

MINUTES

Oakdale, California
March 1, 2005

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
Jack D. Alpers
Louis Brichetto
Steve Webb
Tony Taro (arrived at 9:04 a.m.)

Staff Present: Steve Knell, P.E., General Manager/Secretary
Gary Jernigan, P.E., Support Services Manager
Kathy Cook, Chief Financial Officer
Bob Nielsen, Supervisor Water Operations – Water Utilities

ADDITION OR DELETION OF AGENDA ITEMS

Item #7 was deleted from the March 1, 2005 Agenda and will be placed on the April 5, 2005 Agenda, pursuant to Mr. Schwartz' request.

ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE

It was requested that Item #10 be heard first on the action calendar.

CONSENT ITEMS **ITEMS 3, 4, 5, 6**

ITEM NO. 3 **APPROVE THE MONTHLY CHIEF FINANCIAL OFFICER'S REPORT FOR THE MONTH ENDING JANUARY 31, 2005**

A motion was made by Director Alpers, seconded by Director Webb, and unanimously supported to approve the Monthly Chief Financial Officer's Report for the Month Ending January 31, 2005.

ITEM NO. 4 **APPROVE THE IMPROVEMENT DISTRICT'S STATEMENT OF OBLIGATIONS**

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

ITEM NO. 5
APPROVE GENERAL SERVICES CONTRACTS FOR
VARIOUS VENDORS AND CONTRACTORS

A motion was made by Director Alpers, seconded by Director Webb, and unanimously supported to approve the General Services Contracts for Various Vendors and Contractors.

ITEM NO. 6
APPROVE CHANGE ORDER NO. 1 FOR THE CLAVEY PUMP PROJECT

A motion was made by Director Alpers, seconded by Director Webb, and unanimously supported to approve the Change Order No. 1 for the Clavey Pump Project.

Director Alpers requested that Item No. 1 be removed from the consent calendar.

Director Brichetto, Director Clark, and General Manager Knell requested that Item No. 2 be removed from the consent calendar.

ACTION ITEMS
ITEMS 1, 2, 10, 8, 9, 11, 12, 13, 14, 15

ITEM NO. 1
APPROVE BOARD OF DIRECTOR'S MINUTES OF THE
REGULAR MEETING OF FEBRUARY 15, 2005

Director Alpers requested that we list the Directors in the Minutes once, rather than twice when a Director arrives late for the Board Meeting. Director Alpers also requested that his Director's Comments be modified to state, "Director Alpers would like the District to consider placing an informative advertisement in the Oakdale Leader a couple of times a year to keep the public informed about the District."

A motion was made by Director Webb, seconded by Director Brichetto, and unanimously supported to approve the Board of Director's Minutes of the Regular Meeting of February 15, 2005, once the above modifications have been made, and to approve Resolution Nos. 2005-03 Authorizing the Disposal of Property No Longer Necessary for District Purposes; 2005-04 Acceptance of Memorandum of Understanding with the Confidential Employees; 2005-05 Acceptance of Memorandum of Understanding with the Exempt Management Employees; and 2005-05 Memorandum of Understanding with the Exempt Supervisory Employees.

ITEM NO. 2
APPROVE OAKDALE IRRIGATION DISTRICT STATEMENT OF OBLIGATIONS

General Manager Knell requested that Granite Construction be added to the Statement of Obligations in the amount of \$135,340.96. A motion was made by Director Brichetto, seconded by Director Alpers, and unanimously supported to add Granite Construction to the Statement of Obligations.

Director Brichetto had a question on the Statement of Obligations concerning the P & L Concrete, Gunitite Mix/Concrete/Cart-Away Rentals and whether it was used for one of our canals or if it was material used by one of our contractors.

Director Clark had a question regarding rental of equipment and whether or not it was cost effective.

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

ITEM NO. 10
REVIEW AND TAKE POSSIBLE ACTION ON REQUEST
FROM LORETTA RAY FOR THE CANCELLATION OF PENALTIES

Mr. & Mrs. Ray are requesting that the 1st installment penalties assessed on their account be cancelled as they *attempted* to pay the 2005 water charges (both 1st and 2nd installments) prior to December 20, 2004. (Refer to attached letter for detail.)

As provided for in the State of California Water Code and District Policy, cancellations of charges may occur under the following conditions:

A Board shall order the collector to cancel or modify, as may be proper, an assessment when it finds that any property has been either:

- (a) Assessed in any year more than once.
- (b) Assessed by reason of a clerical error for more than its cash value.
- (c) Computed for assessment on an excessive acreage.
- (d) Assessed while not in the district.

None of the above conditions apply to this instance and hence a refund is not in order. The District charges delinquent fees to recapture costs incurred handling delinquent accounts. The District has incurred expenses regardless of the reason given for the check not arriving in the mail.

The Rays were present at the Board Meeting and after a brief discussion a motion was made by Director Clark, seconded by Director Taro, and unanimously approved to cancel the delinquent penalties of \$217.70.

ITEM NO. 8
REVIEW AND TAKE POSSIBLE ACTION ON REQUEST
FOR VARIANCE TO SUBDIVISION POLICY (APN 014-022-002 - SILVEIRA)

The requirement for written easements for any and all lands going through a land use change is a policy requirement under OID's Subdivision Policy. Mr. Silveira is seeking a land use change for this parcel as he wishes to convert its use into a manure spreading facility. As part of the CEQA process, all agencies are afforded the opportunity to make comments and make the parcel comply with any agency requirements related to this

change. Hence, one of the many OID's requirements for such conversion is to provide written easements for all its facilities. In this case, it includes the Palmer Reclamation Pump, the Palmer Drain and the Palmer Pond.

Staff will present the background and its views regarding the easement requirement at the meeting. Likewise, Staff will present some alternatives for consideration to assist the Board in making its decision.

Mr. Silveira was present at the Board Meeting along with his legal representative, David O. Romano. Mr. Romano spoke on behalf of Mr. Silveira. After discussion Mr. Romano and Mr. Silveira agreed to meet with OID staff to discuss and analyze OID's plans for the roadway and the bank.

A motion was made by Director Alpers, and seconded by Director Brichetto, and unanimously supported to approve Mr. Silveira's request for a variance to subdivision policy, as it relates to Condition No. 29 in the County's report.

ITEM NO. 9
REVIEW AND TAKE POSSIBLE ACTION ON A REQUEST
FOR A VARIANCE TO LAND RECLASSIFICATION POLICY – JOHN P. BRICHETTO

Director Louis Brichetto excused himself from the Board Meeting.

Mr. John Brichetto is in the process of reclassifying several of his properties located within Oakdale Irrigation Districts (OID) service area. District policy states as a condition of approval for the land reclassification that easements be granted by the landowner for any and all District facilities which currently do not have easements and run through the parcel(s) in question. Please refer to the attached project site maps which show the facilities in question. Mr. John Brichetto is coming before the Board to ask for a variance to District policy such that his land reclassifications may be processed without the District receiving an easement for its facilities

Mr. John Brichetto was present at the Board Meeting.

After a discussion a motion was made by Director Webb, and seconded by Director Taro to approve Mr. John Brichetto's request for a variance to Land Reclassification Policy, and was voted as follows:

Ayes:	Alpers, Webb, Taro
Noes:	Clark

Director Louis Brichetto returned to the Board Meeting.

ITEM NO. 11
REVIEW AND TAKE POSSIBLE ACTION ON BOARD
AND STAFF ATTENDANCE AT THE ACWA SPRING CONFERENCE

The ACWA Conference is scheduled for May 3-6 in San Jose. This year's theme is *Water Blueprint-Charting Our Course*.

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to approve Board and Staff attendance at the ACWA Spring Conference.

ITEM NO. 12
REVIEW AND TAKE POSSIBLE ACTION ON BOARD
AND STAFF ATTENDANCE AT THE ACWA LEGISLATIVE SYMPOSIUM

An ACWA Legislative Symposium is scheduled for March 29th at the Sacramento Convention Center. The all day conference covers what the legislative arena holds in the near-term for California and affords attendees the opportunity to meet with and discuss issues with attending legislators.

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to approve Board and Staff attendance at the ACWA Legislative Symposium.

ITEM NO. 13
REVIEW AND TAKE POSSIBLE ACTION TO
PURCHASE A SUPRLUS VEHICLE FROM TRI-DAM PROJECTS

GM of Tri Dam will be surplusing a 2001 Ford 4X4 Pickup with crew cab body. The GM at OID would like to purchase this surplus vehicle and sell the existing sedan to better accommodate his needs in getting around the district. The Ford pickup has 80K miles and the OID sedan has 20K miles on the odometer.

It is recommended that the Board approve the purchase of the Tri Dam vehicle and authorize the General Manager to surplus the OID sedan.

A motion was made by Director Webb, seconded by Director Taro, and unanimously supported to approve the purchase of the surplus vehicle from Tri-Dam Projects and to keep the OID Ford Sedan.

ITEM NO. 14
REVIEW AND TAKE POSSIBLE ACTION TO AUTHORIZE THE GENERAL
MANAGER TO EXECUTE AN AGRICULTURAL AND STORM
DRAINAGE LICENSE AGREEMENT WITH THE CITY OF RIVERBANK

Over the last several months, Oakdale Irrigation District (OID) has been working to develop an Agricultural and Storm Drainage License Agreement with the City of Riverbank. This document will be site specific and is intended to address the drainage problems at California Avenue and Central Avenue in Riverbank. It is worth noting that the aforementioned agreement does not pertain to the conveyance of domestic storm water in

accordance with current District policy. This agreement is the final review stage and in order to expedite the process, staff is requesting that the Board authorize the General Manager to execute the agreement upon its completion.

A discussion was had between the Board Members and the General Manager. A motion was made by Director Brichetto, seconded by Director Alpers, and unanimously supported to table the item and place the matter back on the Board's Agenda as an action item once the Drainage License Agreement has been prepared and submitted to the Board for review.

At 10:02 a.m. the Board of Directors welcomed participation by the public in the meeting.

PUBLIC COMMENT
ITEM NO. 17

Mr. Edge asked if the Board was aware that there is a company conducting an energy gas survey using an acoustic emissions process that is signing up homeowners between Hughson and Oakdale.

Mr. Krause asked when the microphones will be working again.

Mr. Gookin commented on the grade of the Wills Pond and the cleaning of the pipeline and screen.

At 10:20 a.m. the Board Meeting continued with Action Item No. 15.

ITEM NO. 15
REVIEW AND TAKE POSSIBLE ACTION TO AUTHORIZE THE GENERAL
MANAGER TO EXECUTE A CONTRACT FOR THE REPLACEMENT OF THE
COUNTRY CLUB ESTATES DEEP WELL PUMP IN RURAL WATER NO. 1

The Country Club Estates deep well pump replacement is a budgeted capital expense identified in the 2005 budget. On February 8, 2005 it was discovered that one of the wells had failed. This failure has resulted in the loss of one of three pumping stations that supplies Rural Water System No. 1 and is also currently providing domestic water to Improvement District No. 52. Staff has received three (3) bids from local suppliers and recommends award of bid to Golden State Irrigation as being the lowest qualified bidder.

Staff is requesting that the Board authorize the General Manager to execute a contract to Golden State Irrigation for the replacement of the Country Club Deep Well Pumps.

After a brief discussion, a motion was made by Director Brichetto, seconded by Director Clark, and unanimously supported to authorize the General Manager to execute a contract for the replacement of the Country Club Estates' deep well pump in Rural Water No. 1 with Golden State Irrigation.

DISCUSSION ITEM
ITEM NO. 16

It appears that some IDs may choose not to vote for the establishment of a reserve fund. Staff wishes to be clear regarding the Board's position on the continuation of Service to the IDs despite their position.

After a brief discussion it was decided that once all meetings had been completed with OID and the Improvement Districts the Finance Committee would take a look at the situation.

COMMUNICATIONS
ITEM NO. 18

A. **GENERAL MANAGER'S REPORT**

Irrigation Off-Season Activities

1. DSO orientation will be the first week of March.
2. Ten DSOs attended Water Operation System Training at Cal Poly-SLO the last week of February.

Safety Activities

1. OID has gone 291 days without a lost time injury accident.
2. March is Fire Safety Month. OID is currently compliant with all State Safety Codes in this area.
3. Davis has completed OID's Target Zero Training program for implementation.
4. John Haaf (ACWA/JPIA) will be here at the end of March to provide safety training.
5. Crane certification for operators is a State requirement and we are reviewing who will go through this \$1,000/operator training.

Administration Activities

1. King has prepare and mailed to the RWQCB OID's Annual Report in compliance with the Ag Waiver requirements.
2. King is preparing OID's Annual Report in compliance with OID's State Permit for the application of aquatic pesticides.
3. Ron Skaggs of Condor Earth Technologies was awarded "Engineer of the Year" by the San Joaquin Valley Chapter of ASCE. Be sure to give Ron congratulations on his next visit.

Accounting Activities

1. Weekly meetings continue with the IDs regarding the formation of a capital reserve fund.
2. Auditors were here all last week.
3. CFO Cook is working with the financial model for the WRP.

C&M Operations Activities

1. Gunite of the Campbell Lateral continues.
2. Corn Box on the Fairbanks Lateral - Installation of 36" RCP backfilling and compacting continued, gate installation completed.

3. Mootz Lateral to Pipeline Conversion still halted due to rain and extremely wet conditions.
4. Wills Lateral to Pipeline Conversion still halted due to rain and extremely wet conditions.
5. Clavey Booster Pump Station rehabilitation continued.
6. Claribel Lateral Rehabilitation Project is on rain delay.
7. Moulton Pipeline Replacement contract work in progress.

Engineering Activities

1. Finishing Agricultural and Storm Drainage Agreement for the City of Riverbank
2. Suspense Forms
3. Continued project controls and inspections on Claribel Lateral Rehabilitation Project
4. Continued project controls and inspections on Clavey Booster Pump Station Rehabilitation

Water Utility Activities

1. Nielsen is coordinating ID meetings each and every week until March 24th.
2. Nielsen preparing a first draft of the ID newsletter.

B. COMMITTEE REPORTS

Director Clark commented on the Finance Committee Meeting that was held on February 22, 2005 regarding Tri-Dam Power Authority Bond refinancing.

C. DIRECTORS' COMMENTS/SUGGESTIONS

Director Alpers

Director Alpers stated that the Tri-Dam revenues are our principal source of income. For the next few years and we need to discuss how we are going to bring down those revenues and determine how much we will need. He stated that he was disappointed that two Board members voted against bringing down money to OID. Their actions could raise OID water rates if CalFED is implemented and we don't have any money to help out the farmers.

Director Brichetto

Director Brichetto stated that the Knights Ferry letter is offensive. He feels that we should not blanket everybody; each water user should be painted with an individual brush.

Director Webb

Director Webb commented on the fact that the Cantal property was up for sale and would like the General Manager see what he can find out about the sale.

Director Taro

Director Taro agreed with Director Webb's comments on the Cantal property.

Director Clark

None.

OTHER ACTION
ITEM NO. 19

At the hour of 10:55 a.m. a motion was made by Director Alpers, and seconded by Director Webb, and unanimously supported to adjourn to the next **regular Board of Director's Meeting** to be held on **Tuesday, March 15, 2005 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, March 17, 2005 at 9:00 A.M.** in the board room of the Manteca Irrigation District, 11011 East Highway 120, Manteca, CA.

Attest:

Steve Knell, P.E.
General Manager/Secretary