

MINUTES

Oakdale, California
February 6, 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
John Davids, Assistant, Engineer, Support Services 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 9:02 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 Bairos requested that Consent Item No. 4 be pulled from the Consent Calendar.

CONSENT ITEMS
ITEM NOS. 2, 3, 5, 6, 7, 8

ITEM NO. 2
APPROVE THE BOARD OF DIRECTORS' MINUTES
OF THE REGULAR MEETING OF
JANUARY 23, 2007 AND RESOLUTION NO. 2007-03

A motion was made by Director Bairos, seconded by Director Alpers, and unanimously supported to approve the Board of Directors' Minutes of the Regular Meeting of January 23, 2007, and Resolution No. 2007-03.

ITEM NO. 3
APPROVE OAKDALE IRRIGATION
DISTRICT STATEMENT OF OBLIGATIONS

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

ITEM NO. 5
APPROVE A RESOLUTION AUTHORIZING A
CATEGORICAL EXEMPTION FOR IMPROVEMENT DISTRICT 52
WATER SYSTEM DISTRIBUTION REPLACEMENT PROJECT

A motion was made by Director Bairos, seconded by Director Alpers, and unanimously supported to approve the Resolution Authorizing a Categorical Exemption for Improvement District 52 Water system Distribution Replacement Project.

ITEM NO. 6
APPROVE GENERAL SERVICES AGREEMENTS
FOR VARIOUS VENDORS AND CONTRACTORS

A motion was made by Director Bairos, seconded by Director Alpers, and unanimously supported to approve the General Services Agreements for various vendors and contractors.

ITEM NO. 7
APPROVE ENCROACHMENT AGREEMENT ON THE
TOWNHILL PIPELINE (APN: 064-028-005 – CARROLL)

A motion was made by Director Bairos, seconded by Director Alpers, and unanimously supported to approve the Encroachment Agreement on the Townhill Pipeline (APN: 064-028-005 – Carroll).

ITEM NO. 8
APPROVE ENCROACHMENT AGREEMENT ON THE
HOWARD PIPELINE (APN: 006-002-081 – ESKEW)

A motion was made by Director Bairos, seconded by Director Alpers, and unanimously supported to approve the Encroachment Agreement on the Howard Pipeline (APN: 006-002-081 – Eskew).

ACTION CALENDAR
ITEMS NOS. 4, 9, 10, 11, 12

ITEM NO. 4
APPROVE PURCHASE OF REPLACEMENT
NETWORK PERSONAL COMPUTERS

Director Bairos had a question regarding the cost of the network installation on the replacement network computers. Chief Financial Officer, Kathy Cook, responded that it takes approximately two (2) hours per computer and she believes that the cost is \$120.00 per hour.

A motion was made by Director Bairos, seconded by Director Alpers, and unanimously supported to approve the purchase of replacement network personal computers.

ITEM NO. 9
REVIEW AND TAKE POSSIBLE ACTION ON A
REQUEST BY JOSE DA SILVA FOR REIMBURSEMENT
OF A DEPOSIT MADE FOR ANNEXATION INTO THE DISTRICT

In 2003 Mr. da Silva applied for annexation to OID. He paid his processing fees in the amount of \$3,864.44 to the OID for a 140 acre piece of land off Dodds Road (APN 207-014-008). During the eligibility process it was determined that the land Mr. da Silva was seeking to annex was outside the sphere of influence of OID. As a result, the Board disapproved Mr. da Silva's application on September 17, 2004.

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.

A motion was made by Director Alpers, seconded by Director Bairos, and unanimously supported to approve reimbursement of the deposit made by Jose da Silva for annexation into the District.

ITEM NO. 10
REVIEW AND TAKE POSSIBLE ACTION TO
APPROVE RESOLUTION RATIFYING MEMORANDUM OF
UNDERSTANDING BETWEEN THE OAKDALE IRRIGATION
DISTRICT AND ITS OPERATIONS EMPLOYEES

The Memorandum of Understanding (MOU) reflects the agreement executed by and between the OID Representatives and OE3, dated January 24, 2007. The MOU was presented to the Board for ratification.

A motion was made by Director Clark, seconded by Director Alpers, and unanimously supported to approve the Resolution Ratifying Memorandum of Understanding Between the Oakdale Irrigation District and its Operations Employees.

ITEM NO. 11
REVIEW AND TAKE POSSIBLE ACTION
TO APPROVE CHANGE ORDER TO
CUNNINGHAM & SONS ON THE UNION DRAIN

When Cunningham & Sons started the demolition work on January 31, 2007 for the Union Drain Road Crossing, it was discovered the existing road crossing consisted of an abandoned double barrel 4 foot X 4 foot concrete box culvert with four (4) 30-inch corrugated plastic (HDPE) pipes for flow inserted in each box bay and outside each bay. These conditions were not evident during the design phase and the pre-bid job walk.

The additional demolition and removal cost is estimated at \$15,000. Staff recommends approval of this work and is satisfied the costs are reasonable.

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to approve the Change Order to Cunningham & Sons on the Union Drain.

ITEM NO. 12
REVIEW AND TAKE POSSIBLE ACTION TO
APPROVE CHANGE ORDER TO
CUNNINGHAM & SONS ON THE NORTH MAIN

When Cunningham & Sons started the form work on the first section of the Sonora Road crossing, various conditions were found which required additional work. The design work for the plans was performed during the irrigation season and did not afford an opportunity to obtain all the necessary measurements. As a result, the box culvert floor had to be extended three (3) feet to meet the geometry of the canal. This addition also impacted the wing walls which needed to be modified by increasing the wall height by 1 foot. Estimated cost for this work is \$2,000.

The existing 3-inch private steel pipe irrigation line in the north bank was found to be virtually non-existent. When the excavation for the box culvert started, the irrigation line was found to be non-existent due to corrosion and was basically an earthen conduit

through the bank. The line is approximately 12 feet deep and will require 50 feet of piping to be replaced. Estimated cost for this work is \$2,000.

The cattle guard on the upstream section of the road crossing has to be removed, modified and reinstalled. The modification is required for the channel configuration. The estimated cost for this work is \$500.

A motion was made by Director Webb, seconded by Director Clark, and unanimously supported to approve the Change Order to Cunningham & Sons on the North Main.

**DISCUSSION
ITEMS NOS. 13, 14**

**ITEM NO. 13
DISCUSSION ON STRATEGIC PLAN**

General Manager, Steve Knell, gave a PowerPoint presentation on the 3-Year Strategic Plan.

**ITEM NO. 14
DISCUSSION ON THE STATUS OF WATER DELIVERIES FOR 2007**

Water Operations Manager, Kevin King, gave a PowerPoint presentation on the status of water deliveries for 2007.

**ITEM NO. 15
COMMUNICATIONS**

A. GENERAL MANAGERS REPORT

Safety Activities

1. OID has gone 258 days without a lost time injury accident.

Administration Activities

1. Need an Ad Hoc Committee to begin planning for OID's 100th year anniversary in November 2009. Fos and Laidlaw have made a great start to this.
2. The SJRG five irrigation districts will be filing a writ of mandate to State Board regarding denial by State Board to request to de-list the SJ River for impairment by salt and boron.
3. Attended the NE Regional Farm Bureau Meeting at the House of Beef on the 25th. Dennis Cardoza gave an interesting and informative talk. 55 people in attendance.
4. Attended Mayor Jackson's' State of the City address.
5. Had a briefing with MID on CCSF Water System Improvement Project, timeline, scope, etc. They are about 60 days out from releasing their PEIR for this project.
6. Committee meetings held for Finance, Domestic Water, Knights Ferry Ad Hoc, and the Water Committee.
7. John Davids received notice he passed of 3 of the 4 exams required for his Engineers License

Water Operations Activities

1. OID's 2006 Aquatic Pesticide Application Plan Annual Report has been submitted to the RWQCB.
2. Developing a Plan to go from 10 divisions to 8 Divisions before water season begins.
3. Meeting with employees on a 7&7 work schedule.

Construction & Maintenance

1. Work continued on the Campbell Pipeline Project with completion of Punch List Items.
2. Construction continued on the Claribel/Stowell Bifurcation project with the pipe installation and setting of forms for boxes and walls. Structure scheduled to be poured February 8th.
3. South Main Canal Rehab Project was completed on January 25th.
4. The North Main Sonora Road Crossing work begins with demolition and pouring of the floor. West box poured on February 3rd. Stripping began on February 5th.
5. The Union Drain Crow Road crossing demolition work began on January 29th.
6. The Lambuth Pipeline Project Kick-off meeting held February 1st. Mobilization began Feb 5th.
7. The Kearney Lat. Rehab. cont. with gunite application which was completed on Feb. 2nd.
8. Three (3) Turn-out gates were removed and replaced with new gates.
9. The Young's Lateral Turn-out replacement on 26-Mile Road was completed.
10. The Root Drain rehab continued with a schedule completion of February 9th.
11. The Mootz Drain rehab work started.
12. Various structures were cleaned and painted around the District.

Engineering Activities

1. Preparing Draft Drainage Agreement with the City of Riverbank.
2. Processing Willms Ranch Parcel Split Request.
3. Ongoing CEQA responses.
4. Continued to provide site monitoring on the South Lateral and Claribel Diversion Project.
5. Continued to provide engineering support to the C&M ongoing projects.
6. Coordinating with contractors on the Lambuth Pipeline, North Main Sonora Road Crossing and the Union Drain Crow Road Crossing.
7. Coordinated Engineering Efforts on the Union Pipeline Relocation/Replacement and the Merrihew Pipeline Replacement Projects with Consultants. Final review of drawings is complete and awaiting final drawings.
8. Early consultation request received from County Planning on Willms Ranch break up from 2,302 acres to 45 parcels ranging in size from 40-102 acres.

B. COMMITTEE REPORTS

Water/Engineering Committee – Director Alpers commented on the Water/Engineering Committee Meeting held on February 5, 2007. Director Alpers stated that the Committee handled some of the items on the Agenda; however, most of the items were going back out into the field to try and resolve them with the landowners without too much Board action. The Committee discussed the Riverbank matter and no action is going to be taken.

Knights Ferry Ad Hoc Water Committee – Director Clark stated that Ad Hoc Committee met on January 30, 2007. Director Clark stated that the people in Knights Ferry have an opinion on water rights that is contrary to the District's opinion on their water rights. We have asked Water Counsel to identify and research those items. The Committee is going to work on this to resolve the problems.

C. **DIRECTORS' COMMENTS/SUGGESTIONS**

Director Alpers

Director Alpers stated that the ACWA Conference in Sacramento did not appeal to him, but he feels that everyone who sits on the Tri-Dam Board should attend the APPA Conference in San Antonio, Texas on June 24 - 27, 2007. He stated that there are six items on the agenda of interest; wholesale markets and competition (which the District will be facing again in two years), reliability standards and costs for errors, demand responses, electrical generation trends, sources of electricity affected by sun, solar, etc., and succession planning for future executives, employees, and staff. He stated that this is one of the best conferences he has seen organized and that everyone should try and attend.

Director Clark

Director Clark stated that along the same lines as Director Alpers' comments, the District's contract with P.G.&E. expires in about two years and SSJID and P.G.&E. are not on good terms and it took five to six months to agree to execute a contract with P.G.&E. It has been an excellent contract and has given the District a couple of million dollars more than the District would have received if we had not gone with P.G.&E. Director Clark stated that it would be advantageous to attend the APPA Conference to listen to these different items in order to get some ideas on financing, etc.

Director Bairos

Director Bairos commended Kevin King, Water Operations Manager, on his presentation on the status of water deliveries for 2007, but he felt that the District needed to notify the public of the fact that there is a possibility that the District could have a drought year in the future so that they can start thinking about different alternatives. Director Bairos also felt that the public should get some clarification on how the inflows work and that water usage is figured on the inflows of water into the reservoir for the irrigation season.

Director Taro

Director Taro agreed with Director Bairos' comments.

Director Webb

Director Webb stated that he also felt that Kevin King's presentation was good; however, he felt that some of his loss factors were high.

At the hour of 11:05 a.m. a motion was made by Director Alpers, seconded by Director Clark, and unanimously approved to move to Closed Session.

CLOSED SESSION
ITEM NO. 16

A. Government Code §54956.9 Existing Litigation
(1) *Goad v. Oakdale Irrigation District*

B. Government Code §54957 Public Employee Performance Evaluation
Title: General Manager

C. Government Code §54956.9(b) Anticipated Litigation
Two (2) Cases

At the hour of 12:19 p.m. a motion was made by Director Alpers, seconded by Director Bairos, and unanimously supported to move to open session.

Thereafter, President Steve Webb reported that the Board unanimously approved a settlement in the case entitled *Goad v. Oakdale Irrigation District*. Director Webb stated that additional information on the settlement is available by request at the District.

Director Webb also reported that in Closed Session it was unanimously supported by the Directors to increase the General Manager's yearly salary to \$136,886.10 for his extraordinary performance in 2006.

OTHER ACTION
ITEM NO. 17

At the hour of 12:22 p.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, February 20, 2007, 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** has been re scheduled for **Tuesday, February 15, 2007, at 2:00 pm.** in the Board Room of the Oakdale Irrigation District, 1205 East F Street, Oakdale, California.

Steven A. Webb, President

Attest:

Steve Knell, P.E., Secretary