

## **MINUTES**

Oakdale, California  
October 3, 2006

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  
Frank B. Clark  
Tony Taro (Arrived at 9:11 a.m.)

Absent: Al Bairos, Jr.

Staff Present: Steve Knell, P.E., General Manager/Secretary  
Gary Jernigan, Support Services Manager  
Kevin King, Water Operations Manager  
Bob Nielsen, Water Operations Supervisor

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

There were no additions or deletions of Agenda Items.

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

Director Webb requested that Action Item No. 11 go first on the action calendar.

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

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

There being no public comment, public comment was closed at 9:01 a.m. and the Board Meeting continued.

Lorens Foard requested that he be allowed to make a comment concerning Discussion Item No. 13, Discussion on Draft 2007 Budget for Oakdale Irrigation District.

**CONSENT ITEMS**  
**ITEM NOS. 2, 3, 4, 5, 6, 7**

**ITEM NO. 2**  
**APPROVE THE BOARD OF DIRECTORS'**  
**MINUTES OF THE REGULAR MEETING OF**  
**SEPTEMBER 19, 2006 AND RESOLUTION NO. 2006-52**

A motion was made by Director Clark, seconded by Director Alpers, and unanimously supported to approve the Board of Directors' Minutes of the Regular Meeting of September 19, 2006 and Resolution No. 2006-52.

**ITEM NO. 3**  
**APPROVE OAKDALE IRRIGATION**  
**DISTRICT STATEMENT OF OBLIGATIONS**

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

**ITEM NO. 4**  
**APPROVE GENERAL SERVICES CONTRACTS FOR VARIOUS**  
**VENDORS AND CONTRACTORS (DON'S MOBILE GLASS,**  
**VALLEY AIR CONDITIONING ENGINEERING, INC.,**  
**BLACK DIAMOND AGGREGATES, INC., AND CHAMBERS TRANSPORT**

A motion was made by Director Clark, seconded by Director Alpers, and unanimously supported to approve the General Services Contracts for various vendors and contractors (Don's Mobile Glass, Valley Air Conditioning Engineering, Inc., Black Diamond Aggregates, Inc., and Chambers Transport).

**ITEM NO. 5**  
**APPROVE NEW RATE FOR RIVERA AND SONS EARTH**  
**MOVING AND GRADING, INC.'S GENERAL SERVICES AGREEMENT**

A motion was made by Director Clark, seconded by Director Alpers, and unanimously supported to approve the new rate for Rivera and Sons Earth Moving and Grading, Inc.'s General Services Agreement.

**ITEM NO. 6**  
**APPROVE REQUEST FOR ENCROACHMENT AGREEMENT**  
**ON THE SPENCER NO. 2 PIPELINE (APN: 062-013-009 – CLIPPER)**

A motion was made by Director Clark, seconded by Director Alpers, and unanimously supported to approve the request for Encroachment Agreement on the Spencer No. 2 Pipeline (APN: 062-013-009 – Clipper).

**ITEM NO. 7**  
**APPROVE THE DSOs' (DITCHTENDERS') TRANSFER**  
**TO CONSTRUCTION AND MAINTENANCE**  
**DEPARTMENT FOR WINTER SEASON 2006/2007**

A motion was made by Director Clark, seconded by Director Alpers, and unanimously supported to approve the DSOs' (Ditchtenders') transfer to Construction and Maintenance Department for winter season 2006/2007.

**ACTION CALENDAR**  
**ITEMS 11, 8, 9, 10, 12**

**ITEM NO. 11**  
**REVIEW AND TAKE POSSIBLE ACTION ON**  
**REQUEST FOR VARIANCE FROM THE DISTRICT'S**  
**SUBDIVISION AND PARCEL MAP POLICY (APN: 062-013-009 – CLIPPER)**

Mr. Clipper has recently split the aforementioned parcel into three (3) new parcels of three (3) acres each. These newly created parcels are considered non-irrigable under the current Oakdale Irrigation District (OID) Subdivision and Parcel Map Policy. Mr. Clipper has an existing orchard on the project site and wishes to continue to irrigate said orchard until such time as the property changes ownership. Past Board actions have allowed the current landowner to continue to irrigate until such time as the property changes ownership or the existing land use changes. Mr. Clipper requests the same consideration from the Board.

Mr. Clipper was present at the hearing and discussed his request with the Board of Directors.

A motion was made Director Clark, seconded by Director, Alpers, and unanimously supported to approve the request for variance from the District's Subdivision and Parcel Map Policy (APN: 062-013-009 – Clipper).

**ITEM NO. 8**  
**REVIEW AND TAKE POSSIBLE ACTION ON AN**  
**AMENDMENT TO THE 2006 CAPITAL PROJECTS' BUDGET**

In order to meet and address an unusual amount of unanticipated capital project (emergencies), as identified on the attached Work Order Status Sheet, staff is requesting additional funds of \$1.4 million for expenditure in 2006. This summary identifies budgeted and unbudgeted projects. The additional funds requested are needed to fund:

- Emergency work not originally budgeted
- Increase in scope of work
- Cost overruns
- 2005 project costs rolled over into 2006 budget.

It is anticipated that all the work will be completed by the end of 2006. However, *if* these projects are delayed due to adverse weather conditions and/or scope of work changes staff requests that the remainder of the 2006 Capital Project funds be rolled over into the 2007 Capital Project Budget. In the past (as stated above) projects that were not completed by the end of the year rolled over into the next year's budget causing that year's budget for scheduled work to fall short.

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to approve an amendment to the 2006 Capital Projects' Budget.

**ITEM NO. 9**  
**REVIEW AND TAKE POSSIBLE ACTION**  
**ON AWARD OF BID FOR THE CAMPBELL AND**  
**NORTH DUDLEY PIPELINE REPLACEMENT PROJECTS**

Staff has solicited bids for the Campbell and N. Dudley Pipeline Replacement Projects from six (6) contractors. The contractors were RTC, Mazingo Construction, Cunningham & Sons, Preston Pipeline, Ford Construction and Clyde Wheeler Pipeline. Bids were opened at 2:00 pm on Friday, September 29, 2006.

The Directors were given a copy of the bid summary and General Manager, Steve Knell, explained the results of the bidding process that took place on Friday, September 29, 2006. General Manager, Steve Knell, stated that it is staff's recommendation that the Board award the Campbell Pipeline replacement project to RTC in the sum of \$218,385.25 and the North Dudley Pipeline replacement project to Preston Pipeline in the sum of \$102,550.00.

Director Clark requested that staff provide the Board with progress reports on the Pipeline Replacement Projects.

A motion was made by Director Alpers, and seconded by Director Clark, and unanimously supported to award the bid on the North Dudley Replacement project to Preston Pipeline, and award the bid on the Campbell Pipeline Replacement project to RTC.

**ITEM NO. 10**  
**REVIEW AND TAKE POSSIBLE ACTION**  
**ON APPROVAL OF PURCHASE OF UNUSED WATER**  
**TANKS BY KNIGHTS FERRY COMMUNITY SERVICES DISTRICT**

On November 15, 2005, the Board of Directors took action to surplus a 39,000 gallon water storage tank from Country Club Estates located within Rural Water System No. 1.

On April 13, 2006, a letter was directed to the Knights Ferry Community Services District asking them to informally sit down with the Water Committee to discuss its future water needs. Thereafter the Water Committee, Bob Nielsen, and the Knights Ferry Community Services District met on May 22, 2006 to discuss future water needs and their interest in purchasing the District's surplus water tank. On September 1, 2006, the District received a

letter from the Knights Ferry Community Services District stating that they would like to purchase the District's surplus 39,000 gallon water storage tank.

Staff recommends the sale of the 39,000 gallon water storage tank to the Knights Ferry Community Services District.

A motion was made by Director Clark, seconded by Director Alpers, and unanimously supported to approve the purchase of the unused water tanks by Knights Ferry Community Services District on the contingency that the Knights Ferry Community Services District assume all costs associated with the disassembling, loading, transporting, unloading and reassembling of the tank.

**ITEM NO. 12**  
**REVIEW AND TAKE POSSIBLE ACTION ON**  
**ABANDONMENT OF THE ADAMS CREEK DRAIN**

Oakdale Irrigation District (OID) has expended resources over the years as directed to maintain the Adams Creek Drain and will continue to do so as long as the District maintains ownership of the facility. Research shows that the Adams Creek Drain has a drainage area of approximately two-thousand three hundred (2,300) acres and spans a distance of well over 3 miles. Within this length, OID has only (1) easement that was dedicated to it but has no access. See attached project site map.

On July 16, 1996 the then Board of Directors declared the Adams Creek Drain a natural drainage channel and declined responsibility for maintenance. Then on December 15, 1998 the then Board of Directors accepted the "Adams Creek Drain for maintenance from Adams Lateral to the South Side of the Sierra Railroad, east of Laughlin Road, excepting that portion from Sierra Road to Laughlin Road which was Quitclaimed to Jack Lerch in 1996". That portion of the Adams Creek Drain quitclaimed to Mr. Lerch is on two (2) parcels, APN: 010-039-019 and 010-039-022 as indicated in the attached maps. The Boards decision on December 15, 1998 has left the District with a facility that is not available for inspection, with no access for maintenance, no legal prescriptive rights, and a huge liability from flood damage should it occur.

District staff recommends quit-claiming in total any and all rights in the Adams Creek Drain east of Orsi Road.

A motion was made by Director Alpers, seconded by Director Clark, and unanimously supported to approve abandoning the District's easements on the Adams Creek Drain east of Orsi Road and notify the landowners that the Adams Creek Drain is not an OID facility, the District has no interest in the Adams Creek Drain, and all road crossings are the responsibility of the County.

**DISCUSSION ITEMS**  
**ITEM NOS. 13, 14**

**ITEM NO. 13**  
**DISCUSSION ON DRAFT 2007 BUDGET**  
**FOR OAKDALE IRRIGATION DISTRICT**

General Manager, Steve Knell, gave a PowerPoint presentation on the Draft 2007 Budget for the Oakdale Irrigation District.

Mr. Foard had a question regarding the Draft 2007 Budget and why it did not show that the District was going to spend anything on the office building and yard in capital purchases for the air conditioning and roof repair. He also had a question regarding the resurfacing of the parking lot during the winter months and the fact that the optimum time to do this had passed.

The Board agreed that the Draft 2007 Budget for Oakdale Irrigation District will be placed on the Action Calendar at the Board Meeting on October 17, 2006 for adoption.

**ITEM NO. 14**  
**DISCUSSION ON AVAILABILITY OF**  
**STOCK WATER DURING NON-IRRIGATION SEASON**

South San Joaquin Irrigation District operates and maintains the Joint Main Canal. They have identified about 4-5 years of major rehabilitation work needing to get done on this main canal system. The Joint Main is the sole source of supply for SSJID to Woodward Reservoir, and it is OID's sole source of supply to lands north of the Stanislaus River. SSJID and OID share ownership in the canal with OID's interest being 28%.

OID provides water to Knights Ferry (KF) Community Services District under a historic water rights agreement which comes out of OID's water right. When SSJID dewateres the Joint Main Canal this year for construction, KF will have no water available from this source. OID will need to run its river pump, which is located in KF by the fire station. As an additional consequence, when OID delivers KF water through the Joint Main, a lot of cattle people take the unused KF water and water their cattle through the winter, when there is no rain. Last year these cattle people complained that OID did not notify them that the water would be out. OID spent a considerable amount of time and resources accommodating cattlemen last year.

Per this agenda item, we are noticing the Board that there will be no water in the Joint Main and North Main Canals until after March 1, 2007. We are also notifying all the cattlemen that complained last year and reminding them as well that after October 12th, there will be no water available in the Joint Main and North Main Canals, and should they need cattle water they should be making arrangements now, on their own and at their own expense.

The Board agreed that the District should notify all individuals involved that there will be no water in the North main due to the rehabilitation work being done in the canal.

## **ITEM NO. 15** **COMMUNICATIONS**

### **Irrigation Activities**

1. Staying on 12 rotations. Will have completed 15 rotations this year in most divisions.
2. Deep well usage through September was 1,418 acre-feet.

### **Safety Activities**

1. OID has gone 133 days without a lost time injury accident.

### **Administration Activities**

1. Appeared at LAFCO on September 27, 2006 to raise concerns regarding the CSA the County is forming for the Hillsborough-Schutz development between Atlas and Dillwood Roads and below OID's abandoned West Oakdale No. 1 Pipeline. Feel OID's issues have not been addressed. A 20 day extension was given to resolve issues.
2. Responding to Interrogatories for the Gregg suit.
3. Will proceed with land appraisal of OID property. Cost of appraisal is minimal and within GM's scope of approval.
4. Field visit of Twer's and Wamhoff's with staff.

### **Accounting Activities**

1. Final 2007 budget preparations

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

1. The Grider Pipeline Replacement Project installation started on September 15, 2006 and progressed extremely well. Completion of pipe installation was completed on the September 22, 2006. Structure installation started with first concrete pour on September 25, 2006. Completion scheduled for Mid-October, 2006 after water season ends..
2. Ditch Cleaning was a major emphasis on laterals and Drains
3. Pipeline repairs continued with repairs and replacements. Major emphasis was on the Garr P/L, Grider P/L (Separate from Mazingo's Work in Item #1), Union P/L, Van Norman and Crawford P/L's just to mention a few.
4. Condor drafting reports for "2-Mile Bar Tunnel" and the Permanent Bank Repair Program. Six reports are to be issued by October 06, 2006. Presentation scheduled for November 7<sup>th</sup> Board Meeting.
5. Pre-Bid meetings were conducted with contractors to bid the Campbell and North Dudley Pipeline Replacement projects. Bids were submitted on September 28, 2006 with the award submitted to the Board for approval on October 3<sup>rd</sup>.
6. Clean up of chunkers on various laterals and City Yard continued
7. Developing options for selecting a Borrow Pit source for dirt needed for bank rehabilitation
8. Winter Work Identification and Scope Development program in progress

### **Engineering Activities**

1. Design continued on the Campbell Pipeline, Lambuth Pipeline, Clarke Pipeline and the Merryhew Pipeline Replacements
2. Landowner meetings for Campbell, Grider and North Dudley Pipelines completed

3. Conducted Pre-Bid meetings for the Campbell and North Dudley pipeline replacement projects.
4. Scope development for the Engineering firms
5. Project Development for the Winter Season
6. Response to Suspense Forms
7. Providing support to the Water Operations Department
8. Completing engineering drawings for the Pioneer, Bentley, Crow and Sonora road crossings.
9. Worked with Contractor for replacing of the Union P/L Control Structure on Stoddard Road
10. Support to Construction & Maintenance department

A. **COMMITTEE REPORTS**

There were no Committee Reports made.

B. **DIRECTORS' COMMENTS/SUGGESTIONS**

Director Alpers

Director Alpers stated that he was looking forward to Condor's presentation. He also stated that he hoped that we keep moving in fast forward on the North Reservoir. He also asked when the Tunnel 9 was going to be scheduled for repairs. General Manager, Steve Knell, stated that repairs to Tunnel 9 are currently being designed.

Director Clark

Director Clark had no comments.

Director Webb

Director Webb asked the General Manager about the status on Wamhoff.

Director Taro

Director Taro asked what the District received on the sale of the Low Boy. Gary Jernigan, Support Services Manager, stated that the Low Boy was sold for \$20,500.00 less commissions. Director Taro also asked about the Magnacide applications on the Fairbanks Canal.

At the hour of 10:33 a.m. a motion was made by Director Clark, seconded by Director Alpers, and unanimously supported to go to Closed Session.

**ITEM NO. 19**  
**CLOSED SESSION**

**A. *Government Code §54957.6 Conference with Labor Negotiator***  
**Agency Representative: General Manager**  
**Unrepresented Employees: Operating Engineers Local Union No. 3**

**B. *Government Code §54957***  
**Public Employee Discipline/Dismissal/Release**



At the hour of 11:02 a.m. a motion was made by Director Clark, seconded by Director Webb and unanimously supported to return to the regular meeting.

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

**OTHER ACTION**  
**ITEM NO. 17**

At the hour of 11:03 a.m. a motion was made by Director Webb, and seconded by Director Clark, and unanimously supported to adjourn to the next **regular Board of Director's Meeting** to be held on **Tuesday, October 17, 2006, 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, October 19, 2006, 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