

MINUTES

Oakdale, California
December 6, 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
Steve Webb
Louis Brichetto Absent
Tony Taro Absent

Staff Present: Steve Knell, P.E., General Manager/Secretary
Kathy Cook, Chief Financial Officer
Gary Jernigan, Support Services Manager
Kevin King, Special Projects Coordinator/
Water Operations Supervisor

ADDITION OR DELETION OF AGENDA ITEMS

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to pull Consent Item Nos. 9 and 10, and Action Item Nos. 19 and 20 from the Agenda.

ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE

There were no actions taken out of sequence.

Director Alpers requested that Item No. 11 be pulled from the Consent Calendar.

CONSENT ITEMS **ITEM NOS. 2, 3, 4, 5, 6, 7, 8, 12**

ITEM NO. 2 **APPROVE THE BOARD OF DIRECTOR'S MINUTES OF THE** **REGULAR MEETING OF NOVEMBER 15, 2005** **AND RESOLUTION NOS. 2005-44 through 2005-59**

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to approve the Board of Director's Minutes of the Regular Meeting of November 15, 2005 and Resolution Nos. 2005-44 through 2005-59.

ITEM NO. 3
APPROVE OAKDALE IRRIGATION
DISTRICT STATEMENT OF OBLIGATIONS

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

ITEM NO. 4
APPROVE RESOLUTION DECLARING THE
NOVEMBER 8, 2005 CONSOLIDATED DISTRICT'S ELECTION RESULTS

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to approve the Resolution Declaring the November 8, 2005 Consolidated District's Election Results.

ITEM NO. 5
APPROVE RESOLUTION TO
SURPLUS DISTRICT PROPERTY

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to approve the Resolution to Surplus District Property.

ITEM NO. 6
APPROVE GENERAL SERVICES CONTRACT
FOR WATER TRUCK (QUICKSAND EXPRESS)

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to approve the General Services Contract for water truck (Quicksand Express).

ITEM NO. 7
APPROVE ENCROACHMENT AGREEMENT ON THE
LANGWORTH PIPELINE (APN: 062-033-001 – BRANDT)

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to approve Encroachment Agreement on the Langworth Pipeline (APN: 062-033-001 – Brandt).

ITEM NO. 8
APPROVE ENCROACHMENT AGREEMENT ON
TOWN E PIPELINE (APN: 063-005-004 - ELIZABETH BRICHETTO)

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to approve the Encroachment Agreement on the Town E Pipeline (APN: 063-005-004 – Elizabeth Brichetto).

ITEM NO. 12
APPROVE QUITCLAIM OF A DEED OF RIGHT OF WAY FOR
THE PAUSELL LATERAL IN EXCHANGE FOR A NEW DEED OF RIGHT
OF WAY FOR THE PAUSELL LATERAL (APN: 010-020-006 – SPERRY)

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to approve Quitclaim of a Deed of right of way for the Paulsell Lateral in exchange for a new Deed of right of way for the Paulsell Lateral (APN: 010-020-006 – Sperry).

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

PUBLIC COMMENT
ITEM NO. 1

There was a question from a gentleman named Henry _____ regarding whether or not the District was considering going to 19-day rotations. General Manager, Steve Knell, stated that this was not going to occur.

Public Comment was closed at 9:01 a.m. and the Board Meeting continued.

ACTION ITEMS
ITEM NOS. 11, 13, 14, 15, 16, 17, 18

ITEM NO. 11
APPROVE ENCROACHMENT AGREEMENT
ON YOUNG LATERAL (APN: 002-012-063 – JOHN BRICHETTO)

Director Alpers asked if the trailer shown in the picture encroached on the District's easement, and if the pipes shown in another picture hindered the District's cleaning of the ditch. He also had a question regarding the clover valve and access road shown on the Encroachment Agreement. General Manager, Steve Knell, stated that he had no problems with the Encroachment Agreement.

A motion was made by Director Alpers, seconded by Director Webb, and unanimously supported to approve the Encroachment Agreement on the Young Lateral (APN: 002-012-063 – John Brichetto).

ITEM NO. 13
NOMINATIONS AND ELECTION OF PRESIDENT OF THE BOARD

Director Alpers nominated Director Webb as President of the Board. There were no other nominations for President. Thereafter a vote was taken and it was unanimously supported to approve the nomination and election of Director Webb as President of the Board.

ITEM NO. 14
NOMINATIONS AND ELECTION OF VICE PRESIDENT OF THE BOARD

Director Webb nominated Director Alpers as Vice President of the Board. There were no other nominations for Vice President. Thereafter a vote was taken and it was unanimously supported to approve the nomination and election of Director Alpers as Vice President of the Board.

ITEM NO. 15
APPOINTMENT OF SECRETARY AND TREASURER TO THE BOARD

A motion was made by Director Alpers, seconded by Director Clark, and unanimously supported to appoint the election of Steve Knell as Secretary, and Kathy Cook as Treasurer (Chief Financial Officer) to the Board.

ITEM NO. 16
ADOPT A RESOLUTION APPOINTING
NEW OFFICERS TO THE BOARD

A motion was made by Director Clark, seconded by Director Alpers, and unanimously supported to approve the Resolution Appointing New Officers to the Board.

ITEM NO. 17
ADOPT A RESOLUTION FOR
DESIGNATION OF PUBLIC OFFICIAL BONDS

A motion was made by Director Clark, seconded by Director Alpers, and unanimously supported to adopt the Resolution for Designation of Public Official Bonds.

ITEM NO. 18
ADOPT A RESOLUTION FOR
DESIGNATION OF BANK ACCOUNT SIGNATORIES

A motion was made by Director Clark, seconded by Director Alpers, and unanimously supported to adopt the Resolution for designation of bank account signatories.

DISCUSSION ITEM
ITEM NO. 21

DISCUSSION/DISTRIBUTION OF THE WATER
RESOURCES PLAN PHASE I DOCUMENTS

General Manager, Steve Knell, presented to the Board the Executive Summary of the Water Resource Plan – Phase I Documents. He also stated that copies are available at the front desk for anyone that is interested in obtaining a copy. The WRP will be presented to several different public groups throughout the community and will be brought back to the Board on December 20, 2005 for comments and acceptance by the Board. Once the WRP

is accepted by the Board it will proceed to the CEQA process which will last approximately twelve (12) months. Once the CEQA process is completed it will be presented to the various public groups again and public comment will be invited. Thereafter the final plan will be presented to the Board for adoption.

COMMUNICATIONS **ITEM NO. 22**

Safety Activities

1. To date, 574 days without a lost time injury accident.
2. OID's RMP (Risk Management Plan) had its required review in the paper with no comments received by the public.
3. To date, OID had 100 confined space entries this year with about 10% of them with atmosphere alarms, one with H2S.

Administration Activities

1. Department of Dam Safety License Permit fees increased 15% over last year. Total due is over \$48,000 split between SSJID and OID.

C&M Operations Activities

1. Gary reported that we have about 9,000-10,000 feet of pipelines in various stages of failure.
2. Cometa Crossing of SSJID Main looks like it will be done in February.
3. The price of pipe on the last agenda for replacement of the North Dudley pipeline was provided at \$72/LF and should have been \$82/LF. This resulted in a \$13,000 cost differential.

Engineering Activities

1. Assisting with survey training with crews.

Water Utility Activities

1. The Domestic Water Committee met November 21, for an update of ID and RWS activities.

Land Developments/Parcel Splits/Subdivision Requests Since November 1st

1. Paul Wedegaertner is developing 40 acres into 4-10's off of Freelove Ave in the Valley Home area.
2. Rick Green is subdividing 40 acres into 10 acre parcels south of Freelove Avenue in the Valley Home area.
3. Gary Parker inquired about the OID land around the Clavey House as he will likely be selling the property soon.
4. Louis Bricchetto is subdividing 2,008 acres into 26 parcels off Sonora Road near Frankenheimer on the old Threffal Ranch.
5. Jim Banducci is seeking a variance to the 40 acre minimum parcel requirement so he can divide a 40 acre piece into two 20 acre parcels northeast of the intersection of Rodden Road and Gray Fox Way.
6. Genesis Development wishing to divide 5.67 acres into 26 lots at Crane Road and Greger Street.

7. Sierra RR is relocating the Dinner Train Business to a site off Sierra Avenue.
8. Robert Frost is dividing a 21 acre parcel into two parcels on the north side of East Lone Tree Road northeast of Escalon.
9. Ted Rosen is developing a 4.5 acre parcel for warehousing at 570 Armstrong Way.
10. A negative dec is being adopted by the city of Riverbank for 18 acres of residential development occurring along the eastside of Central Avenue from Santa Fe south to the AT&SF Railroad.

A. **COMMITTEE REPORTS**

Director Alpers reported on his attendance at the ACWA Conference held in San Diego November 29, 2005 through December 2, 2005. He stated the following:

There was a lot of interest in our Water Resources Plan from people that I visited with. They had a very comprehensive program with probably the best experts in the United States on how global warming is going to affect irrigation districts. We are fortunate, Northern California is going to get a lot less snow and more rain. The range from Yosemite south is going to get more snow and we are sort of in the middle. They are anticipating that it will rain for two months more than it has in the past (like a monsoon) and the water will be coming down much more sudden which will have an adverse affect on all irrigation districts. There will be flooding, the American River especially is something to be concerned about. When they were talking about this they were talking about the Katrina affect and how everybody is starting to look ahead to the catastrophes. Mr. Lester Snow from the Department of Water Resources had a listing of about fifty (50) possible catastrophes that could happen in the Delta. Most of them were really catastrophic; an earthquake, major flooding, it would actually shut the water off to Southern California for up to eighteen (18) months. That does not bother us particularly, except for the fact that their game plan is to block the San Joaquin River and shunt the water directly over to the pumps – now whose water is that? It is MID's, TID's, OID's and I am sure that they would legislate some water away from us there. I don't know if you have an opinion or not, but I sure did. It was kind of interesting how their game plan for a major Delta catastrophe directly affects South San Joaquin, OID, TID, Merced, and Modesto. They would be after our water to keep Southern California at least half wet. I am not sure what they can do about it.

There were more things on the possibilities of interference from Sacramento that were a little scary. One from the Feds is they are reworking the dam release charts for all federal dams. It is the first time in fifty (50) years that they are being changed. I do not know what affect that is going to have on Melones, but it is going to have a tremendous affect on Don Pedro, Folsom, and a lot of the major reservoirs of the State. They will be changing how they control the water for floods and this is a reflection back up to that earlier comment that there is going to be more runoff quicker. The charts will not be out for about six (6) months to a year. When they do we will get a better idea of how they are going to affect Oakdale.

Director Clark reported on his attendance at the ACWA Conference held in San Diego November 29, 2005 through December 2, 2005. He stated the following:

They had an interesting meeting concerning a new water bond that will be on the ballot in November. They are going to ask the voters to approve 5.4 billion dollars for water issues in California.

- 1.5 billion for emergency safe water grants (small communities that run into problems where their water systems have been closed down for contamination or whatever and they have no money to put in new water systems so they are going to make available 1.5 billion dollars for that);
- 1.5 billion for the improvement of water quality in the State of which 57 million will go for the San Joaquin River;
- 1.5 billion for groundwater pollution prevention and that is primarily for Delta water quality and ag wastewater cleanup;
- 800 million dollars for Delta levies. It estimated that they need 1.3 billion just to bring them up to the existing standards, not to meet seismic standards, but just to repair them so that they are in the same condition that they are in now, which is deplorable. It is not a matter of if, but a matter of when these Deltas are going to fail. It is just going to happen. The Courts have ruled that when there is a Delta failure the State is responsible for reimbursing or paying all of the people who lose their houses, their ranches, their crops – the State has to pay that money that has already been adjudicated in Court. So it is just a real bag of worms.
- 65 million dollars for water planning and designs, looking at surface water storage. As you know, we have been terribly remiss in providing any new storage in California and what is going to happen if this global warming takes place as they think it is, and I am pretty convinced that it is going to happen, is that you are going to have all of this runoff and instead of getting snow we are going to get rain so the water is all going to come at one time and we don't have any place to capture that water and it is just going to go right down the river and out to the ocean. When that happens it creates a couple of problems. With snow we are able to control the water a little bit so that Southern California gets all of the water that they want, but when all of the water goes out in a very short period of time then there is no gradual release of water from the dams so then Southern California again is going to be looking for more water because it is not going to be there.

The Department of Water Resources believes that it needs between 50 to 75 billion dollars in the next twenty-five (25) years to take care of California's water problems and the money will primarily go to ensure water efficiency and it is primarily aimed at agricultural. They do not spend a lot of time talking about the huge water users like in Southern California. They talk about the efficiency of agricultural – so we are the target.

There are several legislative proposals now in the hopper that are going to be coming out that are going to force every irrigation district, every user of our winter runoff water. We are going to have to come up with an efficiency compliance report, much like our water resource plan, to show where every drop of that water goes and what we can or can't do to be more efficient.

They are also interested in protecting water quality, to support environmental stewardship, which simply means giving money for environmental problems. They want to develop new sources of urban water supplies – so they are going to take this money and figure how can

we get more water to the large urban areas. 35 billion is going to come from local agencies, like OID, TID, and so on. The Federal Government is supposed to kick in 5 billion, the state 10 billion and another 10 billion from water management investments - I never did figured out what that was, but the current thought is they are going to charge every domestic water user \$3.00 per month for water that will go right to the State. The farmers are going to pay \$10.00 per month for every turnout you have for irrigation water – this is a proposal. And this is in addition to the per acre charge for ag wastewater discharge. So again, agricultural is going to be hit again to pay \$120.00 per month just to have water and then you are going to pay anywhere from \$.05 to \$.30 per acre for your irrigation discharge and this is a proposal. It is not something that you are going to vote on it is something the Department of Water Resources is going to shove down our throat. It is not a good picture financially for the agricultural community.

The whole concept now throughout the State is called regional planning and incorporation. They are expecting, for example, that we would come up with this huge humongous water plan that would involve Stockton, Modesto, Turlock, Oakdale, Riverbank, plus include all our groundwater, surface water, storm water, wastewater, ag water – to come up with the grandiose plan of how all of this water comes together and then go have a large bureaucratic board that will manage what we do with our water. This is something the State is really focusing on - regional water planning.

Levy failures, we know that levies are going to fail like Jack said. They are going to fail and when they do fail and when the water gets contaminated they are going to expect somebody to keep pumping water to Southern California. In the next thirty years the population in Southern California is going to increase 40%. So whatever water they are using you can expect that water usage to go up tremendously and who is going to make up the difference?

One thought where the environmentalist and the legislature kind of get together is we need more environmental water to go down the river. Once you start shoving the water down the river to protect the environment it runs its course and now it is in the Delta so what do you do with it – well they pump it south. Down south they love the environmental idea of running all of the water down the river to make the river nice because it means on the other end they get all of this water to pump to LA. If that comes to a vote you know where it puts the valley. We always come out short on the votes because they go to them.

Anyway, you go to these conferences and you come back and you don't always feel good about what is going on.

B. DIRECTORS' COMMENTS/SUGGESTIONS

Director Alpers
None.

Director Webb
Directors Webb stated that he is not thrilled with the little Hoover commission all of the time, but he was glad to see that they made a recommendation that they should make CalFed defunct. He stated that we have been throwing millions and millions of dollars

trying to solve a problem and the only people making any money on it are lawyers and engineers and he does not think that they have gotten very far solving anything.

He further stated that the bonds that we talk about for the State of California for billions of dollars scares him because he does not think that the problems that we are looking at to get solved will get solved that way. He believes that we spend way too much money looking at a problem that we all should know what the answer is by now.

Director Webb thanked Director Clark for the wonderful job he did over the last two years as President of the OID Board of Directors.

Director Clark
None.

OTHER ACTION
ITEM NO. 21

At the hour of 9:47 a.m. a motion was made by Director Alpers, and seconded by Director Clark, and unanimously supported to adjourn to the next **regular Board of Director's Meeting** to be held on **Tuesday, December 20, 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, December 15, 2005 at 9:00 A.M.** in the Board Room of the South San Joaquin Irrigation District, 11011 East Highway 120, Manteca, CA.

Steven A. Webb, President

Attest:

Steve Knell, P.E., Secretary