

Thomas D. Orvis, President
Herman Doornenbal
Linda Santos
Brad DeBoer
Ed Tobias

District 3
District 2
District 4
District 5
District 1

**MEETING OF THE BOARD OF DIRECTORS
OAKDALE IRRIGATION DISTRICT
1205 EAST F STREET, OAKDALE, CA 95361
TUESDAY, JANUARY 19, 2021 – 9:00 A.M.
AGENDA**

NOTICE: CORONAVIRUS (COVID-19)

A complete copy of the Agenda packet will be available on the Oakdale Irrigation District web site (www.oakdaleirrigation.com) on Thursday, January 14, 2021 by 5:00 p.m. All writings that are public records and relate to an agenda item which are distributed to a majority of the Board of Directors less than 24-hours prior to the meeting noticed above will be made available on the Oakdale Irrigation District web site (www.oakdaleirrigation.com).

INFORMATION FOR REGULAR MEETING DURING SHELTER IN PLACE ORDER

Pursuant to California Governor Gavin Newsom's Executive Order N-29-20, a local legislative body is authorized to hold public meetings via teleconferencing and to make public meetings accessible telephonically or otherwise electronically to all members of the public who wish to participate and to provide public comment to the local legislative body during the current health emergency. The Oakdale Irrigation District Board of Directors (OID Directors) will adhere to and implement the provisions of the Governor's Executive Order related to the Brown Act and the utilization of technology to facilitate participation.

The location of the meeting will be 1205 East F Street. This site may be utilized as the call-in center for some or all Directors who will be communicating via teleconference. Be advised these facilities are currently closed to public access due to implemented protection measures for the COVID 19 virus. The public will not be granted access to this facility.

If you wish to join the meeting as a member of the public to participate listen to and provide comment on agenda items, then please dial in using your phone. To join the OID Directors' meeting by teleconference, please call **1 669-900-9128, Access Code: 439-287-1020 #, the message will ask for a participant ID, just press # again. If you experience technical difficulties, please contact our IT Systems Administrator Michael Ballinger at (209) 840-5526.**

In addition to the mandatory conditions set forth above, the OID Directors will use sound discretion and make reasonable efforts to adhere as closely as reasonably possible to the provisions of the Brown Act, and other applicable local laws regulating the conduct of public meetings, including, but not limited to, the requirement that such rights of access and public comment be made available in a manner consistent with the Americans with Disabilities Act in order to maximize transparency and provide the public access to their meetings.

The OID Directors offer many ways for you to participate in the OID Board Meeting without attending a meeting in person. Public comments and/or written comments for the OID Directors' agenda items can be submitted via email by 4:30 p.m. on the day before the

meeting to lfp@oakdaleirrigation.com. If you would like to support, oppose, or otherwise comment on an upcoming agenda item, please consider sending in your comments prior to the meeting. Pursuant to Government Code section 54954.3(a), Public Comment or public comment on an Agenda Item are limited to five (5) minutes.

In compliance with the Americans with Disabilities Act, a person requiring an accommodation, auxiliary aid, or service to participate in this meeting should contact the Executive Assistant at (209) 840-5507, as far in advance as possible but no later than 24 hours before the scheduled event. The District will provide its best effort to fulfill the request.

Agendas and Minutes are on our website at www.oakdaleirrigation.com

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

ADDITIONS OR DELETION OF AGENDA ITEMS

ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE

PUBLIC COMMENTS - ITEM 1

1. The Board of Directors welcomes participation in its meetings. This time is provided for the public to address the Directors of the District on matters of concern that fall within the jurisdiction of the Board that are not on the agenda.

Because matters being discussed are not on the agenda there should be no expectation of discussion or comment by the Board except to properly refer the matter for review or action as appropriate. Matters concerning District operations or responsibilities can be addressed prior to Board meetings by contacting District Management or Directors. In this manner, your concerns can be addressed expeditiously.

The Oakdale Irrigation District Board pledges to be respectful, truthful, knowledgeable, productive and unified in conducting the people's business. The Board believes in conducting its business using respectful and civil dialogue and would request that the public conduct itself in a similar fashion in their presentations. Disrespectful and threatening behavior will not be tolerated.

It is not required, but speakers may provide their name and address.

Public Comments will be limited to five minutes per speaker.

CONSENT CALENDAR - ITEMS 2 - 8

Matters listed under the consent calendar are considered routine and will be acted upon under one motion. There will be no discussion of these items unless a request is made to the Board President by a Director or member of the public. Those items will be considered at the end of the consent items.

Only properly noticed agenda matters shall be permitted for discussion.

2. Approve the **Board of Directors' Minutes of the Special Meeting of December 15, 2020 and Resolution Nos. 2020-37, 2020-38 and 2020-39**
3. Approve **Oakdale Irrigation District's Statement of Obligations**
4. Approve **Improvement District's Statement of Obligations**
5. Approve the **Treasurer's Report and Financial Statements for the Eleven Months Ending November 30, 2020**
6. Approve **Adoption of Resolution Approving the Oakdale Irrigation District's 2021 Investment Policy**
7. Approve **Adoption of Resolution Authorizing Disposal of Property No Longer Necessary for District Purposes**
8. Approve **Adoption of Resolution on Acceptance of Dedication and Notice of Completion of a Water Service Extension for Fairway 7 Estates (APN: 064-016-004 – Tesoro Homes, Inc.)**

ACTION CALENDAR - ITEMS 9 - 10

9. Review and take possible action on **Adoption of Resolution Amending the Board Guidelines to Include the Use of Electronic Communication Devices During Board and Committee Meetings and Affirm that Section 5.603 Cell Phone/Electronic Device Use of the Personnel Policies and Procedures is Applicable to the Board of Directors While they are Conducting Work for the District.**
10. Review and take possible action to **Approve the President's Slate of Designated Assignments to Board and Ad Hoc Committees for 2021 and 2022**

DISCUSSION - ITEM 11 - 12

11. Discussion / Presentation on the **District's Surface Water Diversions and Deep Well Production**

12. Discussion on **Draft Revised Rules & Regulations Governing the Operation and Distribution of Water Within the Oakdale Irrigation District Service Area**

COMMUNICATIONS - ITEM 13

13. **Oral Reports and Comments**

- A. **General Manager's Report on Status of OID Activities**
- B. **Committee Reports**
- C. **Directors' Comments/Suggestions**

CLOSED SESSION - ITEM 14

14. Closed Session to discuss the following:

- A. **Conference with Legal Counsel
Government Code §54956.9(d)(2) – Anticipated Litigation
Significant Exposure to Litigation
One (1) Case**
- B. **Government Code §54957.6 – Conference with Labor Negotiator**
Agency Negotiator: General Manager
Represented Organization: OE3
Unrepresented Organization: Non-Exempt Confidential, Exempt
Supervisory and Exempt Management Bargaining Groups

OTHER ACTION – ITEM 15

15. Adjournment:

- A. The next Regular Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, February 2, 2021 at 9:00 a.m.** via teleconference. Details can be obtained by calling (209) 847-0341..
- B. The next Joint Board Meeting of the **South San Joaquin and Oakdale Irrigation Districts** serving the **Tri-Dam Projects** and **Tri-Dam Authority** and other joint business matters is scheduled for **Thursday, January 21, 2021 at 9:00 a.m.** via teleconference and hosted by OID. Details can be obtained by calling (209) 847-0341.

Writings distributed to Board Members in connection with the open session items on this agenda are available for public inspection in the office of the Board Secretary. Any person who has a question concerning any of the agenda items may call the Administrative Assistant at (209) 840-5507.

ADA Compliance Statement: In compliance with the Americans with Disability Act, if you need special assistance to participate in this meeting, please contact the Administrative Assistant at (209) 840-5507. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to this meeting.



PUBLIC COMMENTS

BOARD MEETING OF JANUARY 19, 2021



AGENDA ITEMS CONSENT CALENDAR

BOARD MEETING OF JANUARY 19, 2021

BOARD AGENDA REPORT

Date: January 19, 2021
Item Number: 2
APN: N/A

SUBJECT: APPROVE THE BOARD OF DIRECTOR'S MINUTES OF THE SPECIAL MEETING OF DECEMBER 15, 2020 AND RESOLUTION NOS. 2020-37, 2020-38 AND 2020-39

RECOMMENDED ACTION: Approve the Board of Director's Minutes of the Special Meeting of December 15, 2020 and Resolution Nos. 2020-37, 2020-38 and 2020-39

ATTACHMENTS:

- Draft Minutes of the Board of Director's Special Meeting of December 15, 2020
- Draft Resolution No. 2020-37
- Draft Resolution No. 2020-38
- Draft Resolution No. 2020-39

Board Motion:

Motion by: _____ **Second by:** _____

VOTE:

Orvis (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No) Tobias (Yes/No)

Action(s) to be taken:

MINUTES

Oakdale, California
December 15, 2020

The Board of Directors of the Oakdale Irrigation District invited all to recite the Pledge of Allegiance and then met in Special Session at the hour of 9:03 a.m. Upon roll call, there were present:

Directors: Tom Orvis, President
Herman Doornenbal
Linda Santos
Brad DeBoer
Ed Tobias

Staff Present: Steve Knell, General Manager/Secretary
Sharon Cisneros, Chief Financial Officer

Also Present: Fred A. Silva, General Counsel

ADDITION OR DELETION OF AGENDA ITEMS

There were no addition or deletion of agenda items.

ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE

There were no items taken out of sequence.

Director Santos stated that following her Brown Act training that the only thing that can be discussed under Closed Session Item 17.A. was the price and terms. Any other discussion would be a violation of the Brown Act.

General Counsel Fred A. Silva stated that the agenda item was agendized appropriately and the Board can discuss this matter in Closed Session regarding price and terms.

Water Counsel Tim O'Laughlin stated that Mr. Silva was absolutely correct. He stated that the key term is "terms." He stated that the District had received a myriad of proposals and that the Board will only be able to decide whether they want to discuss the proposals further based on the price and terms. He stated that it will be placed on the agenda at a later date and time if the Board desires to move forward.

At the hour of 9:18 a.m. Director Orvis opened the floor up to former Director Altieri to give her farewell speech. Former Director Altieri gave her farewell speech and left the Board meeting.

At the hour of 9:22 a.m. public comment was opened.

PUBLIC COMMENT
ITEM NO. 1

Robert Frobose – Mr. Frobose thanked Director Altieri for her service and congratulated Director Tobias on his election to the Board and Director Santos' re-election to the Board. Mr. Frobose discussed the prior Board meeting on November 3, 2020 and questioned the District's lack of capacity in its canals. He felt that this was not accurate information.

John Brichetto – Mr. Brichetto ask for OID to consider providing late season irrigation water when it is dry. He stated that the October water was great. He responded to Mr. Frobose's comment stating that he had to run pumps on both the north and south side of the river because the District's Main canals were running at maximum capacity this year.

There being no further public comment, public comment closed at 9:30 a.m.

CONSENT CALENDAR
ITEM NOS. 2, 3, 4, 5, 6, 7

ITEM NO. 2
APPROVE THE BOARD OF DIRECTORS' MINUTES
OF THE REGULAR MEETING OF NOVEMBER 3, 2020 AND RESOLUTION 2020-36

A motion was made by Director DeBoer, seconded by Director Doornenbal, and was unanimously supported to approve the Board of Directors' Minutes of the Regular Meeting of November 19, 2020 by a roll call vote of 5-0.

ITEM NO. 3
APPROVE OAKDALE IRRIGATION
DISTRICT'S STATEMENT OF OBLIGATIONS

A motion was made by Director DeBoer, seconded by Director Doornenbal, and was unanimously supported to approve the Oakdale Irrigation District's Statement of Obligations by a roll call vote of 5-0.

ITEM NO. 4
APPROVE OID IMPROVEMENT
DISTRICTS' STATEMENT OF OBLIGATIONS

A motion was made by Director DeBoer, seconded by Director Doornenbal, and was unanimously supported to approve the Oakdale Irrigation District's Improvement Districts' Statement of Obligations by a roll call vote of 5-0.

ITEM NO. 5
APPROVE THE TREASURER'S REPORT FOR
THE TEN MONTHS ENDING OCTOBER 31, 2019

A motion as made by Director DeBoer, seconded by Director Doornenbal, and was unanimously supported to approve the Treasurer's Report for the ten months ending October 31, 2019 by a roll call vote of 5-0.

ITEM NO. 6
APPROVE THE BOARD
MEETING SCHEDULE FOR 2021

A motion was made by Director DeBoer, seconded by Director Doornenbal, and was unanimously supported to approve the Board Meeting Schedule for 2021 by a roll call vote of 5-0.

ITEM NO. 7
APPROVE ADOPTION OF RESOLUTION DECLARING
NOVEMBER 3, 2020 CONSOLIDATED DISTRICT'S ELECTION RESULTS

A motion was made by Director DeBoer, seconded by Director Doornenbal, and was unanimously supported to adopt the Resolution Declaring November 3, 2020 Consolidated District's Election Results by a roll call vote of 5-0.

The above Consent Items were passed by the following roll call vote:

Director Tobias	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director Santos	Yes
Director DeBoer	Yes

The motions passed by a 5-0 vote.

ACTION CALENDAR
ITEMS NO. 8, 9, 10, 11, 12, 13

ITEM NO. 8
REVIEW AND TAKE POSSIBLE ACTION TO PROVIDE STAFF WITH
DIRECTION ON THE 5-YEAR OUT-OF-DISTRICT WATER SALE PROGRAM

General Counsel Fred A. Silva stated that he felt that there was a potential conflict with Director Santos speaking on this issue due to the fact that Director Santos brought up the letter that was prepared by Attorney Rhonda Lucas and then having Director Santos pass out an agreement prepared by Attorney Rhonda Lucas. He stated that there is a conflict in her having her attorney-of-record sending a letter advocating her position on this and now

submitting a contract on this and he believed that there was a potential conflict with Director Santos speaking and advocating for this one way or the other. Attorney Silva stated that Director Santos has a business relationship with Attorney Lucas, who is Director Santos' attorney of record in a litigation matter involving this District. Attorney Silva stated that Attorney Lucas does not disclose who her clients are and your constituents have no way of knowing whether you are advocating for this because you truly believe in it or whether you are advocating for Attorney Lucas or Attorney Lucas' clients. Attorney Silva recommended that Director Santos recuse herself from this item. Director Santos stated that this was her program she was advocating for.

A motion was made by Director Santos to take this item off the table and was seconded by Director Orvis for discussion.

Following discussion the following roll call vote was taken:

Director Tobias	No
Director Doornenbal	No
Director Orvis	Yes
Director Santos	Yes
Director DeBoer	No

The motion failed 2-3.

ITEM NO. 9
REVIEW AND TAKE POSSIBLE ACTION ON
NOMINATION AND ELECTION OF A PRESIDENT OF THE BOARD

Director Santos nominated Director Tobias as President of the Board. Director Tobias declined due to lack of experience at this time.

A motion was made by Director DeBoer and seconded by Director Tobias to nominate and elect Director Orvis as President of the Board and was voted by the following roll call vote:

Director Tobias	Yes
Director Doornenbal	Yes
Director Orvis	Abstain
Director Santos	Yes
Director DeBoer	Yes

The motion passed by a 4-0 vote with one abstention.

ITEM NO. 10
REVIEW AND TAKE POSSIBLE ACTION ON THE
NOMINATION AND ELECTION OF A VICE PRESIDENT OF THE BOARD

A motion was made by Director Doornenbal and seconded by Director Tobias to nominate and elect Director DeBoer as Vice President of the Board of Directors and was voted by the following roll call vote:

Director Tobias	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director Santos	Yes
Director DeBoer	Abstain

The motion passed by a 4-0 vote with one abstention.

ITEM NO. 11
REVIEW AND TAKE POSSIBLE ACTION ON THE
APPOINTMENT OF SECRETARY AND TREASURER TO THE BOARD

A motion was made by Director DeBoer and seconded by Director Doornenbal to appoint General Manager Steve Knell as Secretary and Chief Financial Officer Sharon Cisneros as Treasurer to the Board and was voted by the following roll call vote:

Director Tobias	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director Santos	Yes
Director DeBoer	Yes

The motion passed by a 5-0 vote.

ITEM NO. 12
REVIEW AND TAKE POSSIBLE ACTION TO
ADOPT A RESOLUTION ON THE ELECTION AND
APPOINTMENT OF NEW OFFICERS TO THE BOARD

A motion was made by Director Doornenbal and seconded by Director Santos to adopt the Resolution on the Election and Appointment of New Officers to the Board and was voted by the following roll call vote:

Director Tobias	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director Santos	Yes
Director DeBoer	Yes

The motion passed by a 5-0 vote.

ITEM NO. 13
REVIEW AND TAKE POSSIBLE TO ADOPT A RESOLUTION
FOR DESIGNATION OF BANK ACCOUNT SIGNATORIES

A motion was made by Director Doornenbal and was seconded by Director Santos to adopt the Resolution for Designation of Bank Account Signatories and was voted by the following roll call vote:

Director Tobias	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director Santos	Yes
Director DeBoer	Yes

The motion passed by a 5-0 vote.

DISCUSSION
ITEM NOS. 14, 15

ITEM NO. 14
DISCUSSION ON BOARD COMMITTEE APPOINTMENTS

Director Orvis requested that the current list of Board Committees be forwarded to all Directors and the Directors provide Director Orvis with the committees that they wish to serve on.

ITEM NO. 15
DISCUSSION ON GOALS AND OBJECTIVES FOR 2021

The Board asked staff to schedule a workshop within the next sixty (60) days to discuss the goals and objectives for 2021.

COMMUNICATIONS
ITEM NO. 16

A. GENERAL MANAGERS REPORT

General Manager Steve Knell discussed the information that was contained in the Board Packet under Communications.

B. COMMITTEE REPORTS

Director Orvis discussed the JPIA Directors' Meeting that was held on November 30, 2020.

C. SUMMARY OF DIRECTORS' COMMENTS/SUGGESTIONS

Director Tobias

Director Tobias congratulated the Safety Committee on their JPIA H.R. LaBounty Safety Award and stated that it is admirable and a great reflection on the employees at the District who have all been very cordial to him. Director Tobias stated that he is grateful for his fellow Board members and looks forward to working with them in a respectful and dignified manner in the future.

Director Doornenbal

Director Doornenbal stated that he is glad to have Director Tobias on the Board. Director Doornenbal discussed the Governance Foundations Workshop that he recently took and stated that it was a good workshop that everyone should take. He stated that he thoroughly enjoyed it.

Director Santos

Director Santos stated that she was also impressed by the H.R. LaBounty Safety Award that the District received. Director Santos said that she wanted to recognize Gabriel, Nichole, Robert, Vince, Matt and Danny. Director Santos stated that she was happy to be re-elected to represent the constituents of Division 4 for another 4 years and she thanked the voters.

Director DeBoer

Director DeBoer congratulated the Safety Committee and thanked them for all of their hard work. Director DeBoer also congratulated Directors Tobias and Santos and stated that he was glad that they were here. Director DeBoer stated that 2020 has been a very interesting year. He stated that he was glad that the employees at the District had been spared from COVID-19. He stated that he was thankful that the Board members were all doing okay and hoped that they continued to have good health. Director DeBoer stated that he is looking forward to 2021 and thanked and wished the employees a Merry Christmas and a Happy New Year.

Director Orvis

Director Orvis also commended the Safety Committee and was happy to see the District's name on the list because he feels that the District does have top notch staff. Director Orvis thanked the staff, employees and the constituents. He stated that 2020 is a year that we will look back on and say that it was a year that we have not known before. He hoped that 2021 will not be like 2020. Director Orvis also thanked the Directors and stated whether we agree or disagree hopefully someday they will be able to go back out and break bread together.

Members of the public Attorney Rhonda Lucas and Robert Frobose commented on Closed Session Item 17.A.

At the hour of 11:17 a.m. the Board took a brief recess and adjourned the meeting to Closed Session at 11:30 a.m..

CLOSED SESSION
ITEM NO. 17

A. Government Code §54956.8 – Conference with Real Property Negotiator

Negotiating Parties: OID, SSJID, DWR, Alameda County Water Authority, City of Brisbane, CCSF, SEWD, San Luis and Delta Mendota Water Authority and State Water Contractors and Local Out-of-District Water Users
Property: Water
Agency Negotiators: General Manager and Water Counsel
Under Negotiations: Price and Terms

B. Government Code §54956.9(d)(1) – Existing Litigation
SJTA, et al. v. State Water Resources Control Board

At the hour of 12:26 p.m. the meeting returned to open session.

Coming out of Closed Session, Director Orvis stated that there was no reportable action.

OTHER ACTION
ITEM NO. 18

At the hour of 12:27 p.m. the Board meeting was adjourned. The next Regular Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, January 19, 2021 at 9:00 a.m.** via teleconference. Details can be obtained by calling (209) 847-0341.

The next Joint Board Meeting of the South San Joaquin and Oakdale Irrigation Districts serving the Tri-Dam Projects and Tri-Dam Authority and other joint business matters is scheduled for **Thursday, December 17, 2020 at 9:00 a.m.** via teleconference and hosted by SSJID. Details can be obtained by calling (209) 249-4600.

Thomas D. Orvis, President

Attest:

Steve Knell, P.E., Secretary

**OAKDALE IRRIGATION DISTRICT
RESOLUTION NO. 2020-37**

DESIGNATION OF BANK ACCOUNTS AND SIGNATORIES

REPLACES RESOLUTION NO. 2018-53

WHEREAS, the Treasurer of the Oakdale Irrigation District, maintains the various checking and savings accounts listed below for the District, and

WHEREAS, the Board of Directors of said District desires that specific persons be authorized to deposit funds in and withdraw funds from said accounts, with the full power to endorse and sign documents required to accomplish such purposes.

NOW THEREFORE, BE IT RESOLVED, that the specific accounts referred to and the persons designated to sign on each of said accounts together with their respective official titles, are as follows:

<u>BANK</u>	<u>ACCOUNT DESCRIPTION</u>	<u>SIGNATORIES</u>
LAIF	OID and Improvement Districts' Investment Fund	Steve Knell, Secretary Sharon Cisneros, Treasurer
Oak Valley Community Bank	Business checking (A/P, Payroll)	Thomas D. Orvis, President Brad DeBoer, Vice President Steve Knell, Secretary Sharon Cisneros, Treasurer
Oak Valley Community Bank	Demand Savings	Steve Knell, Secretary Sharon Cisneros, Treasurer
Bank of the West	OID Imp. District's Checking	Steve Knell, Secretary Sharon Cisneros, Treasurer
Union Bank of California	Third-party Custodial Account	Steve Knell, Secretary Sharon Cisneros, Treasurer

BE IT FURTHER RESOLVED, that the following conditions are applied to the following bank accounts:

Account: Oak Valley Community Bank Business Checking

Conditions: **Payroll checks** - one signature required
Accounts Payable checks \$5,000 or less - one (1) signature required
Accounts Payable Checks in excess of \$5,000 - two (2) signatures required. One from the President or Vice President of the Board of Directors and one from the Secretary or Treasurer.

Upon motion of Director Doornenbal, seconded by Director Santos, and duly submitted to the Board for its consideration, the above resolution was unanimously adopted at the meeting of the Board of Directors of the Oakdale Irrigation District this 15th day of December 2020 by the following roll call vote:

Director Tobias	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director Santos	Yes
Director DeBoer	Yes

The motion passed by a 5-0 vote.

OAKDALE IRRIGATION DISTRICT

Thomas D. Orvis, President
Board of Directors

Steve Knell, P.E.
General Manager/Secretary

**OAKDALE IRRIGATION DISTRICT
RESOLUTION NO. 2020-38**

**DECLARATION OF NOVEMBER 3, 2020
CONSOLIDATED DISTRICT'S ELECTION RESULTS**

WHEREAS, Section 15400 of the California Elections Code states that the governing body shall declare elected to each office voted on at each election under its jurisdiction the person having the highest number of votes for that office, or who was elected or nominated under the exceptions noted in California Elections Code Section 15452; and

WHEREAS, Section 10515 of the California Elections Code states that the Stanislaus County Board of Supervisors shall appoint to an elective office only one person who has filed a declaration of candidacy for that office; and

WHEREAS, the Oakdale Irrigation District has received notice of the aforementioned appointments dated November 23, 2020.

NOW, THEREFORE BE IT RESOLVED, the governing body of the Oakdale Irrigation District hereby declares that the following persons, as certified by the Stanislaus County Registrar of Voters, have the highest number of votes as the results of the November 3, 2020 Consolidation District Election and are elected for the following offices:

Division 1 - Ed Tobias
Division 4 - Linda Santos

Upon motion of Director DeBoer, seconded by Director Doornenbal, and duly submitted to the Board for its consideration, the above resolution was unanimously adopted at the Meeting of the Board of Directors of the Oakdale Irrigation District this 15th day of December 2020 by the following roll call vote:

Director Tobias	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director Santos	Yes
Director DeBoer	Yes

The motion passed by a 5-0 vote.

OAKDALE IRRIGATION DISTRICT

Thomas D. Orvis, President
Board of Directors

Steve Knell, P.E.
General Manager/Secretary

**OAKDALE IRRIGATION DISTRICT
RESOLUTION NO. 2020-39**

ELECTION AND APPOINTMENT OF NEW OFFICERS

WHEREAS, California Water Code (Water Code), Division 11, Part A, Article 4, section 21376 provides for the Election of president and appointment of officers, and

WHEREAS, section 21375 of the Water Code states that on the first Tuesday after the original directors qualify, and on the day on which the board holds its first regular monthly meeting after the first Friday in December of the year in which a general district election is held, the directors shall meet and organize as a board and may transact any other business of the district; and

WHEREAS, the Oakdale Irrigation District has established an Administrative Code for the Board of Directors; and

WHEREAS, the Administrative Code states that the President and Vice President shall be appointed by the Board from its members in accordance with the provisions of the Irrigation District Law (Water Code Section 20500 et seq.) A Secretary and Treasurer shall be appointed by the Board at the same time as the President and Vice President.

THEREFORE BE IT RESOLVED, that the following Oakdale Irrigation District officers have been duly elected and appointed, are now acting and are qualified to sign written instructions, consents, stock certificates or other securities, etc., on behalf of the District, that the specimen signatures appearing opposite the names and titles are genuine signatures of such officers and that said resolution electing and appointing these officers is now in full force and effect, and that this election and appointment of officers shall remain in effect until such annual election and appointment supersedes said action.

President, Thomas D Orvis	Signature _____
Vice President, Brad DeBoer	Signature _____
Secretary, Steve Knell	Signature _____
Treasurer, Sharon Cisneros	Signature _____

Upon motion of Director Doornenbal, seconded by Director Santos, and duly submitted to the Board for its consideration, the above resolution was unanimously adopted at the regular meeting of the Board of Directors of the Oakdale Irrigation District this 15th day of December 2020 by the following roll call vote:

Director Tobias	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director Santos	Yes
Director DeBoer	Yes

The motion passed by a 5-0 vote.

OAKDALE IRRIGATION DISTRICT

Thomas D. Orvis,
President

Steve Knell, P.E.
General Manager / Secretary

BOARD AGENDA REPORT

Date: January 19, 2021
Item Number: 3
APN: N/A

SUBJECT: APPROVE OAKDALE IRRIGATION DISTRICT'S STATEMENT OF OBLIGATIONS

RECOMMENDED ACTION: Approve Oakdale Irrigation District's Statement of Obligations

TOP TEN OBLIGATIONS

<u>Vendor</u>	<u>Purpose</u>	<u>Amount</u>
Interstate Truck Center LLC	2020/2021 Heavy Haul Truck/Lowboy TL	\$ 248,540.65
IRS	Payroll Taxes	164,908.83
Cal PERS	Retirement Contribution	103,321.19
Rubicon	Flume Meter and Gates	69,767.60
OID Improvement District	2020 November Collection Reimb. ID29	62,842.08
Steve Harkrader Trucking	Hauling Services	60,670.00
Kaiser	Healthcare – January	58,261.01
Sutter Health Plus	Healthcare – January	53,419.92
Tri-West Tractor Inc.	Equipment Rental	40,474.29
VOYA Retirement	Retirement Contribution	33,357.99
		\$ 895,563.56
	Other Obligations:	430,092.10
	Total Obligations:	\$1,325,655.66

FISCAL IMPACT: \$1325,655.66

ATTACHMENTS:

- Statement of Obligations – Accounts Payable

Board Motion:

Motion by: _____ Second by: _____

VOTE:

Orvis (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No) Tobias (Yes/No)

Action(s) to be taken:

OAKDALE IRRIGATION DISTRICT

**STATEMENT
OF
OBLIGATIONS**

January 19, 2021

Accounts Payable
Check Register - January 19, 2021



Oakdale Irrigation District
1205 East F Street
Oakdale, CA 95361

Check No	Check Date	Vendor Name	Amount	Description
1201201	12/1/2020	Employment Development Department	\$ 20.08	Payroll Taxes
1201202	12/1/2020	Internal Revenue Service	927.71	Payroll Taxes
1207201	12/7/2020	Visa	3,914.04	Job Posting, CSDA Governance Foundation
1211201	12/11/2020	Internal Revenue Service	50,637.67	Payroll Taxes
1211202	12/11/2020	ICMA Retirement	2,401.81	Deferred Comp Contribution
1211203	12/11/2020	VOYA Retirement	10,267.58	Deferred Comp Contribution
1211204	12/11/2020	Employment Development Department	8,634.57	Income Tax Withholding
1211205	12/11/2020	California Public Employees' Retirement System	34,803.76	Retirement Contributions
28741	12/14/2020	Ace Hardware	476.66	Utility Heater, Bits/Nails, Paint, Ratchets
28742	12/14/2020	Airgas USA, LLC	112.55	Cylinder Rentals
28743	12/14/2020	Allied Concrete Pumping, LLC	3,337.95	Concrete Pumping
28744	12/14/2020	Allied Concrete and Supply Co., Inc.	3,105.18	Concrete
28745	12/14/2020	Amazon Web Services, Inc.	122.00	Storage - November
28746	12/14/2020	Andrews Electric	959.82	HP Motor Rebuild
28747	12/14/2020	Ash, Jon	96.00	Health & Wellness Reimb. Oct-Nov
28748	12/14/2020	Azteca Systems, LLC	15,000.00	2021 Licensing
28749	12/14/2020	Ballinger, Michael	240.00	Productivity Enhancement Certificate Reimbursement
28750	12/14/2020	Battery Systems	219.88	Batteries
28751	12/14/2020	Becker, Robert	503.76	Health and Wellness Reimb. Jan-Dec.
28752	12/14/2020	Bell, Luke	45.00	Productivity Enhancement Payout
28753	12/14/2020	Big T Hydraulics	12.12	Wiper
28754	12/14/2020	California Farm Water Coalition	4,500.00	2021 Membership
28755	12/14/2020	California State Disbursement Unit	207.69	Employee Levy
28756	12/14/2020	Casey Records Management	96.00	Shredding - November
28757	12/14/2020	C & C Portables, Inc.	1,274.21	Portable Toilet Rental - November
28758	12/14/2020	Central Valley Ag Grinding, Inc.	402.00	Green Waste
28759	12/14/2020	Chavolla, Juan	309.89	Health and Wellness Reimb. Jan-Dec.
28760	12/14/2020	City of Modesto	14,665.50	Ground Water Cost Sharing
28761	12/14/2020	City of Oakdale Utilites	1,154.12	Water Usage 10/08/20-11/6/20
28762	12/14/2020	Comcast Business	341.80	Office Phone Charges - December
28763	12/14/2020	Comcast	530.53	Analog Lines, TV and Internet - December
28764	12/14/2020	Condor Earth Technologies, Inc.	608.75	2019 Hazard Inspections and Reporting
28765	12/14/2020	Conlin Supply Co., Inc.	2,801.47	POST T STEEL 6.5', Fencing
28766	12/14/2020	CoreLogic Solutions, LLC	275.00	Real Quest - November
28767	12/14/2020	Damrell, Nelson, Schrimp, Pallios, Pacher & Silva	7,374.50	Attorney Fees - October
28768	12/14/2020	Davids Engineering, Inc.	9,334.00	2016 ET Study, AWMP Update 2020
28769	12/14/2020	Digi-Key Corporation	513.62	Crimping Tools
28770	12/14/2020	Don's Mobile Glass, Inc.	340.00	Windshield Replacement
28771	12/14/2020	Durrett, Jason	140.71	Waders
28772	12/14/2020	Ellis Self Storage, Inc.	85.00	Storage - December
28773	12/14/2020	Evans, Michael G.	960.00	Productivity Enhancement Certificate Reimbursement
28774	12/14/2020	Fastenal Company	1,171.15	Eyewear, Snapper Pins, Safety Boots, Batteries
28775	12/14/2020	Fishbio Inc.	5,837.37	Honolulu Bar - October
28776	12/14/2020	Fresno Valves & Castings, Inc.	3,868.00	Slide Gates
28777	12/14/2020	Friends of the Oakdale Library	250.00	Donation
28778	12/14/2020	George Reed, Inc.	22,201.55	Sand, Class II AB
28779	12/14/2020	George W. Lowry, Inc.	3,781.85	Mobil Devacs, Oil, Fuel Hoses

Accounts Payable
Check Register - January 19, 2021



Oakdale Irrigation District
1205 East F Street
Oakdale, CA 95361

Check No	Check Date	Vendor Name	Amount	Description
28780	12/14/2020	Gilton Resource Recovery Transfer Facility, Inc.	226.46	Concrete, Solid Waste
28781	12/14/2020	Gilton Solid Waste Management, Inc.	414.89	Refuse Charges - November
28782	12/14/2020	Giuliani & Kull, Inc.	550.00	Engineering Services
28783	12/14/2020	Graham, David	75.00	Steel Toe Boot Reimbursement
28784	12/14/2020	Grainger	1,826.89	Waders, Sneeze Guards, Replacement Motor
28785	12/14/2020	Green Rubber-Kennedy Ag	2,288.51	Camlock Fittings and Tigerflex
28786	12/14/2020	Grover Landscape Services, Inc.	510.00	Monthly Landscaping - November
28787	12/14/2020	Haidlen Ford	361.46	Heater Assy., Motor Assy., Heater Hose, Emission Fluid
28788	12/14/2020	Hilmar Lumber, Inc.	19,853.30	PVC Pipes, Air Vents
28789	12/14/2020	Hixco	790.69	Cut Off Wheel, Flap Discs, Asphalt Blades
28790	12/14/2020	Holt of California, Inc.	3,888.82	Trench Roller - Rental
28791	12/14/2020	Hunt & Sons, Inc.	7,165.98	Fuel
28792	12/14/2020	Interstate Truck Center	294.25	Opacity Test, Filter Cleaning
28793	12/14/2020	Jepson, Zack	15.00	Productivity Enhancement Certificate Reimbursement
28794	12/14/2020	Jones, Danny	285.00	Productivity Enhancement Certificate Reimbursement
28795	12/14/2020	Jorgensen Company	889.69	Replace O2 Sensor's and Battery Replacement
28796	12/14/2020	Kaiser Foundation Health Plan, Inc.	58,261.01	Healthcare - January 2021
28797	12/14/2020	Knell, Steve	863.55	Productivity Enhancement Certificate Reimbursement
28798	12/14/2020	McMaster-Carr	124.25	Clamps
28799	12/14/2020	Mission Uniform Service	1,821.45	Uniform Services and Supplies
28800	12/14/2020	Modesto Bee	700.00	Job Posting
28801	12/14/2020	Modesto Irrigation District	129.14	Electricity - November
28802	12/14/2020	Morrill Industries, Inc.	10,417.01	Couplers and Gaskets
28803	12/14/2020	NorCal Kenworth	830.32	Tensioner Belt and Pully
28804	12/14/2020	Oakdale Automotive Repair & Tire	1,741.20	Tires
28805	12/14/2020	Oakdale Auto Parts	628.62	Engine Creeper, Adapter, Battery, Toggle Switch
28806	12/14/2020	Oakdale Leader	52.00	Yearly Weekly HD Subscription
28807	12/14/2020	Oakdale Leader	290.00	Farm & Ranch Publication October 2020
28808	12/14/2020	Oakdale Leader	30.00	2020 Community Awareness - November
28809	12/14/2020	Oak Valley Hospital District	248.00	DOT Exam & Drug Screening
28810	12/14/2020	Oberkamper, Marc	105.00	Productivity Enhancement Certificate Reimbursement
28811	12/14/2020	Occu-Med, Ltd.	337.50	1st Quarter Services - 2021
28812	12/14/2020	Office Depot	321.82	Office Supplies
28813	12/14/2020	OID Secretary's Petty Cash	53.13	Police Report, Microphone
28814	12/14/2020	O'Laughlin & Paris LLP	3,133.75	Legal Fees - October/November
28815	12/14/2020	Ontel Security Services, Inc.	275.00	Security Monitoring - November
28816	12/14/2020	P G & E	15,160.86	Electricity/Gas - November
28817	12/14/2020	Pape Machinery - Power Plan	1,821.31	Turbo Assy and Gaskets
28818	12/14/2020	P & L Concrete Products, Inc.	856.04	Concrete
28819	12/14/2020	Ray Morgan Company	656.47	Copier Usage 10/24/20-11/23/20
28820	12/14/2020	Rocha, Vincent	32.78	Steel Toe Boot Reimbursement
28821	12/14/2020	Samba Holdings, Inc.	165.70	Fleet Watch - November
28822	12/14/2020	Skokan, David	49.99	Steel Toe Boot Reimbursement
28823	12/14/2020	Spray & Son Janitorial, Inc.	2,450.00	Janitorial Services - November
28824	12/14/2020	SBRK Finance Holdings, Inc.	72.00	Civic Pay - November
28825	12/14/2020	State Water Resources Control Board	2,811.00	Annual Permit Fee 07/01/20-06/30/21
28826	12/14/2020	Steve Harkrader Trucking	45,022.25	Hauling Fee

Accounts Payable
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Oakdale Irrigation District
1205 East F Street
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Check No	Check Date	Vendor Name	Amount	Description
28827	12/14/2020	Sutter EAP	425.00	EAP 4th Quarter 2020
28828	12/14/2020	Sutter Health Plus	53,419.92	Healthcare - January 2021
28829	12/14/2020	Tiger Supplies	1,939.54	Ladders
28830	12/14/2020	Tom's Smog and Auto Repair	508.00	Smog Tests
28831	12/14/2020	TP Express	150.00	Portable Toilet Rental - December
28832	12/14/2020	Tri-West Tractor Incorporated	13,412.41	Wheel Loader Rental 10/19/20-11/13/20, Repair Parts
28833	12/14/2020	Rodrigues, David & Diane D.	75.21	Refund Check 004343-000, 9708 Morris Hunter Drive
28834	12/14/2020	United Rentals Northwest, Inc.	6,164.82	Rental Equipment 11/27/20-12/07/20
28835	12/14/2020	Verizon Wireless	2,177.22	Cell Phone Charges - November
28836	12/14/2020	Walsh, John	214.06	H & W Reimb., Productivity Enhancement Certificate
28837	12/14/2020	Warden's Office Products	476.71	Chair, Disinfectant Spray
28838	12/14/2020	Waterford Irrigation Supply, Inc.	23.67	Valve Cover
28839	12/14/2020	White Cap Construction Supply	730.34	Egg Beater, Rock Picks and Head Screw Anchors
28840	12/14/2020	Wienhoff Drug Testing, Inc.	1,400.00	Random Selection Testing - November
28841	12/14/2020	Wille Electric Supply Co., Inc.	24.34	Strut Channels
1215201	12/15/2020	Internal Revenue Service	2,795.00	Payroll Taxes
1215202	12/15/2020	VOYA Retirement	65.78	Deferred Comp Contribution
1215203	12/15/2020	Employment Development Department	671.02	Payroll Taxes
1215204	12/15/2020	California Public Employees' Retirement System	452.70	Retirement Contributions
1216201	12/16/2020	VOYA Retirement	2,508.00	Deferred Comp Contribution
1216202	12/16/2020	Internal Revenue Service	8,590.10	Payroll Taxes
1216203	12/16/2020	Employment Development Department	1,830.54	Payroll Taxes
28842	12/23/2020	ABS Presort, Inc.	3,938.54	December 2020 Newsletter
28843	12/23/2020	ACWA-JPIA	9,877.71	Dental and Vision - January
28844	12/23/2020	Azteca Systems, LLC	900.00	Troubleshoot Sync Issues
28845	12/23/2020	Secretary of State	1.50	Registry Of Public Agencies
28846	12/23/2020	California State Disbursement Unit	207.69	Employee Levy
28847	12/23/2020	Department of Pesticide Regulation - Cashier	120.00	Applicator License Renewal - Cody Coonce
28848	12/23/2020	Digi-Key Corporation	527.18	Crimpers
28849	12/23/2020	EPIC Business Essentials	209.18	Office Supplies
28850	12/23/2020	Fresno Valves & Castings, Inc.	3,462.12	Slide Gates
28851	12/23/2020	Grainger	902.36	Circular Charts, Recorder Pens, Charts
28852	12/23/2020	Haidlen Ford	19.82	Brake Boost Kit
28853	12/23/2020	Hixco	328.90	Cut Off and Grinding Wheels
28854	12/23/2020	Hughson Farm Supply	527.71	Air Filter, Pully and Belt
28855	12/23/2020	Hunt & Sons, Inc.	1,387.75	Fuel
28856	12/23/2020	IBM Corporation	2,112.00	IBM MaaS360 Device Subscription 11/30/20 - 11/29/21
28857	12/23/2020	Interstate Truck Center LLC	248,540.65	2020/2021 Heavy Haul Truck/Lowboy Trailer
28858	12/23/2020	Operating Engineers Union Local No. 3	3,055.00	Union Dues - December
28859	12/23/2020	P G & E	294.78	Electricity - December
28860	12/23/2020	P & L Concrete Products, Inc.	198.56	Concrete
28861	12/23/2020	Principal Financial Group	915.94	Life Insurance - January
28862	12/23/2020	Stanislaus County Tax Collector	835.22	2017 - 2019 Assessment
28863	12/23/2020	Steve Harkrader Trucking	15,947.75	Hauling
28864	12/23/2020	Target Specialty Products	17,296.65	Dimension / Cleantraxx
28865	12/23/2020	TP Express	150.00	Portable Toilet Rental - January
28866	12/23/2020	First American Title Company	43.97	Refund Check: APN 010-076-019

Accounts Payable
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Oakdale Irrigation District
1205 East F Street
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Check No	Check Date	Vendor Name	Amount	Description
1223201	12/23/2020	Oak Valley Community Bank	22,800.00	ID52 Installment Loan Payment
1224201	12/24/2020	VOYA Retirement	10,220.80	Deferred Comp Contribution
1224202	12/24/2020	California Public Employees' Retirement System	34,242.72	Retirement Contributions
1224203	12/24/2020	Internal Revenue Service	49,977.03	Payroll Taxes
1224204	12/24/2020	ICMA Retirement	2,404.51	Deferred Comp Contribution
1224205	12/24/2020	Employment Development Department	8,586.11	Payroll Taxes
1230201	12/30/2020	Employment Development Department	197.74	Payroll Taxes
1230202	12/30/2020	VOYA Retirement	403.08	Deferred Comp Contribution
1230203	12/30/2020	Internal Revenue Service	837.74	Payroll Taxes
1230204	12/30/2020	ICMA Retirement	261.79	Deferred Comp Contribution
28867	1/7/2021	AT&T Mobility	53.80	GPS Device - December
28868	1/7/2021	Comcast	541.73	Analog Lines, TV and Internet - December
28869	1/7/2021	Digi-Key Corporation	1,183.12	Steel Enclosure
28870	1/7/2021	Ellis Self Storage, Inc.	85.00	Storage - January
22871	1/7/2021	Jensen Precast	4,196.83	Deposit For Precast Form
22872	1/7/2021	The Water Depot Inc	659.82	Bottle Water W/OID Labels
108211	1/8/2021	Internal Revenue Service	51,143.58	Payroll Taxes
108212	1/8/2021	ICMA Retirement	2,408.65	Deferred Comp Contribution
108213	1/8/2021	Employment Development Department	8,915.50	Payroll Taxes
108214	1/8/2021	California Public Employees' Retirement System	33,822.01	Retirement Contributions
108215	1/8/2021	VOYA Retirement	9,892.75	Deferred Comp Contribution
28873	1/11/2021	ABS Presort, Inc.	1,722.67	Tailgate/Toolbox Safety Forms
28874	1/11/2021	Ace Hardware	412.65	Cement Glue, Adapters, Wire, Keys
28875	1/11/2021	Amazon	1,318.77	Gloves, Drill Bits, Wrenches, Hose Reel, Rope Pulley
28876	1/11/2021	Amazon Web Services, Inc.	122.00	Storage - December
28877	1/11/2021	App Agency Inc.	30.00	Hosting-oidwaterresources.org - January
28878	1/11/2021	Ash, Jon	48.00	Health and Wellness Reimbursement
28879	1/11/2021	Borba, A.J.	344.89	Renewal of CID Certafate, H & W Reimb.
28880	1/11/2021	Boutin Jones, Inc.	97.85	Legal Fees - November
28881	1/11/2021	Bukhari, Kim	179.18	Health and Wellness Reimbursement Jan-July
28882	1/11/2021	C & C Portables, Inc.	1,274.21	Portable Rental - December
28883	1/11/2021	California State Disbursement Unit	207.69	Employee Levy
28884	1/11/2021	Central Sanitary Supply	259.21	Towels and Toilet Paper
28885	1/11/2021	Central Valley Ag Grinding, Inc.	531.00	Green Waste
28886	1/11/2021	Central Valley Software Solutions, LLC	4,300.00	2021 Storm Licensing and Support Agreement
28887	1/11/2021	Cisneros, Sharon	224.75	Health and Wellness Reimbursement July -Nov
28888	1/11/2021	City of Oakdale Utilites	3,122.08	Water Usage - November
28889	1/11/2021	Coffee Break Service, Inc.	106.50	Coffee Service
28890	1/11/2021	Condor Earth Technologies, Inc.	2,869.00	OID tunnel 3 and 4
28891	1/11/2021	Damrell, Nelson, Schrimp, Pallios, Pacher & Silva	6,385.00	Legal Fees - November
28892	1/11/2021	Davids Engineering, Inc.	6,097.50	AWMP Update 2020
28893	1/11/2021	Denair Lumber Company, Inc.	156.69	Plywood
28894	1/11/2021	Department of Fish and Wildlife	400.00	2021 Renewal of CNDDB Subscription
28895	1/11/2021	Family Water Alliance, Inc.	250.00	2021 Contribution
28896	1/11/2021	Far West Laboratories, Inc.	455.00	Bac-Tests November
28897	1/11/2021	Fastenal Company	201.57	Paddle Grinder
28898	1/11/2021	Fiez, Nichole	503.28	Health and Wellness Reimbursement Jan-Dec

Accounts Payable
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Oakdale Irrigation District
1205 East F Street
Oakdale, CA 95361

Check No	Check Date	Vendor Name	Amount	Description
28899	1/11/2021	Fitzwater-Presley, Lori	279.86	Health and Wellness Reimbursement Jan-Dec
28900	1/11/2021	Freiwald, Denise	209.50	Health and Wellness Reimbursement July-Nov
28901	1/11/2021	Gilton Solid Waste Management, Inc.	310.89	Refuse Charges - December
28902	1/11/2021	Giuliani & Kull, Inc.	770.00	Well #8 Right-Of-Way Staking
28903	1/11/2021	Graham, David	336.00	Health and Wellness Reimbursement June-Dec.
28904	1/11/2021	Grainger	471.33	First Aid Kits and Safety Data Sheets
28905	1/11/2021	Grenzebach, David	403.53	Health and Wellness Reimbursement Jan-Dec
28906	1/11/2021	Grover Landscape Services, Inc.	510.00	Landscaping Services - December
28907	1/11/2021	Haidlen Ford	16.41	Resister
28908	1/11/2021	Hilmar Lumber, Inc.	2,705.72	Bell Reducers, Tees, Swabs
28909	1/11/2021	Holt of California, Inc.	148.68	Fuel Cap and Strainer
28910	1/11/2021	Hughson Farm Supply	418.91	Chain
28911	1/11/2021	Hunt & Sons, Inc.	2,567.88	Fuel
28912	1/11/2021	International Mailing Equipment, Inc.	1,572.00	2021 - 2023 Postage Machine Agreement
28913	1/11/2021	James, Ryan & Lisa	84.67	Refund Check APN: 010-069-007
28914	1/11/2021	Jones, Danny	72.93	Steel Toe Boot Reimbursement
28915	1/11/2021	Jorgensen Company	271.08	Gas Mix
28916	1/11/2021	Ketchum Jr., Castle	53.60	Mileage Reimbursement
28917	1/11/2021	Lertora, Richard	269.88	Health and Wellness Reimbursement Jan-Dec
28918	1/11/2021	Loveall, Michael	144.00	Health and Wellness Reimbursement Jan-Mar 2020
28919	1/11/2021	Mission Uniform Service	3,655.80	Uniform Services and Services
28920	1/11/2021	Modesto Bee	640.00	Inventory/Purchasing Clerk Recruitment Ad
28921	1/11/2021	Morrill Industries, Inc.	319.16	Flanges and Gaskets
28922	1/11/2021	Network Builders IT, Inc.	1,187.50	Assit in re-IP Local Network
28923	1/11/2021	NorCal Kenworth	234.18	Hydraulic Filters, ABS Modulator, Hydraulic Filters
28924	1/11/2021	Oakdale Leader	140.00	Holiday Greeting 2020
28925	1/11/2021	Office Depot	1,227.16	Office Supplies
28926	1/11/2021	OID Improvement Districts	62,842.08	2020 November Collections Reimbursement ID29
28927	1/11/2021	Ontel Security Services, Inc.	275.00	Security Montioring - December
28928	1/11/2021	Pakmail	15.37	Shipping
28929	1/11/2021	Porter, Brandon	96.00	Health and Wellness Reimbursement Nov-Dec
28930	1/11/2021	Prado, Uriel	473.69	Steel Toe Boot Reimb., H & W Reimb. Jan-Dec
28931	1/11/2021	Quadient Finance USA, Inc.	1,000.00	Postage 01/05/21
28932	1/11/2021	Ray Morgan Company	398.58	Copier Usage 11/24/20-12/23/20
28933	1/11/2021	Redwood Health Services	2,667.93	125 Cafeteria Plan and Cobra - January
28934	1/11/2021	Rubicon, Inc.	69,767.60	Flume Meters, Flume Gates, MOSCAD ACE 1000'S
28935	1/11/2021	Samba Holdings, Inc.	165.70	Fleet Watch - December
28936	1/11/2021	Santos, Gabriel	246.21	Steel Toe Boot Reimb., H & W Reimb. Jan-Nov 2020
28937	1/11/2021	SBRK Finance Holdings, Inc.	75.00	Civic pay - December
28938	1/11/2021	Soroptimist International Of Oakdale	250.00	2021 Sponsorship Dream Participant
28939	1/11/2021	South San Joaquin Irrigation District	721.02	JSC Maintenance - November, Tri-Dam Legal Fees
28940	1/11/2021	Spray & Son Janitorial, Inc.	2,450.00	Janitorial Services - December
28941	1/11/2021	Spraytec	10,903.44	Pump Kit w/power cables, signal control cables
28942	1/11/2021	STORE Master Funding VII, LLC	30,365.75	DSO Office Lease Jan-Dec 2021
28943	1/11/2021	Streamline	400.00	Monthly We Fee - January
28944	1/11/2021	Tri-West Tractor Incorporated	27,061.88	Equipment Rentals - December
28945	1/11/2021	United Rentals Northwest, Inc.	2,080.72	Equipment Rental - December

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Oakdale Irrigation District
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Oakdale, CA 95361

Check No	Check Date	Vendor Name	Amount	Description
28946	1/11/2021	Verizon Wireless	2,295.48	Cell Phone Usage - December
28947	1/11/2021	Wille Electric Supply Co., Inc.	14.44	Screwdriver
			<u>\$ 1,325,655.66</u>	

OAKDALE IRRIGATION DISTRICT
STATEMENT OF OBLIGATIONS
January 19, 2020

Voided Check No. 28646

THE FOREGOING CLAIMS, NUMBERED 1201201 THROUGH 1201202, 1207201, 1211201 THROUGH 1211205, 1215201 THROUGH 1215204, 1216201 THROUGH 1216203, 1223201, 1224201 THROUGH 1224205, 1230201 THROUGH 1230204. INCLUSIVE ARE APPLIED TO THE GENERAL FUND OF OAKDALE IRRIGATION DISTRICT AND ARE OBLIGATIONS AUTHORIZED THERETO.

BOARD AGENDA REPORT

Date: January 19, 2021
Item Number: 4
APN: N/A

SUBJECT: APPROVE OID IMPROVEMENT DISTRICTS' STATEMENT OF OBLIGATIONS

RECOMMENDED ACTION: Approve OID Improvement Districts' Statement of Obligations

<u>Vendor</u>	<u>Purpose</u>		<u>Amount</u>
Oakdale Irrigation District	November O & M Expenses	\$	11,943.30

Total Obligations: \$ 11,943.30

FISCAL IMPACT: \$11,943.30

ATTACHMENTS:

- Statement of Obligations – Accounts Payable

Board Motion:

Motion by: _____ **Second by:** _____

VOTE:

Orvis (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No) Tobias (Yes/No)

Action(s) to be taken:

**OAKDALE IRRIGATION DISTRICT
IMPROVEMENT DISTRICTS
STATEMENT OF OBLIGATIONS
FOR JANUARY 1, 2021 - JANUARY 19, 2021**

CHECK NO.	PAYABLE TO:	AMOUNT	DATE
0129	OAKDALE IRRIGATION DISTRICT	\$11,943.30	01/07/2021

THE FOREGOING CLAIM NUMBERED 0129 WAS APPLIED TO
GENERAL FUNDS OF THE OAKDALE IRRIGATION'S IMPROVEMENT
DISTRICTS AND ARE AUTHORIZED THERETO.

**OAKDALE IRRIGATION DISTRICT
IMPROVEMENT DISTRICT ACCOUNT**

0129

DATE: 7-Jan-21		TO: Oakdale Irrigation District			
<i>MAINTENANCE PAYABLE</i>					
I.D. #	November O & M Expense	I.D. #	November O & M Expense		
1		31			Note: Included Misc. Recon. Items
2		36			
8		38			
13		41	5,305.13		
19	24.42	45	1,283.81	I.D. #	Construction In Progress
20		46	2,698.40	51	
21		48			
22	648.36	51	1,958.76		
26		52			
29	24.42				
SUB-TOTAL	\$697.20	SUB-TOTAL	\$11,246.10	SUB-TOTAL	\$0.00
VOUCHER CHARGES					
Maintenance & Operations					\$11,943.30
Capital Projects					\$0.00
Transfers					\$0.00
TOTAL AMOUNT					\$11,943.30

BOARD AGENDA REPORT

Date: January 19, 2020
Item Number: 5
APN: N/A

SUBJECT: APPROVE THE TREASURER'S REPORT AND FINANCIAL STATEMENTS FOR THE ELEVEN MONTHS ENDING NOVEMBER 30, 2020

RECOMMENDED ACTION: Approve the Treasurer's Report and Financial Statements for the Eleven Months Ending November 30, 2020

BACKGROUND AND/OR HISTORY:

The Treasurer's report provides the total Treasury and Improvement District Funds as of November 30, 2020. The month ended with \$60.0 million in designated reserves, \$1.4 million in restricted cash and \$10.2 million in operating cash.

The Financial Statements demonstrate the income and expenditures for the District for the eleven months ending November 30, 2020.

As of the financial statement date, the District realized 87.5% of the budgeted revenues, and actual expenditures (including capital projects and purchases) utilized 95.9% of the budgeted expenditures. Additional information is provided within the attached reports.

FISCAL IMPACT: None

ATTACHMENTS:

- Treasurer's Report
 - Monthly Financial Report (*unaudited*)
-

Board Motion:

Motion by: _____ Second by: _____

VOTE

Orvis (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No) Tobias (Yes/No)

Action(s) to be taken:

OAKDALE IRRIGATION DISTRICT



TREASURER'S REPORT FOR THE PERIOD ENDING NOVEMBER 30, 2020

TREASURER'S REPORT TO THE BOARD OF DIRECTORS
OAKDALE IRRIGATION DISTRICT
STATEMENT OF FUNDS
FOR THE PERIOD ENDING NOVEMBER 30, 2020

<u>PERIOD ENDING</u>	<u>11/30/2020</u>	<u>RATE</u>	<u>10/31/2020</u>	<u>NET CHANGE</u>
<i><u>OAKDALE IRRIGATION DISTRICT FUNDS</u></i>				
LAIF	\$171,464.46	0.576%	\$171,464.46	\$0.00
OAK VALLEY COMMUNITY BANK CHECKING	499,688.92		902,725.26	(403,036.34)
OVCB BUSINESS PLUS SAVINGS	1,124,019.55	0.500%	1,709,349.93	(585,330.38)
UNION BANK OF CALIFORNIA	69,785,452.03	0.500%	69,771,279.81	14,172.22
	<i>TOTAL TREASURY FUNDS</i>		72,554,819.46	(974,194.50)
<i><u>IMPROVEMENT DISTRICT FUNDS</u></i>				
IMPROVEMENT DISTRICT'S FUNDS	1,393,184.10		1,406,752.05	(13,567.95)
	<i>TOTAL IMPROVEMENT DISTRICT FUNDS</i>		1,406,752.05	(13,567.95)
	<i><u>TOTAL TREASURY AND IMPROVEMENT DISTRICT FUNDS</u></i>		<u>\$73,961,571.51</u>	<u>(\$987,762.45)</u>

OAKDALE IRRIGATION DISTRICT
 FOR THE PERIOD ENDING NOVEMBER 30, 2020

DISTRICT CASH AND CASH EQUIVALENTS		11/30/2020	11/30/2019	NET CHANGE
Beginning Balance: 11/1/2020		\$72,554,819.46		
Receipts / Earnings / Transfers		901,133.96		
Expenditures / Transfers		(1,875,328.46)		
TOTAL DISTRICT TREASURY FUNDS ON HAND:	11/30/2020	\$71,580,624.96	\$65,675,103.67	\$5,905,521.29
<u>GENERAL FUND</u>				
Beginning Balance: 11/1/2020		\$11,188,470.42		
<u>RECEIPTS / EARNINGS</u>				
Net Investment Income	14,678.28			
Collection Receipts	886,455.68			
Total Receipts:		901,133.96		
<u>EXPENDITURES</u>				
Accounts Payable	1,566,648.72			
Payroll	308,679.74			
Total Expenditures:		(1,875,328.46)		
BALANCE ON HAND:	11/30/2020	\$10,214,275.92	\$10,365,655.96	(\$151,380.04)
<u>DESIGNATED FUNDS:</u>				
<u>MAIN CANAL & TUNNEL REPLACEMENT/IMPROVEMENT PROJECT RESERVE</u>				
Beginning Balance: 11/1/2020		\$1,383,417.89		
Transfer from General Fund		0.00		
Transfer Funds to General Fund		0.00		
BALANCE ON HAND:	11/30/2020	\$1,383,417.89	\$2,279,231.06	(\$895,813.17)
<u>JOINT CANYON TUNNEL PROJECT RESERVE</u>				
Beginning Balance: 11/1/2020		13,000,000.00		
Transfer from General Fund		0.00		
Expenditures		0.00		
BALANCE ON HAND:		\$13,000,000.00	3,500,000.00	9,500,000.00
<u>CAPITAL REPLACEMENT / IMPROVEMENT RESERVE</u>				
Beginning Balance: 11/1/2020		\$10,964,670.72		
Transfer from General Fund		0.00		
Transfer to General Fund		0.00		
BALANCE ON HAND:	11/30/2020	\$10,964,670.72	\$18,000,000.00	(\$7,035,329.28)
<u>DEBT SERVICE RESERVE - maximum \$21,145,000</u>				
Beginning Balance: 11/1/2020		16,000,000.00		
Transfer from General Fund		0.00		
Expenditures		0.00		
BALANCE ON HAND:		\$16,000,000.00	13,500,000.00	2,500,000.00

OAKDALE IRRIGATION DISTRICT
 FOR THE PERIOD ENDING NOVEMBER 30, 2020

DISTRICT CASH AND CASH EQUIVALENTS 11/30/2020 11/30/2019 NET CHANGE

OPERATING FACILITY PROJECT RESERVE

Beginning Balance: 11/1/2020	5,507,244.15		
Transfer from General Fund	0.00		
Expenditures	0.00		
BALANCE ON HAND:	\$5,507,244.15	3,500,000.00	2,007,244.15

MUNICIPAL CONSERVATION PROJECT RESERVE

Beginning Balance: 11/1/2020	200,000.00		
Transfer from General Fund	0.00		
Expenditures	0.00		
BALANCE ON HAND:	\$200,000.00	100,000.00	100,000.00

RATE STABILIZATION AND OPERATIONS DESIGNATED RESERVE

Beginning Balance: 11/1/2020	\$8,238,000.00		
Transfer from General Fund	0.00		
Transfer to General Fund	0.00		
BALANCE ON HAND:	\$8,238,000.00	\$8,238,000.00	\$0.00

RURAL WATER SYSTEM CAPITAL REPLACEMENT / IMPROVEMENT RESERVE

Beginning Balance: 11/1/2020	\$1,004,134.14		
Transfer from General Fund	0.00		
Transfer to General Fund	0.00		
BALANCE ON HAND: 11/30/2020	\$1,004,134.14	\$906,835.94	\$97,298.20

VEHICLE AND EQUIPMENT REPLACEMENT RESERVE

Beginning Balance: 11/1/2020	\$1,100,000.00		
Transfer from General Fund	0.00		
Transfer Funds to General Fund	0.00		
BALANCE ON HAND: 11/30/2020	\$1,100,000.00	\$1,220,296.71	(\$120,296.71)

BUILDING AND FACILITIES IMPROVEMENT PROJECT RESERVE

Beginning Balance: 11/1/2020	\$3,075,000.00		
Transfer from General Fund	0.00		
Transfer to General Fund	0.00		
BALANCE ON HAND: 11/30/2020	\$3,075,000.00	\$3,075,000.00	\$0.00

EMPLOYEE COMPENSATION ABSENCES RESERVE

Beginning Balance: 11/1/2020	\$893,882.14		
Transfer from General Fund	0.00		
Transfer to General Fund	0.00		
BALANCE ON HAND: 11/30/2020	\$893,882.14	\$990,084.00	(\$96,201.86)

OAKDALE IRRIGATION DISTRICT
 FOR THE PERIOD ENDING NOVEMBER 30, 2020

DISTRICT CASH AND CASH EQUIVALENTS	11/30/2020	11/30/2019	NET CHANGE
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RESTRICTED FUNDS

IMPROVEMENT DISTRICT'S FUNDS

Beginning Balance: 11/1/2020	\$1,406,752.05		
Receipts	58,238.33		
Expenditures	(71,806.28)		
BALANCE ON HAND: 11/30/2020	\$1,393,184.10	\$1,563,446.12	(\$170,262.02)

FILED: January 7, 2021

STATE OF CALIFORNIA / COUNTY OF STANISLAUS

OAKDALE IRRIGATION DISTRICT



MONTHLY FINANCIAL STATEMENTS

November 30, 2020

FOR INTERNAL REPORTING PURPOSES ONLY

OAKDALE IRRIGATION DISTRICT



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Oakdale Irrigation District
Statement of Net Position



	For the month ending November 30, 2020		
	2020	2019	Change
ASSETS			
Current assets:			
Cash and cash equivalents	\$ 1,795,923	\$ 5,423,770	\$ (3,627,847)
Restricted Cash and cash equivalents	1,393,184	1,621,892	(228,708)
Investments	69,785,452	62,357,739	7,427,713
Receivables			
Accrued Interest	-	146,560	(146,560)
Annexation fees	(53,610)	859,906	(913,517)
Agricultural water fees	2,373,084	(274,218)	2,647,302
Property Taxes Receivable	-	-	-
Due from other governmental agencies	268,894	1,587,786	(1,318,892)
Miscellaneous	11,007	2,260	8,747
Domestic water fees	9,416	19,500	(10,084)
Inventory of materials and supplies	708,045	673,561	34,484
Prepaid expenses	723,798	551,710	172,088
Due from Improvement Districts	-	-	-
Total current assets	<u>77,015,191</u>	<u>72,970,466</u>	<u>4,044,727</u>
Noncurrent assets:			
Accounts receivable - delinquencies	40,430	8,422	32,007
Due from other governmental agencies	122,374	-	122,374
Annexation fees receivable	13,623,177	14,107,249	(484,072)
Investments in Tri-Dam Project	45,331,728	40,167,235	5,164,493
Capital assets:			
Not being depreciated	7,033,627	29,838,932	(22,805,305)
Being depreciated, net	103,092,315	77,071,100	26,021,215
Total noncurrent assets	<u>169,243,650</u>	<u>161,192,939</u>	<u>8,050,712</u>
Total assets	<u>246,258,841</u>	<u>234,163,403</u>	<u>12,095,439</u>
Deferred outflows of resources			
Pensions	698,861	667,856	31,005
Bonds	3,111,921	3,275,706	(163,785)
Total deferred outflows of resources	<u>3,810,782</u>	<u>3,943,562</u>	<u>(132,780)</u>
TOTAL ASSETS AND DEFERRED OUTFLOWS OF RESOURCES	<u>250,069,623</u>	<u>238,106,965</u>	<u>11,962,658</u>
LIABILITIES			
Current liabilities:			
Payable from nonrestricted assets			
Accounts payable	84,801	1,809,769	(1,724,968)
Due to other governmental agencies	-	59,382	(59,382)
Accrued salaries, wages and related benefits	1,073,502	1,020,078	53,424
Unearned revenue	2,515,599	180,879	2,334,719
Deposits payable	304,425	160,573	143,852
Due to Improvement Districts	62,842	-	62,842
Claims payable	1	4,800	(4,799)
Interest expense payable	-	423,847	(423,847)
Long-term liabilities, due within one-year	7,675	830,000	(822,325)
Total current liabilities	<u>4,048,846</u>	<u>4,489,329</u>	<u>(440,484)</u>
Noncurrent liabilities:			
Long-term liabilities, due in more than one-year, net	26,388,029	26,157,444	230,584
Pensions	4,526,215	3,986,214	540,001
Total noncurrent liabilities	<u>30,914,244</u>	<u>30,143,658</u>	<u>770,585</u>
TOTAL LIABILITIES	<u>34,963,088</u>	<u>34,632,989</u>	<u>330,102</u>
DEFERRED INFLOWS OF RESOURCES			
Pensions	79,132	33,849	45,283
Total deferred inflows of resources	<u>79,132</u>	<u>33,849</u>	<u>45,283</u>
Net Position			
Net investment in capital assets	85,216,485	78,374,181	6,842,304
Restricted	1,750,657	1,433,363	317,294
Unrestricted	128,060,261	123,632,584	4,427,677
TOTAL NET POSITION	<u>\$ 215,027,403</u>	<u>\$ 203,440,128</u>	<u>\$ 11,587,275</u>

Oakdale Irrigation District
Statement of Revenues, Expenses, and Changes in net position
For the Month Ended November 30, 2020



	Current Month	YTD Actual	2020 Budget	Budget Remaining	% of 2020 Budget Remaining
Operating revenues:					
Agricultural water deliver charges (base rate)	\$ -	\$ 2,080,245	\$ 2,047,500	\$ (32,745)	-2%
Water sales	831,445	2,278,713	6,575,000	4,296,287	65%
Domestic water delivery fee	16,281	210,129	225,000	14,871	7%
Improvement District Fees	-	377,729	65,000	(312,729)	-481%
Other water related revenues	3,835	82,310	65,000	(17,310)	-27%
Total operating revenues	851,561	5,029,126	8,977,500	3,948,374	44%
Operating expenses:					
Operation and maintenance	480,382	5,488,647	5,081,200	(407,447)	-8%
Water operations	153,234	3,583,044	3,227,786	(355,258)	-11%
General and administrative	206,687	2,351,231	5,445,575	3,094,344	57%
Depreciation / amortization	261,382	2,875,207	3,500,000	624,793	18%
Total operating expenses	1,101,686	14,298,129	17,254,561	2,956,432	17%
Operating Income (loss)	(250,125)	(9,269,004)	(8,277,061)	991,942	-12%
Nonoperating revenues (expenses):					
County property tax appropriations	15	2,215,373	2,650,000	434,627	16%
Net Investment income (loss)	14,709	837,149	1,200,000	362,851	30%
Gain (loss) sale of assets	-	4,625	-	-	0%
Debt service interest	(705)	(636,188)	(1,011,000)	(374,812)	37%
Tri-Dam Project distributions	-	12,571,000	11,500,000	(1,071,000)	-9%
Tri-Dam Power Authority distributions	-	3,219,500	3,000,000	(219,500)	0%
Other non-operating revenue	500	12,500	6,000	(6,500)	-108%
Total non-operating rev. (exp.)	14,519	18,223,959	17,345,000	(867,834)	-5%
	(235,606)	8,954,955	9,067,939	124,108	1%
Capital contributions	-	-	-	-	0%
Change in net position	\$ (235,606)	\$ 8,954,955	\$ 9,067,939	\$ 124,108	1%
Capital expenditures & debt obligations	\$ 398,110	\$ 3,384,283	\$ 9,059,375	\$ 5,675,092	63%

Oakdale Irrigation District
 Revenues
 For the Month Ended November 30, 2020



	Current Month	YTD Actual	2020 Budget	Budget Remaining	% of 2020 Budget Remaining
Operating revenues					
Agricultural water service fees					
Tier 1	\$ -	\$ 1,843,780	\$ 1,811,000	\$ (32,780)	0%
Tier 2	-	236,465	236,500	35	0%
Water sales					
Tier 1	313,478	678,174	575,000	(103,174)	-18%
Tier 2	234,097	757,798	650,000	(107,798)	-17%
Local out-of-district	283,870	761,491	350,000	(411,491)	-118%
Out-of-district	-	81,250	5,000,000	4,918,750	98%
Domestic water sales	16,281	210,129	225,000	14,871	7%
Improvement District M&O Charges	-	377,729	65,000	(312,729)	-481%
Miscellaneous revenues					
Service Charges & Penalties	3,835	82,310	65,000	(17,310)	-27%
Total Operating Revenue	851,561	5,029,126	8,977,500	3,948,374	44%
Non-operating revenues					
County property tax appropriations	15	2,215,373	2,650,000	434,627	16%
Investment earnings					
Investment earnings (loss)	14,678	533,737	800,000	266,263	33%
Other Interest income	-	292,370	400,000	107,630	27%
Improvement District Interest Inc	31	11,042	-	(4,625)	0%
Gain (loss) sale of assets	-	4,625	-	(4,625)	0%
Tri-Dam Project distributions	-	12,571,000	11,500,000	(1,071,000)	-9%
Tri-Dam Power Authority distributions	-	3,219,500	3,000,000	(219,500)	0%
Annexation Revenue	-	37,706	-	(37,706)	0%
District rental properties	500	12,500	6,000	(6,500)	-108%
Total Nonoperating Revenues	15,224	18,897,853	18,356,000	(530,811)	-3%
Capital Contributions	-	-	-	-	0%
Total Revenues	\$ 866,785	\$ 23,926,979	\$ 27,333,500	\$ 3,417,563	12%

**OAKDALE IRRIGATION DISTRICT
OPERATING EXPENSES SUMMARY
For the Month Ended November 30, 2020**



	<u>Current Month</u>	<u>YTD Actual</u>	<u>2020 Budget</u>	<u>Budget Remaining</u>	<u>% of 2020 Budget Remaining</u>
Operating expenses					
Maintenance					
SSJID Main Supply Diversion Works	\$ -	\$ 6,385	\$ 50,000	\$ 43,615	87%
North Main Canal Maintenance	27,465	128,828	253,000	124,172	49%
South Main Canal Maintenance	20,001	316,198	203,100	(113,098)	-56%
Irrigation Water Lateral Maint-North Side	225,366	1,923,548	1,572,600	(350,948)	-22%
Irrigation Water Lateral Maint - South Side	64,386	1,107,696	1,355,000	247,304	18%
Pumping Plant Operations and Maintenance	17,085	358,203	458,100	99,897	22%
Drainage System Maintenance	28,389	372,405	230,300	(142,105)	-62%
Building and Grounds Maintenance	37,821	340,045	355,000	14,955	4%
Vehicle and Equipment Maintenance	48,062	571,723	604,100	32,377	5%
Improvement District Maintenance	11,807	363,616	-	(363,616)	0%
Total Maintenance	<u>480,382</u>	<u>5,488,647</u>	<u>5,081,200</u>	<u>(407,447)</u>	<u>-8%</u>
Water Operations					
Domestic Water System Maintenance	26,916	288,679	280,300	(8,379)	-3%
Irrigation Water Operations - North Division	61,007	1,618,569	1,435,986	(182,583)	-13%
Irrigation Water Operations - South Division	60,940	1,634,378	1,439,700	(194,678)	-14%
Drainage Water Operations	541	8,236	18,600	10,364	56%
Water Measurement Management	3,830	33,182	53,200	20,018	38%
Total Water Operations	<u>153,234</u>	<u>3,583,044</u>	<u>3,227,786</u>	<u>(355,258)</u>	<u>-11%</u>
General and Administrative					
General and Administrative	206,684	2,351,231	5,445,575	3,094,344	57%
Depreciation and Amortization	261,382	2,875,207	3,500,000	624,793	18%
Total General, Administrative and Depreciation	<u>468,066</u>	<u>5,226,438</u>	<u>8,945,575</u>	<u>3,719,137</u>	<u>42%</u>
Total Operating expenses	<u>1,101,682</u>	<u>14,298,129</u>	<u>17,254,561</u>	<u>2,956,432</u>	<u>17%</u>
Non-operating expenses					
Interest and investment expenses	705	636,188	1,011,000	374,812	37%
Total non-operating expenses	<u>705</u>	<u>636,188</u>	<u>1,011,000</u>	<u>374,812</u>	<u>37%</u>
Total Expenses	<u>\$ 1,102,387</u>	<u>\$ 14,934,317</u>	<u>\$ 18,265,561</u>	<u>\$ 3,331,244</u>	<u>18%</u>

**OAKDALE IRRIGATION DISTRICT
CAPITAL AND DEBT EXPENDITURES
For the Month Ended November 30, 2020**



GL ACCOUNT NO.	GL DESCRIPTION	PROJECT DESCRIPTION	2020 YTD ACTUAL	2020 BUDGET
00-000-15200-00	Capital Work	Capital construction projects (Water Resources Plan)		
		Canal and Lateral Rehabilitation	\$ 254,145	\$ 1,600,000
		Domestic Water Projects	-	-
		Flow Control and Measurement Structures	1,803,544	1,800,000
		Irrigation Service Turnout Replacement	90,365	300,000
		Main Canals and Tunnels Improvement Projects	9,809	100,000
		Miscellaneous in-system improvements	-	-
		New and Replacement Groundwater Wells	-	-
		North Side Regulating Reservoir	-	-
		Outflow Management Projects	-	100,000
		Pipeline Replacement	398,410	1,200,000
		Reclamation Projects	-	-
		Subtotal for Water Resources Plan Improvements	2,556,273	5,100,000
		South Main Canal - Segment 4 (2019 Budget)	68,146	-
		Operating Headquarters Design	251,607	1,300,000
		Canyon Tunnel-Joint with SSJID (900k x 28%)	131,424	252,000
		Joint Main Canal Stabilization project (800k x 28%)	2,576	224,000
		Asset Management Program Implementation	71,322	100,000
		South Main Canal - Tunnel 9 downstream design	22,594	100,000
		North Main Seepage Mitigation Project-90% Design	16,708	50,000
		Ag Pump Replacements	1,488	50,000
			3,122,138	7,176,000
00-000-15183-00	Miscellaneous Construction Equipment			
		MI-T-M Air Compressor w/ Electric Start	1,902	3,000
		Wacker 5.6 KW Generator w/ Electric Start 2.7k)	2,555	2,700
		Wacker 2" Trash Pump	1,199	1,700
		Wacker 3" Trash Pump	2,807	2,700
		Husqvarna cutoff saw 14"	-	1,200
		Wacker Vibratory Rammer, Gas	2,764	3,175
		Wacker Vibratory Plate, Gas	2,004	2,500
		Multiquip Concrete Vib. w/21' Shaft	1,091	1,150
		Multiquip Concrete Vib. w/14' Shaft	1,025	1,200
		Single Slope Laser	1,599	-
		Portable Auger (SCADA)	4,680	5,000
			21,626	24,325
00-000-15184-00	Autos/Pickups/Trucks/ Trailers			
		1/2 Ton Pickup 2WD (DSO)	26,333	29,000
		1/2 Ton Pickup 4WD (DSO)	29,914	32,500
		1 Ton Utility 4WD (C&M)	-	45,000
		Heavy Duty Transport (Truck w/Lowboy)	-	316,000
		Dump truck, 3-axle (diesel)	175,457	245,000
		Water Truck (2000 gal)	-	145,000
		Water Truck (3600 gal)	-	192,000
			231,704	1,004,500
00-000-15185-00	Shop/Whse/Yard			
		3 Evaporative Coolers for Autoshop	7,132	-
			7,132	-
00-000-15187-00	Office and Engineering Equipment			
		Network security hardware (c/o from 2019 Budget)	-	8,000
		Computer upgrades and replacements	-	-
		HP Mini (4 @ 1,025 ea)	-	4,100
		EliteDesk (6 @ 975 ea)	-	5,850
		HP Workstation upgrade (4@ 2,400)	-	4,800
		HP Elitebook upgrade (1*1,800)	1,683	1,800
			1,683	22,750
		TOTAL CAPITAL PROJECTS AND PURCHASES EXPENDITURES	3,384,283	8,227,575
00-000-22320-00	Current portion - COP Debt			
			-	830,000
		TOTAL CAPITAL AND DEBT EXPENDITURES	3,384,283	9,059,375

BOARD AGENDA REPORT

Date: January 19, 2021
Item Number: 6
APN: N/A

SUBJECT: APPROVE ADOPTION OF RESOLUTION APPROVING THE OAKDALE IRRIGATION DISTRICT'S 2021 INVESTMENT POLICY

RECOMMENDED ACTION: Approve Adoption of the Resolution Approving the 2021 Investment Policy

BACKGROUND AND/OR HISTORY:

It is the policy of the District to invest public funds in a manner which will provide the maximum security with the highest return and to conform to all state and local statues governing the investment of public funds.

California Government Code Section 53646 (a)(2) states that for any local agency other than a county government "the Treasurer or Chief Financial Officer of the local agency may annually render to the legislative body of that local agency and any oversight committee of that local agency a statement of investment policy, which the legislative body of the local agency shall consider at a public meeting. Any change in the policy shall also be considered by the legislative body of the local agency at a public meeting."

It has been the policy of OID to present an annual Investment Policy for approval. Included in the policy is the delegation of full authority to invest and reinvest OID funds to the Treasurer under supervision of the Finance Committee. The Finance Committee has directed the Treasurer in prior years to invest District funds in investments other than the Local Agency Investment Fund (LAIF). Staff recommends that the Board continue these practices consistent with prior years' actions.

No changes were made to the 2021 Investment Policy from the 2020 Investment Policy adopted December 10, 2019.

FISCAL IMPACT: None

ATTACHMENTS:

- Resolution 2021-NIL
- OID Investment Policy for 2021

Board Motion:

Motion by: _____ **Second by:** _____

VOTE:

Orvis (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No) Tobias (Yes/No)

Action(s) to be taken:

**OAKDALE IRRIGATION DISTRICT
RESOLUTION NO. 2021-NIL**

2021 INVESTMENT POLICY

WHEREAS, the Board of Directors(Board) of the Oakdale Irrigation District ("District") may invest surplus monies not required for the immediate necessities of the District in accordance with the provisions of the California Government Code ("CGC") sections 5921 and 53600 et seq.; and

WHEREAS, the Treasurer of the District may annually prepare and submit a statement of investment policy and such policy, and any changes thereto, shall be considered by the Board of Directors at a public meeting (CGC §53646 (a)(2)).

WHEREAS, the Board approves the 2021 Investment Policy, delegates the full authority to invest and reinvest District funds, pursuant to California Government Code Section 53607 to the Treasurer under the supervision of the Finance Committee, and approves the Finance Committee's direction allowing the Treasurer to invest District funds in investments other than the Local Agency Investment Fund (LAIF) as directed in prior years.

NOW THEREFORE BE IT RESOLVED that this Resolution rescinds all previously adopted Investment Policies and supersedes any other previously adopted resolutions.

Upon Motion of Director _____, seconded by Director _____, and duly submitted to the Board for its consideration, the above-titled Resolution was adopted this 19th day of January 2021.

OAKDALE IRRIGATION DISTRICT

Thomas D. Orvis, President
Board of Directors

Steve Knell, P.E.
General Manager/Secretary



OAKDALE IRRIGATION DISTRICT

Miscellaneous Policies and Procedures

Title
1 – FINANCE

Chapter
1 – District

Section
1.109 Investment Policy

Adopted: December 14, 1999

Revised: December 10, 2019

Page 1 of 9

PURPOSE

This policy sets forth Oakdale Irrigation District's ("District") objectives, risk preferences, authorized instruments, and other requirements for the investment of funds. This investment policy is intended to promote a disciplined approach to investing, to provide accountability for District management, and to promote public trust in the District's investing practices. It also provides guidelines to the Board of Directors ("Board"), Finance Committee ("Committee"), General Manager and Treasurer for investment of public funds and compliance with all state and local statutes.

SCOPE

This policy and procedure applies to the Board, the Committee, General Manager and Treasurer.

POLICY AND PROCEDURE

1. Policy

It is the policy of the District to invest public funds in a manner which will provide the highest investment return with the *maximum* security while meeting the daily cash flow demands of the District and conforming to all state and local statutes governing the investment of public funds as stated in the California Government Code ("CGC").

2. Scope

This policy applies to the investment of funds that are directly managed by the District.

3. General Objectives

- a. The primary objectives of investment activities, in order of priority are as follows; *safety, liquidity, and yield.*
- b. Safety of principal is the foremost objective of the investment program. Investments shall be undertaken in a manner that seeks to ensure the preservation of capital in the overall portfolio. The objective will be to mitigate credit risk and interest rate risk.
 - i. Credit Risk



OAKDALE IRRIGATION DISTRICT

Miscellaneous Policies and Procedures

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The District will minimize credit risk, the risk of loss due to the failure of security issuer or backer, by:

- Limiting investments to the CGC section 53601 authorized investments ,
- Pre-qualifying the financial institutions, broker, dealers, intermediaries, and advisers who will participate in the District’s investing, and
- Diversifying the investment portfolio so the impact of losses from any single type of security or any one issuer is minimized.

ii. Interest Rate Risk

The District will minimize the risk that the market value of securities in the portfolio will fall due to changes in market rates of interest by:

- Structuring the investment portfolio so that securities mature to meet cash requirements for ongoing operations, thereby avoiding the need to sell securities on the open market prior to maturity.
- Investing operating funds primarily in shorter-term securities, money market mutual funds, the Local Agency Investment Fund, or similar investment pools.

c. *Liquidity*

The investment portfolio shall remain sufficiently liquid to meet all cash requirements of the District that may be reasonably anticipated. This is accomplished by structuring the portfolio so that securities mature concurrent with cash needs to meet anticipated demands.

d. *Yield*

The investment portfolio shall be designed with the objective of attaining a market rate of return throughout budgetary and economic cycles, taking into account the investment risk constraints and liquidity needs. Return on investment is of secondary importance compared to the safety and liquidity objectives described above.



OAKDALE IRRIGATION DISTRICT

Miscellaneous Policies and Procedures

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4. Standards of Care

a. *Prudence*

The “prudent person” standard as stated in CGC 53600.3 is the standard of care to be used in managing the overall portfolio.

Investments shall be made with care, skill, prudence, and diligence under the circumstances then prevailing, including, but not limited to, the general economic conditions and the anticipated needs of the District, that a prudent person acting in a like capacity and familiarity with those matters would use in the conduct of funds of a like character and with like aims, to safeguard the principal and maintain the liquidity needs of the agency.

b. *Delegation of Authority*

The Board, as the legislative body, delegates full authority to invest and reinvest District funds, pursuant to CGC 53607, to the Treasurer, under the supervision of the Committee. This delegation of authority is a one-year period, pursuant to CGC 53607.

This responsibility includes authority to select brokers, establish safekeeping accounts, enter into wire transfer agreements, banking service contracts, and collateral/depository agreements. No person may engage in an investment transaction except as provided under the terms of this policy and the procedures established by the Treasurer. The Treasurer shall be responsible for all transactions undertaken and shall establish a system of controls to regulate the activities of subordinate officials until the delegation of authority is revoked or expires and shall make a monthly report of those transactions to the Board.

c. *Ethics and Conflicts of Interest*

Officers and employees involved in the investment process shall refrain from personal business activity that conflicts with proper execution and management of the investment program or impairs their ability to make impartial investment decisions. Employees and investment officials shall disclose any material interests in financial institutions with



OAKDALE IRRIGATION DISTRICT

Miscellaneous Policies and Procedures

Title	Chapter	Section
1 – FINANCE	1 – District	1.109 Investment Policy
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which they conduct business. The Treasurer and other investment officials are required to annually file applicable financial disclosures as required by the Fair Political Practices Commission (FPPC) and/or the District's Conflict of Interest Code.

5. Safekeeping and Custody

a. *Authorized Financial Dealers and Institutions*

With the approval of the Board, the Treasurer may utilize a licensed investment broker/dealer for the investment of the District's surplus funds. A list will be maintained of financial institutions authorized to provide investment services. In addition, a list also will be maintained of approved security broker/dealers selected by creditworthiness (e.g., a minimum capital requirement of \$10,000,000 and at least five years of operation).

All financial institutions and broker/dealers who desire to become qualified for investment transactions must supply the following as appropriate:

- Audited financial statements
- Proof of National Association of Securities Dealers (NASD) certification
- Proof of state registration
- Competed broker/dealer questionnaire
- Certification of having read and understood and agreement to comply with the District's investment policy.

An annual review of the financial condition and registration of qualified financial institutions and broker/dealers will be conducted by the Treasurer.

b. *Internal Controls*

The Treasurer is responsible for establishing and maintaining a system of internal control over investment activities designed to ensure that the assets of the District are protected from loss, theft or misuse. The internal control structure shall be designed to provide reasonable assurance that these objectives are met. The concept of reasonable assurance recognizes that (1) the cost of a control should not exceed the benefits likely



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to be derived and (2) the valuation of costs and benefits require estimates and judgments by management.

The Treasurer shall establish a process for an annual independent review by an external auditor to assure compliance with policies and procedures. Internal control measures shall address the following points:

- Control of collusion
- Separation of transaction authority from accounting and recordkeeping
- Custodial safekeeping
- Avoidance of physical delivery of securities
- Clear delegation of authority to subordinate staff members
- Written confirmation of transactions
- Development of a wire transfer agreement with the lead bank and third party custodian.

6. Suitable and Authorized Investments

a. *Investment Types*

Consistent with California Government Code Section 53601, the following investments will be permitted by this policy:

- i. U.S. government obligations, U.S. government agency obligations, and U.S. government instrumentality obligations, which have a liquid market with a readily determinable market value;
- ii. Certificates of deposit and other evidences of deposit at financial institutions, bankers' acceptances, and commercial paper, rated in the highest tier (e.g., A-1, P-1, F-1, or D-1 or higher) by a nationally recognized rating agency;
- iii. Investment-grade obligations of state, local governments and public authorities;
- iv. Repurchase agreements whose underlying purchased securities consist of the foregoing.



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- v. Money market mutual funds regulated by the Securities and Exchange Commission and whose portfolios consist only of dollar-denominated securities; and
- vi. Local government investment pools, either state-administered or through joint powers statutes and other intergovernmental agreement legislation.

b. *Collateralization*

Collateral is required from investments in certificates of deposits. In order to reduce market risk, the collateral level will be a minimum 110% of market value of principal and accrued interest.

The only securities acceptable as collateral shall be direct obligations which are fully guaranteed as to principal and interest by the United States Government or any agency or government –sponsored enterprise of the United States.

7. Investment Guidelines and Restrictions

- a. Investments directly managed by the District shall be in accordance with this policy and as provided for in the following guidelines and restrictions:
 - i. The Treasurer will develop and maintain a cash flow analysis for the projection of needed funds. All funds not required for immediate use will be invested in the Local Agency Investment Fund (LAIF), unless directed by the Finance Committee as allowed in section G2 of this policy.
 - ii. When banking transactions involve sums of money greater than \$100,000, the Treasurer shall take such steps to insure the depository bank maintains sufficient securities for the deposits as set forth in California Government Code Section 53652. It is intended that bank deposits and balances in excess of \$100,000 are for short duration, e.g. two (2) to three (3) days before disbursements or transfers are made.



OAKDALE IRRIGATION DISTRICT

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- b. Upon direction of the Finance Committee, the Treasurer may invest District funds in investments other than LAIF, and in accordance with this policy. With the approval of the Board, the Treasurer may utilize a licensed investment broker to invest the District's surplus funds for the benefit of the District. The following guidelines and restrictions are to be followed by the Treasurer:
 - i. All funds invested on behalf of the District will be managed to meet the guidelines stated in California Government Code Section 53600 et seq., and this Policy.
 - ii. The legal, final maturity of any single security within the portfolio will not exceed five (5) years at purchase, with maturities laddered to protect against market swings.
- c. The weighted average life of the portfolio will not exceed three (3) years.
 - i. Corporate obligations, including corporate debentures and medium term notes, must be rated "A" or its equivalent or better by a nationally recognized rating service and no more than 30% of the portfolio will be invested in this sector at any one time.
 - ii. The Treasurer may place District funds in certificates of deposit. The Treasurer shall obtain a sampling of interest rates offered by various banking, credit union, and savings and loan institutions within California.
 - 1. The Treasurer shall limit deposits to \$100,000 in any bank, credit union, or savings and loan with a net worth to net asset ratio of less than three percent (3%) during the most recently reported quarter.
 - 2. The Treasurer shall limit deposits to \$300,000 in all banks, credit unions, and savings and loan institutions that have a net worth to net asset ratio higher than three percent (3%) and experiencing a positive earnings record.



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3. No more than 30% of the District's surplus funds shall be invested in certificates of deposits.
 4. The depository bank shall maintain sufficient securities for the deposits as set forth in California Government Code 53652. Pursuant to Section 53653 of the Local Agency Deposit Security Law, the Treasurer may waive security for such funds as are insured pursuant to Federal Law; therefore the District's Treasurer is hereby authorized to waive the security for up to \$100,000 with each institution.
- iii. On a case-by-case basis as authorized by the Finance Committee the dollar value of Repurchase Agreements shall not exceed 10% of the District portfolio excluding the amount invested in the LAIF account. Further investments of this nature shall not exceed \$500,000 in one institution or placed through one brokerage firm. During emergencies, this amount may be temporarily exceeded for up to seven (7) days by the Treasurer.
 - iv. Purchases of Bankers Acceptances may not exceed 180 days maturity or 40% of the District's surplus funds. Further, no more 30% of the District's surplus funds shall be invested in Bankers Acceptances of any Commercial Bank.
 - v. Purchases of prime quality commercial paper may not exceed 270 days maturity nor represent more than 10% of the outstanding paper of an issuing corporation. Further, purchases of commercial paper may not exceed 25% of the District's surplus funds being invested.
 - vi. The portfolio performance results will be measured on a minimum quarterly basis by the portfolio manager and the results thereof given to the Treasurer. Investment performance will be measured against a commonly accepted market benchmark, which approximates the specific restrictions on the portfolio. Consideration will be given to the extent to which the investment results are consistent with the investment objectives set forth in the policy.



OAKDALE IRRIGATION DISTRICT

Miscellaneous Policies and Procedures

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- d. Pursuant to these guidelines the District’s Principal Account Clerk is empowered to transfer monies and make investments on behalf of the District in the absence, or at the direction, of the Treasurer.

8. Reporting

The Treasurer shall prepare an investment report for the General Manager and the Board monthly, including a management summary that provides an analysis of the status of the current investment portfolio and transactions made over the last month, in accordance with Government Code 53607. The report will include the following:

- a. Listing of individual securities held at the end of the reporting period
- b. Date purchased
- c. Maturity date
- d. Amount of investment on a cost and current market basis
- e. Coupon rate
- f. Yield to Maturity at Purchase
- g. Percentage of the total portfolio which each type of investment represents.

California Water Code section 24273 requires the Treasurer no later than the third Monday in each month to file in the district office with the District’s secretary a verified written report to the Board showing:

- a. The amount of money in District treasury at the close of the month next preceding.
- b. The amount of receipts for the month next preceding,
- c. The amount and items of expenditures for the month next preceding.

9. Policy Considerations

- a. *Exemption*

Any investment currently held that does not meet the guidelines of this policy shall be exempted from the requirements of this policy. At liquidation, such monies shall be reinvested only as provided by this policy.

BOARD AGENDA REPORT

Date: January 19, 2021
Item Number: 7
APN: N/A

SUBJECT: APPROVE ADOPTION OF RESOLUTION AUTHORIZING THE DISPOSAL OF PROPERTY NO LONGER NECESSARY FOR DISTRICT PURPOSES

RECOMMENDED ACTION: Approve Adoption of Resolution Authorizing Disposal of Property no Longer Necessary for District Purposes

BACKGROUND AND/OR HISTORY:

Under the provisions of Section 22500, et seq. of the Water Code, the Oakdale Irrigation District(District) may dispose of property of the District which it finds no longer necessary for the purposes.

District staff has determined that the property listed in Attachment "A" to the Resolution meets the criteria for disposal. Items on the list either have been replaced with new equipment, are no longer serviceable, are no longer safe to operate, or are too costly to continue to maintain and repair.

In accordance with District policy, the listed items will be auctioned by a third party auction company.

Staff recommends the items listed in Attachment "A" be approved for disposal.

FISCAL IMPACT: The sale should result in revenue that will be placed into the Capital Replacement and Improvement Reserve per the District Reserve Policy.

ATTACHMENTS:

- Resolution 2021-NIL
- Attachment "A"

Board Motion:

Motion by: _____ **Second by:** _____

VOTE:

Orvis (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No) Tobias (Yes/No)

Action(s) to be taken:

**OAKDALE IRRIGATION DISTRICT
RESOLUTION NO. 2021-NIL**

**RESOLUTION AUTHORIZING THE DISPOSAL
OF PROPERTY NO LONGER
NECESSARY FOR DISTRICT PURPOSES**

WHEREAS, the Oakdale Irrigation District, hereinafter referred to as "District" may, under the provisions of Section 22500 of the Water Code, dispose of property of the District which it finds no longer necessary for District purposes; and

WHEREAS, the Board of Directors of the District find that the property listed on Attachment "A" is no longer necessary for District purposes, and that it is in the best interest of the District to dispose of such surplus property as listed

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the District that it is in the best interest of the District to dispose of said surplus property in the most economical manner and direct the Chief Financial Officer to promptly dispose of the listed property in accordance with the District Surplus Property Policy.

Upon Motion of Director _____, seconded by Director _____, and duly submitted to the Board for its consideration, the above-titled Resolution was adopted this 19th day of January, 2021.

OAKDALE IRRIGATION DISTRICT

Thomas D. Orvis, President
Board of Directors

Steve Knell, P.E.
General Manager/Secretary

Oakdale Irrigation District 2021 Surplus Equipment List



QTY	Description	Salvage Value	OID Asset #	Manufacture	Model #	Reason for Disposal
1	2001 Dump truck (3 axle)	5,000.00	Equip # 23	Kenworth	T-300	Non ARB Compliant, radiator, replacement parts issues, replaced 2020.
1	1985 Truck w/ IR825 compressor	3,000.00	Equip # 42	International	S-1800	Non ARB Compliant, replacement parts unavailable
1	2006 1/2 ton Pick up	1,500.00	Equip. # 10	Chevy	C-1500	Transmission repair exceeds cost of vehicle value, replaced in 2020.
1	2007 3 axle truckw/lowboy trailer	35,000.00	Equip # 29/TR-15	Kenworth/Cozad	T-800/Lowboy	Non ARB Compliant/Trailer not spec for District equip, replaced in 2020.
1	1998 Dump truck (2 axle)	1,500.00	Equip. # 61	Ford	F-800	Non ARB Compliant. Brake parts unavailable. Renting
1	75 gallon fuel cell	150.00	N/A	Weather Guard	75GA	Damaged, unusable
1	10 HP Gas Air Compressor	250.00	N/A	Buckeye	K10	Low compression. Requires rebuild, parts unavailable.

BOARD AGENDA REPORT

Date: January 19, 2021
Item Number: 8
APN: 064-016-004

SUBJECT: APPROVE ADOPTION OF RESOLUTION ON ACCEPTANCE OF DEDICATION AND NOTICE OF COMPLETION OF A WATER SERVICE EXTENSION FOR FAIRWAY 7 ESTATES (APN: 064-016-004 – TESORO HOMES INC.)

RECOMMENDED ACTION: Approve Adoption of Resolution on Acceptance of Dedication and Notice of Completion of a Water Service Extension for Fairway 7 Estates (APN: 064-016-004 – Tesoro Homes Inc.)

BACKGROUND AND/OR HISTORY:

The extension of an existing Rural Water System main line, installation of thirteen (13) 1" water service connections, and three (3) fire hydrants was completed in 2018 per the conditions of a Board approved Will Serve Letter and subsequent Developers Agreement entered into with the property owner, Tesoro Homes, Inc. The new water system and all connections were inspected by OID, have passed the required water quality testing, and all costs associated with the project have been paid by Tesoro Homes Inc. Residences have been constructed on two (2) of the twelve (12) lots, and OID is in possession of owner-provided meters to install as necessary when water service on the parcels is requested. One (1) water service for landscaping purposes was also installed, bringing the total number of service connections to thirteen (13).

The Rural Water System buy-in fee has been submitted by the owner. OID staff now recommends the Board formally accept the system, in addition to approval of the project Notice of Completion.

FISCAL IMPACT: \$119,340 in Rural Water System buy-in fee has been collected from the owner. The owner has submitted a deposit to cover all OID staff time incurred.

ATTACHMENTS:

- Letter of Dedication
 - Parcel Site Map
 - Resolution
 - Notice of Completion
-

Board Motion:

Motion by: _____ **Second by:** _____

VOTE:

Orvis (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No) Tobias (Yes/No)

Action(s) to be taken:

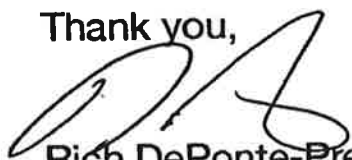
October 20, 2020

Emily Sheldon, P.E.
Oakdale Irrigation District
1205 East F Street 95361

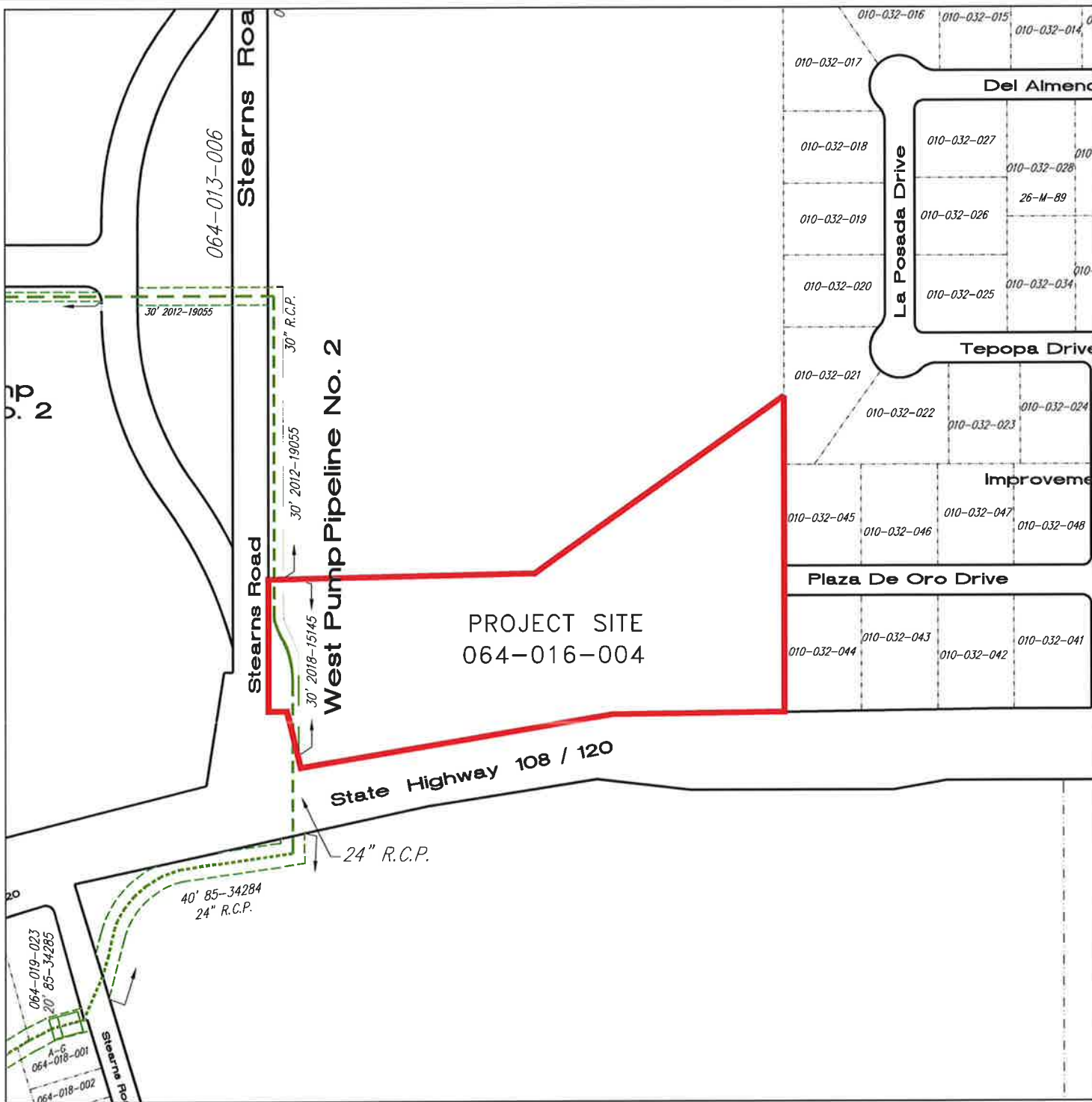
RE: Letter of Dedication/Fairway 7 Oakdale, Ca.

This letter will serve as formal request to dedicate the water facilities to
OID contingent upon payment of fees. Please place our request on the
next Board meeting agenda.

Thank you,

A handwritten signature in black ink, appearing to read 'RD', is written over the text 'Thank you,'.

Rich DePonte-President/CEO
Tesoro Homes



OAKDALE IRRIGATION DISTRICT
 1205 EAST F STREET
 OAKDALE CALIFORNIA 95361

PARCEL SITE MAP
 RURAL WATER SYSTEM EXTENSION
 FAIRWAY 7 ESTATES



DATE: Oct. 27, 2020
 DRAWN BY: ECS
 CHECKED BY: ECS

APN: 064-016-004

NOT TO SCALE
 SHEET 1 of 1

**OAKDALE IRRIGATION DISTRICT
RESOLUTION NO. 2021-NIL**

**ACCEPTANCE OF DEDICATION BY TESORO HOMES INC
OF A NEW WATER SERVICE EXTENSION
ON THE RURAL WATER SYSTEM**

WHEREAS, the OAKDALE IRRIGATION DISTRICT ("OID") owns and operates the OID Rural Water System; and

WHEREAS, the owner and developer of APN: 064-016-004, Tesoro Homes, Inc. ("Developer"), offered to dedicate an extension of an existing 8" Rural Water System mainline, three (3) fire hydrants and thirteen (13) 1" water service connections therein to the OID; and

WHEREAS, the new water system has been installed, inspected, and incorporated into the OID Rural Water System according to engineered plans and specifications approved by OID, Stanislaus County Department of Environmental Health ("County"), and the State of California as applicable.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the OID by this resolution formally accepts dedication of the physical facilities which constitute a full and complete operable domestic water distribution system, subject to the following:

1. Developer has paid all monies owed the District, including those generated by the developer's contractors, for staff time.
2. This resolution covers the new 8" water mainline extension, including connection to the existing Rural Water System mainline, three (3) new fire hydrants, thirteen (13) new 1" water service connections, and all valves, meters, and enclosure boxes, which have been completed to the satisfaction of OID and the County.
3. As per the Developer's Agreement executed May 15, 2018, the Developer has warranted the system to be free of defects and operable for one (1) year from the date of acceptance of said system.
4. The system has passed all water quality tests required by OID, the County, and California Department of Health Services as applicable.
5. Thirteen (13) – 1" water meters complying with OID specifications have been delivered to OID.
6. Satisfactory final inspection by OID and the County has been performed.

7. The Developer has paid OID the Rural Water Connection Fees in the amount of \$9,180.00/lot for a total cost of \$119,340.00 to merge with OID's Rural Water System. These funds are to be placed into OID's Rural Water System Capital Replacement and Improvement Reserve Fund.
8. As per the District's Domestic Water Specifications, the Developer has submitted a set of "As-Built" drawings, to the District.

BE IT FURTHER RESOLVED, that effective with said acceptance, the OID assumes complete control and operation of said domestic water distribution system.

Upon motion of Director _____, seconded by Director _____, and duly submitted to the Board for its consideration, the above resolution was adopted this 19th day of January, 2021.

OAKDALE IRRIGATION DISTRICT

Thomas D. Orvis, President
Board of Directors

Steve Knell, P.E.
General Manager/ Secretary

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:



OAKDALE IRRIGATION DISTRICT
1205 East F Street
Oakdale, CA 95361

APN: 064-016-004

Space above this line for recorder's use

**NOTICE OF COMPLETION AND
ACCEPTANCE OF PUBLIC WORKS PROJECT**

NOTICE IS HEREBY GIVEN by the Oakdale Irrigation District, an irrigation district organized and existing under the laws of the State of California, herein referred to as "DISTRICT" which is the legal owner of facilities located within the project area known as APN: 064-016-004 at 9911 Plaza de Oro Drive, lying within the northeast quarter of Section 12, T2S, R10E, MDB&M and as shown in the attached Exhibit "A". This project has consisted of the extension of an 8" mainline, three (3) fire hydrants and thirteen (13) 1" water service connections to an existing DISTRICT Rural Water System mainline. The project constructed under a Developers Agreement between the DISTRICT and landowner Tesoro Homes, Inc., has been reviewed and inspected by DISTRICT and is hereby accepted as completed. The landowner address is as follows:

Richard DePonte
Tesoro Homes, Inc.
P.O. Box 909
Ripon, CA 95366

Date of OID Board of Directors Acceptance: January 19, 2021

OAKDALE IRRIGATION DISTRICT

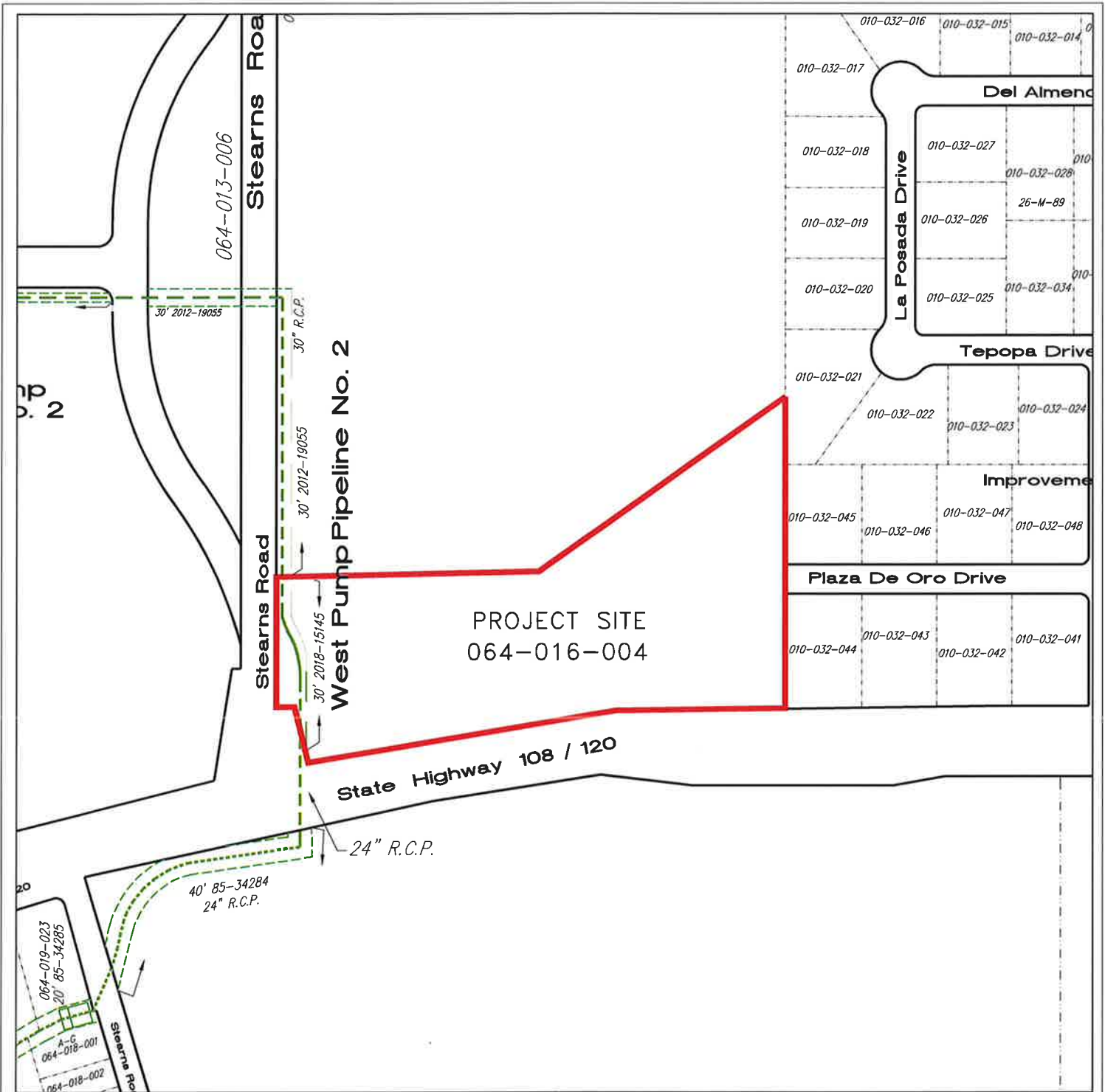
Thomas D. Orvis, President
Board of Directors

VERIFICATION

I, the undersigned, declare that I am the President of the Board of Directors of the Oakdale Irrigation District and that I have read the foregoing notice and know its contents, and that the same is true to the best of my knowledge and belief. I declare under penalty of perjury that the foregoing is true and correct.

Executed at Oakdale, California on January 19, 2021.

Thomas D. Orvis, President
Board of Directors



OAKDALE IRRIGATION DISTRICT
 1205 EAST F STREET
 OAKDALE CALIFORNIA 95361

PARCEL SITE MAP
 RURAL WATER SYSTEM EXTENSION
 FAIRWAY 7 ESTATES



DATE: Jan. 12, 2021
 DRAWN BY: ECS
 CHECKED BY: ECS

EXHIBIT "A"

NOT TO SCALE
 SHEET 1 of 1



AGENDA ITEMS ACTION CALENDAR

BOARD MEETING OF JANUARY 19, 2021

BOARD AGENDA REPORT

Date: January 19, 2021
Item Number: 9
APN: N/A

SUBJECT: REVIEW AND TAKE POSSIBLE ACTION ON ADOPTION OF RESOLUTION AMENDING THE BOARD GUIDELINES TO INCLUDE THE USE OF ELECTRONIC COMMUNICATION DEVICES DURING BOARD AND COMMITTEE MEETINGS AND AFFIRM THAT SECTION 5.603 CELL PHONE/ELECTRONIC DEVICE USE OF THE PERSONNEL POLICIES AND PROCEDURES IS APPLICABLE TO THE BOARD OF DIRECTORS WHILE THEY ARE CONDUCTING WORK FOR THE DISTRICT

RECOMMENDED ACTION: Approve Adoption of Resolution Amending the Board Guidelines to Include the Use of Electronic Communication Devices During Board and Committee Meetings and Affirm that Section 5.603, Cell Phone/Electronic Device Use of the Personnel Policies and Procedures is Applicable to the Board of Directors While they are Conducting Work for the District

BACKGROUND AND/OR HISTORY:

The issue of Board members using their personal cell phones and other electronic devices during Board meetings has arisen numerous times during 2020. A letter sent out in August to address an earlier incident is attached to this agenda report. The contents of the letter provide the basis and the reasoning for affirming the current OID policy on cell phones being applicable to all Board members while conducting the people's business during Board meetings.

1. Approve an amendment to the Board Guidelines adopted by the Board on January 19, 2016 to include the following language:

A Director's use of electronic communication devices, such as cell phones, during a Board meeting may lead to the public's perception that a Board Director is not paying attention to the subject matter at hand or that a Board Director is receiving information relative to the subject matter at hand that other Board Directors and members of the public are not receiving, either one of which is adverse to good government and transparency. Therefore, a Director's use of electronic communication devices (including cell phones and tablets), are prohibited during Board meetings. OID staff shall be available during Board meetings to take emergency calls for Directors and shall immediately notify any Director who receives an emergency call.

2. Approve affirmation that Section 5.603 Cell Phone/Electronic Device Use of the Personnel Policies and Procedures is applicable to the Board of Directors while they are conducting work for the District.

FISCAL IMPACT: None

ATTACHMENTS:

- General Counsel's Letter dated August 3, 2020
 - Personnel Policy and Procedure Section 5.603 Cell Phone/Electronic, Device Use
 - Resolution Amending Board Guidelines, Resolution 2021-NIL
-

Board Motion:

Motion by: _____ **Second by:** _____

VOTE:

Orvis (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No) Tobias (Yes/No)

Action(s) to be taken:

**OAKDALE IRRIGATION DISTRICT
RESOLUTION NO. 2021-NIL**

**AMENDING BOARD GUIDELINES TO INCLUDE THE
USE OF ELECTRONIC COMMUNICATION
DEVICES DURING BOARD AND COMMITTEE MEETINGS**

WHEREAS, the Brown Act, California Government Code section 6200 *et. seq.*, prohibits a majority of members of a legislative body from communicating outside of a public meeting on a matter on the agenda for their consideration; and

WHEREAS, the Board of Directors wish to encourage compliance with the Brown Act; and

WHEREAS, the use of electronic communication devices, such as cell phones, during a Board meeting may lead to the public's perception that a Director is not paying attention to the subject matter at hand or that a Director is receiving information relative to the subject matter at hand that other Directors and members of the public are not receiving; and

WHEREAS, the Board of Directors accordingly desires to adopt the Resolution Amending the Board Guidelines, adopted by the Board of Directors on January 19, 2019, to include the Use of Electronic Communication Devices During Board and Committee Meetings as set forth below.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Board Guidelines adopted by the Board of Directors in January 19, 2016 shall be amended to include the following language:

A Director's use of electronic communication devices, such as cell phones, during a Board meeting may lead to the public's perception that a Board Director is not paying attention to the subject matter at hand or that a Board Director is receiving information relative to the subject matter at hand that other Board Directors and members of the public are not receiving, either one of which is adverse to good government and transparency. Therefore, a Director's use of electronic communication devices (including cell phones and tablets), are prohibited during Board meetings. OID staff shall be available during Board meetings to take emergency calls for Directors and shall immediately notify any Director who receives an emergency call.

2. This Resolution shall be effective immediately upon adoption.

Upon Motion of Director _____, seconded by Director _____, and duly submitted to the Board for its consideration, the above-titled Resolution was adopted this 19th day of January 2021.

OAKDALE IRRIGATION DISTRICT

Thomas D. Orvis, President
Board of Directors

Steve Knell, P.E.
General Manager/Secretary



*Damrell Nelson Schrimp
Pallios & Silva*
ATTORNEYS

August 3, 2020

*Via email to oidlindasantos@gmail.com
and U.S. Mail*

Linda Santos
Oakdale Irrigation District
5200 Tim Bell Road
Waterford, CA 95386

Re: *OID Board Meeting Cell Phone Use*

Dear Director Santos:

As I expressed at the July 7, 2020 Board of Directors meeting, I am concerned with cell phone use by Directors during Board meetings.

If Directors send messages to each other during meetings about an item on the agenda, those messages would be in violation of the Brown Act. A good argument could also be made that it would also be a Brown Act violation, and not very transparent, if during a meeting Directors exchanged messages with members of the public about an item on the agenda since Directors would be receiving public comment that is not being published to the public.

Although there is no specific statute prohibiting the use of cell phones during meetings, the general consensus is that elected officials should avoid the practice. For example the League of California Cities states that "Communicating during meetings using electronic technology (such as laptop computers, tablets, or smart phones) may create the perception that private communications are influencing the outcome of decisions..." Open & Public V: A Guide to the Ralph M. Brown Act, page 7. The League also offers a practice tip that public agencies enact a policy on the use of laptop computers, tablets, and smart phones during Brown Act meetings to help avoid problems.

For example, the City of Stockton has adopted the following policy:

3. Use of Electronic Communication Devices Prohibited

The Council's use of electronic communication devices, such as cell phones, during a City Council meeting may lead to the public's perception that a Councilmember is not paying attention to the subject matter at hand or that a Councilmember is receiving information relative to the subject matter at hand that other Councilmembers and members of the public are not receiving, either

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*LL.M. Taxation

Linda Santos
August 3, 2020
Page 2

one of which is inimical to good government and transparency. Therefore, the Council's use of electronic communication devices (including cell phones), other than for the purpose of accessing agenda materials that are on a Councilmember's I-pad or lap top computer, is prohibited during Council meetings.

As you probably know, the District has a policy that prohibits use of personal cell phones during business hours in the District's offices except in case of an emergency. Further the District has notices posted in its board room requesting members of the public to turn off their cell phones while meetings are in session. These District policies appear to be incompatible with allowing Directors to use their cell phones during meetings.

The Board has the authority to enact a policy that bars the use of cell phones and other electronic devices while meetings are in session. Since you were observed using your cell phone during the July 7, 2020 meeting, I would encourage you to consider not using your cell phone at future meetings. If you refuse, I will request that the President of the Board place the issue on the agenda to determine whether the Board wants to adopt a ban on the use of electronic devices during Board meetings.

Please feel free to contact me if you should have any questions.

Very truly yours,

DAMRELL, NELSON, SCHRIMP,
PALLIOS & SILVA



Fred A. Silva

FAS/tb

cc: Tom Orvis (*via email*)



OAKDALE IRRIGATION DISTRICT Personnel Policies and Procedures

Title
5 – PERSONNEL

Chapter
600 – Equipment and Property

Section
5.603 Cell Phone/Electronic,
Device Use

Adopted: 08-18-15

Revised:

Page 1 of 4

I. Purpose

The intent of the cell phone/electronic device use policy is to set a reasonable standard of conduct for employees as it relates to District issued cellular phones and electronic devices. The policy attempts to recognize the uniqueness of the work we do; the rural locations we work in; the long hours away from family; and the recognition that contact with employee's families is at times necessary during the course of work.

Also, of increasing concern to the District are the dangers of distracted driving and the safety of its employees. There is a growing danger on our roads by talking, texting, emailing and/or the use of other portable electronic devices while driving. The use of cellular phones and other portable electronic devices while driving poses a significant safety risk to motorists, their passengers, pedestrians, and others on the road.

II. Scope

The District does not tolerate texting, talking, and/or emailing on a District issued cellular phone, personal cellular phone, or any electronic device while operating a District vehicle, a piece of District Equipment, or using a District issued cellular phone or electronic device while operating a personal vehicle. This includes, but is not limited to, answering or making phone calls, except as outlined below, engaging in phone conversations, reading and/or responding to emails and text messages.

The Cell Phone/Electronic Device Use Policy applies to all employees of the District who fit any or all of the following criteria:

- Driving on District business in any vehicle, personal or otherwise;
- Driving a District car, whether on company business or not;
- Placing work-related calls, whether driving on company business or not; and
- Using a company-issued cell phone or other electronic device while driving.

III. Policy and Procedure

District cellular phones/electronic devices are provided to certain employees solely for conducting business on behalf of the District. All other uses if not approved by your supervisor are expressly prohibited.



OAKDALE IRRIGATION DISTRICT Personnel Policies and Procedures

<i>Title</i> 5 – PERSONNEL	<i>Chapter</i> 600 – Equipment and Property	<i>Section</i> 5.603 Cell Phone/Electronic, Device Use
Adopted: 08-18-15	Revised:	Page 2 of 4

Rules relating to the use of District cellular phones/electronic devices are as follows:

- A. Phone calls made from a District cellular phone to another District cellular phone during the course of business are permitted, but must be kept to a minimum length of time, i.e., no more than five (5) minutes. Any and all calls made must follow the procedures as outlined in Sections D and E below.
- B. Phone calls made from District cellular phones to area businesses and/or an employee's residence for a personal purpose and/or to conduct personal business is prohibited. Any and all personal calls shall be conducted through the use of a personal cell phone and shall be conducted during break periods and/or lunch break.
- C. The District does not tolerate the use of personal cell phones during business hours in the District Office, except in the case of an emergency. All personal cell phone calls shall be conducted during break periods and/or lunch breaks.
- D. Cellular Phones Equipped with a Hands Free Device
District employees are required to:
 - 1. Use the hands free device (as defined below) at all times while driving a District vehicle;
 - 2. Employees are only permitted to answer phone calls using a hands free device provided by the District and under no circumstances should employees place phone calls, text and/or email while operating a motor vehicle while driving on District business and/or District time;
 - 3. Pull over to a safe place if a call must be placed while on the road; and
 - 4. Any citation for cell phone violations shall be the employee's responsibility and subject the employee to discipline.
- E. Cellular Phones Without a Hands Free Device
District employees are required to:
 - 1. If you receive an incoming call or if a call must be made pull over to a safe place on the road;



OAKDALE IRRIGATION DISTRICT Personnel Policies and Procedures

Title
5 – PERSONNEL

Chapter
600 – Equipment and Property

Section
5.603 Cell Phone/Electronic,
Device Use

Adopted: 08-18-15

Revised:

Page 3 of 4

2. If you are unable to pull over to a safe place on the road let the call go to voicemail and when able to pull over to a safe place return the call;
 3. Consider modifying the voicemail message greeting to indicate that you are unavailable to answer calls or return messages while driving and will return their call as soon as practicable;
 4. Inform the District's customers of this policy as an explanation of why calls may not be returned immediately;
 5. Employees operating District equipment should ground all attachments and shut down the machine. Once this has been completed you may answer the phone call; and
 6. Any citation for cell phone violations shall be the employee's responsibility and subject the employee to discipline.
- F. The District does recognize that an emergency and/or urgent situation may arise which may require you to use a District cellular phone to place a call to your home residence. This will be tolerated by the District provided that you notify your supervisor as soon as possible of this call.
- G. Use of and interaction with electronic devices including, but not limited to, iPads, laptops, electronic notebooks, PDAs, and cameras while the vehicle is in motion is strictly prohibited.

Every billing cycle, the finance department shall review the phone bill and highlight minutes of personal usage, minutes of calls made outside the service call area as defined below, and any incoming calls exceeding five (5) minutes. The phone bill shall be forwarded to the appropriate supervisor in charge for review with their staff. Violation of cellular phone usage shall subject the employee to discipline.

Discipline resulting from a cell phone violation shall be in accordance with and subject to the conditions of the progressive discipline process as outlined in the District's P.R.&R.'s and Operations Employees MOU.

Every employee shall execute a Statement of Acknowledgement which states that they have read and fully understand the District's policy and return it to their manager/supervisor. If you have any questions regarding this policy please contact your manager/supervisor.



OAKDALE IRRIGATION DISTRICT Personnel Policies and Procedures

Title
5 – PERSONNEL

Chapter
600 – Equipment and Property

Section
5.603 Cell Phone/Electronic,
Device Use

Adopted: 08-18-15

Revised:

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IV. Definitions

- A. Hand Free Device – A hands free device means a device which allows the employee to use their District cellular phone without having to use their hands to operate the device.
- B. Service Area - Service call area is considered calls made to Oakdale, Waterford, Riverbank, Modesto, Jamestown, Knights Ferry, Escalon, and Manteca only.
- C. Electronic Device – Electronic Device means any portable apparatus that involves user interaction. This includes, but is not limited to, laptops, iPads, electronic notebooks, GPS Systems, MP3 players, cameras, pagers, and personal digital assistants (PDAs).

DISCUSSION ITEM

Date: January 19, 2021
Item Number: 10
APN: N/A

SUBJECT: REVIEW AND TAKE POSSIBLE ACTION TO APPROVE THE PRESIDENT'S SLATE OF DESIGNATED ASSIGNMENTS TO BOARD AND AD HOC COMMITTEES FOR 2021 AND 2022

RECOMMENDED ACTION: Approve President's Slate of Designated Assignments to Board and Ad Hoc Committees for 2021 and 2022

BACKGROUND AND DISCUSSION:

OID's Board Guidelines state that committees shall be formed as soon as practical after the election of the President. The President shall designate the task of each committee and appoint members to serve on each committee.

This item was brought to the Board on December 15, 2020 for discussion. At that meeting the Board President requested that each Director provide him with the Committees that they are interested in being appointed to. Based on the responses and preferences received, the following are the individual Director assignments to the Standing and Ad Hoc Committees of the Oakdale Irrigation District. This matter is adopted as a slate approval of the President's designations.

Standing Committees	Director	Director	Alternate
Finance	DeBoer	Doornenbal	Tobias
Water/Engineering	DeBoer	Tobias	Doornenbal
Personnel	DeBoer	Tobias	Orvis
Planning & Public Rel.	DeBoer	Orvis	Tobias
Domestic Water	Orvis	Tobias	DeBoer
Tri-Dam Project	Doornenbal	Orvis	Tobias
SJTA	Doornenbal		Orvis
Ad Hoc Committees			
JPIA Representative	Orvis		Tobias
Misc. Policies Update	Orvis	Tobias	DeBoer
Development Architectural Plans New Gregor Facility	DeBoer	Orvis	
Public Relations/Outreach with the City of Oakdale	Orvis	Tobias	DeBoer

ATTACHMENTS: None

Board Motion:

Motion by: _____ Second by: _____

VOTE:

Orvis (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No) Tobias (Yes/No)

Action(s) to be taken:



DISCUSSION ITEMS

**BOARD MEETING OF
JANUARY 19, 2021**

DISCUSSION ITEM

Date: January 19, 2021
Item Number: 11
APN: N/A

**SUBJECT: DISCUSSION / PRESENTATION ON THE DISTRICT'S SURFACE WATER
DIVERSIONS AND DEEP WELL PRODUCTION**

BACKGROUND AND DISCUSSION:

OID's Water Operations Manager Eric Thorburn will provide a presentation and overview on OID's surface water diversions and deep well production for the Board's information.

ATTACHMENTS:

- PowerPoint Presentation
-

Board Comments:

DISCUSSION ITEM

Date: January 13, 2021
Item Number: 12
APN: N/A

SUBJECT: DISCUSSION ON DRAFT REVISED RULES AND REGULATIONS GOVERNING THE OPERATION AND DISTRIBUTION OF WATER WITHIN THE OAKDALE IRRIGATION DISTRICT SERVICE AREA

BACKGROUND AND DISCUSSION:

The Rules and Regulations Governing the Operation and Distribution of Water Within the Oakdale Irrigation District Service Area (Rules & Regs) have not been updated since May 5, 2005. Prior to the update in 2005 the Rules & Regs were last updated in 1990. In the last sixteen (16) years there have been many changes in Board policies as well as in the California Water Code which needed to be included in the Rules & Regs.

Staff has participated in the revisions which are all contained in the redlined version of the Rules & Regs. Also, attached is a clean version of the Rules & Regs which will be brought to the Board for approval on February 2, 2021 pending any substantial changes.

ATTACHMENTS:

- Redline Version of Rules & Regs
 - Clean Version of Rules & Regs
-

Board Comments:

Rules & Regulations
Governing the Operation and Distribution of Water
Within the Oakdale Irrigation District Service Area



WORKING DRAFT
2005 IRRIGATION SEASON

Adopted by the OID Board of Directors (Board) on _____ . These rules and regulations may be changed at any time by order of the Board with or without notice.

Rules & Regulations

Governing the Operation and Distribution of Water

Within the Oakdale Irrigation District Service Area

PREAMBLE

These Rules and Regulations Governing the Operation and Distribution of Water (Rules and Regulations) within the Oakdale Irrigation District are established pursuant to California Water Code Section 22257 of the California Water Code which states in part that, “each district shall establish equitable rules for the distribution and use of water, which shall be printed in convenient form for distribution in the district.” Oakdale Irrigation District has established these rules and regulations to ensure equitable, economical, and efficient distribution, use, and conservation of water resources available to the District. The Oakdale Irrigation District is dedicated to and will strive for the orderly and timely delivery of those water resources through every effort possible within the physical and operational constraints of the distribution facilities and distribution system operators. The District is committed to excellence in water resource management and all aspects of operation.

MISSION STATEMENT

“To protect and develop Oakdale Irrigation District water resources for the maximum benefit of the Oakdale Irrigation District community by providing excellent irrigation and domestic water service.”

- **OAKDALE
IRRIGATION DISTRICT**

GENERAL INFORMATION

Oakdale Irrigation District (OID or District) was formed on November 1, 1909 as an irrigation district of the State of California formed pursuant to the provisions of Division 11 of the California Water Code (CWC) for the purpose of delivering irrigation water to the agricultural lands within its boundaries. Geographically, the District encompasses parts of Stanislaus and San Joaquin Counties, about 12 miles northeast of Modesto and 30 miles southeast of Stockton. Urban areas in the District include the cities of Oakdale and the unincorporated area of Valley Home located in Stanislaus County. The District is a local public agency of the State of California organized in 1909, includes 80,900 acres and maintains over 330 miles of laterals and pipelines, 110 miles of drains, 40 miles of main canals, 25 deep well pumps and 48 reclamation pumps. Many of the easements for such facilities were acquired by user for the period required to create a prescriptive right and have the same affect and validity as if they were set forth in a deed.

Water to supply the District comes principally from the Stanislaus River under well-established adjudicated water rights but also from water reclamation and drainage recovery systems and pumping from deep wells. The District's distribution systems include the Goodwin Diversion Dam on the Stanislaus River below the Tulloch Dam, at which point water is diverted into the District's main canal systems.

Currently the District operates and maintains over 330 miles of laterals, pipelines, and tunnels, 25 deep wells, and 41 lift pumps to serve local agricultural customers. Secondary easements as defined in Section 22438 of the CWC are maintained for all District facilities other than those with easements evidenced by a written grant or judgment providing a legal description. In addition to providing surface irrigation (raw) water to over 2,900 parcels in its 82,000 acre service area, the District also supplies domestic water to over 700 customers. The District does not presently operate a domestic water treatment plant or provide municipal or industrial water.

The District is governed by a 5-member Board ~~of Directors~~ who are elected by the residents of the District to staggered four-year terms. To facilitate matters, most business coming before the District's Board is first considered by one of its committees. Each committee then reports and/or provides a recommendation to the full Board, which makes the final decision. There are seven standing committees that include Domestic Water, Finance, Personnel, Planning and Public Relations, San Joaquin Tributary Authorities, Tri-Dam Project, and Water/Engineering. In accordance with Section 21377 of the CWC, regular board meetings are held on the first Tuesday of each month at the District office. Special board meetings are also held on occasion. Board meeting dates, agendas and minutes are available on the District's website (www.oakdaleirrigation.com).

Day-to-day operations of the District are managed by the General Manager who is appointed and reports directly to the Board ~~of Directors~~. Reporting to the General Manager are four departments: Engineering, Finance, ~~Support Services Operations,~~ and ~~Water Operations and Construction/Maintenance.~~

The Board endeavors to carry on the affairs of the District in an economical, businesslike, and orderly manner and to distribute water equitably to all constituents. To assist in this effort and to secure the greatest good to the greatest number, the following rules and regulations are adopted

pursuant to Section 22257 of the ~~California Water Code~~CWC and related sections. Each Landowner, Water User, and Tenant, as a party directly interested in the welfare of the District, should make every effort to comply with the District's rules and regulations.

~~These rules and regulations may be changed at any time by order of the Board with or without notice.~~

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SECTION 1: DEFINITIONS

As used herein, the following words, whether or not initially capitalized, shall have the following meanings:

- 1.01 **“Board”** means the Board of Directors of the District. **“District”** means the OAKDALE IRRIGATION DISTRICT functioning under Irrigation District Laws of the California Water Code.
- 1.02 **“Conduits”** includes canals, laterals, ditches, flumes, pipelines, and their appurtenances. **“Board”** means the Board of Directors of the District who are elected by the residents of the District.
- 1.03 **“District”** means the Oakdale Irrigation District functioning under Irrigation District Laws of the CWC.
- 1.04 **“District Engineer”** means the District employee serving under the direction of the General Manager in regard to the management and supervision of any and all engineering activities.
- 1.05 **“District Facilities”** includes drains, dams, bridges, structures, wells, conduits, pumps, reservoirs, valves, gates, weirs, and any other facilities owned by the District as identified by both District records and Board action, but do not include Improvement District Facilities.
- 1.06 **“DSO”** means distribution system operator and is the District employee serving under the direction of the Water Operations Manager in regard to the control and delivery of water.
- 1.07 **“General Manager”** means the District employee who oversees the day-to-day operations of the District. The General Manager is appointed by and reports directly to the Board.
- 1.08 **“Improvement District”** means an improvement district formed under the CWC pursuant to the Irrigation Improvement Act.
- 1.09 **“Improvement District Facilities”** include conduits, pumps, wells, structures, and other facilities owned by an Improvement District.
- 1.10 **“Landowner”** means holder of title or evidence of title to land.
- 1.11 **“Person”** means any person, firm, association, organization, partnership, business trust, corporation, or company.
- 1.12 **“Pollutant”** means any foreign or deleterious substance or material including, but not limited to, garbage, rubbish, refuse, animal carcasses, matter from any barnyard, stable, dairy or hog pen, herbicides, pesticides, or any other material which is offensive to the senses or injurious to health, or which pollutes or degrades the quality of the receiving water as defined by federal, state or local law.
- 1.13 **“Private”** means any interest belonging to, restricted to, or intended for an individual or group of individuals benefit.

1.14 “Private Facilities” includes drains, dams, bridges, structures, wells, conduits, pumps, reservoirs, valves, gates, weirs, and any other facilities not owned by the District belonging to, restricted to, or intended for an individual or group of individuals benefit.

1.15 “Shall” is mandatory and “may” is permissive.

1.16 “Construction/MaintenanceSupport—Services Manager” means the District employee serving under the general direction of the General Manager in regard to the management and supervision of the Support—Services Construction/Maintenance Department.

1.17 “Tenant” means a person or entity that leases, rents, or sharecrops land from a Landowner.

1.18 “Vehicle” means any motor vehicle, self-propelled vehicle, motorcycle, motorized bicycle, or all-terrain vehicle.

1.19 “Water Allotment” means the maximum quantity of water which is set annually whenever necessary by the Board for each acre of land within the District which can receive District water from District Facilities directly or through Improvement District or Private Facilities.

“General Manager” means the District employee who oversees the day-to-day operations of the District. The General Manager is appointed and reports directly to the Board.

1.0420 “Water Operations Manager” means the District employee serving under the general direction of the General Manager in regard to the management and supervision of the Water Operations Department. Used interchangeably with “Watermaster”.

~~1.05 “Support Services Manager” means the District employee serving under the general direction of the General Manager in regard to the management and supervision of the Support Services Department.~~

~~1.07 “District Engineer” means the District employee serving under the direction of the General Manager in regard to the management and supervision of any and all engineering activities.~~

~~1.08 “DSO” means distribution system operator and is the District employee serving under the direction of the Water Operations Manager in regard to the control and delivery of water.~~

~~1.09 “Landowner” means holder of title or evidence of title to land.~~

1.4021 “Water User” means the person responsible for the distribution and control of water applied to the irrigated parcel.

~~1.11 “Tenant” means a person or entity that leases, rents, or sharecrops land from a Landowner.~~

~~1.12 “Person” means any person, firm, association, organization, partnership, business trust, corporation, or company.~~

- ~~1.13 — “Improvement District” means an improvement district formed under the California Water Code pursuant to the Irrigation Improvement Act.~~
- ~~1.14 — “Conduits” includes canals, laterals, ditches, flumes, pipelines, and their appurtenances.~~
- ~~1.15 — “District Conduit” means any conduit owned or leased by the District according to District records but does not include Improvement District Facilities.~~
- ~~1.16 — “District Facilities” includes drains, dams, bridges, structures, wells, conduits, pumps, reservoirs, valves, gates, weirs, and any other facilities of the District as identified by records, but do not include Improvement District Facilities.~~
- ~~1.17 — “Improvement District Facilities” include conduits, pumps, wells, structures, and other facilities owned by an Improvement District.~~
- ~~1.18 — “Private” means any interest belonging to, restricted to, or intended for an individual or group of individuals benefit.~~
- ~~1.20 — “Water Allotment” means the base quantity of water which is set annually by the Board for each acre of land within the District which can receive District water from District Facilities directly or through Improvement District or Private Facilities which comply with these rules~~
- ~~1.21 — “Pollutant” means any foreign or deleterious substance or material including, but not limited to, garbage, rubbish, refuse, animal carcasses, matter from any barnyard, stable, dairy or hog pen, herbicides, pesticides, or any other material which is offensive to the senses or injurious to health, or which pollutes or degrades the quality of the receiving water as defined by federal, state or local law.~~
- ~~1.22 — “Shall” is mandatory and “may” is permissive.~~
- ~~1.23 — “Vehicle” means any motor vehicle, self-propelled vehicle, motorcycle, motorized bicycle, or all-terrain vehicle.~~

SECTION 2: ENFORCEMENT OF RULES & REGULATIONS

2.1 General

- 2.1.1 Landowners, Water Users, and Tenants should realize that it is in their interest that District personnel perform their duties and maintain order and control in the distribution of water. Cooperation in this effort is the key to satisfactory service to all. District personnel have been instructed to carry out their duties without favor or bias to any person and to do so in a courteous and respectful manner.
- 2.1.2 All Landowners, Water Users, and Tenants, by applying for or receiving water service from the District, agree to be bound by and to comply with all rules and regulations of the District, as adopted from time to time by the Board.
- 2.1.3 All District employees are charged with enforcing the rules and regulations as established by the District and its Board.

2.2 Failure to Comply with Rules & Regulations

- 2.2.1 Failure or refusal by any Landowner, Water User, or Tenant, to comply with the rules and regulations governing the distribution of water within the District's service area, or any part thereof, may be sufficient cause for curtailment or termination of District water delivery.
- 2.2.2 Interference by any Landowner, Water User, or Tenant with a District employee, officer, ~~Board of~~ Director or authorized agent in the discourse of their assigned duties may be sufficient cause for curtailment or termination of District water delivery to any and all lands of such Landowner, Water User, or Tenant.
- 2.2.3 The District reserves the right to terminate or discontinue the delivery of District water supplied to any parcel of land if the condition of the land or conduits present an immediate danger to any person, to the general public, or to any property, including, but not limited to, the flooding of property.
- 2.2.4 Compliance with each and all of these rules and regulations shall be a condition precedent to the delivery of District water. The ~~Board of~~ ~~Directors~~ retains the authority to rule in all ~~instances-circumstances~~ that are not ~~specified-specifically contained or addressed~~ in these rules and regulations.

2.3 Restoration of Service

- 2.3.1 District water delivery that has been curtailed or terminated shall be restored upon full compliance with the rules and regulations ~~governing the distribution of water within the District's service area.~~

2.4 Disputes

- 2.4.1 Where a DSO or other District employee and a Landowner, Water User, or Tenant cannot agree, the matter shall be referred to the Water Operations Manager. If the decision of the Water Operations Manager is unacceptable

to the Landowner, Water User, or Tenant the dispute may be taken to the General Manager and if not settled by the General Manager the matter may be presented to the OID Water/Engineering Committee and/or the Board for hearing and discussion. The decision of the Board in all cases shall be final and binding in the absence of court proceedings.

SECTION 2:SECTION 3: FACILITIES

3.1 Control of Facilities

- 3.1.1 All District Facilities are under the exclusive control, direction, and management of authorized District personnel. At no time shall any unauthorized person, private or public, interfere with, regulate, or control any District Facility.
- 3.1.2 Facility inquiries in regard to control shall be directed to the Water Operations Manager.
- 2.1.3 No opening or connection shall be made in any District conduit-facilities until an application, in writing, has been submitted to the District and approved by the General Manager.

3.2 Operation of Facilities

3.2.1 Limits of Liability

- 3.2.1.1 The District's responsibility for water shall cease when the water is diverted into any Private or Improvement District Facility.
- 3.2.1.2 The District shall not be liable for any nuisance or neglect, wasteful or other use, or handling of water by any recipient or user thereof.
- 3.2.1.3 The District shall not be responsible for any trash, debris, or other matter that may flow or accumulate in the water. The District shall not be responsible for any interference with, decrease in the operation or capacity of, or damage to facilities, public or privatePrivate, as a result of such trash, debris, or other matter.
- 3.2.1.4 The District is not a guarantor of service and shall not be liable for any damage any person may suffer as a result of insufficient water, water fluctuations, untimely delivery of water nor water not delivered.

3.2.2 ConduitsDistrict Facilities

- 3.2.2.1 The operation of District Conduits-Facilities shall be at the discretion of the DSO. This includes the determination of the safe operating level, ~~or~~ capacity or pressure in any District Facility.
- 3.2.2.2 Operation of the District Conduits-Facilities isare subject to change at any time without prior notice.

3.2.3 District Control Structures

- 3.2.3.1 The District's ~~C~~center gates, valves, weirs, flashboards, and other control devices not listed here, are to be operated by the

DSO. The DSO may adjust any such facility at any time without prior notice to ensure their safe operation ~~of the conduits.~~

3.2.3.2 DSO's authorized to operate control structures within their defined service area may at their own discretion authorize trained non-district personnel permission to adjust the settings ~~when it is impractical for the DSO to operate~~ themselves. Permission is granted to perform the activity once, and shall not establish any precedence for future consideration.

3.2.3.3 District personnel are authorized to take any measure necessary to secure control structures including, but not limited to, the use of locks and chains.

3.2.4 District Reservoirs

3.2.4.1 Reservoirs, including reclamation ponds, shall be operated by the appropriate DSO. The District does not maintain specific water levels in any reservoir or holding pond. The reservoirs are to be operated in conjunction with water deliveries and to supplement said deliveries to provide efficient and economical delivery of water.

3.2.4.2 Inflow and outflow rates of reservoirs shall be determined by the DSO in order to maximize efficiency of operations.

3.2.5 District Pumps

General

3.2.5.1 The District owns and operates a number of deep well pumps, river pumps, and reclamation pumps to supplement the water supply diverted from the Stanislaus River at Goodwin Dam. During the water season these pumps will be operated at the discretion of the District and coordinated by the DSOs with the operation of the District's conduits ~~Facilities~~.

3.2.5.2 The operation of District owned pumps depend on a variety of circumstances. The DSOs shall determine the most efficient and appropriate times to operate these pumps.

District Reclamation Facilities

3.2.5.3 Reclamation pumps shall be used as a method of water conservation.

Drainage Facilities

3.2.5.4 District ~~D~~rainage pumps are to be operated when upstream water levels threaten or have the potential to cause significant damage to public or ~~private~~ Private facilities ~~Facilities~~ or where significant problems could result from the presence of the water.

- 3.2.5.5 ~~The District shall be notified prior to of Private~~ drainage pump operation ~~and discharge into District Facilities shall be given to the owner/operator of the facilities to receive pumped water.~~ Non-emergency operation notification shall be at least 24 hours prior to pumping event. Emergency operation notification shall be given as early as possible before the pump is put into operation.

District Deep Wells

- 3.2.5.6 Deep wells may be used as a permanent or supplemental source of water. Operation of deep wells to deliver water shall not constitute or set precedence for future deliveries.

District Booster Pumps

- 3.2.5.7 The DSO shall determine the most efficient and appropriate use of the District's booster pumps in order to deliver scheduled water to maximize the benefit of booster pump operation.
- 3.2.5.8 District Booster pumps shall only be used when it is impractical or not possible to deliver gravity water.

3.2.6 District Turnouts

- 3.2.6.1 The operation of turnouts from District Facilities shall be at the discretion of the responsible DSO.
- 3.2.6.2 All turnouts from District Facilities shall have a positive shut-off mechanism easily accessible to the DSO within the District rights-of-way.
- 3.2.6.3 The Water Operations Manager has the authority to lock or secure any and all turnouts from District Facilities at any time.
- 3.2.6.4 DSOs have the authority to allow for the operation of turnouts by Landowners, Water Users, and Tenants. Upon granting permission, the DSO ~~shall will strive to~~ ensure that the turnout was operated appropriately and as directed, as soon as time permits. Permission to operate turnouts from District Facilities ~~shall be considered a distinct and solitary event and~~ shall not establish any precedence for future events.
- 3.2.6.5 Any turnouts constructed in a District Facility at the Landowners' expense shall thereafter, at the option of the District, become the property of the District. Specification of Private turnout ownership on District Facilities shall be specified in writing.

3.2.7 Private Facilities

- 3.2.7.1 All Private Facilities shall be constructed and maintained by the owner in accordance with acceptable industry standards ~~ands~~ approved by the District at the District's discretion.
- 3.2.7.2 The operation of Private Facilities is the sole responsibility of the Landowner, Water User, or Tenant and shall be in such a manner as to prevent any unreasonable or non-beneficial use of water and damage to third parties.
- 3.2.7.3 All ~~private-Private~~ pumps that operate out-~~of-~~District Facilities shall be ~~placed~~ under District supervision and control ~~authorization~~ coordinated through the District with respect to ~~regarding~~ time and extent of use. Lack of coordination may result in a cessation of water to the Private pump. All such pumps shall be operated solely at the owner's risk and the District shall not be liable for any failure of such installation.
- ~~3.2.7.4 All bridges and culvert crossings on District Facilities shall be the responsibility of the owner unless the District has a contractual obligation therefor. The District, at its discretion, may contribute proportionately to the maintenance cost of crossings essential for use by the District. This contribution shall not establish any ownership or set any precedence for any future contribution.~~
- 3.2.7.54 The DSO shall deliver the scheduled amount of water to the Private Facility. It shall be incumbent of the Landowner, Water User, or Tenant to control the actions of individuals taking water from the Private Facilities. Any disputes of water allocation downstream of the District delivery point shall be resolved among the owners of the Private Facility. The District does not guarantee or ensure the apportionment of deliveries among people on Private Facilities.
- 3.2.7.65 The District shall not be responsible for any damages to Private Facilities caused by water hammer. Water hammer is a result of poor system design, for which, the District shall not be liable.
- 3.2.7.76 All Private Facilities shall be free from obstructions and properly maintained to allow sufficient capacity to convey the reasonable flow of water requested by any Landowner, Water User, or Tenant in an effort to minimize the potential for evident damage, overflow, undue seepage, and any other unreasonable or non-beneficial use of water.
- 3.2.7.87 In the event that an owner(s) of a Private or Shared Private Facility that is in disrepair has been notified of the inadequacy of the facility by the District and has failed to make the necessary improvements of said facility, the District, at its discretion, may complete the necessary improvements in order

to protect the various interests of the District. In such an event, the District shall bill the owner(s) of the Private Facility for any and all costs associated with making the necessary improvements and assess any non-payment penalties as considered appropriate.

3.2.7.89 The District may refuse to deliver water to any person not complying with an obligation to maintain or help maintain any Private Facility and may deliver water to other people through the Private Facility who have met the maintenance obligations. However, the District shall maintain the right to discontinue the delivery of any water to all people through the Private Facility until such time when the facility is back in proper condition as determined solely by the Water Operations Manager.

3.2.7.8101 The District will not contribute to the cost of improving Private Facilities or improve District Facilities for the benefit of Landowners, Water Users, or Tenants unless approved by the Board. Work shall not begin on cooperative improvements until a written agreement is approved by the Board and the Landowner's, Water User's, or Tenant's share of the improvement cost is paid to the District.

3.2.7.9112 Any operation and maintenance of Private Facilities by the District shall not establish any ownership or set any precedence for any future operation or maintenance of said facility.

3.2.8 Improvement District Facilities

3.2.8.1 All Improvement District Facilities shall be constructed and maintained in accordance with District Standards.

3.2.8.2 All Improvement District Facilities shall be free from obstructions and properly maintained to allow sufficient capacity to convey the reasonable flow of water requested by any Landowner, Water User, or Tenant in an effort to minimize the potential for evident damage, overflow, undue seepage, and any other unreasonable or non-beneficial use of water.

3.2.8.3 The District may shut off the delivery of water to any Improvement District Facility not meeting the ~~requirements conditions as mentioned in of~~ Rule and Regulation No. 3.2.8.32 above section 3040 and require the Improvement District Facility to be cleaned, repaired, or reconstructed before delivery of water is reinstated.

3.2.8.4 Improvement District Facilities may be cleaned or repaired by the District at the expense of the Improvement District when deemed necessary by the District.

3.3 Use of District Facilities

3.3.1 General

- 3.3.1.1 Absent of the District's express written approval, Private use of District Facilities is strictly prohibited.
- 3.3.1.2 Any and all use of District Facilities by any person or agency, public or private, shall be solely permitted by written permission of the District and shall be in compliance with any and all applicable federal, state, and local laws, statutes, regulations, and other terms and conditions properly established.
- 3.3.1.3 At no time shall District Facilities be used for recreation purposes, including but not limited to, swimming, diving, hunting, or fishing.
- 3.3.1.4 Except as otherwise specifically permitted by written agreement with the District, water contained within District Facilities, either flowing or non-flowing, shall at no time be used for purposes of stock water. It is the sole responsibility of livestock owners to provide a source of water for livestock outside District rights-of-way.
- 3.3.1.5 Livestock permitted on District canal banks frequently cause damage thereto. The owners of the livestock and the land on which they are pastured are liable for such damage and shall promptly make repairs in a good and workmanlike manner. If after notification has been given repairs are not promptly so made, the District may make them and bill the owner of the livestock or land involved for the cost thereof. ~~If the bill is not paid within thirty (30) days from its date it shall thereafter draw interest at the rate of 10% or such modification of that interest rate as may be hereafter fixed by resolution of the Board. Unpaid balances on invoices for damages to District property will be collected in accordance with the Irrigation Water Service and Related Fees Policy.~~ Additionally, Section 4017 Rule and Regulation No. 4.3.5 shall immediately become applicable.

3.3.2 Drainage Facilities

- 3.3.2.1 No surplus irrigation water, storm water, wastewater, tile drainage, nor any other water or substance shall be drained, dumped, pumped, siphoned, or otherwise discharged directly or indirectly into any District Facility without the prior written permission of the District. In granting permission to discharge, the District may impose ~~reasonable~~ conditions, including, without limitation, the right of the District to approve and monitor the discharger's measurement facilities. Permission to discharge shall be revocable ~~by the District at any time at the District's discretion and for any reason as determined appropriate.~~ at the District's discretion and for any reason as determined appropriate.

- 3.3.2.2 Water and other substances, permitted through written agreement that are discharged into District Facilities shall meet all applicable federal, state, and local water quality standards and provisions.
- 3.3.2.3 District approval to discharge into District Facilities shall only be granted to those parties who have coverage from the Regional Water Quality Control Board under a waiver or waste discharge permit. Proof of coverage shall be provided to District upon request. Having coverage from the Regional Water Quality Control Board does not guarantee approval or establish a right to discharge into District Facilities.
- 3.3.2.4 The rate and quantity of discharge into any District Facility may be subject to limitations based on the capacity of the conduit. The Water Operations Manager shall set such limitations whenever necessary.
- 3.3.2.5 All Private discharge facilities shall be constructed at the sole expense of the discharger, and must be in accordance with the most current District Standards.
- 3.3.2.6 All approved Private discharges into District Irrigation Facilities shall be limited to one ~~86~~ inch diameter outlet per 40 acres of irrigated land. All approved Private discharges into District Drainage Facilities shall be limited to one 8 inch diameter outlet per 40 acres of irrigated land, unless otherwise dictated by topography as determined by the ~~General Manager~~District Engineer. Smaller parcels may be permitted a proportionately sized surface drain outlet. The District, at its discretion may require the outlet to ~~The outlet shall~~ be gated such that any authorized District employee may close and/or lock the outlet in the event that such control is warranted to protect water quality or for the benefit of the District's operations~~District~~.
- 3.3.2.7 Where excessive runoff from lands receiving District water is entering District Facilities, the District may reduce the quantity of water delivered in an effort to reduce the drainage flows or require the Landowner, Water User, or Tenant to install special drainage facilities to regulate the flow into the District Facilities. The District may also require a Landowner, Water User, or Tenant to cease all such runoff into District Facilities whenever necessary for the District's or the public's interest, including, but not limited to, ensuring water quality standards, implementation of drought response measures, preventing injury or damage, or performing repairs or maintenance.
- 3.3.2.8 All existing discharges into District Facilities, not currently covered by a written agreement, shall be subject to the District's current terms and conditions.

3.3.2.9 Dischargers are solely liable and responsible for meeting and complying with all local, state, and federal regulations ~~of~~ for water quality and ~~subsurface groundwater~~ pumping. Dischargers agree to indemnify, defend, and hold harmless the District, its Board, officers, employees, and agents against all liability, claims, damages, and costs (including reasonable attorney fees) relating to the quality of water discharged by the discharger.

3.3.3 Transportation Use of Canals and Drains

3.3.3.1 No person or agency, public or private, shall transport any water or other substance through District Facilities without the prior written approval of the District. In granting permission to transport water or other substances, the District may impose reasonable conditions, including, without limitation, the right of the District to set flow and water quality limits and to require monitoring at the dischargers expense. Permission to transport shall be revocable at any time and as determined by the General Manager.

3.3.3.2 Water and other substances, permitted through written agreement to be transported via District Facilities, shall meet all applicable federal, state, and local water quality standards and provisions.

3.3.3.3 All transport facilities shall be constructed at the sole expense of the transporter, and must be in strict accordance with the most current District Standards.

3.3.3.4 All existing transportations through District Facilities not currently covered by a written agreement shall be subject to the District's current terms and conditions.

3.3.4 Pumps

3.3.4.1 No person or agency, public or private, shall be allowed to operate or control any District owned pumps without the written approval of the Water Operations Manager. Written authorization to operate District owned pumps shall be considered a distinct and solitary event and shall not establish any right or precedence for future events or requests.

3.3.4.2 A written request shall be submitted to the Water Operations Manager at a minimum of ten (10) days in advance of the proposed pumping event. The use of District owned pumps is subject to termination at any time for any reason as determined by the Water Operations Manager.

3.3.4.3 The Water Operations Manager is to ensure that the person granted permission to operate the District owned pump is properly trained by District staff and knowledgeable regarding

the safe and responsible operation of the pump and its components.

3.3.4.4 During periods when the District is not using a District pump, requests may be made with the ~~Water Operations Manager District~~ for ~~private-Private~~ rental of the pump in accordance with the following:

- a. Pump rentals will be granted in the order in which requests with accompanying payment are received.
- b. Rental time will be determined and assigned by the Water Operations Manager.
- c. No extensions of rental time assigned will be granted unless there is no one waiting for the use of the pump.
- d. No renter will be allowed to rent the same pump for a second period until all those on the waiting list have had the opportunity to use the pump.

3.3.4.5 Once a District pump is ~~rented and~~ started, no refunds will be made for ~~the hours water pumped that is~~ not used ~~by the renter~~ ~~except under the following conditions:~~

- ~~a. Should the hours rented be interrupted by rainfall and the pump renter has requested that the pump be turned off, a refund of the unused hours may be made upon request.~~
- ~~b. Should unless~~ regular scheduled gravity water or District pumped water becomes available, thereby causing an early termination of the rental period, ~~a~~ refund of the unused portion may be ~~made provided at the District's discretion~~ upon request.

_____ All requests for refunds must be made in writing within fifteen (15) days of the termination of delivery.

3.3.4.6 The District ~~shall may at its discretion~~ limit water supplied by the District pump rental to not more than 2.4 inches per acre per irrigation if that pump is in demand by other water users.

3.3.4.7 The District reserves the right to not rent a pump or to cancel a rental and refund the deposit made if the District pump use will interfere with District maintenance or other District operations.

3.3.4.8 The District will have complete control of turning ~~District~~ pumps on and off and servicing them.

3.3.4.9 The District has complete control of setting up and operating ~~the other facilities in the any other~~ District ~~conduit~~ Facilities that will be used during pump operations. The pump renter shall be responsible for monitoring and reporting ~~to the District~~ any interruption in delivery ~~to the District~~.

- 3.3.4.10 If the District pump is off due to power failure, breakdowns, or other causes, the down time will be added at the end of the rental period.
- 3.3.4.11 The charges for all District pump rentals will be determined solely by the District.
- 3.3.4.12 The rental period begins with the “time on” and ends with “time off” at the District pump. No allowances will be made for time required to fill District and/or Private Facilities ~~e~~conduits; however, the time required to fill ~~e~~conduits–District and/or Private Facilities may at the District’s discretion be prorated among those using the water.
- 3.3.4.13 Payment of the District pump rental application fee for the entire rental period must accompany the application for the pump rental. No application will be recognized until the payment is received in whole, ~~and the time of application shall be the time of payment.~~

3.3.5 Rights-of-Way

<u>STANDARD RIGHT-OF-WAY</u>	
<u>Type of Facility</u>	<u>Width (Feet)</u>
<u>Main Canals</u>	<u>100</u>
<u>Canals flowing 30 cfs or more</u>	<u>60</u>
<u>Canals flowing less than 30 cfs</u>	<u>50</u>
<u>Pipelines</u>	<u>40</u>
<u>Pipelines privately owned or served by OID</u>	<u>20</u>
<u>Open drainage ditches used to recover OID water (not including ponded areas along drains at OID pumps.)</u>	<u>60</u>
<u>Exceptions, requiring additional right-of-way area may be required when the lay of the adjacent lands or depth of the canal/conduit necessitates such additional lands.</u>	
<u>Reductions to the above-stated standards necessitates prior Board approval.</u>	

- 3.3.5.1 District canal roads, rights-of-way, easements, and lands owned by the District are for the exclusive use by authorized District employees and agents, and other authorized persons permitted by the District in accordance with these rules and regulations. No unauthorized vehicle shall be permitted on or within District canal roads, rights-of-way, easements, or lands owned by the District.
- 3.3.5.2 Persons requiring a specific use of a District canal road, right-of-way, easement, or land owned by the District may apply to the District for written permission prior to such use. Notwithstanding any permission granted by the District, use of District canal roads, rights-of-way, easements, and lands owned by the District is at the sole risk of the user.
- 3.3.5.3 The following persons are authorized to operate a vehicle upon a District canal road, right-of-way, easement or land owned by the District: ~~(1) Persons actively involved in farming a parcel of land adjacent to the specific District canal road, right-of-way, easement, or land owned by the District; (2) Persons actively involved in farming who use the specific District canal road, right-of-way, easement, or land owned by the District for access to irrigation facilities serving their parcel of land; (3) Persons whose property is directly adjacent to the District canal and to whom permission for ingress and egress to the property has been granted by the District; and (4) Any sheriff, police, fire, or public safety personnel on official business~~ with the underlying landowner's permission.
- 3.3.5.4 Any person entering upon a District canal road, right-of-way, easement or land owned by the District with or without authorization does so at their own risk and assumes all risks associated therewith and by such action accepts the responsibility for any resulting damage to District and/or Private property.
- 3.3.6 Crossings/Culverts/Bridges
- 3.3.6.1 Except as otherwise specifically permitted by the District in writing, no person shall cross any District Facility, including without limitation any canal, pipeline, weir, bridge, or other crossing, except those clearly marked for public use.
- 3.3.6.2 No improvements such as buildings, bridges, gates, cross canal pipes, facilities, etc., shall be constructed or placed in or over any District Facility ~~until applications for an Encroachment Permit have been made to the District and Board authorization is granted therefor. The applicant does not acquire any rights in the District's right-of-way other than those set forth in the signed agreements~~ without the District's prior written approval.

3.3.6.3 All such permitted buildings, bridges, gates, cross canal pipes, or other cross canal facilities shall be the responsibility of the Landowner and constructed, erected, installed, and maintained at the Landowner's expense and built in accordance with the most current District Standards.

3.3.6.4 If an agricultural bridge or culvert crossing is necessary for efficient District operational and maintenance needs, and no other more economical means exists to provide such economical service, the Districts may provide the labor and equipment necessary for such an installation if the landowner provides the pipe. This is not applicable for circumstances involving parcel splits, subdivisions, or development of lands.

3.3.6.5 The District, at its discretion, may contribute proportionately to the maintenance cost of crossings essential for use by the District. This contribution shall not establish any ownership or set any precedence for any future contribution.

3.3.7 Charges

3.3.7.1 Any person or agency, public or private, shall pay any and all charges established by the District for the non-District use of District Facilities. Payment must accompany the request for approval prior to use. Therefore any request submitted without accompanying payment will be deemed incomplete and discarded.

3.3.7.2 The District shall bill for any and all additional charges resulting from the non-District use of District Facilities that are not covered by original payment. ~~Charges shall be paid in full by the responsible party within 30 days of the District invoice date~~

3.3.7.3 The District assumes that the user is properly prepared to use the specific District Facility for the duration of the requested time. The District shall not refund or credit any user for downtime resulting from operational decisions made by the user. In the event of a District Facility failure not resulting from inappropriate use or ill-treatment of the District Facility, a credit shall be established that is directly proportional to the duration of the downtime.

3.3.7.4 A written petition for a partial refund or credit may be submitted to the Board within fifteen (15) days of the nonscheduled termination of use.

~~3.3.8 Liability~~

3.4 Access to Lands

- 3.4.1 The DSOs and other authorized agents of the District shall have free access at all times to all Private ~~Conduits-Facilities~~ and lands being irrigated for the purpose of determining whether or not ~~these Conduits-they~~ are in satisfactory condition to handle the water and whether the water is being used reasonably and beneficially. Where access is denied by the Landowner, Water User, or Tenant, water delivery may be curtailed or terminated until the request for access has been granted.
- 3.4.2 The District shall be granted access to any lands within its sphere of influence when responding to an emergency upon notification from law enforcement or other person.
- 3.4.3 If the District holds a right-of-way or easement across Private land for the operation and maintenance of a ~~conduit~~District Facility, the law provides that the District shall have certain secondary rights, such as the right to enter upon the property on which the right-of-way or easement is located; to make repairs; and do such things reasonably necessary for the efficient and economical operation and maintenance of the system.

3.5 Encroachments

- 3.5.1 No trees, vines, shrubs, corrals, fences, buildings, bridges, or any other type of encroachment shall be planted or placed in, on, over, or across any District Facility; or the right-of-way therefor except pursuant to specific written authority ~~of the Board~~from the District.
- 3.5.12 Any encroachment, authorized or otherwise; in, on, over, under, along, or across any District Facility or right-of-way that interferes with the operation or maintenance of said facility may be removed by the District, at the sole expense of the encroacher. Authorization for an encroachment will end if and when said encroachment is determined by the District to be in interference with District operations.

3.6 Construction of Private Irrigation Facilities

- 3.6.1 No ~~private-Private~~ stop gates, stand pipes, turn out pipes, valves, pumps or other ~~privately-Privately~~ owned facilities shall be connected to or placed through or on District ~~Conduits-Facilities or in drains conveying District water~~ unless and until all the following have occurred:
 - a. A written application setting forth the type and specification of the installation to be made is filed with the District. ~~Engineer~~
 - b. The application and specifications are approved in writing by the District ~~Engineer~~ prior to start of construction.
 - c. If any of the work is to be performed by District personnel or under District contract, ~~one and one-half times~~ the full estimated cost inclusive of any contingencies to the District is to be paid to the District

by the applicant in advance; however, the applicant shall be responsible for the actual costs of construction irrespective of the amount of the estimate. Upon completion, the applicant shall pay the difference between the estimated amount and the actual costs if the estimate is exceeded. If the actual cost is less than the estimate, the applicant will receive a ~~rebate-refund~~ from the District ~~for in the amount of~~ the overpayment.

- d. In order that all involved be protected, in instances and to the extent the Board deems appropriate, a written contract is entered into specifying the conditions of performing the work and conditions applicable to the use of the ~~District's~~ ~~f~~Facilities.
- e. If the work can affect the flow of water in District Facilities, the work ~~must~~ shall only be performed during times approved in ~~writing-advance~~ by the District ~~Engineer~~. Ordinarily, in the absence of an emergency, such work will not be permitted during the ~~Water-water~~ ~~Seasonseason~~ which can start as early as March 1st and end as late as October 31st.

3.6.2 No Private irrigation system improvements, including without limitation diverting gates, weirs, pump intakes, mechanical screens or structures of similar nature, shall be installed, constructed or placed in, on, over, under, along, or across any District Facility or right-of-way unless prior written permission, in the form of an encroachment permit, has ~~first~~ been granted therefor by the District. No permitted person or agency, public or private, shall acquire any rights in the District's Facilities or rights-of-way other than those set forth in a written agreement with the ~~District's~~ ~~agreement~~. Permittees shall, at their sole expense, upon receipt of notice from the District, promptly relocate or remove any improvement. In the event that the ~~P~~permittee fails to do so, the District reserves the right to perform such relocation or removal at the ~~P~~permittee's sole expense.

3.6.3 No Private improvements, including without limitation buildings, bridges, culverts, gates, corrals, landscaping, recreational pools, cross-canal conduits, or structures of similar nature, shall be planted, installed, constructed, or placed in, on, over, under, along, or across any District Facility or right-of-way unless prior written permission has ~~first~~ been granted therefor by the District. No permitted person or agency, public or private, shall acquire any rights in the District's Facilities or rights-of-way other than those set forth in a written agreement with the ~~District's~~ ~~agreement~~. Permittees shall, at their sole expense, promptly upon receipt of notice from the District, relocate or remove any improvement. In the event that the ~~P~~permittee fails to do so, the District reserves the right to perform such relocation or removal at the ~~P~~permittee's sole expense.

3.6.4 Except where otherwise specified by a written agreement with the District, all permitted Private improvements, irrigation or otherwise, shall be installed, constructed or placed in, on, over, under, along, or across any District Facility or right-of-way at the sole expense of the Permittee and constructed in accordance with the most current District Standards.

3.7 Design of Irrigation Facilities

3.7.1 All new Private or Improvement District Facilities are to be approved, in writing, by the District Engineer prior to the start of construction. Plans and construction details shall be submitted to the District along with payment of any charges and a written request.

3.7.2 The District Engineer shall have the authority to approve any new Private or Improvement District Facilities. The design of said facilities shall be required to meet the flow requirements of the land being served without impacting operations of the District or other Landowners, Water Users, or Tenants. The District's rights hereunder to review and accept the plans shall not impose any duties or obligations on the District, nor shall such rights relieve the Landowner, Water User, or Tenant of the sole responsibility for the facilities' plans, schedules and installations, and construction and placement of work.

3.7.3 Landowners, Water Users, or Tenants shall be required to install, operate, and maintain pumps, at their sole expense, for all irrigation improvements that cannot utilize District delivered gravity water.

3.8 Improvements/Relocation of Irrigation Facilities

3.8.1 If extensions of District Conduits, increases in capacity or additional outlets are desired, ~~they must be approved by the Board~~ prior approval by the District is required and the desired construction or modification must be done in accordance with the most current District policy and the District's Standards and Specifications at the sole expense of the person desiring the work to be done. ~~One and one-half times~~ The estimated cost inclusive of any contingencies shall be deposited with the District prior to commencement of work. Where pipelines are installed in lieu of open ditches, one outlet per 40 acres shall be installed at District expense. ~~Additional outlets shall be at the request and sole expense of the Landowner, Water User, or Tenant.~~ All improvements shall become the property of the District, unless otherwise agreed in writing.

3.8.2 Any person desiring to build on or develop the area over a District Conduit or to move or relocate a District Facility, must apply in writing to the District and receive written approval ~~of the Board~~ from the District prior to commencement of work. Once permission from the District is granted, all construction shall be performed at the sole expense of the applicant by the District or the landowner or the landowner's contractor at the District's discretion and in accordance with the most current District Standards and

Specifications as approved by the District Engineer and at the sole cost of the applicant.

3.8.3 COST SHARE POLICY

~~SECTION 3:~~SECTION 4: DUTIES OF WATER USERS

4.1 Responsibilities

- 4.1.1 All land to be irrigated shall be properly prepared to reasonably and beneficially receive water.
- 4.1.2 Landowners, Water Users, and Tenants shall maintain Private Facilities in a manner that is conducive to the reasonable and beneficial use of supplied water. The Landowner, Water User, or Tenant is responsible for ensuring that all Private Facilities are in an acceptable working condition, able to receive water at the established start time, and capable of continued use for the duration of the irrigation event.
- 4.1.3 Landowners, Water Users, and Tenants shall be responsible for the control and distribution of water to their lands at all times after the water is diverted from a District Facility. As determined by the District, where control is not appropriately exercised by the Landowner, Water User, or Tenant, the District may require that a person be present at all times during irrigation events.
- 4.1.4 Landowners, Water Users, and Tenants shall be responsible to open and close all ~~Privately-owned~~ fFacilities at the conclusion of the irrigation event.
- 4.1.5 Landowners, Water Users, and Tenants are responsible for ~~communicating~~ with the DSO. The District requires that the DSO be notified of any planned or unplanned changes that may occur during the irrigation event. At a minimum, the Landowner, Water User, or Tenant is responsible for notifying the DSO four (4) hours prior to any change in, or termination of, the irrigation event.
- 4.1.6 The DSO may require any Landowner, Water User, or Tenant, at the end of an irrigation event, to notify the Landowner, Water User, or Tenant next in line for the receipt of water.
- 4.1.7 For the purposes of determining operation schedules and water demand, the District requests that Landowners, Water Users, and Tenants submit a crop declaration to the DSO prior to or during the first watering event of the ~~W~~water ~~S~~season whenever changing crop types from year-to-year. The crop declaration ~~shall~~would ideally include without limitation the type of crop, number of acres of each crop type, and an estimate of the annual crop water requirement.
- 4.1.8 All Landowners, Water Users, and Tenants are responsible for providing the District with the most current and accurate contact information. At a minimum the District requires that Landowners, Water Users, and Tenants provide a mailing address and telephone number.

4.2 Use of Water

- 4.2.1 All District supplied water must be applied efficiently and used reasonably and beneficially.
- 4.2.2 All District supplied water shall be used for irrigation purposes, except where a written agreement has been entered into between the Landowner, Water User, or Tenant and the District.
- 4.2.3 Any Landowner, Water User, or Tenant who wastes water on roads, vacant land, or land previously irrigated, either willfully, carelessly, or on account of defective or inadequate conduits or facilities, or inadequately prepared land, or who floods a portion of the land to an unreasonable depth or amount in order to irrigate other portions, or floods across one parcel to irrigate another parcel, may be refused District water until such conditions are remedied.
- 4.2.4 Water shall not be used on lands outside of the District boundaries except where agreed upon ~~through an annual Irrigation of Lands Outside of District Boundaries Service Agreement in writing with the District.~~ Landowners, Water Users, and Tenants shall not use water on lands outside the District that was originally applied on lands within the District, whether by routing through a ~~Private Facility conduit~~, first flowing it across land within the District, recapturing it from drains, or otherwise. The District has the authority to terminate any current or future water use if it is determined that the aforementioned event has occurred. The District may also require that ~~Private Facilities~~ be constructed to ensure that future deliveries are maintained on the property to which it was originally diverted.

4.3 Charges

- 4.3.1 The Board shall, annually, establish the rates of charges for water and the payment due dates.
- 4.3.2 All water charges, Improvement District charges, and other irrigation or drainage related charges shall be due and payable as stated by Board resolution and notices in billing statements. Typically, water charges are billed annually in early November and may be paid in two installments. The first installment ~~is usually typically os~~ due ~~byon~~ December 20th and the second installment is due ~~by on~~ June 20th pursuant to §26076 of the California Water Code.
- 4.3.3 ~~Any account that is delinquent shall be charged a penalty of 10% plus a \$3.50 service charge on the first installment, and 5% plus a \$3.50 service charge on the second unpaid installment. Accounts with delinquencies will be charged penalties and interest in accordance with the Irrigation Water Service and Related Fees Policy and the current Agricultural Water Users Rates District Resolution.~~
- 4.3.4 Landowners are responsible for all charges regardless of whether or not the land is being rented, leased, or farmed by a third party.

~~4.3.5 The District reserves the right to enforce payment of delinquent water charges and penalties through any and all of the following methods: (a) cause a lien therefor to be placed and enforced pursuant to California Water Code Section §25806 of the CWC on the subject real property of the delinquent account; (b) through contracts with County Tax Collectors, placement of delinquent charges on county tax rolls for collection; (c) refuse or discontinue water service (d) require full payment in advance of the annual charges for future service; and (e) bring action to collect.~~

~~SECTION 4:~~SECTION 5: DISTRIBUTION OF WATER

5.1 Allocations & Entitlements

5.1.1 Irrigation water is ~~typically made~~ available ~~each year starting starting in as~~ ~~early as~~ March 1st ~~and ending during the middle of as~~ ~~late as~~ October 31st. The start and end of the irrigation season shall be approved by the Board.

~~5.1.2 The Water Operations Manager has the authority to apportion water to the District Facilities. The DSOs shall be held responsible for the equitable, efficient, and economical distribution of the water that is allotted by the Water Operations Manager to each District Facility.~~

5.1.32 Water shall be distributed equitably and fairly to Landowners, Water Users, and Tenants within the District who have paid all charges and penalties therefrom.

5.1.43 No Landowners, Water Users, and Tenants shall receive or be entitled to a greater amount of water than can be reasonably and beneficially used.

5.1.54 ~~The District will strive to supply water of sufficient quality to those crops which are sensitive to certain constituents or parameters. However, Tt~~ The District does not and cannot guarantee the quality of water that is delivered to any Landowner, Water User, and Tenant, and will not be liable for any damages that may result from the application of the supplied water.

5.1.65 The District may, if operational conditions warrant, vary the duration and flow rate so long as the Landowner, Water User, or Tenant is afforded a reasonable opportunity to utilize a fair allotment of irrigation water.

5.2 Scheduling & Notification

General

5.2.1 Distribution of water shall generally be by rotation, but where appropriate, the Water Operations Manager has the authority to implement variations to the delivery schedule and/or method.

Rotational Deliveries

5.2.2 Rotation schedules which ~~establish set forth each Water User's rate of flow, day or days of the month, and the general~~ duration ~~of between each rotational~~ delivery shall be prepared by the Water Operations Manager under the direction and supervision of the General Manager. Preliminary rotation schedules shall be prepared prior to the start of the irrigation season. Upon request, rotation schedules shall be made available to Landowners, Water Users, and Tenants taking delivery and utilizing water from District Facilities. The District reserves the right to revise the rotation schedule at any time during the irrigation season.

5.2.3 Water deliveries under the rotation schedules shall be made on the basis of continuous and steady use of water during all days and nights, including

holidays. It shall be incumbent upon the Landowner, Water User, and Tenant to fully utilize water during the allotted time and to relinquish the water at the end of the scheduled time period unless otherwise approved by the DSO. In order to prevent the waste of water and ~~damage to District Facilities~~ damage it is mandatory that every Landowner, Water User, and Tenant notify the DSO ~~if an irrigation event must be discontinued a minimum of 4 hours prior to the originally scheduled end time if an irrigation event is requested to be discontinued or extended.~~

5.2.4 The DSO shall provide as much advance notice as possible to Landowners, Water Users, and Tenants regarding the approximate time that water will be delivered. ~~However, there is potential for unforeseen operational issues and interruptions to occur which may require that the Landowners, Water Users, and Tenants, on short notice, take the delivered water at the time it is available by the DSO or declare a pass on the rotation.~~ The DSO will strive to provide a minimum of twelve (12) hours' notice, ~~however at times a significantly reduced notification period may be necessary whenever feasible to do so.~~

~~5.2.5 The District recognizes that there are potentials for breaks and/or unforeseen interruptions to occur and thus requires that the Landowners, Water Users, and Tenants, on short notice, take the delivered water at the time it is available by the DSO or declare a pass on the rotation.~~

5.2.65 In the event that the Landowner, Water User, or Tenant cannot be contacted, located, or otherwise notified of the availability of water, the DSO shall declare that the Landowner, Water User, or Tenant has passed and will not receive water until the next regularly scheduled rotation.

5.2.76 Any person who takes water out of turn without the permission of the DSO forfeits the right to water at the next regular rotation and may become subject to criminal prosecution and/or civil liability under Penal Code §§ 498 and §592.

Non-Rotational Deliveries

5.2.87 Landowners, Water Users, and Tenants may ~~submit a written~~ request to receive water on a non-rotational delivery schedule. The request ~~shall may~~ be required to be made in writing and submitted to the Water Operations Manager for review and approval if deemed appropriate.

5.2.98 Authorization of non-rotational or “steady head” delivery is not a standard operation. Non-rotational deliveries shall be considered a special accommodation and shall not establish any precedent or create any right for future deliveries.

5.2.109 The Water Operations Manager reserves the right and has the authority to establish a non-rotational delivery. In consideration of establishing a non-rotational delivery, the Water Operations Manager shall determine the potential impacts of the delivery adjustment. Non-rotational deliveries shall maintain not impact the District's ability to equitably

~~distributi~~on of water to all Landowners, Water Users, and Tenants ~~within the impacted District Facilities.~~

5.12.104 Non-rotational deliveries shall not be allowed to negatively impact the District's ability to deliver water economically and efficiently. In the event that any adverse impact is identified the Water Operations Manager ~~is authorized to may~~ suspend the non-rotational delivery and re-establish a rotational delivery schedule.

5.12.112 At no time shall non-rotational Landowners, Water Users, and Tenants be permitted to use water in a manner that is not reasonable and beneficial. In the event that excessive ponding, runoff, or any other waste of water is identified, the DSO shall reduce the delivered flow and/or duration and notify the Water Operations Manager. ~~On the first offense~~ the issue persists the Water Operations Manager shall provide a written warning to the Landowner, Water User, and Tenant, ~~if the problem occurs again the Water Operations Manager and~~ is authorized to enact the necessary sanctions to ensure the reasonable and beneficial use of water.

Specialty Crop Deliveries

5.12.123 Any Landowner, Water User, and Tenant who desires irrigation water on a tailored delivery schedule in order to grow a specialty crop is may be required to submit a detailed application to the District for consideration.

5.12.134 Surface irrigation water shall ~~is not be made available during between the months of October November 1st through and March 1st due to water right limitations unless otherwise approved by the Board.~~ Water Users desiring to ~~grow winter crops and utilize District Facilities to facilitate groundwater or storm water conveyance and delivery to grow winter crops~~ shall submit a request for off-season services. The District reserves the right to approve or deny any request for Private use of any District Facility for any reason at any time.

~~The District will strive to supply water of sufficient quality to those crops which are sensitive to certain constituents or parameters. However, Knights Ferry Deliveries~~

~~5.1.15 Historical Knights Ferry water right holders shall be entitled to their adjudicated flow of four (4) cfs to those lands entitled to water.~~

5.23 Measurement

5.23.1 All measurements of water delivered by the District to a Landowner, Water User, or Tenant shall be made at the last point of control from a District Facility, or at other appropriate locations as determined by the Water Operations Manager.

5.23.2 The DSO is required to measure and maintain documentation of flow rates, duration, and other pertinent irrigation event statistics as determined by the Water Operations Manager.

- 5.23.3 All water measurements performed and documented by the District shall be considered correct in the absence of evidence to the contrary.
- 5.23.4 The District shall maintain, calibrate, and otherwise properly care for all District measurement facilities/structures, equipment, and devices.
- 5.23.5 The District, as provided by the CWC §22083, has the authority to install or require the installation of irrigation flow measurement devices, equipment or structures at all District turnouts.
- 5.23.6 District mMeasurement equipment is the property of the District and shall not be tampered with, removed, or otherwise inhibited by any person unauthorized to do so. Any unauthorized person that performs such acts is subject to criminal prosecution under Penal Code § 498c.

5.34 Interruption or Refusal of Service

- 5.43.1 The DSO will make every effort to maintain an adequate flow of water in each District Facility to meet anticipated demands. However, changes in water use due to temperature variation, improper coordination by upstream users during water changes, private booster pump flow variation, local runoff from precipitation, spill water from other facilities, canal breaks, and other emergencies may cause unavoidable fluctuations and interruptions in flow. It is expected that a Landowner, Water User, or Tenant will notify the DSO if water is not available at the time the rotation is scheduled to begin or if the flow is interfered with during the irrigation event. It is also expected that all Landowners, Water Users, and Tenants will cooperate with the Water Operations Manager and/or the DSO in determining the cause of the interruption and will, to the extent practical, assist in correcting the problem.
- 5.34.2 No additional time shall be granted to Landowners, Water Users, and Tenants who fail to use the water continuously when available during the allotted time. If a Landowner, Water User, or Tenant fails, neglects, or refuses to use the water during the period assigned, it shall not be a valid basis for claiming the right to use water at any other subsequent time. However, if such failure to use water is due to circumstances beyond the control of the Landowner, Water User, or Tenant, particularly if caused by the unavailability of water, the District shall endeavor to make up the lost time insofar as it can be done without unreasonably interfering with the scheduled and equitable delivery of water to other Landowners, Water Users, and Tenants. Any such Landowner, Water User, or Tenant which is unable to divert the full allotment of water shall promptly notify the Water Operations Manager of the desire to divert the remainder of the entitlement.

5.45 ~~Out-of-~~ District Service Agreements

- 5.45.1 All water delivered to lands outside of the District boundary shall be subject to, without limitation, any and all of the rules and regulations established by the District and provided within this document.

- 5.45.2 Persons interested in or currently receiving water for application onto lands outside of the current District boundaries are required **annually** to submit an application for water service. ~~Applications for out-of-District water shall be submitted to the District on or before the first Monday of February.~~ The application shall be accompanied by any and all fees, charges, or deposits as required by the District.
- 5.45.3 Applications will be reviewed by the General Manager, Water Operations Manager, District Engineer, and Chief Financial Officer. Upon completion of the review process a recommendation will be made by District Staff and presented to the Board. The Board ~~shall approve or deny the application,~~ **and** reserves the right to ~~do so~~ **approve or deny any application for out-of-District water** for any reason.
- 5.45.4 ~~Out-of-District~~ water service is established on an annual basis and is not guaranteed for the duration of any irrigation season. ~~Out-of-District~~ water is declared ~~considered~~ surplus water for that purpose and is made available, without obligation, to Board approved recipients. Water supplied to ~~out-of-District~~ Landowners, Water Users, and Tenants is a non-guaranteed availability and may be suspended at any time by the District.
- 5.45.5 The District shall not be liable for any damages that occur from the negligent use or misuse of water supplied to ~~out-of-District~~ Water Landowners, Water Users, and Tenants.
- 5.45.6 The District shall not be liable for any damages, economic hardships, or otherwise unfavorable consequences resulting from the suspension of an ~~out-of-District~~ service agreement. Persons entering into agreements for ~~out-of-District~~ water service assume and shall be knowledgeable of all risks associated with not receiving anticipated flows, durations and/or durations-volume of water. The District does not and cannot guarantee any degree or level of service to any ~~out-of-District~~ Water Users.
- 5.45.7 Approval of ~~out-of-District~~ service agreements are considered conditional and only valid for ~~one water season~~ the term specified on the applicable agreement for out-of-District water, typically 1-year. Approval to receive ~~out-of-District~~ water shall be considered a distinct and solitary event and shall not establish any right or precedence for future events.

5.56 Unauthorized Use of Water

- 5.56.1 Any person who uses District water without the District's permission may become subject to criminal prosecution and/or civil liability under Penal Code §§ 498 and §592.
- 5.56.2 Use of District water without the District's permission may result in a forfeiture of the Landowner's, Water User's, and/or Tenant's right to receive water on the next scheduled rotation or planned irrigation event.

SECTION 5:SECTION 6: LIABILITY

6.1 District Liability

- 6.1.1 The District will not be liable for any damages resulting directly or indirectly from any Private Facility or the water flowing therein or by reason of lack of capacity in any Private or District Facility or for negligent, wasteful, careless, or other use of handling of water by Landowners, Water Users, and Tenants.
- 6.1.2 Nothing in these rules shall be construed as an assumption of liability on the part of the District, its ~~Directors~~Board, officers, or employees for any damage occasioned by the use of water by any Landowner, Water User, or Tenant or for failure to enforce any of the provisions of these rules.
- 6.1.3 Most of the water furnished by the District flows through many miles of open ditches, and is subject to pollution, shortages, fluctuation in flow, and interruption in services. District employees are forbidden to make any agreements binding the District to serve an uninterrupted, constant supply of water. All water furnished by the District will be on the basis of irrigation deliveries and every Landowner, Water User, and Tenant putting the water to other uses does so at their own risk and by doing so assumes all liability for, and agrees to hold the District and its officers and employees free and harmless from liabilities and damages that may occur as a result of defective water quality, shortages, fluctuation in flow and interruptions in service.
- 6.1.4 The District sells water as a commodity only and not as a guaranteed service and will not be liable for defective quality of water, shortage of water, either temporary or permanent, or for failure to deliver water or delay in doing so.
- 6.1.5 Private pumping by Landowners, Water Users, and Tenants of District supplied surface water is done at the their risk and the District assumes no liability for damages to private pumping equipment or other damages as a result of turbulent water or shortage or excess of water or other causes.
- 6.1.6 The District assumes no liability for damages to persons or property occasioned through defective ~~private~~Private ~~F~~Facilities.
- 6.1.7 District Facilities are to be used solely for the purpose of conveying water for use on land and for conveying drainage water away from the land. ~~Their~~The use of District Facilities for recreation purposes or play is prohibited.
- 6.1.8 ~~Landowners, Water Users, and Tenants are prohibited from using District Facilities and their lands for swimming or play.~~ The water in many District Facilities is cold, swift and deep, and the District Facilities cover so many miles that continuous District supervision of their use ~~offer~~in illegal recreational activities is impossible. Landowners, Water Users, and Tenants are prohibited from using District Facilities and canal roads, rights-of-way, easements, or lands owned by the District for swimming or play.

6.2 Water User Liability

- 6.2.1 Each Landowner, Water User, and Tenant shall be responsible to the District and to third parties for all damages caused by his or her neglect, malicious, and/or careless acts.
- 6.2.2 It is the duty of each Landowner, Water User, and Tenant to regulate and control the water delivered to his or her land so as to avoid damage to the District or third persons.
- 6.2.3 Any persons who cause damages or injury to District Facilities as a result of doing or permitting any of the following to be done:
 - a. Permitting livestock, poultry, or waterfowl to go on or in District Facilities.
 - b. Burning or otherwise injuring or destroying District Facilities.
 - c. Dumping or flowing into the District Facilities any rubbish, soil, filth, or other substances that would pollute or impede the flow of water therein.
 - d. Erecting signs, fences, or other structures on or across or otherwise obstructing District rights-of-way without written permission of the District.
 - e. Shutting off or reducing the flow of water from a District Facility into a Private Facility or field without giving reasonable prior notice of such proposed action to the Water Operations Manager or DSO in charge.

shall pay to the District all costs incurred by the District in repairing the damage or removing the obstructions.

- 6.2.4 Under the Penal Code §§-588, §592, and §607, it is unlawful to do any of the following without authority of the District:
 - a. Take water from a District Facility with intent to defraud.
 - b. Disturb any District Facility for the control or measurement of water.
 - c. Cause to be emptied or placed into any District Facility any rubbish, filth, or obstruction to the free flow of water.
 - d. Willfully and maliciously cut, break, injure, or destroy any District Facility.
- 6.2.5 The Landowner, Water User, or Tenant are responsible and liable for any damage caused by the their negligence or careless use of water, or the result or failure by them to properly operate or maintain any ditch, pipeline, or other facility for which they are wholly or partially responsible.
- 6.2.6 The District's responsibility for water and its associated characteristics, including quality, shall cease when the water is diverted into any Private or

Improvement District Facility or property. The District shall not be liable for any damages that occur once the water is diverted from District Facilities.

6.3 Claims for Damages

- 6.3.1 ~~Landowners, Water Users, and Tenants must submit a damage claim to the District office within ten (10) business days of the date that the any damage done by the District occurred. Claimants must submit claims to the District office on a District claim form within the timeframes established in California Government Code §911.2. Claims will be processed in accordance with California Government Code §§ 900-949.~~
- 6.3.2 ~~Claims shall be processed by the Water Operations ManagerChief Financial Officer and forwarded to the General Manager. The General Manager shall prepare a response to the claim and notify the Board.~~
- 6.3.3 ~~Claims from Landowners, Water Users, and Tenants or third parties for damages resulting from the misuse or negligent use of water by a Landowner, Water User, or Tenant shall immediately be rejected.~~
- 6.3.4 ~~The Water Operations ManagerDistrict shall within five business days of receipt of the claim, investigate the incident, document the events, and provide to the General Manager a recommendation of action to the General Manager as soon as possible upon notification of the claim.~~

Rules & Regulations
Governing the Operation and Distribution of Water
Within the Oakdale Irrigation District Service Area



Adopted by the OID Board of Directors (Board) on _____. These rules and regulations may be changed at any time by order of the Board with or without notice.

Rules & Regulations
Governing the Operation and Distribution of Water
Within the Oakdale Irrigation District Service Area

PREAMBLE

These Rules and Regulations Governing the Operation and Distribution of Water (Rules and Regulations) within the Oakdale Irrigation District are established pursuant to Section 22257 of the California Water Code which states in part that, “each district shall establish equitable rules for the distribution and use of water, which shall be printed in convenient form for distribution in the district.” Oakdale Irrigation District has established these rules and regulations to ensure equitable, economical, and efficient distribution, use, and conservation of water resources available to the District. The Oakdale Irrigation District is dedicated to and will strive for the orderly and timely delivery of those water resources through every effort possible within the physical and operational constraints of the distribution facilities and distribution system operators. The District is committed to excellence in water resource management and all aspects of operation.

MISSION STATEMENT

“To protect and develop Oakdale Irrigation District water resources for the maximum benefit of the Oakdale Irrigation District community by providing excellent irrigation and domestic water service.”

*- OAKDALE
IRRIGATION DISTRICT*

GENERAL INFORMATION

Oakdale Irrigation District (OID or District) was formed on November 1, 1909 as an irrigation district of the State of California formed pursuant to the provisions of Division 11 of the California Water Code (CWC) for the purpose of delivering irrigation water to the agricultural lands within its boundaries. Geographically, the District encompasses parts of Stanislaus and San Joaquin Counties, about 12 miles northeast of Modesto and 30 miles southeast of Stockton. Urban areas in the District include the city of Oakdale and the unincorporated area of Valley Home located in Stanislaus County. Water to supply the District comes principally from the Stanislaus River under well-established adjudicated water rights but also from water reclamation and drainage recovery systems and pumping from deep wells. The District's distribution systems include the Goodwin Diversion Dam on the Stanislaus River below the Tulloch Dam, at which point water is diverted into the District's main canal systems.

Currently the District operates and maintains over 330 miles of laterals, pipelines, and tunnels, 25 deep wells, and 41 lift pumps to serve local agricultural customers. Secondary easements as defined in Section 22438 of the CWC are maintained for all District facilities other than those with easements evidenced by a written grant or judgment providing a legal description. In addition to providing surface irrigation (raw) water to over 2,900 parcels in its 82,000 acre service area, the District also supplies domestic water to over 700 customers. The District does not presently operate a domestic water treatment plant or provide municipal or industrial water.

The District is governed by a 5-member Board who are elected by the residents of the District to staggered four-year terms. To facilitate matters, most business coming before the District's Board is first considered by one of its committees. Each committee then reports and/or provides a recommendation to the full Board, which makes the final decision. There are seven standing committees that include Domestic Water, Finance, Personnel, Planning and Public Relations, San Joaquin Tributary Authorities, Tri-Dam Project, and Water/Engineering. In accordance with Section 21377 of the CWC, regular board meetings are held on the first Tuesday of each month at the District office. Special board meetings are also held on occasion. Board meeting dates, agendas and minutes are available on the District's website (www.oakdaleirrigation.com).

Day-to-day operations of the District are managed by the General Manager who is appointed and reports directly to the Board. Reporting to the General Manager are four departments: Engineering, Finance, Water Operations and Construction/Maintenance.

The Board endeavors to carry on the affairs of the District in an economical, businesslike, and orderly manner and to distribute water equitably to all constituents. To assist in this effort and to secure the greatest good to the greatest number, the following rules and regulations are adopted pursuant to Section 22257 of the CWC and related sections. Each Landowner, Water User, and Tenant, as a party directly interested in the welfare of the District, should make every effort to comply with the District's rules and regulations.

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SECTION 1: DEFINITIONS

As used herein, the following words, whether or not initially capitalized, shall have the following meanings:

- 1.01 “**Board**” means the Board of Directors of the District. 1.02 “**Conduits**” includes canals, laterals, ditches, flumes, pipelines, and their appurtenances.
- 1.03 “**District**” means the Oakdale Irrigation District functioning under Irrigation District Laws of the CWC.
- 1.04 “**District Engineer**” means the District employee serving under the direction of the General Manager in regard to the management and supervision of any and all engineering activities.
- 1.05 “**District Facilities**” includes drains, dams, bridges, structures, wells, conduits, pumps, reservoirs, valves, gates, weirs, and any other facilities owned by the District as identified by both District records and Board action, but do not include Improvement District Facilities.
- 1.06 “**DSO**” means distribution system operator and is the District employee serving under the direction of the Water Operations Manager in regard to the control and delivery of water.
- 1.07 “**General Manager**” means the District employee who oversees the day-to-day operations of the District. The General Manager is appointed by and reports directly to the Board.
- 1.08 “**Improvement District**” means an improvement district formed under the CWC pursuant to the Irrigation Improvement Act.
- 1.09 “**Improvement District Facilities**” include conduits, pumps, wells, structures, and other facilities owned by an Improvement District.
- 1.10 “**Landowner**” means holder of title or evidence of title to land.
- 1.11 “**Person**” means any person, firm, association, organization, partnership, business trust, corporation, or company.
- 1.12 “**Pollutant**” means any foreign or deleterious substance or material including, but not limited to, garbage, rubbish, refuse, animal carcasses, matter from any barnyard, stable, dairy or hog pen, herbicides, pesticides, or any other material which is offensive to the senses or injurious to health, or which pollutes or degrades the quality of the receiving water as defined by federal, state or local law.
- 1.13 “**Private**” means any interest belonging to, restricted to, or intended for an individual or group of individuals benefit.
- 1.14 “**Private Facilities**” includes drains, dams, bridges, structures, wells, conduits, pumps, reservoirs, valves, gates, weirs, and any other facilities not owned by the District belonging to, restricted to, or intended for an individual or group of individuals benefit.
- 1.15 “**Shall**” is mandatory and “**may**” is permissive.

- 1.16 “Construction/Maintenance **Manager**” means the District employee serving under the general direction of the General Manager in regard to the management and supervision of the Construction/Maintenance Department.
- 1.17 “**Tenant**” means a person or entity that leases, rents, or sharecrops land from a Landowner.
- 1.18 “**Vehicle**” means any motor vehicle, self-propelled vehicle, motorcycle, motorized bicycle, or all-terrain vehicle.
- 1.19 “**Water Allotment**” means the maximum quantity of water which is set annually whenever necessary by the Board for each acre of land within the District which can receive District water from District Facilities directly or through Improvement District or Private Facilities.
- 1.20 “**Water Operations Manager**” means the District employee serving under the general direction of the General Manager in regard to the management and supervision of the Water Operations Department. Used interchangeably with “Watermaster”.
- 1.21 “**Water User**” means the person responsible for the distribution and control of water applied to the irrigated parcel.

SECTION 2: ENFORCEMENT OF RULES & REGULATIONS

2.1 General

- 2.1.1 Landowners, Water Users, and Tenants should realize that it is in their interest that District personnel perform their duties and maintain order and control in the distribution of water. Cooperation in this effort is the key to satisfactory service to all. District personnel have been instructed to carry out their duties without favor or bias to any person and to do so in a courteous and respectful manner.
- 2.1.2 All Landowners, Water Users, and Tenants, by applying for or receiving water service from the District, agree to be bound by and to comply with all rules and regulations of the District, as adopted from time to time by the Board.
- 2.1.3 All District employees are charged with enforcing the rules and regulations as established by the District and its Board.

2.2 Failure to Comply with Rules & Regulations

- 2.2.1 Failure or refusal by any Landowner, Water User, or Tenant, to comply with the rules and regulations governing the distribution of water within the District's service area, or any part thereof, may be sufficient cause for curtailment or termination of District water delivery.
- 2.2.2 Interference by any Landowner, Water User, or Tenant with a District employee, officer, Board of Director or authorized agent in the discourse of their assigned duties may be sufficient cause for curtailment or termination of District water delivery to any and all lands of such Landowner, Water User, or Tenant.
- 2.2.3 The District reserves the right to terminate or discontinue the delivery of District water supplied to any parcel of land if the condition of the land or conduits present an immediate danger to any person, to the general public, or to any property, including, but not limited to, the flooding of property.
- 2.2.4 Compliance with each and all of these rules and regulations shall be a condition precedent to the delivery of District water. The Board retains the authority to rule in all circumstances that are not specifically contained or addressed in these rules and regulations.

2.3 Restoration of Service

- 2.3.1 District water delivery that has been curtailed or terminated shall be restored upon full compliance with the rules and regulations.

2.4 Disputes

- 2.4.1 Where a DSO or other District employee and a Landowner, Water User, or Tenant cannot agree, the matter shall be referred to the Water Operations Manager. If the decision of the Water Operations Manager is unacceptable to the Landowner, Water User, or Tenant the dispute may be taken to the General Manager and if not settled by the General Manager the matter may

be presented to the OID Water/Engineering Committee and/or the Board for hearing and discussion. The decision of the Board in all cases shall be final and binding in the absence of court proceedings.

SECTION 3: FACILITIES

3.1 Control of Facilities

- 3.1.1 All District Facilities are under the exclusive control, direction, and management of authorized District personnel. At no time shall any unauthorized person, private or public, interfere with, regulate, or control any District Facility.
- 3.1.2 Facility inquiries in regard to control shall be directed to the Water Operations Manager.
- 2.1.3 No opening or connection shall be made in any District facilities until an application, in writing, has been submitted to the District and approved by the General Manager.

3.2 Operation of Facilities

3.2.1 Limits of Liability

- 3.2.1.1 The District's responsibility for water shall cease when the water is diverted into any Private or Improvement District Facility.
- 3.2.1.2 The District shall not be liable for any nuisance or neglect, wasteful or other use, or handling of water by any recipient or user thereof.
- 3.2.1.3 The District shall not be responsible for any trash, debris, or other matter that may flow or accumulate in the water. The District shall not be responsible for any interference with, decrease in the operation or capacity of, or damage to facilities, public or Private, as a result of such trash, debris, or other matter.
- 3.2.1.4 The District is not a guarantor of service and shall not be liable for any damage any person may suffer as a result of insufficient water, water fluctuations, untimely delivery of water nor water not delivered.

3.2.2 District Facilities

- 3.2.2.1 The operation of District Facilities shall be at the discretion of the DSO. This includes the determination of the safe operating level, capacity or pressure in any District Facility.
- 3.2.2.2 Operation of the District Facilities are subject to change at any time without prior notice.

3.2.3 District Control Structures

- 3.2.3.1 The District's center gates, valves, weirs, flashboards, and other control devices not listed here, are to be operated by the DSO.

The DSO may adjust any such facility at any time without prior notice to ensure their safe operation.

3.2.3.2 DSO's authorized to operate control structures within their defined service area may at their own discretion authorize trained non-district personnel permission to adjust the settings themselves. Permission is granted to perform the activity once, and shall not establish any precedence for future consideration.

3.2.3.3 District personnel are authorized to take any measure necessary to secure control structures including, but not limited to, the use of locks and chains.

3.2.4 District Reservoirs

3.2.4.1 Reservoirs, including reclamation ponds, shall be operated by the appropriate DSO. The District does not maintain specific water levels in any reservoir or holding pond. The reservoirs are to be operated in conjunction with water deliveries and to supplement said deliveries to provide efficient and economical delivery of water.

3.2.4.2 Inflow and outflow rates of reservoirs shall be determined by the DSO in order to maximize efficiency of operations.

3.2.5 District Pumps

General

3.2.5.1 The District owns and operates a number of deep well pumps, river pumps, and reclamation pumps to supplement the water supply diverted from the Stanislaus River at Goodwin Dam. During the water season these pumps will be operated at the discretion of the District and coordinated by the DSOs with the operation of the District's Facilities.

3.2.5.2 The operation of District owned pumps depend on a variety of circumstances. The DSOs shall determine the most efficient and appropriate times to operate these pumps.

District Reclamation Facilities

3.2.5.3 Reclamation pumps shall be used as a method of water conservation.

Drainage Facilities

3.2.5.4 District drainage pumps are to be operated when upstream water levels threaten or have the potential to cause significant damage to public or Private Facilities or where significant problems could result from the presence of the water.

3.2.5.5 The District shall be notified prior to Private drainage pump operation and discharge into District Facilities. Non-emergency

operation notification shall be at least 24 hours prior to pumping event. Emergency operation notification shall be given as early as possible before the pump is put into operation.

District Deep Wells

3.2.5.6 Deep wells may be used as a permanent or supplemental source of water. Operation of deep wells to deliver water shall not constitute or set precedence for future deliveries.

District Booster Pumps

3.2.5.7 The DSO shall determine the most efficient and appropriate use of the District's booster pumps in order to deliver scheduled water to maximize the benefit of booster pump operation.

3.2.5.8 District booster pumps shall only be used when it is impractical or not possible to deliver gravity water.

3.2.6 District Turnouts

3.2.6.1 The operation of turnouts from District Facilities shall be at the discretion of the responsible DSO.

3.2.6.2 All turnouts from District Facilities shall have a positive shut-off mechanism easily accessible to the DSO within the District rights-of-way.

3.2.6.3 The Water Operations Manager has the authority to lock or secure any and all turnouts from District Facilities at any time.

3.2.6.4 DSOs have the authority to allow for the operation of turnouts by Landowners, Water Users, and Tenants. Upon granting permission, the DSO will strive to ensure that the turnout was operated appropriately and as directed, as soon as time permits. Permission to operate turnouts from District Facilities shall not establish any precedence for future events.

3.2.6.5 Any turnouts constructed in a District Facility at the Landowners' expense shall thereafter, at the option of the District, become the property of the District. Private turnout ownership on District Facilities shall be specified in writing.

3.2.7 Private Facilities

3.2.7.1 All Private Facilities shall be constructed and maintained by the owner in accordance with acceptable industry standards and approved by the District at the District's discretion.

3.2.7.2 The operation of Private Facilities is the sole responsibility of the Landowner, Water User, or Tenant and shall be in such a manner as to prevent any unreasonable or non-beneficial use of water and damage to third parties.

- 3.2.7.3 All Private pumps that operate out-of-District Facilities shall be coordinated through the District with respect to time and extent of use. Lack of coordination may result in a cessation of water to the Private pump. All such pumps shall be operated solely at the owner's risk and the District shall not be liable for any failure of such installation.
- 3.2.7.4 The DSO shall deliver the scheduled amount of water to the Private Facility. It shall be incumbent of the Landowner, Water User, or Tenant to control the actions of individuals taking water from the Private Facilities. Any disputes of water allocation downstream of the District delivery point shall be resolved among the owners of the Private Facility. The District does not guarantee or ensure the apportionment of deliveries among people on Private Facilities.
- 3.2.7.5 The District shall not be responsible for any damages to Private Facilities caused by water hammer. Water hammer is a result of poor system design, for which, the District shall not be liable.
- 3.2.7.6 All Private Facilities shall be free from obstructions and properly maintained to allow sufficient capacity to convey the reasonable flow of water requested by any Landowner, Water User, or Tenant in an effort to minimize the potential for evident damage, overflow, undue seepage, and any other unreasonable or non-beneficial use of water.
- 3.2.7.7 In the event that an owner(s) of a Private or Shared Private Facility that is in disrepair has been notified of the inadequacy of the facility by the District and has failed to make the necessary improvements of said facility, the District, at its discretion, may complete the necessary improvements in order to protect the various interests of the District. In such an event, the District shall bill the owner(s) of the Private Facility for any and all costs associated with making the necessary improvements and assess any non-payment penalties as considered appropriate.
- 3.2.7.8 The District may refuse to deliver water to any person not complying with an obligation to maintain or help maintain any Private Facility and may deliver water to other people through the Private Facility who have met the maintenance obligations. However, the District shall maintain the right to discontinue the delivery of any water to all people through the Private Facility until such time when the facility is back in proper condition as determined solely by the Water Operations Manager.
- 3.2.7.11 The District will not contribute to the cost of improving Private Facilities or improve District Facilities for the benefit of Landowners, Water Users, or Tenants unless approved by the

Board. Work shall not begin on cooperative improvements until a written agreement is approved by the Board and the Landowner's, Water User's, or Tenant's share of the improvement cost is paid to the District.

3.2.7.12 Any operation and maintenance of Private Facilities by the District shall not establish any ownership or set any precedence for any future operation or maintenance of said facility.

3.2.8 Improvement District Facilities

3.2.8.1 All Improvement District Facilities shall be constructed and maintained in accordance with District Standards.

3.2.8.2 All Improvement District Facilities shall be free from obstructions and properly maintained to allow sufficient capacity to convey the reasonable flow of water requested by any Landowner, Water User, or Tenant in an effort to minimize the potential for evident damage, overflow, undue seepage, and any other unreasonable or non-beneficial use of water.

3.2.8.3 The District may shut off the delivery of water to any Improvement District Facility not meeting the conditions of Rule and Regulation No. 3.2.8.2 above and require the Improvement District Facility to be cleaned, repaired, or reconstructed before delivery of water is reinstated.

3.2.8.4 Improvement District Facilities may be cleaned or repaired by the District at the expense of the Improvement District when deemed necessary by the District.

3.3 Use of District Facilities

3.3.1 General

3.3.1.1 Absent of the District's express written approval, Private use of District Facilities is strictly prohibited.

3.3.1.2 Any and all use of District Facilities by any person or agency, public or private, shall be solely permitted by written permission of the District and shall be in compliance with any and all applicable federal, state, and local laws, statutes, regulations, and other terms and conditions properly established.

3.3.1.3 At no time shall District Facilities be used for recreation purposes, including but not limited to, swimming, diving, hunting, or fishing.

3.3.1.4 Except as otherwise specifically permitted by written agreement with the District, water contained within District Facilities, either flowing or non-flowing, shall at no time be used for purposes of stock water. It is the sole responsibility of livestock

owners to provide a source of water for livestock outside District rights-of-way.

- 3.3.1.5 Livestock permitted on District canal banks frequently cause damage thereto. The owners of the livestock and the land on which they are pastured are liable for such damage and shall promptly make repairs in a good and workmanlike manner. If after notification has been given repairs are not promptly so made, the District may make them and bill the owner of the livestock or land involved for the cost thereof. Unpaid balances on invoices for damages to District property will be collected in accordance with the Irrigation Water Service and Related Fees Policy. Additionally, Rule and Regulation No. 4.3.5 shall immediately become applicable.

3.3.2 Drainage Facilities

- 3.3.2.1 No surplus irrigation water, storm water, wastewater, tile drainage, nor any other water or substance shall be drained, dumped, pumped, siphoned, or otherwise discharged directly or indirectly into any District Facility without the prior written permission of the District. In granting permission to discharge, the District may impose conditions, including, without limitation, the right of the District to approve and monitor the discharger's measurement facilities. Permission to discharge shall be revocable at any time at the District's discretion.
- 3.3.2.2 Water and other substances, permitted through written agreement that are discharged into District Facilities shall meet all applicable federal, state, and local water quality standards and provisions.
- 3.3.2.3 District approval to discharge into District Facilities shall only be granted to those parties who have coverage from the Regional Water Quality Control Board under a waiver or waste discharge permit. Proof of coverage shall be provided to District upon request. Having coverage from the Regional Water Quality Control Board does not guarantee approval or establish a right to discharge into District Facilities.
- 3.3.2.4 The rate and quantity of discharge into any District Facility may be subject to limitations based on the capacity of the conduit. The Water Operations Manager shall set such limitations whenever necessary.
- 3.3.2.5 All Private discharge facilities shall be constructed at the sole expense of the discharger, and must be in accordance with the most current District Standards.
- 3.3.2.6 All approved Private discharges into District Irrigation Facilities shall be limited to one 6 inch diameter outlet per 40 acres of

irrigated land. All approved Private discharges into District Drainage Facilities shall be limited to one 8 inch diameter outlet per 40 acres of irrigated land, unless otherwise dictated by topography as determined by the District Engineer. Smaller parcels may be permitted a proportionately sized surface drain outlet. The District, at its discretion may require the outlet to be gated such that any authorized District employee may close and/or lock the outlet in the event that such control is warranted to protect water quality or for the benefit of the District's operations.

- 3.3.2.7 Where excessive runoff from lands receiving District water is entering District Facilities, the District may reduce the quantity of water delivered in an effort to reduce the drainage flows or require the Landowner, Water User, or Tenant to install special drainage facilities to regulate the flow into the District Facilities. The District may also require a Landowner, Water User, or Tenant to cease all such runoff into District Facilities whenever necessary for the District's or the public's interest, including, but not limited to, ensuring water quality standards, implementation of drought response measures, preventing injury or damage, or performing repairs or maintenance.
- 3.3.2.8 All existing discharges into District Facilities, not currently covered by a written agreement, shall be subject to the District's current terms and conditions.
- 3.3.2.9 Dischargers are solely liable and responsible for meeting and complying with all local, state, and federal regulations for water quality and groundwater pumping. Dischargers agree to indemnify, defend, and hold harmless the District, its Board, officers, employees, and agents against all liability, claims, damages, and costs (including reasonable attorney fees) relating to the quality of water discharged by the discharger.

3.3.3 Transportation Use of Canals and Drains

- 3.3.3.1 No person or agency, public or private, shall transport any water or other substance through District Facilities without the prior written approval of the District. In granting permission to transport water or other substances, the District may impose reasonable conditions, including, without limitation, the right of the District to set flow and water quality limits and to require monitoring at the dischargers expense. Permission to transport shall be revocable at any time and as determined by the General Manager.
- 3.3.3.2 Water and other substances, permitted through written agreement to be transported via District Facilities, shall meet all

applicable federal, state, and local water quality standards and provisions.

3.3.3.3 All transport facilities shall be constructed at the sole expense of the transporter, and must be in strict accordance with the most current District Standards.

3.3.3.4 All existing transportations through District Facilities not currently covered by a written agreement shall be subject to the District's current terms and conditions.

3.3.4 Pumps

3.3.4.1 No person or agency, public or private, shall be allowed to operate or control any District owned pumps without the written approval of the Water Operations Manager. Written authorization to operate District owned pumps shall be considered a distinct and solitary event and shall not establish any right or precedence for future events or requests.

3.3.4.2 A written request shall be submitted to the Water Operations Manager at a minimum of ten (10) days in advance of the proposed pumping event. The use of District owned pumps is subject to termination at any time for any reason as determined by the Water Operations Manager.

3.3.4.3 The Water Operations Manager is to ensure that the person granted permission to operate the District owned pump is properly trained by District staff and knowledgeable regarding the safe and responsible operation of the pump and its components.

3.3.4.4 During periods when the District is not using a District pump, requests may be made with the District for Private rental of the pump in accordance with the following:

- a. Pump rentals will be granted in the order in which requests with accompanying payment are received.
- b. Rental time will be determined and assigned by the Water Operations Manager.
- c. No extensions of rental time assigned will be granted unless there is no one waiting for the use of the pump.
- d. No renter will be allowed to rent the same pump for a second period until all those on the waiting list have had the opportunity to use the pump.

3.3.4.5 Once a District pump is rented and started, no refunds will be made for water pumped that is not used by the renter unless regular scheduled gravity water or District pumped water becomes available, thereby causing an early termination of the rental period. A refund of the unused portion may be provided at the District's discretion upon request. All requests for

refunds must be made in writing within fifteen (15) days of the termination of delivery.

- 3.3.4.6 The District may at its discretion limit water supplied by the District pump rental to not more than 2.4 inches per acre per irrigation if that pump is in demand by other water users.
- 3.3.4.7 The District reserves the right to not rent a pump or to cancel a rental and refund the deposit made if the District pump use will interfere with District maintenance or other District operations.
- 3.3.4.8 The District will have complete control of turning District pumps on and off and servicing them.
- 3.3.4.9 The District has complete control of setting up and operating any other District Facilities that will be used during pump operations. The pump renter shall be responsible for monitoring and reporting to the District any interruption in delivery.
- 3.3.4.10 If the District pump is off due to power failure, breakdowns, or other causes, the down time will be added at the end of the rental period.
- 3.3.4.11 The charges for all District pump rentals will be determined solely by the District.
- 3.3.4.12 The rental period begins with the “time on” and ends with “time off” at the District pump. No allowances will be made for time required to fill District and/or Private Facilities; however, the time required to fill District and/or Private Facilities may at the District’s discretion be prorated among those using the water.
- 3.3.4.13 Payment of the District pump rental application fee must accompany the application for the pump rental. No application will be recognized until the payment is received in whole.

3.3.5 Rights-of-Way

<u>STANDARD RIGHT-OF-WAY</u>	
<u>Type of Facility</u>	<u>Width (Feet)</u>
Main Canals	100
Canals flowing 30 cfs or more	60
Canals flowing less than 30 cfs	50
Pipelines	40
Pipelines privately owned or served by OID	20

Open drainage ditches used to recover OID water (not including ponded areas along drains at OID pumps.)	60
Exceptions, requiring additional right-of-way area may be required when the lay of the adjacent lands or depth of the canal/conduit necessitates such additional lands.	
Reductions to the above-stated standards necessitates prior Board approval.	

- 3.3.5.1 District canal roads, rights-of-way, easements, and lands owned by the District are for the exclusive use by authorized District employees and agents, and other authorized persons permitted by the District in accordance with these rules and regulations. No unauthorized vehicle shall be permitted on or within District canal roads, rights-of-way, easements, or lands owned by the District.
- 3.3.5.2 Persons requiring a specific use of a District canal road, right-of-way, easement, or land owned by the District may apply to the District for written permission prior to such use. Notwithstanding any permission granted by the District, use of District canal roads, rights-of-way, easements, and lands owned by the District is at the sole risk of the user.
- 3.3.5.3 The following persons are authorized to operate a vehicle upon a District canal road, right-of-way, easement or land owned by the District: (1) Persons whose property is directly adjacent to the District canal and to whom permission for ingress and egress to the property has been granted by the District; and (2) Any sheriff, police, fire, or public safety personnel on official business with the underlying landowner's permission.
- 3.3.5.4 Any person entering upon a District canal road, right-of-way, easement or land owned by the District with or without authorization does so at their own risk and assumes all risks associated therewith and by such action accepts the responsibility for any resulting damage to District and/or Private property.

3.3.6 Crossings/Culverts/Bridges

- 3.3.6.1 Except as otherwise specifically permitted by the District in writing, no person shall cross any District Facility, including without limitation any canal, pipeline, weir, bridge, or other crossing, except those clearly marked for public use.3.3.6.2
No improvements such as buildings, bridges, gates, cross canal pipes, facilities, etc., shall be constructed or placed in or

over any District Facility without the District's prior written approval.

3.3.6.3 All such permitted buildings, bridges, gates, cross canal pipes, or other cross canal facilities shall be the responsibility of the Landowner and constructed, erected, installed, and maintained at the Landowner's expense and built in accordance with the most current District Standards.

3.3.6.4 If an agricultural bridge or culvert crossing is necessary for efficient District operational and maintenance needs, and no other more economical means exists to provide such economical service, the Districts may provide the labor and equipment necessary for such an installation if the landowner provides the pipe. This is not applicable for circumstances involving parcel splits, subdivisions, or development of lands.

3.3.6.5 The District, at its discretion, may contribute proportionately to the maintenance cost of crossings essential for use by the District. This contribution shall not establish any ownership or set any precedence for any future contribution.

3.3.7 Charges

3.3.7.1 Any person or agency, public or private, shall pay any and all charges established by the District for the non-District use of District Facilities. Payment must accompany the request for approval prior to use. Therefore any request submitted without accompanying payment will be deemed incomplete and discarded.

3.3.7.2 The District shall bill for any and all additional charges resulting from the non-District use of District Facilities that are not covered by original payment.

3.3.7.3 The District assumes that the user is properly prepared to use the specific District Facility for the duration of the requested time. The District shall not refund or credit any user for downtime resulting from operational decisions made by the user. In the event of a District Facility failure not resulting from inappropriate use or ill-treatment of the District Facility, a credit shall be established that is directly proportional to the duration of the downtime.

3.3.7.4 A written petition for a partial refund or credit may be submitted to the Board within fifteen (15) days of the nonscheduled termination of use.

3.4 Access to Lands

3.4.1 The DSOs and other authorized agents of the District shall have free access at all times to all Private Facilities and lands being irrigated for the purpose

of determining whether or not they are in satisfactory condition to handle the water and whether the water is being used reasonably and beneficially. Where access is denied by the Landowner, Water User, or Tenant, water delivery may be curtailed or terminated until the request for access has been granted.

- 3.4.2 The District shall be granted access to any lands within its sphere of influence when responding to an emergency upon notification from law enforcement or other person.
- 3.4.3 If the District holds a right-of-way or easement across Private land for the operation and maintenance of a District Facility, the law provides that the District shall have certain secondary rights, such as the right to enter upon the property on which the right-of-way or easement is located; to make repairs; and do such things reasonably necessary for the efficient and economical operation and maintenance of the system.

3.5 Encroachments

- 3.5.1 No trees, vines, shrubs, corrals, fences, buildings, bridges, or any other type of encroachment shall be planted or placed in, on, over, or across any District Facility; or the right-of-way therefor except pursuant to specific written authority from the District.
- 3.5.2 Any encroachment, authorized or otherwise; in, on, over, under, along, or across any District Facility or right-of-way that interferes with the operation or maintenance of said facility may be removed by the District, at the sole expense of the encroacher. Authorization for an encroachment will end if and when said encroachment is determined by the District to be in interference with District operations.

3.6 Construction of Private Irrigation Facilities

- 3.6.1 No Private stop gates, stand pipes, turn out pipes, valves, pumps or other Privately owned facilities shall be connected to or placed through or on District Facilities unless and until all the following have occurred:
 - a. A written application setting forth the type and specification of the installation to be made is filed with the District.
 - b. The application and specifications are approved in writing by the District prior to start of construction.
 - c. If any of the work is to be performed by District personnel or under District contract, the full estimated cost inclusive of any contingencies is to be paid to the District by the applicant in advance; however, the applicant shall be responsible for the actual costs of construction irrespective of the amount of the estimate. Upon completion, the applicant shall pay the difference between the estimated amount and the actual costs if the

estimate is exceeded. If the actual cost is less than the estimate, the applicant will receive a refund from the District in the amount of the overpayment.

- d. In order that all involved be protected, in instances and to the extent the Board deems appropriate, a written contract is entered into specifying the conditions of performing the work and conditions applicable to the use of the District's Facilities.
- e. If the work can affect the flow of water in District Facilities, the work shall only be performed during times approved in advance by the District. Ordinarily, in the absence of an emergency, such work will not be permitted during the water season which can start as early as March 1st and end as late as October 31st.

- 3.6.2 No Private irrigation system improvements, including without limitation diverting gates, weirs, pump intakes, mechanical screens or structures of similar nature, shall be installed, constructed or placed in, on, over, under, along, or across any District Facility or right-of-way unless prior written permission, in the form of an encroachment permit, has been granted therefor by the District. No permitted person or agency, public or private, shall acquire any rights in the District's Facilities or rights-of-way other than those set forth in a written agreement with the District. Permittees shall, at their sole expense, upon receipt of notice from the District, promptly relocate or remove any improvement. In the event that the permittee fails to do so, the District reserves the right to perform such relocation or removal at the permittee's sole expense.
- 3.6.3 No Private improvements, including without limitation buildings, bridges, culverts, gates, corrals, landscaping, recreational pools, cross-canal conduits, or structures of similar nature, shall be planted, installed, constructed, or placed in, on, over, under, along, or across any District Facility or right-of-way unless prior written permission has been granted therefor by the District. No permitted person or agency, public or private, shall acquire any rights in the District's Facilities or rights-of-way other than those set forth in a written agreement with the District. Permittees shall, at their sole expense, promptly upon receipt of notice from the District, relocate or remove any improvement. In the event that the permittee fails to do so, the District reserves the right to perform such relocation or removal at the permittee's sole expense.
- 3.6.4 Except where otherwise specified by a written agreement with the District, all permitted Private improvements, irrigation or otherwise, shall be installed, constructed or placed in, on, over, under, along, or across any District Facility or right-of-way at the sole expense of the permittee and constructed in accordance with the most current District Standards.

3.7 Design of Irrigation Facilities

- 3.7.1 All new Private or Improvement District Facilities are to be approved, in writing, by the District Engineer prior to the start of construction. Plans and construction details shall be submitted to the District along with payment of any charges and a written request.
- 3.7.2 The District Engineer shall have the authority to approve any new Private or Improvement District Facilities. The design of said facilities shall be required to meet the flow requirements of the land being served without impacting operations of the District or other Landowners, Water Users, or Tenants. The District's rights hereunder to review and accept the plans shall not impose any duties or obligations on the District, nor shall such rights relieve the Landowner, Water User, or Tenant of the sole responsibility for the facilities' plans, schedules and installations, and construction and placement of work.
- 3.7.3 Landowners, Water Users, or Tenants shall be required to install, operate, and maintain pumps, at their sole expense, for all irrigation improvements that cannot utilize District delivered gravity water.

3.8 Improvements/Relocation of Irrigation Facilities

- 3.8.1 If extensions of District Conduits, increases in capacity or additional outlets are desired, prior approval by the District is required and the desired construction or modification must be done in accordance with the most current District policy and District's Standards and Specifications at the sole expense of the person desiring the work to be done. The estimated cost inclusive of any contingencies shall be deposited with the District prior to commencement of work. Where pipelines are installed in lieu of open ditches, one outlet per 40 acres shall be installed at District expense. All improvements shall become the property of the District, unless otherwise agreed in writing.
- 3.8.2 Any person desiring to build on or develop the area over a District Conduit or to move or relocate a District Facility, must apply in writing to the District and receive written approval from the District prior to commencement of work. Once permission from the District is granted, all construction shall be performed at the sole expense of the applicant by the District or the landowner or the landowner's contractor at the District's discretion and in accordance with the most current District Standards and Specifications..

SECTION 4: DUTIES OF WATER USERS

4.1 Responsibilities

- 4.1.1 All land to be irrigated shall be properly prepared to reasonably and beneficially receive water.
- 4.1.2 Landowners, Water Users, and Tenants shall maintain Private Facilities in a manner that is conducive to the reasonable and beneficial use of supplied water. The Landowner, Water User, or Tenant is responsible for ensuring that all Private Facilities are in an acceptable working condition, able to receive water at the established start time, and capable of continued use for the duration of the irrigation event.
- 4.1.3 Landowners, Water Users, and Tenants shall be responsible for the control and distribution of water to their lands at all times after the water is diverted from a District Facility. As determined by the District, where control is not appropriately exercised by the Landowner, Water User, or Tenant, the District may require that a person be present at all times during irrigation events.
- 4.1.4 Landowners, Water Users, and Tenants shall be responsible to open and close all Private Facilities at the conclusion of the irrigation event.
- 4.1.5 Landowners, Water Users, and Tenants are responsible for communicating with the DSO. The District requires that the DSO be notified of any planned or unplanned changes that may occur during the irrigation event. At a minimum, the Landowner, Water User, or Tenant is responsible for notifying the DSO four (4) hours prior to any change in, or termination of, the irrigation event.
- 4.1.6 The DSO may require any Landowner, Water User, or Tenant, at the end of an irrigation event, to notify the Landowner, Water User, or Tenant next in line for the receipt of water.
- 4.1.7 For the purposes of determining operation schedules and water demand, the District requests that Landowners, Water Users, and Tenants submit a crop declaration to the DSO prior to or during the first watering event of the water season whenever changing crop types from year-to-year. The crop declaration would ideally include without limitation the type of crop, number of acres of each crop type and an estimate of the annual crop water requirement.
- 4.1.8 All Landowners, Water Users, and Tenants are responsible for providing the District with the most current and accurate contact information. At a minimum the District requires that Landowners, Water Users, and Tenants provide a mailing address and telephone number.

4.2 Use of Water

- 4.2.1 All District supplied water must be applied efficiently and used reasonably and beneficially.
- 4.2.2 All District supplied water shall be used for irrigation purposes, except where a written agreement has been entered into between the Landowner, Water User, or Tenant and the District.
- 4.2.3 Any Landowner, Water User, or Tenant who wastes water on roads, vacant land, or land previously irrigated, either willfully, carelessly, or on account of defective or inadequate conduits or facilities, or inadequately prepared land, or who floods a portion of the land to an unreasonable depth or amount in order to irrigate other portions, or floods across one parcel to irrigate another parcel, may be refused District water until such conditions are remedied.
- 4.2.4 Water shall not be used on lands outside of the District boundaries except where agreed upon in writing with the District. Landowners, Water Users, and Tenants shall not use water on lands outside the District that was originally applied on lands within the District, whether by routing through a Private Facility, first flowing it across land within the District, recapturing it from drains, or otherwise. The District has the authority to terminate any current or future water use if it is determined that the aforementioned event has occurred. The District may also require that Private Facilities be constructed to ensure that future deliveries are maintained on the property to which it was originally diverted.

4.3 Charges

- 4.3.1 The Board shall, annually, establish the rates of charges for water and the payment due dates.
- 4.3.2 All water charges, Improvement District charges, and other irrigation or drainage related charges shall be due and payable as stated by Board resolution and notices in billing statements. Typically, water charges are billed annually in early November and may be paid in two installments. The first installment is due on December 20th and the second installment is due on June 20th pursuant to §26076 of the California Water Code.
- 4.3.3 Accounts with delinquencies will be charged penalties and interest in accordance with the Irrigation Water Service and Related Fees Policy and the current Agricultural Water Users Rates District Resolution.
- 4.3.4 Landowners are responsible for all charges regardless of whether or not the land is being rented, leased, or farmed by a third party.

SECTION 5: DISTRIBUTION OF WATER

5.1 Allocations & Entitlements

- 5.1.1 Irrigation water is made available each year starting as early as March 1st and ending as late as October 31st. The start and end of the irrigation season shall be approved by the Board.
- 5.1.2 Water shall be distributed equitably and fairly to Landowners, Water Users, and Tenants within the District who have paid all charges and penalties therefrom.
- 5.1.3 No Landowners, Water Users, and Tenants shall receive or be entitled to a greater amount of water than can be reasonably and beneficially used.
- 5.1.4 The District does not and cannot guarantee the quality of water that is delivered to any Landowner, Water User, and Tenant, and will not be liable for any damages that may result from the application of the supplied water.
- 5.1.5 The District may, if operational conditions warrant, vary the duration and flow rate so long as the Landowner, Water User, or Tenant is afforded a reasonable opportunity to utilize a fair allotment of irrigation water.

5.2 Scheduling & Notification

General

- 5.2.1 Distribution of water shall generally be by rotation, but where appropriate, the Water Operations Manager has the authority to implement variations to the delivery schedule and/or method.

Rotational Deliveries

- 5.2.2 Rotation schedules which establish the general duration between each rotational delivery shall be prepared by the Water Operations Manager under the direction and supervision of the General Manager. Preliminary rotation schedules shall be prepared prior to the start of the irrigation season. Upon request, rotation schedules shall be made available to Landowners, Water Users, and Tenants taking delivery and utilizing water from District Facilities. The District reserves the right to revise the rotation schedule at any time during the irrigation season.
- 5.2.3 Water deliveries under the rotation schedule shall be made on the basis of continuous and steady use of water during all days and nights, including holidays. It shall be incumbent upon the Landowner, Water User, and Tenant to fully utilize water during the allotted time and to relinquish the water at the end of the scheduled time period unless otherwise approved by the DSO. In order to prevent the waste of water and damage to District Facilities it is mandatory that every Landowner, Water User, and Tenant notify the DSO a minimum of 4 hours prior to the originally scheduled end time if an irrigation event is requested to be discontinued or extended.

- 5.2.4 The DSO shall provide as much advance notice as possible to Landowners, Water Users, and Tenants regarding the approximate time that water will be delivered. However, there is potential for unforeseen operational issues and interruptions to occur which may require that the Landowners, Water Users, and Tenants, on short notice, take the delivered water at the time it is available by the DSO or declare a pass on the rotation. The DSO will strive to provide a minimum of twelve (12) hours' notice whenever feasible to do so.
- 5.2.5 In the event that the Landowner, Water User, or Tenant cannot be contacted, located, or otherwise notified of the availability of water, the DSO shall declare that the Landowner, Water User, or Tenant has passed and will not receive water until the next regularly scheduled rotation.
- 5.2.6 Any person who takes water out of turn without the permission of the DSO forfeits the right to water at the next regular rotation and may become subject to criminal prosecution and/or civil liability under Penal Code §498 and §592.

Non-Rotational Deliveries

- 5.2.7 Landowners, Water Users, and Tenants may request to receive water on a non-rotational delivery schedule. The request may be required to be made in writing and submitted to the Water Operations Manager for review and approval if deemed appropriate.
- 5.2.8 Authorization of non-rotational or "steady head" delivery is not a standard operation. Non-rotational deliveries shall be considered a special accommodation and shall not establish any precedent or create any right for future deliveries.
- 5.2.9 The Water Operations Manager reserves the right and has the authority to establish a non-rotational delivery. In consideration of establishing a non-rotational delivery, the Water Operations Manager shall determine the potential impacts of the delivery adjustment. Non-rotational deliveries shall not impact the District's ability to equitably distribute water to all Landowners, Water Users, and Tenants.
- 5.2.10 Non-rotational deliveries shall not be allowed to negatively impact the District's ability to deliver water economically and efficiently. In the event that any adverse impact is identified the Water Operations Manager may suspend the non-rotational delivery and re-establish a rotational delivery schedule.
- 5.2.11 At no time shall non-rotational Landowners, Water Users, and Tenants be permitted to use water in a manner that is not reasonable and beneficial. In the event that excessive ponding, runoff, or any other waste of water is identified, the DSO shall reduce the delivered flow and/or duration and notify the Water Operations Manager. If the issue persists the Water Operations Manager shall provide a written warning to the Landowner,

Water User, and Tenant, and is authorized to enact the necessary sanctions to ensure the reasonable and beneficial use of water.

Specialty Crop Deliveries

- 5.2.12 Any Landowner, Water User, and Tenant who desires irrigation water on a tailored delivery schedule in order to grow a specialty crop may be required to submit a detailed application to the District for consideration.
- 5.2.13 Surface irrigation water is not available between November 1st and March 1st due to water right limitations.. Water Users desiring to utilize District Facilities to facilitate groundwater or storm water conveyance and delivery to grow winter crops shall submit a request for off-season services. The District reserves the right to approve or deny any request for Private use of any District Facility for any reason at any time.

5.3 Measurement

- 5.3.1 All measurements of water delivered by the District to a Landowner, Water User, or Tenant shall be made at the last point of control from a District Facility, or at other appropriate locations as determined by the Water Operations Manager.
- 5.3.2 The DSO is required to measure and maintain documentation of flow rates, duration and other pertinent irrigation event statistics as determined by the Water Operations Manager.
- 5.3.3 All water measurements performed and documented by the District shall be considered correct in the absence of evidence to the contrary.
- 5.3.4 The District shall maintain, calibrate, and otherwise properly care for all District measurement structures, equipment, and devices.
- 5.3.5 The District, as provided by the CWC §22083, has the authority to install or require the installation of irrigation flow measurement devices, equipment or structures at all District turnouts.
- 5.3.6 District measurement equipment is the property of the District and shall not be tampered with, removed, or otherwise inhibited by any person unauthorized to do so. Any unauthorized person that performs such acts is subject to criminal prosecution under Penal Code §498c.

5.4 Interruption or Refusal of Service

- 5.4.1 The DSO will make every effort to maintain an adequate flow of water in each District Facility to meet anticipated demands. However, changes in water use due to temperature variation, improper coordination by upstream users during water changes, private booster pump flow variation, local runoff from precipitation, spill water from other facilities, canal breaks, and other emergencies may cause unavoidable fluctuations and interruptions in flow. It is expected that a Landowner, Water User, or Tenant will notify the DSO if water is not available at the time the rotation is scheduled to begin or if the flow is interfered with during the irrigation event. It is also

expected that all Landowners, Water Users, and Tenants will cooperate with the Water Operations Manager and/or the DSO in determining the cause of the interruption and will, to the extent practical, assist in correcting the problem.

- 5.4.2 No additional time shall be granted to Landowners, Water Users, and Tenants who fail to use the water continuously when available during the allotted time. If a Landowner, Water User, or Tenant fails, neglects, or refuses to use the water during the period assigned, it shall not be a valid basis for claiming the right to use water at any other subsequent time. However, if such failure to use water is due to circumstances beyond the control of the Landowner, Water User, or Tenant, particularly if caused by the unavailability of water, the District shall endeavor to make up the lost time insofar as it can be done without unreasonably interfering with the scheduled and equitable delivery of water to other Landowners, Water Users, and Tenants. Any such Landowner, Water User, or Tenant which is unable to divert the full allotment of water shall promptly notify the Water Operations Manager of the desire to divert the remainder of the entitlement.

5.5 Out-of-District Service Agreements

- 5.5.1 All water delivered to lands outside of the District boundary shall be subject to, without limitation, any and all of the rules and regulations established by the District and provided within this document.
- 5.5.2 Persons interested in or currently receiving water for application onto lands outside of the current District boundaries are required to submit an application for water service. The application shall be accompanied by any and all fees, charges, or deposits as required by the District.
- 5.5.3 Applications will be reviewed by the General Manager, Water Operations Manager, District Engineer, and Chief Financial Officer. Upon completion of the review process a recommendation will be made by District Staff and presented to the Board. The Board reserves the right to approve or deny any application for out-of-District water for any reason.
- 5.5.4 Out-of-District water service is established on an annual basis and is not guaranteed for the duration of any irrigation season. Out-of-District water is declared surplus water for that purpose and is made available, without obligation, to Board approved recipients. Water supplied to out-of-District Landowners, Water Users, and Tenants is a non-guaranteed availability and may be suspended at any time by the District.
- 5.5.5 The District shall not be liable for any damages that occur from the negligent use or misuse of water supplied to out-of-District Landowners, Water Users, and Tenants.
- 5.5.6 The District shall not be liable for any damages, economic hardships, or otherwise unfavorable consequences resulting from the suspension of an out-of-District service agreement. Persons entering into agreements for out-of-District water service assume and shall be knowledgeable of all risks

associated with not receiving anticipated flows, durations and/or volume of water. The District does not and cannot guarantee any degree or level of service to any out-of-District Water Users.

- 5.5.7 Approval of out-of-District service agreements are considered conditional and only valid for the term specified on the applicable agreement for out-of-District water, typically 1-year. Approval to receive out-of-District water shall be considered a distinct and solitary event and shall not establish any right or precedence for future events.

5.6 Unauthorized Use of Water

- 5.6.1 Any person who uses District water without the District's permission may become subject to criminal prosecution and/or civil liability under Penal Code §498 and §592.
- 5.6.2 Use of District water without the District's permission may result in a forfeiture of the Landowner's, Water User's, and/or Tenant's right to receive water on the next scheduled rotation or planned irrigation event.

SECTION 6: LIABILITY

6.1 District Liability

- 6.1.1 The District will not be liable for any damages resulting directly or indirectly from any Private Facility or the water flowing therein or by reason of lack of capacity in any Private or District Facility or for negligent, wasteful, careless, or other use of handling of water by Landowners, Water Users, and Tenants.
- 6.1.2 Nothing in these rules shall be construed as an assumption of liability on the part of the District, its Board, officers, or employees for any damage occasioned by the use of water by any Landowner, Water User, or Tenant or for failure to enforce any of the provisions of these rules.
- 6.1.3 Most of the water furnished by the District flows through many miles of open ditches, and is subject to pollution, shortages, fluctuation in flow, and interruption in services. District employees are forbidden to make any agreements binding the District to serve an uninterrupted, constant supply of water. All water furnished by the District will be on the basis of irrigation deliveries and every Landowner, Water User, and Tenant putting the water to other uses does so at their own risk and by doing so assumes all liability for, and agrees to hold the District and its officers and employees free and harmless from liabilities and damages that may occur as a result of defective water quality, shortages, fluctuation in flow and interruptions in service.
- 6.1.4 The District sells water as a commodity only and not as a guaranteed service and will not be liable for defective quality of water, shortage of water, either temporary or permanent, or for failure to deliver water or delay in doing so.
- 6.1.5 Private pumping by Landowners, Water Users, and Tenants of District supplied surface water is done at the their risk and the District assumes no liability for damages to private pumping equipment or other damages as a result of turbulent water or shortage or excess of water or other causes.
- 6.1.6 The District assumes no liability for damages to persons or property occasioned through defective Private Facilities.
- 6.1.7 District Facilities are to be used solely for the purpose of conveying water for use on land and for conveying drainage water away from the land. The use of District Facilities for recreation purposes or play is prohibited.
- 6.1.8 The water in many District Facilities is cold, swift and deep, and the District Facilities cover so many miles that continuous District supervision of their use in illegal recreational activities is impossible. Landowners, Water Users, and Tenants are prohibited from using District Facilities and canal roads, rights-of-way, easements, or lands owned by the District for swimming or play.

6.2 Water User Liability

- 6.2.1 Each Landowner, Water User, and Tenant shall be responsible to the District and to third parties for all damages caused by his or her neglect, malicious, and/or careless acts.
- 6.2.2 It is the duty of each Landowner, Water User, and Tenant to regulate and control the water delivered to his or her land so as to avoid damage to the District or third persons.
- 6.2.3 Any persons who cause damages or injury to District Facilities as a result of doing or permitting any of the following to be done:
 - a. Permitting livestock, poultry, or waterfowl to go on or in District Facilities.
 - b. Burning or otherwise injuring or destroying District Facilities.
 - c. Dumping or flowing into the District Facilities any rubbish, soil, filth, or other substances that would pollute or impede the flow of water therein.
 - d. Erecting signs, fences, or other structures on or across or otherwise obstructing District rights-of-way without written permission of the District.
 - e. Shutting off or reducing the flow of water from a District Facility into a Private Facility or field without giving reasonable prior notice of such proposed action to the Water Operations Manager or DSO in charge.

shall pay to the District all costs incurred by the District in repairing the damage or removing the obstructions.

- 6.2.4 Under the Penal Code §588, §592, and §607, it is unlawful to do any of the following without authority of the District:
 - a. Take water from a District Facility with intent to defraud.
 - b. Disturb any District Facility for the control or measurement of water.
 - c. Cause to be emptied or placed into any District Facility any rubbish, filth, or obstruction to the free flow of water.
 - d. Willfully and maliciously cut, break, injure, or destroy any District Facility.
- 6.2.5 The Landowner, Water User, or Tenant are responsible and liable for any damage caused by the their negligence or careless use of water, or the result or failure by them to properly operate or maintain any ditch, pipeline, or other facility for which they are wholly or partially responsible.
- 6.2.6 The District's responsibility for water and its associated characteristics, including quality, shall cease when the water is diverted into any Private or Improvement District Facility or property. The District shall not be liable

for any damages that occur once the water is diverted from District Facilities.

6.3 Claims for Damages

6.3.1 Claimants must submit claims to the District office on a District claim form within the timeframes established in California Government Code §911.2. Claims will be processed in accordance with California Government Code §§ 900-949.



COMMUNICATIONS

**BOARD MEETING OF
JANUARY 19, 2021**

Summary

ENSO Alert System Status: **La Niña Advisory**

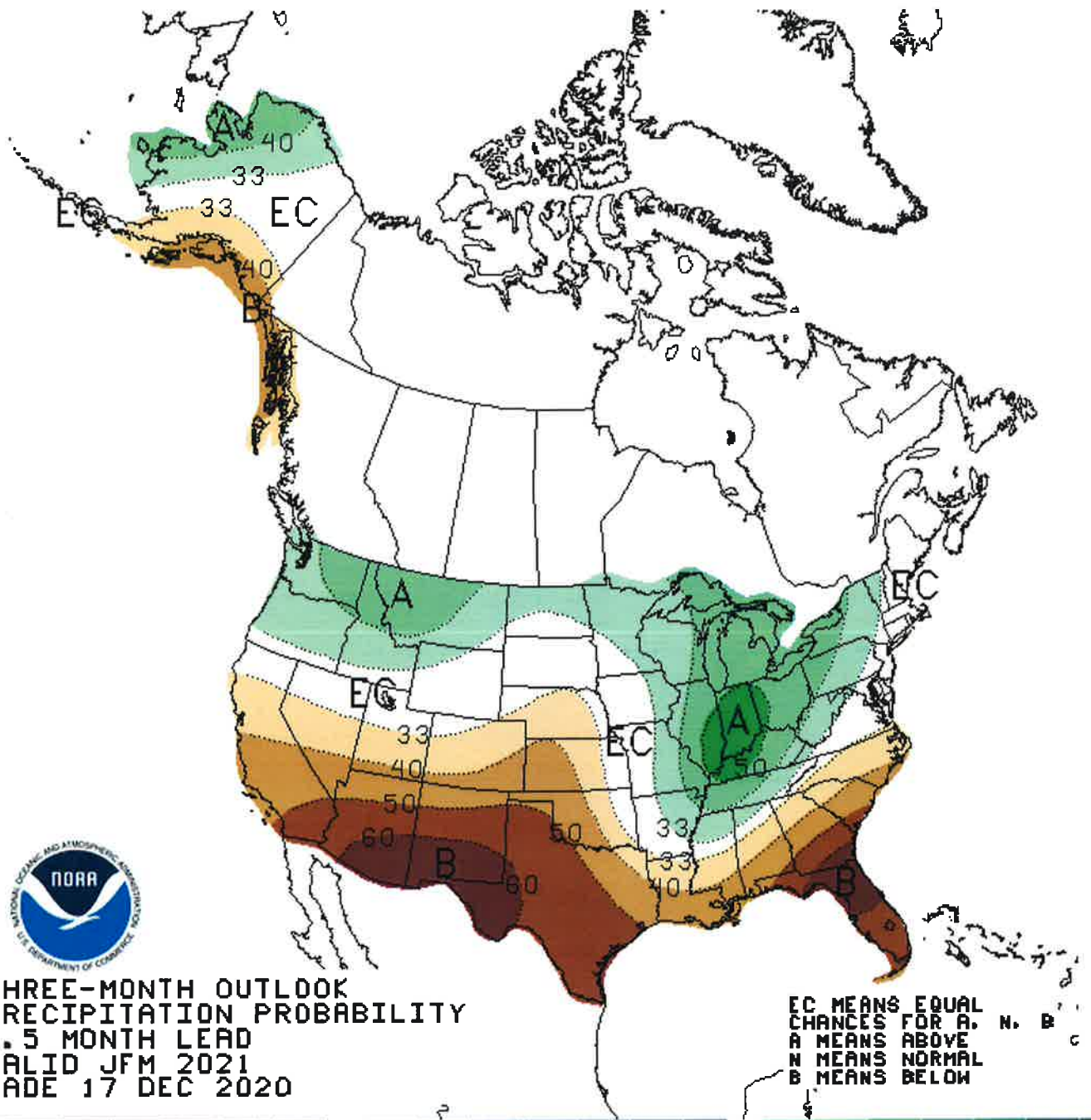
La Niña conditions are present.*

Equatorial sea surface temperatures (SSTs) are below average from the west-central to eastern Pacific Ocean.

The tropical atmospheric circulation is consistent with La Niña.

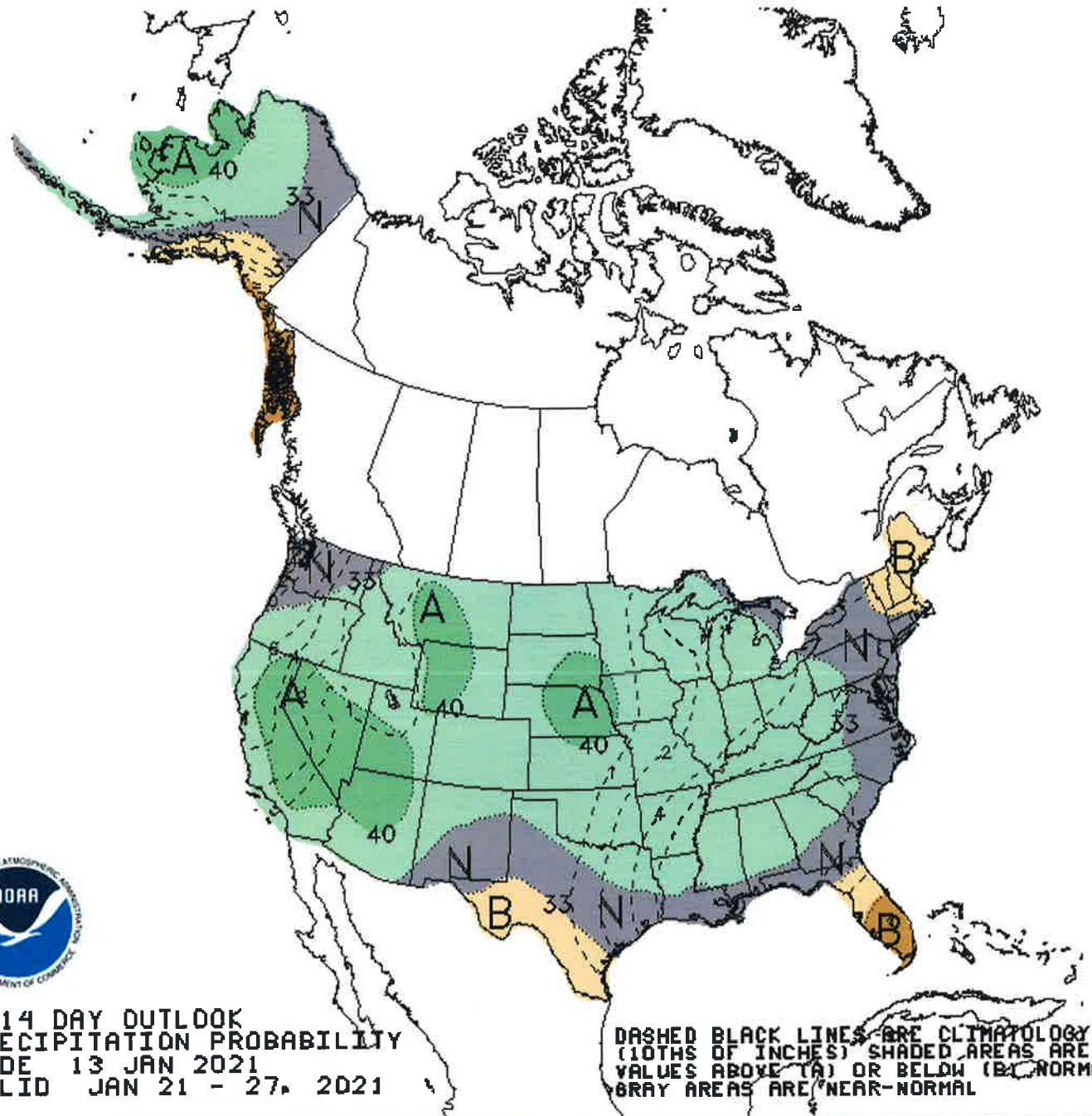
La Niña is likely to continue through the Northern Hemisphere winter 2020-21 (~95% chance during January-March), with a potential transition during the spring 2021 (~50% chance of Neutral during April-June).*

* Note: These statements are updated once a month (2nd Thursday of each month) in association with the ENSO Diagnostics Discussion, which can be found by clicking [here](#).



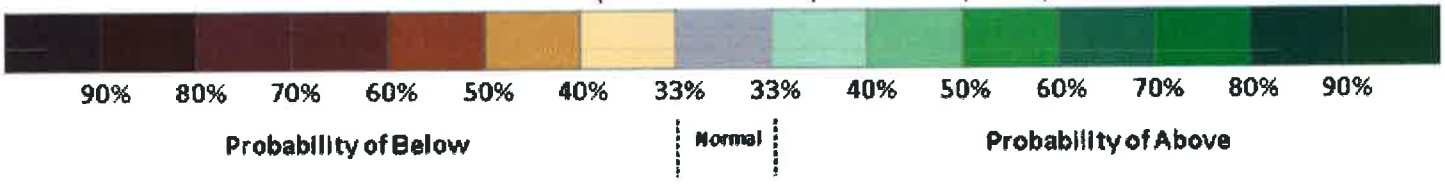
THREE-MONTH OUTLOOK
 PRECIPITATION PROBABILITY
 0.5 MONTH LEAD
 VALID JFM 2021
 MADE 17 DEC 2020





8-14 DAY OUTLOOK
 PRECIPITATION PROBABILITY
 MADE 13 JAN 2021
 VALID JAN 21 - 27, 2021

DASHED BLACK LINES ARE CLIMATOLOGY
 (10THS OF INCHES). SHADED AREAS ARE FC
 VALUES ABOVE (A) OR BELOW (B) NORMAL.
 GRAY AREAS ARE NEAR-NORMAL



UNITED STATES DEPARTMENT OF THE INTERIOR
U.S. BUREAU OF RECLAMATION-CENTRAL VALLEY PROJECT-CALIFORNIA

DAILY CVP WATER SUPPLY REPORT

JANUARY 12, 2021

RUN DATE: January 13, 2021

RESERVOIR RELEASES IN CUBIC FEET/SECOND

RESERVOIR	DAM	WY 2020	WY 2021	15 YR MEDIAN
TRINITY	LEWISTON	296	315	301
SACRAMENTO	KESWICK	5,002	3,257	4,013
FEATHER	OROVILLE (SWP)	2,000	1,250	1,750
AMERICAN	NIMBUS	2,425	1,212	1,698
STANISLAUS	GOODWIN	805	202	284
SAN JOAQUIN	FRIANT	400	424	182

STORAGE IN MAJOR RESERVOIRS IN THOUSANDS OF ACRE-FEET

RESERVOIR	CAPACITY	15 YR AVG	WY 2020	WY 2021	% OF 15 YR AVG
TRINITY	2,448	1,399	1,957	1,247	89
SHASTA	4,552	2,562	3,333	2,068	81
FOLSOM	977	388	488	282	73
NEW MELONES	2,420	1,401	1,985	1,552	111
FED. SAN LUIS	966	566	473	381	67
TOTAL NORTH CVP	11,363	6,316	8,236	5,530	88
MILLERTON	520	269	292	175	65
OROVILLE (SWP)	3,538	1,711	2,109	1,230	72

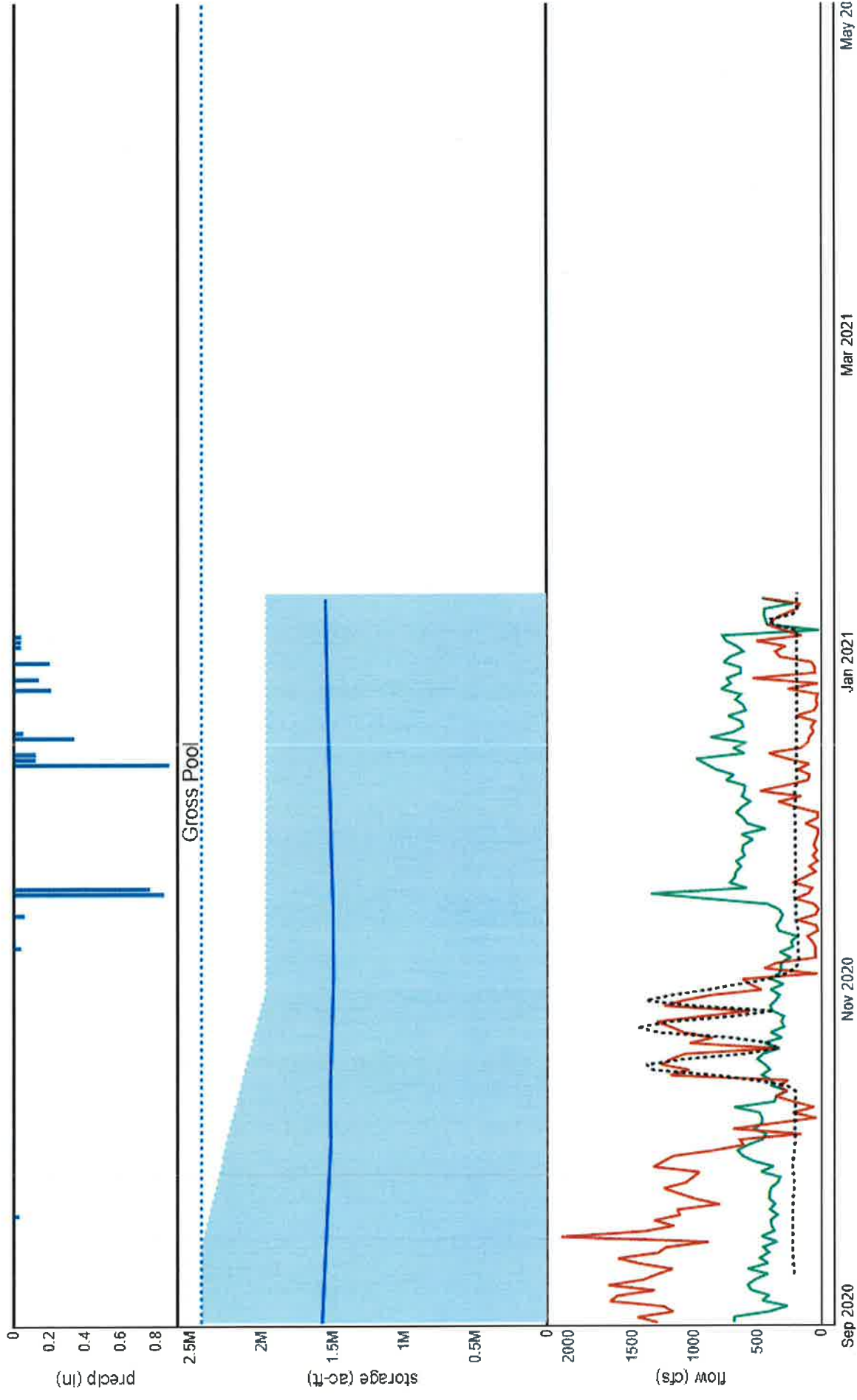
ACCUMULATED INFLOW FOR WATER YEAR TO DATE IN THOUSANDS OF ACRE-FEET

RESERVOIR	CURRENT WY 2021	WY 1977	WY 1983	15 YR AVG	% OF 15 YR AVG
TRINITY	33	34	282	159	21
SHASTA	676	789	1,638	1,088	62
FOLSOM	173	130	1,201	444	39
NEW MELONES	108	---	421	172	63
MILLERTON	147	75	582	181	82

ACCUMULATED PRECIPITATION FOR WATER YEAR TO DATE IN INCHES

RESERVOIR	CURRENT WY 2021	WY 1977	WY 1983	AVG (N YRS)	% OF AVG	LAST 24 HRS
TRINITY AT FISH HATCHERY	6.81	4.40	18.99	14.42 (59)	47	0.11
SACRAMENTO AT SHASTA DAM	8.90	5.34	30.17	25.48 (64)	35	0.17
AMERICAN AT BLUE CANYON	12.18	7.58	40.78	27.34 (46)	45	0.01
STANISLAUS AT NEW MELONES	4.42	---	14.53	10.81 (43)	41	0.00
SAN JOAQUIN AT HUNTINGTON LK	4.06	4.80	29.20	15.88 (46)	26	0.00

New Melones Dam & Lake - Stanislaus River Basin
 2021-01-14T07:20:35-0800

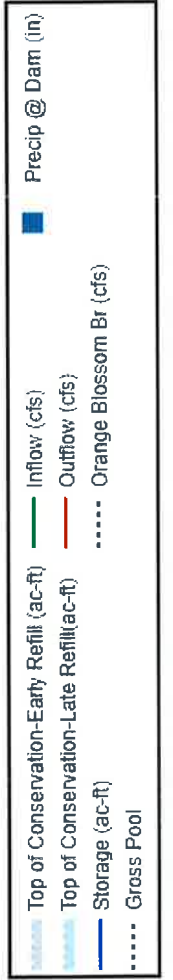
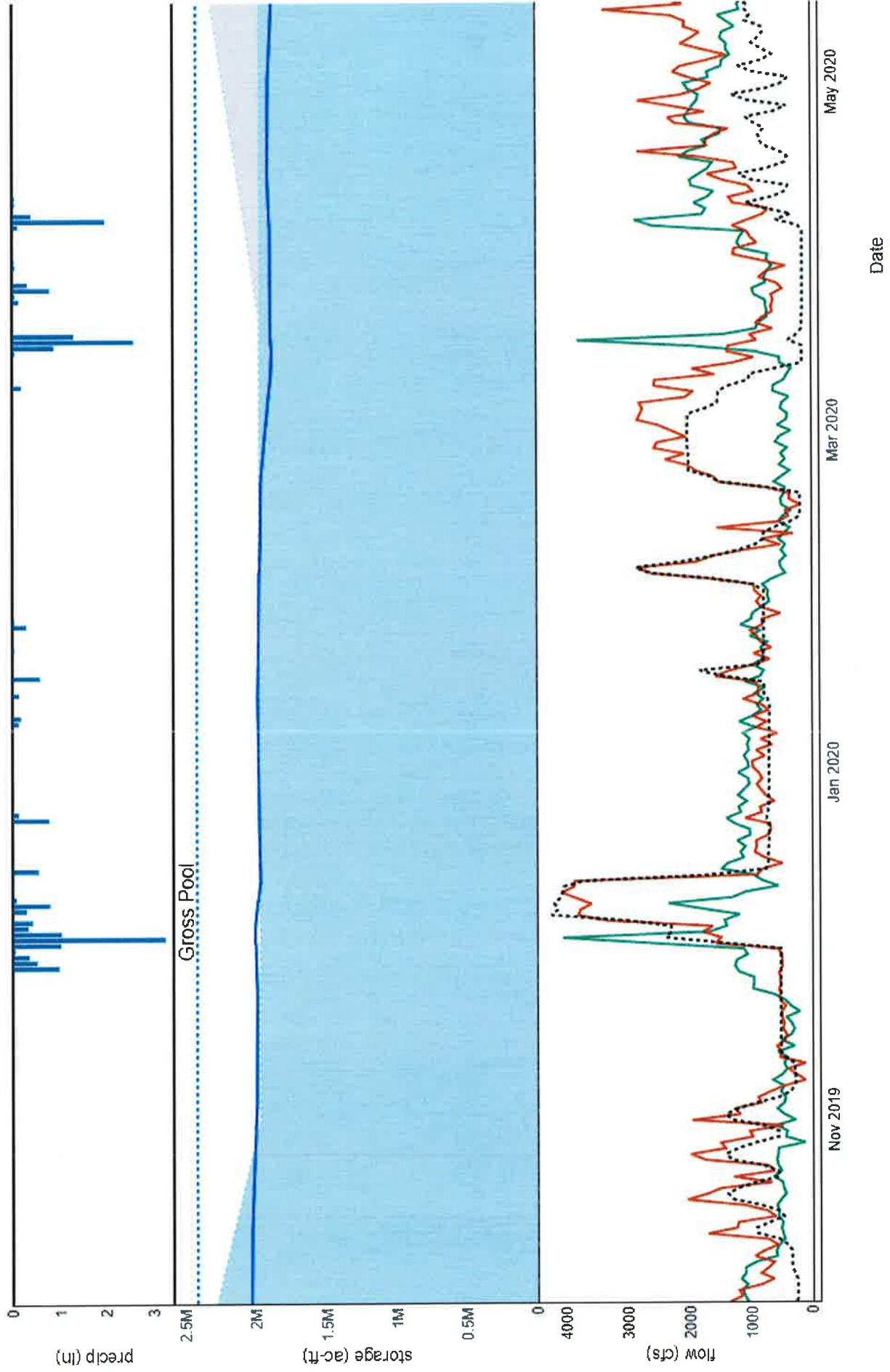


Date

- Top of Conservation-Early Refill (ac-ft)
- Top of Conservation-Late Refill(ac-ft)
- Storage (ac-ft)
- Gross Pool
- Inflow (cfs)
- Outflow (cfs)
- Orange Blossom Br (cfs)
- Precip @ Dam (in)

WY 2021

New Melones Dam & Lake - Stanislaus River Basin
 2020-12-09T11:56:22-0800



WY 2020



Oakdale Irrigation District Memorandum

**To: Steve Knell
General Manager**

**From: Sharon Cisneros, CPA
Chief Financial Officer**

Date: 1/12/21

Re: Summary of Liability Claims Submitted to ACWA-JPIA for Resolution

ACWA-JPIA services as the District's Liability Insurance provider, and as such, when warranted, claims are submitted to them for resolution.

Attached is the Summary of Liability Claims submitted to ACWA-JPIA for fiscal year 2020.

Greger Facility Project – OID Board of Directors Update

PREPARED FOR: Steve Knell, P.E., General Manager

PREPARED BY: Eric Thorburn, P.E., Water Operations Manager/District Engineer

DATE: January 19, 2021

The Greger Facility Ad-Hoc Committee (Committee) directed staff to conduct a value engineering review of the draft Greger Facilities (office and yard buildings and infrastructure) schematic drawings in an effort to cut costs wherever feasible to do so without compromising the ability for the new facility to adequately accommodate the current needs of the District. Staff's proposed reductions included, but were not limited to the following:

1. Elimination of a general conference room, a vacant office, and the Contracts Manager office.
2. Elimination of the C&M and DSO offices and workstation areas by combining them into a common, but dividable C&M/Water Ops Day Room area.
3. Elimination of half of the crew truck and trailer storage building/stalls;
4. Elimination of the extended overhang and overall footprint of the pesticide materials storage building.

The revisions were presented to the Committee in September 2020 and proposed to reduce the administrative office area by almost 3500 sf and the combined yard building areas by approximately 9400 sf. Cumulatively, these changes are anticipated to substantially reduce construction costs. However, careful consideration during the design of the utility and site layout would continue to allow for efficient and cost effective expansion of the new buildings onsite if and when the need arose in the future and the funding was available to do so.

Additionally, the Ad-Hoc Committee directed staff to review the option and cost of assembling multiple bid packages to:

1. Provide the opportunity to construct the new Greger Facilities in separate phases. A phased approach would allow for construction to potentially occur as funding became available.
2. Solicit independent bids by contractors that specialize in each specific phase of construction which could result in a more competitive bid process and potential cost savings to the District.

After the September Committee meeting, Teter was asked to provide a quote for an amendment to their scope of work to include the proposed redesign for the administration office and yard building reductions and a potential total of three (3) bid packages at OID's discretion inclusive of (1) the civil site improvements (curb, gutter, sidewalk, utilities, etc.),

(2) the yard buildings and infrastructure, and (3) the administrative building. The proposed changes in scope are estimated to cost up to a total of approximately \$106k. However, almost \$48k of the additional work is associated with bid package assembly which would not proceed without meeting with the Committee again. Given the magnitude of potential cost savings, the Committee directed staff to:

1. Proceed with the revised yard and civil improvements (Phase 1 & 2) design drawings and cost estimate through the City of Oakdale plan check process; and,
2. Revise the administration building (Phase 3) plan and cost estimate only up to +/-25% design completion.

Staff anticipates being in a position to meet with the Committee again around mid-June 2021 to present these deliverables. At that time a plan to accommodate the potential move of just the C&M, Pest, Auto Shop and Warehouse staff, plus equipment and materials to a new Greger Facility will be discussed in more detail at that time. Phase 3 costs will be available at that time as well and further discussed with the Committee.



CLOSED SESSION ITEMS

BOARD MEETING OF JANUARY 19, 2021