

MINUTES

Oakdale, California
August 18, 2009

The Board of Directors of the Oakdale Irrigation District invited all to recite the Pledge of Allegiance and then met in Regular Session at the hour of 9:00 a.m. Upon roll call, there were present:

Directors: Jack D. Alpers, President
 Al Bairos, Jr., Vice President
 Frank Clark
 Steve Webb
 Tony Taro

Staff Present: Steve Knell, General Manager/Secretary
 Gary Jernigan, Contract/Special Projects Manager
 Kevin King, Water Operations Manager
 John Davids, District Engineer
 Jason Jones, Support Services Manager
 Kathy Cook, Chief Financial Officer

ADDITION OR DELETION OF AGENDA ITEMS

There were no additions or deletions of Agenda Items.

ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE

There were no items taken out of sequence.

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

PUBLIC COMMENT ITEM NO. 1

Mark Weiglen who resides at 12504 Stanislaus River Court, Oakdale was present and stated that he received a letter for theft of water from Kevin King, Water Operations Manager. He stated that he used a pump one time and possibly pumped 50 gallons of water from the Grey Pipeline. Mr. Weiglen stated that he uses his sprinkler system twice a day for four hours and that is why his grass is so green. He stated that he has never been accused of stealing anything and he has never stolen anything. President Alpers referred this matter to the Water/Engineering Committee for review.

There being no public comment, public comment closed at the hour of 9:06 a.m.

Director Bairos requested that Item Nos. 3, 8, 9, 11, 12 be pulled from the Consent Calendar; Director Clark also requested that Item No. 11 be pulled from the Consent Calendar; and Director Webb requested that Item No. 10 be pulled from the Consent Calendar.

CONSENT ITEMS
ITEM NOS. 2, 4, 5, 6, 7, 13, 14, 15

ITEM NO. 2
APPROVE THE BOARD OF DIRECTORS' MINUTES
OF THE REGULAR MEETING OF AUGUST 4, 2009
AND RESOLUTION NO. 2009-48

A motion was made by Director Webb, seconded by Director Clark, and unanimously supported to approve the Board of Directors' Minutes of the Regular Meeting of August 4, 2009 and Resolution No. 2009-48.

ITEM NO. 4
APPROVE IMPROVEMENT
DISTRICT STATEMENT OF OBLIGATIONS

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

ITEM NO. 5
APPROVE THE TREASURER AND
CHIEF FINANCIAL OFFICER'S REPORT
FOR THE MONTH ENDING JULY 31, 2009

A motion was made by Director Webb, seconded by Director Clark, and unanimously supported to approve the Treasurer and Chief Financial Officer's Report for the month ending July 31, 2009.

ITEM NO. 6
APPROVE ASSIGNMENT
OF CAPITAL WORK ORDER NUMBERS

A motion was made by Director Webb, seconded by Director Clark, and unanimously supported to approve the following Capital Work Order Numbers:

<u>Facility</u>	<u>Project Description</u>	<u>Estimated Cost</u>	<u>Work Order No.</u>
East Stub Pipeline	Install 2-new 18" inline valves, with starter couplers, and concrete closure collars. Install pipe rail fencing with a 4' access gate around valves	\$16,300	0939
Union/South Lateral	Water Quality Reclamation Project	\$2,000,000	0940

Fairbanks Lateral	Install 18" canal gate with new hand-railing and grating.	\$5,800	0941
<u>Facility</u>	<u>Project Description</u>	<u>Estimated Cost</u>	<u>Work Order No.</u>
Rural Water System	Replace / upgrade pump no. 1	\$20,000	0942
ID41	Replace Pump no. 2	\$10,000	0943

REVISED

North Side Regulating Reservoir	Construction of approximately a 300 acre foot regulating reservoir and all necessary appurtenances. In addition, rehabilitation of portion of the Burnett, Rodden Highline, Cometa & North Main canals. Installation of new structures at the reservoir inlet, Rodden Highline headwords, Burnett outlet, and Cometa control structure.	\$6,347,412 <i>(previously reported \$9,676,224)</i>	0926
Rossini PL	Replace approximately 3,300 linear feet of existing concrete and steel pipe with 18" 100 PIP PVC and install two (2) new air vents.	\$275,700 <i>(previously reported \$239,200)</i>	0932

ITEM NO. 7
APPROVE WORK RELEASE NO. 001 TO
PROFESSIONAL SERVICES AGREEMENT
2009-PSA-010 TO TRACER ENVIRONMENTAL SERVICES
FOR A FIVE (5) YEAR PSM/RMP/CalARP PROGRAM REVALIDATION

A motion was made by Director Webb, seconded by Director Clark, and unanimously supported to approve Work Release No. 001 to Professional Services Agreement 2009-PSA-010 to Tracer Environmental Services for a five (5) year PSM/RMP/CalARP Program revalidation.

ITEM NO. 13
APPROVE SELECTION OF CSDA BOARD OF
DIRECTORS CANDIDATE FOR ELECTION 2009

A motion was made by Director Webb, seconded by Director Clark, and unanimously supported to approve the selection of CSDA Board of Directors candidate for election 2009.

ITEM NO. 14
APPROVE NOTICE OF COMPLETION AND ACCEPTANCE
OF PUBLIC WORKS PROJECT FOR THE SOUTH
LATERAL AND THE SOUTH LATERAL RESERVOIR PROJECT

A motion was made by Director Webb, seconded by Director Clark, and unanimously supported to approve the Notice of Completion and Acceptance of Public Works Project for the South Lateral and the South Lateral Reservoir Project.

ITEM NO. 15
APPROVE PROFESSIONAL SERVICES AGREEMENT
WITH FISHBIO ENVIRONMENTAL, LLC FOR
THE HONOLULU BAR ENHANCEMENT PROJECT

A motion was made by Director Webb, seconded by Director Clark, and unanimously supported to approve the Professional Services Agreement with FISHBIO Environmental, LLC for the Honolulu Bar Enhancement Project.

ACTION CALENDAR
ITEMS NOS. 3, 8, 9, 10, 11, 12, 16, 17, 18

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

Director Bairos had a question on the refund of de-annexation fees to Pooley. General Manager Steve Knell stated it was a buyout fee to the Improvement District 46 and LAFCO would not approve the detachment, so his money was refunded by the improvement district.

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

ITEM NO. 8
APPROVE WORK RELEASE NO. 001 TO
PROFESSIONAL SERVICES AGREEMENT 2009-PSA-014
TO BUMGARDNER BIOLOGICAL CONSULTING FOR THE
NORTH SIDE REGULATING RESERVOIR – BIOLOGICAL MONITORING

Director Bairos stated that there are several Agenda Reports requesting authorization of up to certain amounts. The Reports state that once the construction schedule is submitted they may be adjusted. He asked when the construction schedule would be out because it affects everything down the road. Contracts & Special Projects Manager Gary Jernigan stated that the schedule was submitted last week and he is going through it right now and they will have a better idea of cost once this has been completed.

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve Work Release No. 001 to Professional Services Agreement 2009-PSA-014 to Bumgardner Biological Consulting for the North Side Regulating Reservoir – Biological Monitoring.

ITEM NO. 9
APPROVE WORK RELEASE NO. 001 TO
PROFESSIONAL SERVICES AGREEMENT
2009-PSA-015 TO GIULIANI & KULL FOR THE
NORTH SIDE REGULATING RESERVOIR – SURVEYING SERVICES

Director Bairos stated that there are several Agenda Reports requesting authorization of up to certain amounts. The Reports state that once the construction schedule is submitted they may be adjusted. He asked when the construction schedule would be out because it affects everything down the road. Contracts & Special Projects Manager Gary Jernigan stated that the schedule was submitted last week and he is going through it right now and they will have a better idea of cost once this has been completed.

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve Work Release No. 001 to Professional Services Agreement 2009-PSA-015 to Giuliani & Kull for the North Side Regulating Reservoir – surveying services.

ITEM NO. 10
APPROVE WORK RELEASE NO. 002 TO
PROFESSIONAL SERVICES AGREEMENT
2009-PSA-015 TO GIULIANI & KULL FOR THE SOUTH
MAIN SECOND CONCRETE FLUME SURVEYING AND TOPO

Director Webb asked if the District only had one surveying company that it uses. Contracts & Special Projects Manager Gary Jernigan stated that there are three; Provost & Pritchard, Condor Earth Technologies, and Giuliani & Kull. He stated that if the District used Provost & Pritchard or Condor we would be paying them for two hours of travel time. Director Webb stated that he would provide the names of some additional surveying companies to be added to the list.

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve Work Release No. 002 to Professional Services Agreement 2009-PSA-015 to Giuliani & Kull for the South Main second concrete flume surveying and topo.

ITEM NO. 11
APPROVE WORK RELEASE NO. 001 TO
PROFESSIONAL SERVICES AGREEMENT 2009-PSA-008 TO
KLEINFELDER WEST, INC. FOR THE NORTH SIDE REGULATING
RESERVOIR – GEOTECHNICAL AND TESTING SERVICES

Director Bairos stated that there are several Agenda Reports requesting authorization of up to certain amounts. The Reports state that once the construction schedule is submitted they may be adjusted. He asked when the construction schedule would be out because it affects everything down the road. Contracts & Special Projects Manager Gary Jernigan

stated that the schedule was submitted last week and he is going through it right now and they will have a better idea of cost once this has been completed.

Director Clark asked why the District is using Kleinfelder to do the geological testing services as opposed to Condor Earth Technologies. Contracts & Special Projects Manager Gary Jernigan stated that Provost & Pritchard has selected them to do all of the geotechnical work in the beginning. If we switched now we would be paying for Condor to review all of the material that has already been completed by Provost & Pritchard.

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve Work Release No. 001 to Professional Services Agreement 2009-PSA-008 to Kleinfelder West, Inc. for the North Side Regulating Reservoir – Geotechnical and Testing Services.

ITEM NO. 12
APPROVE WORK RELEASE NO. 003
AMENDMENT 2 TO PROFESSIONAL SERVICES
AGREEMENT 2009-PSA-001 TO PROVOST & PRITCHARD
CONSULTING GROUP FOR THE NORTH SIDE REGULATING
RESERVOIR CONSTRUCTION MANAGEMENT AND REVIEW SERVICES

Director Bairos stated that there are several Agenda Reports requesting authorization of up to certain amounts. The Reports state that once the construction schedule is submitted they may be adjusted. He asked when the construction schedule would be out because it affects everything down the road. Contracts & Special Projects Manager Gary Jernigan stated that the schedule was submitted last week and he is going through it right now and they will have a better idea of cost once this has been completed.

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve Work Release No. 003 Amendment 2 to Professional Services Agreement 2009-PSA-001 to Provost & Pritchard Consulting Group for the North Side Regulating Reservoir construction management and review services.

ITEM NO. 16
REVIEW AND TAKE POSSIBLE ACTION
TO DIRECT STAFF TO AMEND RESERVE POLICY
TO INCLUDE A PUBLIC BENEFIT FUND AND TO
DEVELOP POLICIES FOR FUND DISBURSEMENT

The use of water transfer revenues to benefit the local community has been a Board discussion item for some time. The Planning and Public Relations Committee was assigned this task at the last Board meeting and has come up with the following recommendation.

1. Establish a Public Benefits Reserve Fund within the OID's Reserve Policy.

2. In the coming 2010 Budget year allocate \$250K to this fund. These funds would come from water transfer revenues received in 2009.
3. Thereafter, at the end of each year and for the subsequent coming year, allocate 4% of water transfer revenues received in the current calendar year to the Public Benefits Reserve Fund
4. Maximum fund level would be \$250K

Guidelines and criteria for the disbursement of these funds would be developed and brought back to the Board before the end of the year.

Director Clark reported on the Planning and Public Relations Committee Meeting which discussed this issue. The Committee discussed the possibility of establishing a Public Benefits Fund. The Committee felt that the people of the community pay property taxes every year to the District and the District should take a portion of the water transfer money (4%) and place it into a reserve account to be used for the public's benefit. That money would come from any water sales and the fund would have a maximum of \$250,000. If the Board approved this request, the Committee would meet again and establish the parameters of how the public would access the money.

There were several members of the public present; John Brichetto, Guy Steuve, and Jack Hoekstra, who voiced their opinion against the establishment of a Public Benefit Fund.

After a lengthy discussion by the Board of Directors it was agreed that this matter should be referred to the Finance Committee.

ITEM NO. 17
REVIEW AND TAKE POSSIBLE ACTION
ON ALLOCATION OF THE \$5 MILLION IN
WATER TRANSFER REVENUES RECEIVED IN 2009

The Board approved a water transfer to the SLDMWA that resulted in a \$5 million one-time revenue income in 2009. Per Board Policy, water transfer revenues are divided 80/20 with 80% going to the Capital Improvement Budget and 20% going to the General Fund.

OID revenues from Tri Dam will be down about \$3.5 million due to below normal generation and low market prices for power. The General Fund will need a portion of the water transfer revenue to balance the budget, which is about 70% of the water transfer revenue, not 20% as policy dictates.

Staff recommends the Board approve use of \$3.5 million of these water transfer revenues to be placed in the General Fund to offset the lower than expected power revenues.

Assuming the Board approves using \$3.5 million of water transfer revenues to balance the budget; assuming the Board approved the \$250K in funding to the Community Benefits Reserve Fund; the Board is requested to provide direction to staff on the use of the remaining \$1.25 million of unallocated revenues.

For information purposes, agricultural water sales to OID water users generate \$1.128 million in annual revenues.

After some discussion by the Board of Directors a motion was made by Director Bairos and seconded by Director Webb that \$3.5 Million of the \$5 Million water transfer revenues be placed in the General Fund, the farmers water charges for 2010 be rebated, and the remainder be transferred into the Main Canal and Tunnel Replacement/Improvement Reserve Fund.

Director Alpers stated that there is a Water Transfer Policy which states that 80% of any water transfer funds be placed in the Capital Improvement Fund and the remaining 20% into the General Fund. General Manager Steve Knell stated that is the reason for this matter being placed on the Agenda to get direction from the Board.

After further discussion by the Board Director Bairos withdrew his prior motion and Director Webb withdrew his second to the prior motion.

A motion was made by Director Bairos and seconded by Director Webb to rebate the farmers their water charges for the year 2010 and that the remainder of the water transfer funds be referred to the Finance Committee for further review. By roll call the vote was as follows:

Director Webb	Yes
Director Clark	Yes
Director Alpers	No
Director Bairos	Yes
Director Taro	Yes

Motion carried by a vote of 4-1.

ITEM NO. 18
REVIEW AND TAKE POSSIBLE ACTION
ON WORK RELEASE NO. 004 TO PROFESSIONAL
SERVICES AGREEMENT 2009-0SA-003 TO CONDOR
EARTH TECHNOLOGIES FOR CONSTRUCTION MANAGEMENT
SERVICES FOR THE SOUTH MAIN CANAL & TUNNELS IMPROVEMENT PROJECT

Condor Earth Technologies (Condor) were requested to provide Construction Management Services for the construction of the South Main Canal & Tunnels. Construction Management Services will be necessary to assure the Contractor is meeting the contract requirements and the construction is in compliance with the drawings and specifications. Condor will provide the Site Resident Engineer, technical support, perform submittal and RFI reviews, daily reporting, change management, and material testing services, etc necessary for the Construction Management program.

Work Release No. 04 consists of three tasks, Task 1 - Pre-Construction and Contractor Mobilization Phase, Task 2 – Construction Management & Quality Assurance and Task 3 – Construction Close Out. The cost for Work Release No. 04 is \$799,670.90 which includes a 15% contingency of \$104,304.90. With a construction award of \$5,262,937 to Magorian, Condor's proposal would be 13.2% of the Construction Costs. Typically, Construction Management Services vary between 7% - 12% with a average of 10% used throughout the industry. "Means" Building Cost Data estimates the cost for Construction Management Services to be an average between 4.5% - 7.5% for projects ranging between \$1.0 Million and \$50.0 Million. The project will be on a 12-hour day, 6-days per week work schedule that will increase the CM services. The project is not technically challenging and whether the amount of quality assurance and technical support is required will be determine once the project starts. The proposal will be on a Time and Material basis and any cost savings will be a credit to OID.

Staff recommends the Board authorize the General Manager to execute Work Release No. 04 for Condor to perform the Construction Management Services for the South Main Canal & Tunnels Improvement Project in the amount of \$799,671 and allow the General Manager to approve subsequent Work Release amendments as necessary.

A motion was made by Director Webb, seconded by Director Clark, and unanimously supported to amend the Agenda Report to reflect the Construction Management Services for the South Main Canal & Tunnels Improvement Project to be the sum of not to exceed \$695,671.

**DISCUSSION
ITEM NOS. 19, 20**

**ITEM NO. 19
DISCUSSION ON BUSINESS ITEMS AS THEY
APPEAR ON THE TRI-DAM BOARD AGENDA
FOR TUESDAY, AUGUST 18, 2009 AT 1:00 P.M.**

This item is placed here for the Board to discuss Tri Dam agenda items.

Director Webb stated that the most critical item on the agenda is the permitting for the diversion of the additional 700 CFS for power at Tulloch.

Director Alpers stated that there were a couple of things that he would like to see brought up at a Tri-Dam Meeting and that is the use of the District's Safety Coordinator to reduce their safety modification rate; the second item he would like to see brought up would be to modify their agenda and to add a consent calendar; and the third point would be that he would like the General Manager of Tri-Dam to attend the District's Board Meeting prior to the Tri-Dam Meeting.

Director Webb suggested that the Tri-Dam Project Committee meet with the General Manager Dan Pope to discuss the format of their agenda.

ITEM NO. 20
DISCUSSION ON RECEIPT OF \$300,000 CHALLENGE
GRANT FROM THE BUREAU OF RECLAMATION
TOWARDS THE RECONSTRUCTION OF CASHMAN DAM

The Water for America Initiative was federal monies made available for FY 2009 to be focused on addressing 21st Century water challenges, including decreasing water supplies caused by climate change and population growth and securing water resources for future generations. The Water for America Initiative offered four (4) challenge grant opportunities. Oakdale Irrigation District (OID) Staff, utilizing the assistance of Provost and Prichard, Inc. prepared an application for grant funding under the Water Marketing and Efficiency Grant program.

While staff understood that in these types of federal programs there is stiff competition for such funding, staff also believed the types of projects OID was submitting were “poster projects” to receive funds. Based on staff’s proposal, the Board adopted Resolution 2009-001 in support of the effort.

Staff is proud to report that the District’s efforts were successful and a grant in the amount of \$300,000 will be forthcoming to assist in the re-construction of Cashman Dam.

District Engineer John Davids explained the Challenge Grant to the Board.

ITEM NO. 21
COMMUNICATIONS

A. GENERAL MANAGERS REPORT

Safety Activities

1. 203 days without a lost time injury accident.
2. An OID employee suffered a heart attack while at home. They’ll serve a short time in the hospital and then be released to further recuperate at home.

Administration Activities

1. Mr. Felte’s retirement party was well attended by SSJID, OID, Staff and Family
2. Todd Morris from SDS Research is doing follow-up interest in a second survey.
3. Baker Petrolite will no longer produce Magnacide® after December of this year. The loss of our aquatic herbicide could be a significant challenge next year if the product is not picked up by another chemical manufacturer.
4. Great response on RSVP from invited guests and from \$250 lunch sponsors.
5. CHP Bus inspections papers in the mail to be signed.
6. SJRGA Meeting
 - Preparing for SWRCB Delta Salinity Standard Workshop. Reviewing and commenting on Hoffman Report and developing response comments.
 - VAMP II meetings ongoing and with fairly good progress

- SJ Restoration flows discussed at meeting with Rod Meade, Restoration Project Manager. Anticipating a max release of 700 cfs from Friant Dam during October 1 to November 20th of this year and 1,660 in 2010.
 - Discussions with State Board staff on illegal Delta Diversions is occurring
7. Legal Notes:
- Knights Ferry decision still pending.
 - ID 52 Civil suit response in progress
 - Lubbers demur heard last week
 - Fields opposition to sanctions motion commented on

Contract and Special Project Activities

1. South Main Canal and Tunnel Projects – All bid protests have been resolved and the contract awarded to Magorian Mine Services in the amount of \$5,262,937.99. The Notice of Award was sent to Magorian Mine Services on August 7, 2009. The preliminary construction schedule has been received indicating the Segment 1 work, Goodwin Dam to 2-Mile Bar, will complete on or about December 23, 2009. The schedule also indicates the Segment 2 work, Tunnel #7 to the 2nd Concrete Flume will complete on or about November 17, 2009. The Notice to Proceed will be issued on or about September 15, 2009. A Construction Management proposal has been received from Condor Earth Technologies and submitted to the Board Approval in the August 18, 2009 Board meeting.
2. 2-Mile Bar Tunnel (CEQA & Engineering) - Condor continues to perform some preliminary engineering to support CH2MHILL on the CEQA evaluation for the 2-Mile Bar Tunnel. Dave Giomi of Cogdill & Giomi Property Appraisers is performing the land appraisal for the Right-of-Way land acquisition. The land appraisal will be completed by October 1, 2009. Landowner meetings are being scheduled.
3. North Side Regulating Reservoir – Bids were received on July 29, 2009. The award was made to the second lowest responsive bidder, Floyd Johnson Construction of Clovis, CA in the amount of \$3,241,445.61. The Notice of Award was made on August 7, 2009. Bonds and insurance certificates have been received. The contract is being assemble for signature to occur on August 13, 2009. The Notice to Proceed issued on Friday, August 14, 2009 for a start of construction on or about August 24, 2009.
4. Cashman Dam Rehabilitation Project – Bid package is being reviewed to be sent out during the week of August 17, 2009. Bids are due on or about September 10, 2009 for an award on September 18, 2009. Start of construction will be on or about October 15, 2009.
5. The Construction Management Program is being finalized now for the 2009/2010 projects.
6. Contract Administration activities on issued contracts to be renewed and/or issued, Work Releases and Change Orders for all contracts.
7. Organizational and project execution plans are being developed and assemble for all the 2009/2010 projects and will be completed by August 19, 2009.
8. Contracts Management training course program will start with Contracts and Engineering Staff.

Construction Activities

1. Review of Job Set Up Forms
2. Various Landowner meetings regarding maintenance work. Conducting meetings with the landowners on the Hirschfeld Lateral along Grooms Rd.
3. Preparing and conducting evaluations with the Support Services employees.
4. Assisting Engineering Department with constructability review of Capital Improvement Projects.
5. C&M crews continuing to gain back drive able access on District facilities. Crews are currently working on the Brichetto Lateral.
6. Started preparing for the 2009/2010 Construction Season.

Engineering Activities

1. Review of V.A. Rodden Phase I invoices complete. Request for Work Order Approval and request for payment approved by GM and set up for payment today. Grant of Easement language being reviewed by OID and V.A. Rodden Legal Counsels. Once new Easement has been signed, OID will abandon the existing sixty (60) foot easement for the South Lateral. Continued meets and coordination concerning Phase II and III.
2. P&P working on design drawings for 2009/2010 Capital Projects. All design work for the 2009/2010 winter work season should be completed within the next week.
3. Notified by USBR that OID has been selected to receive a \$300,000 grant as part of the Water for America Challenge Grant Program for the Cashman Dam Rehabilitation Project. OID Staff and P&P currently working with USBR to determine requirements for completion of the NEPA process.
4. USFWS Mitigation payment made 8/4/09 as it pertains to mitigation for the North Side Regulating Reservoir. 404 Permit from Army Corp has been received. Environmental compliance is now complete. MOU with FISHBIO for the Honolulu Bar Project has been reviewed and the PSA is before the Board today for approval. Construction contract awarded to Floyd Johnston Construction on 8/6/09. Construction anticipated to begin this week.
5. Engineering Department assisting Mr. Jernigan in the environmental compliance phase of the New South Main Tunnel.
6. Landowner meetings for the 2009/2010 Capital Projects have been completed.
7. Preparation of several issues for consideration by the Water Committee.
8. P&P working on abutment design for new bridge to span Wildcat Creek. Meeting with contractor, OID Staff and P&P was held on 8/4/09 to review constructability.
9. Ongoing project status meetings with Provost and Prichard, Inc.
10. Engineering Department in coordination with the Water Operations Department is preparing a list of pipeline replacement projects for the 2010/2011 winter work season.
11. At the request of Marjorie Blom with Stanislaus County LAFCO, John Davids and Steve Knell will give a presentation to the Commissioners regarding OID's Annexation Policy/Procedures at their January 27, 2010 meeting.
12. Conde-Brichetto Annexation approved at LAFCO's July 22, 2009 meeting. Conde Annexation Agreement will come back to the Board for final approval at the first meeting in September.
13. Martin Ranch Development off Valley Home Road has been withdrawn as a project from San Joaquin County per discussion with Rick Griffin with San Joaquin County.

14. Met with RRM Design Group on 8/5/09 as it pertains to the River Oak Grace Community Church Use Permit Application filed with Stanislaus County.
15. Goad Record of Survey filed with Stanislaus County. Goad project is now complete.

Water Operations Activities

1. Currently on a 12 Day rotation.
2. Reviewing delivery schedules in regard to VAMP 1a and the OCAP B.O.
3. Evaluating aquatic vegetation control alternatives in light of suspended manufacturing of Magnacide-H.
4. Processing Job Setup Forms for repair and maintenance issues throughout the District
5. Attended the SWRCB meeting on Water Quality Fees for 2010.
6. Attended the CVRWQCB meeting in regard to the Basin Plan triennial review.
7. Participating in the Central Valley Pesticide TMDL process
8. Agreement for Access to John Creek SCADA tower is finalized. Work to begin on August 18th.
9. Meet with Rubicon Systems America regarding a potential pilot program partnership
10. Working in coordination with the Engineering Department on initial pipeline replacement projects per the Water Resources Plan.

Finance and Accounting Activities

1. Met with Springbrook Software's business analyst on August 12th and 13th to develop a Business Process Study for on the finance software package, including restructuring the District's chart of accounts. In addition, beginning to extract data from the District's existing utility billing software to import into Springbrook.
2. Purchased 2009 PC and network server replacements.
3. Preparation of 2010 budget.
4. Sent 2009 delinquent irrigation customer accounts to Stanislaus and San Joaquin counties to be added to the 2009/2010 property tax bills.

B. COMMITTEE REPORTS

Planning and Public Relations Committee Meeting, August 12, 2009, 9:00 a.m.

- Mechanisms of Funding Community Programs

This was discussed in a prior item on the agenda.

Personnel Committee Meeting, August 12, 2009, 9:30 a.m.

- Review of Policy 8.5.(d) – Safety Coordinator
- Review of Performance Pay

This will be discussed in Closed Session.

Water/Engineering Meeting, August 14, 2009, 9:00 a.m.

- Willms Ranch Project
- Wyatt Pipeline Replacement (APN: 002-054-003 – Airola)
- Encroachment on Adams No. 1 Pipeline (APNS: 064-059-003/004 – Cook)

- Review of Release of Liability and Temporary Permit for Use of "Irrigation & Drainage Well Use" and "Conveyance Channels" Form
- Rubicon Gate Proposal

Director Webb reported on the Water/Engineering Meeting:

- Willms Ranch Project – The letter received from the attorney representing Willms basically was the same as before. Staff was directed to send the same letter to the attorney as before and to further state that the Ohe matter is not part of this negotiation. It is a separate issue.
- Wyatt Pipeline (Airola) – There was no indication that the pipeline was leaking prior to the landowner ripping the ground to put in almonds. The District cannot allow a 20 foot easement on the outside and pay for the piping around the outside. It was decided that the District would remove the trees and replace the pipeline in its current location.
- Cook Encroachment Adams No. 1 Pipeline – Mr. Cook was told to move his encroachments and to keep a clean pathway for the DSO's. Mr. Cook stated that he will work on removing the encroachments and staff will make sure that this has been completed.
- Rubicon Gate Proposal – Rubicon has a software program for an on call water system. Rubicon offered to fly the General Manager and the Water Operations Manager to Australia to see their software in operation and will be sending a letter to the Board outlining this request.

C. **DIRECTORS' COMMENTS/SUGGESTIONS**

Director Webb

Director Webb stated that it would behoove everyone during the first of October to visit all of the project sites before construction is started and then go out and visit the sites following completion of the construction.

Director Clark

Director Clark asked if the suit had been filed against the National Wildlife Service for diverting the 100 acre feet of water. General Manager Steve Knell stated that the suit has been filed. The stated requested re-consultation between NMFS and the Bureau of Reclamation to review their actions. Director Clark also asked if anyone was keeping an eye on Governor Schwarzenegger's proposal to make the water diverters pay for the infrastructure. General Manager Steve Knell stated that it appears now to be \$5 to \$10 per acre foot if you divert water in California.

Director Alpers

Director Alpers stated that southern California is going to pay for the peripheral canal.

Director Bairos

Director Bairos congratulated District Engineer John Davids for a good job in obtaining the \$300,000 grant and also thanked the Board for their support on the rebate for the farmers.

Director Taro

Director Taro asked if there were any guidelines as to how close farmers can rip to our pipelines. General Manager Steve Knell stated that we have an easement width and when we know that a landowner is going to rip their field we go out and stake our pipeline and inform the landowners that they are to stay outside those boundaries.

At the hour of 10:47 a.m. the Board adjourned to Closed Session

CLOSED SESSION
ITEM NO. 16

- A. **Government Code §54957.6 Conference with Labor Negotiator**
Agency Negotiator: General Manager
Unrepresented Employee Organization: Exempt Mgt. and Supervisory

At the hour of 11:00 a.m. the Board adjourned to open session

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

OTHER ACTION
ITEM NO. 22

At the hour of 11:00 a.m. the meeting was adjourned. The next Regular Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, September 1, 2009 at 9:00 a.m.** in the board room at 1205 East F Street, Oakdale, CA.

The next Regular Joint Board Meeting for the **Tri-Dam Project** is scheduled for **Tuesday, August 18, 2009 at 1:00 p.m.** in the board room of the Oakdale Irrigation District, 1205 East F Street, Oakdale, CA.

Jack D. Alpers, President

Attest:

Steve Knell, P.E., Secretary