

## **MINUTES**

Oakdale, California  
December 4, 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 Alpers, Vice President  
Al Bairos, Jr.  
Frank B. Clark

Absent: Tony Taro

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

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

Action Items 11 through 15 were deleted from the Agenda.

General Manager, Steve Knell, requested that an emergency item be added to the Agenda due to the potential economic loss to the District. At the Board Meeting held on November 20, 2007, the Board authorized the GEI Consulting to prepare and submit an application for AB303 Grant Funding. This application is due on December 11, 2007 and a requirement of this application is that the Board adopt a Resolution to authorize the filing of the grant application. Therefore, it is necessary to place this item back on the Agenda so that the Board can adopt a Resolution.

A motion was made by Director Alpers, seconded by Director Clark, and unanimously supported to add this item to the Agenda as Item No. 16.5.

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

There were no items taken out of sequence.

At the hour of 9:05 a.m. the Board welcomed public comment.

### **PUBLIC COMMENT ITEM NO. 1**

There was no public comment and public comment closed at 9:05 a.m.

Director Clark requested that Item No. 7 be pulled from the Consent Calendar and Director Bairos requested that Item No. 9 be pulled from the Consent Calendar.

**OATH OF OFFICE**  
**ITEM NO. 2**

General Manager, Steve Knell, administered the Oath of Office to Director Clark as Director of Division 1 and Director Bairos as Director of Division 4.

**CONSENT ITEMS**  
**ITEM NOS. 3, 4, 5, 6, 8, 10**

**ITEM NO. 3**  
**APPROVE RESOLUTION DECLARING THE**  
**NOVEMBER 6, 2007 CONSOLIDATED**  
**DISTRICT'S ELECTION RESULTS**

A motion was made by Director Alpers, seconded by Director Bairos, and unanimously supported to approve the Resolution Declaring the November 6, 2007 Consolidated District's Election Results.

**ITEM NO. 4**  
**APPROVE THE BOARD OF DIRECTORS' MINUTES**  
**OF THE REGULAR MEETING OF NOVEMBER 20,**  
**2007 AND RESOLUTIONS NOS. 2007-58 and 2007-59**

A motion was made by Director Alpers, seconded by Director Bairos, and unanimously supported to approve the Board of Directors' Minutes of the Regular Meeting of November 20, 2007 and Resolution Nos. 2007-58 and 2007-59.

**ITEM NO. 5**  
**APPROVE OAKDALE IRRIGATION**  
**DISTRICT STATEMENT OF OBLIGATIONS**

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

**ITEM NO. 6**  
**APPROVE GENERAL SERVICES CONTRACT**  
**FOR CONTRACTOR (SINTEX SECURITY SERVICES, INC.)**

A motion was made by Director Alpers, seconded by Director Bairos, and unanimously supported to approve General Services Contract for Sintex Security Services, Inc.

**ITEM NO. 8**

**APPROVE WORK RELEASE NO. 3 TO OVERHEAD  
TECHNOLOGY FOR INSTALLATION OF  
ADDITIONAL BRIDGE CRANE SUPPORT BEAM**

A motion as made by Director Alpers, seconded by Director Bairos, and unanimously supported to approve Work Release No. 3 to Overhead Technology for the installation of an additional bridge crane support beam in the shop.

**ITEM NO. 10**  
**APPROVE ENCROACHMENT AGREEMENT ON THE  
LOWER COMETA PIPELINE (APN: 002-001-053 – SSJID)**

A motion was made by Director Alpers, and seconded by Director Bairos, and unanimously supported to approve Encroachment Agreement on the Lower Cometa Pipeline (APN: 002-001-053 – SSJID).

**ACTION ITEMS**  
**ITEM NOS. 7, 9, 16, 16.5**

**ITEM NO. 7**  
**APPROVE EMPLOYEE'S REQUEST FOR WAIVER  
OF APPLICATION OF SECTION 16.19 OF EMPLOYMENT  
POLICIES AND RULES AND REGULATIONS (JURY DUTY)**

Director Clark requested that the Section 16.19 of Employment Policies and Rules and Regulations (Jury Duty) be revised to reflect that no employee of the District suffer any financial loss for having to serve jury duty.

A motion was made by Director Clark, seconded by Director Bairos, and unanimously supported to approve the employee's request for waiver of application of Section 16.19 of Employees Policies and Rules and Regulations, to revise the policy, and to bring the policy back to the Board for approval.

**ITEM NO. 9**  
**APPROVE ENCROACHMENT AGREEMENT ON THE  
TULLOCH LATERAL (APN: 010-049-001 - ASHJIAN)**

Director Bairos asked for some background regarding the fees that the District waived for the Encroachment Agreement. John Davids, Support Services Manager, stated that the District waived the deposit of \$250.00 because the Ashjians have been very accommodating to the District and continue to cooperate with the District on other issues.

A motion was made by Director Bairos, seconded by Director Clark, and unanimously supported to approve the Encroachment Agreement on the Tulloch Lateral (APN: 010-049-001 - Ashjian).

**ITEM NO. 16**  
**REVIEW AND TAKE POSSIBLE ACTION**  
**ON AWARD OF BID FOR THE KEARNEY**  
**PIPELINE REPLACEMENT PROJECT**

Staff has solicited bids for the Kearney Pipeline Replacement Project from three (3) contractors. The contractors were Mozingo Construction, Granite Construction and Conco West, Inc. Bids were opened at 3:00 pm on Thursday, November 29, 2007.

A motion was by Director Clark, seconded by Director Bairos, and unanimously supported to award the bid for the Kearney Pipeline replacement project to Mozingo Construction.

**ITEM NO. 16.5**  
**REVIEW AND TAKE POSSIBLE ACTION ADOPTING**  
**RESOLUTION NO. 2007-60 AUTHORIZING GENERAL**  
**MANAGER TO FILE A GRANT APPLICATION AND**  
**EXECUTE AN AGREEMENT WITH THE CALIFORNIA**  
**DEPARTMENT OF WATER RESOURCES (DWR)**  
**FOR A LOCAL GROUNDWATER ASSISTANCE GRANT**  
**PURSUANT TO THE LOCAL GROUNDWATER MANAGEMENT**  
**ASSISTANCE ACT OF 2000 (WATER CODE §10795 ET SEQ.)**

On November 20, 2007, the Board of Directors authorized GEI Consultants to prepare and submit an application for AB303 Grant Funding on behalf of Tuolumne/Stanslaus Groundwater Management Association. It was discovered that a requirement of this application is that the Board adopt a Resolution authorizing the filing of the grant application. The application is due on December 11, 2007. Therefore, this item was placed on the Agenda as an emergency item due to the potential economic loss to the District so that the Board can adopt a Resolution.

A motion was made by Director Alpers, seconded by Director Bairos, and unanimously supported to adopt Resolution No. 2007-60 Authorizing the General Manager to file a Grant Application and execute an agreement with the California Department of Water Resources for a Local Groundwater Assistance Grant pursuant to the Local Groundwater Management Assistance Act of 2000 (Water Code 20795 et seq.).

**DISCUSSION ITEM**

**ITEM NO.17**  
**DISCUSSION/PRESENTATION OF DRAFT 2008 BUDGET**

The draft 2008 budget has been attached for your review. Staff met with the Finance Committee in developing this budget on November 19, 2007. Staff will make a short presentation and answer any questions.

Kathy Cook, Chief Financial Officer, and Steve Knell, General Manager, gave a PowerPoint Presentation of the draft 2008 Budget. Steve Knell, General Manager, stated that the focus of the 2008 Budget is the implementation of the Water Resources Plan.

## **COMMUNICATIONS** **ITEM NO. 18**

### **A. GENERAL MANAGERS REPORT**

- An award was presented to Kathy Cook for completion of the ACWA Supervisory in Human Resources Specialty Program.
- There was a discussion regarding the January Board meeting dates. It was decided that this matter would be brought back to the Board as an action item on December 18, 2007.
- There is a Water Summit meeting on Wednesday, December 5, 2007 from 2:00 p.m. to 4:00 p.m. and a meeting at LAFCO on water sustainability starting at 6:00 p.m. tomorrow evening.
- Today before the State Board is a resolution specifying the actions that the Water Boards will take to protect the beneficial uses of San Francisco Bay – Sacramento/San Joaquin Delta Estuary.

The General Manager, Steve Knell, gave a PowerPoint Presentation on the Water Resources Plan that will be given at the Chamber of Commerce Ag Luncheon in March 2008 and invited comments.

The General Manager, Steve Knell, also had the following comment from the ACWA Conference: He stated that Blue Shield is implementing a new proactive medical program whereby Blue Shield Nurse Practitioners will contact patients to follow-up and make sure that they are following their doctor's recommendations.

### **B. COMMITTEE REPORTS**

#### **Finance Committee Meeting**

Tuesday, December 3, 2007, 9:00 a.m.

- Draft 2008 Budget

### **C. DIRECTORS' COMMENTS/SUGGESTIONS**

The Directors commented regarding the ACWA Conference held in Indian Wells on November 26 through 30, 2007:

Director Alpers:

- There are several changes to the Public Records Act and the District needs to update its Public Records policy to reflect the changes.
- He attended a Delta seminar. The ongoing argument concerning the Delta is between conveyance and storage. The powers that be in Sacramento's game plan

is to have one agency make decisions and the rest of the agencies to comply with those decisions.

- He attended a drought discussion that was very interesting. He would like to see the District appoint an Ad Hoc Committee along with members of the staff to start working on a drought plan. It is very important to prepare the public for the possibility of a drought.

Director Clark:

- Discussed ERAF (Education Revenue Augmentation Fund) that was created in 1992 by Governor Wilson to guarantee funding for education.

Director Webb:

- He attended a Delta seminar and Lester Snow stated that the problems of the Delta are not going to be solved in the next couple of years. It was stated that the State of California needs to find more storage and a conveyance system across the Delta.
- At one of CH2M Hill's functions they had the District's Water Resource Plan up on a Board and several agencies stated that they needed to start on a similar plan.
- ACWA/JPIA stated that property claims are the lowest that they have been in the last three (3) years.

Director Bairos:

- He agreed that the Drought plan should be high priority and a committee/task force needs to be appointed. It is important to a farmer to know what the status of water is for that year to determine what their planting is going to be.
- Tax credit bonds is a way to pay for infrastructure,. He did not know if the District would qualify for the tax credit bonds and this would need to be looked into.

Regular Directors' Comments:

Director Clark

He would like to see the drought plan discussed by an Ad Hoc Committee.

Director Webb

There was a meeting in Knights Ferry between Krammer & Associates and Fish & Game. Director Alpers stated that Krammer & Associates has come out with a plan to dig a ditch around Russian Rapids to take water to and have a place for small fish to survive.

Director Bairos

Director Bairos had no comments.

At the hour of 11:05 a.m. a motion was made by Director Alpers, seconded by Director Clark, and unanimously supported to move to closed session.

**CLOSED SESSION**  
**ITEM NO. 23**

1. Closed Session to discuss the following:

**A. Government Code §54957**

Public Employee Performance Evaluation  
Title: General Manager

**B. Government Code §54957**

Public Employee Performance Evaluation  
Title: Operations Employees, Exempt Management Employees, Exempt  
Supervisory Employees, Non-Exempt Confidential Employees

At the hour of 11:41 a.m. a motion was made by Director Alpers, seconded by Director Bairos, and unanimously supported to return to open session.

The following is the reportable action from Closed Session:

Director Clark stated that the Board unanimously voted to enter into a five year employment contract with the General Manager, increase his salary to \$145,510, increase his life insurance from \$70,000 to \$100,000, increase his deferred compensation match from 1% to 3%, and give the General Manager a budget of not to exceed \$1,000 per year to participate and belong in various community civic organizations.

Director Webb stated that the Board unanimously voted to change the Service Awards to include a \$50 recognition for each year the employee has worked at the District, retroactive from twenty (20) years and up; award each employee \$500 for safety accomplishments; award \$100 to each employee for perfect attendance; increase the quarterly productivity enhancement award from \$50 to \$100; close the District offices this year on Christmas Eve, Christmas Day, New Year's Eve, and New Year's Day. The General Manager was also instructed to purchase new longevity pins for the employees for their years of service with the District.

**OTHER ACTION**  
**ITEM NO. 20**

At the hour of 11:45 a.m. a motion was made by Director Clark, seconded by Director Bairos, and unanimously supported to adjourn the meeting adjourned to the next **Board of Director's Meeting on Tuesday, December 18, 2007, at 9:00 a.m.** at the Oakdale Irrigation District Office, 1205 East F Street, Oakdale, CA.

The next **Joint Board Meeting for the Tri-Dam Project** has been scheduled for **Thursday, December 20, 2007, at 9:00 a.m.** in the Board Room of the Oakdale Irrigation District 1205 East F Street, Oakdale, California.

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Steven A. Webb, President

Attest:

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Steve Knell, P.E., Secretary