP.
6. OID staff met with the USACOE and the DFW to discuss the completion of the NEPA review and easement acquisition for the 2 Mile Bar Tunnel across the USACOE's property. New staff from both agencies required briefing on the status and history of the project. Documentation was resubmitted by OID to support an informal consultation process. An update on their review and a timeline for completion of the acquisition is expected during the next conference call tentatively scheduled for the week of September 7th.

Ag Water

1. Continued to research and respond to miscellaneous irrigation and maintenance issues and inquiries.
2. Responded to and addressed misc. SCADA operation and control issues as they arose.
3. SCADA/IT staff continued to work with Water Operations personnel to make updates, modifications and corrections to the new STORM volumetric tracking and billing application data.
4. Interviews to fill the IT/SCADA Technician position are scheduled for the week of August 17th.
5. Mock bills for water usage and charges through July 31st based on the proposed water rate structure for 2016 are being finalized. Water Operations staff continued to respond to inquiries mainly regarding flow rates and hours.
6. Continued to process several Farmer to Farmer Transfer Program Application Agreements. Approximately 57 agreements have been process to date to allow water to move in-district from parcel to parcel.
7. City of Oakdale staff continued to work on drafting an out of boundary service agreement between the City and OID on behalf of ID 41 per LAFCO standards. The agreement will be reviewed by OID staff and legal before being presented to the Board for approval.
8. The eleventh rotation (twelfth of the 2014/15 water year) is a 14 day rotation and started on or about August 14th. The twelfth rotation will start on or about August 28th and will be 16 days.

Water Utilities

1. Improvement District No. 41:
 - Pumping Station No. 3 remains out of service due to high turbidity issues.

2. Domestic Water Pumping Stations:
 - WUD continues to conduct weekly inspection, servicing and security checks of the pumping stations. There is nothing unusual or out of the ordinary to report.
3. Domestic Water Systems:
 - Monthly Coliform Bacteria water quality samples were collected on Tuesday, August 4th. No problems were detected.
 - Quarterly Nitrate water quality samples were collected on Tuesday, August 4th.
 - Continued to investigate water waster complaints.
4. Rural Water System No. 1 / Schwartz Subdivision:
 - No on site activity.
5. On-Call Activities:
 - Friday, August 7th, WUD staff responded to a call of electrical problems at the Furtado Deep Well Pump.
 - Saturday, August 8th, WUD staff responded to a call of a broken water line in ID 22.
 - Sunday, August 9th, WUD staff responded to a call of problems at the Birnbaum Deep Well Pump.
6. Irrigation Pumping Stations:
 - WUD continues to perform routine inspection, servicing and security checks on the irrigation pumping stations. There is nothing unusual or out of the ordinary to report other than the items listed below:
 - Cleveland Drain Pump – Replaced hour meter.
 - Mc Math Deep Well Pump – Display on PG&E meter has stopped working. PG&E has been contacted to repair / replace the meter.
 - Thornton Deep Well Pump – Installed rebuilt flow meter on Thursday, August 6th.
 - Birnbaum Deep Well Pump – Experienced motor failure on Sunday, August 9th. The motor was pulled and sent in for repairs on Wednesday, August 12th.

B. COMMITTEE REPORTS

Water Committee Meeting, August 4, 2015

- Request of Louis Brichetto (Campbell Ranch)
- Request for Variance to District Policy (APN: 062-002-004 - Deabenderfer)

Director Webb stated that Mr. Louis Brichetto presented his plan to the Water Committee. Director Webb stated that the District provided him with information and the Committee requested additional information from him. He is going to get that information together and then come back to the Water Committee.

Mr. Deabenderfer's request was previously on the agenda.

C. DIRECTORS' COMMENTS/SUGGESTIONS

Director Clark

Director Clark had no comments.

Director Osmundson

Director Osmundson had no comments.

Director Bairos

Director Bairos had no comments.

Director Doornenbal

Director Doornenbal had no comments.

Director Webb

Director Webb thanked everyone for the great job that is being done to conserve water this year.

At the hour of 9:50 a.m. the meeting adjourned to Closed Session.

CLOSED SESSION
ITEM NO. 20

- A. Government Code §54956.9**
Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of §54956.9
One (1) Case

- B. Government Code §54957.6 - Conference with Labor Negotiator**
Agency Negotiator: General Manager
Represented Employee: Non-Exempt Confidential Bargaining Group,
Exempt Supervisory Bargaining Group, Exempt Management Bargaining Group

Water Counsel, Tim O'Laughlin was conferenced in to discuss Closed Session Item A at the hour of 10:02 a.m.

At the hour of 11:30 a.m. the meeting returned to open session.

Coming out Closed Session President Webb stated that there was no reportable action.

OTHER ACTION
ITEM NO. 20

The meeting was adjourned at the hour of 11:30 a.m. The next Regular Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, September 1, 2015 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, August 20, 2015 at 9:00 a.m.** in the board room of the South San Joaquin Irrigation District, 11011 East Highway 120, Manteca, CA.

Steve Webb, President

Attest:

Steve Knell, P.E., Secretary