

MINUTES

Oakdale, California
August 2 2005

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

Directors: Frank B. Clark, President
Louis Brichetto
Tony Taro
Jack D. Alpers

Absent: Steve Webb

Staff Present: Steve Knell, P.E., General Manager/Secretary
Kathy Cook, Chief Financial Officer
Kevin King, Supervisor Water Operations/Water Resources

Also Present: Michael Ijams, General Counsel

ADDITION OR DELETION OF AGENDA ITEMS

None.

ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE

Director Brichetto requested that Item No. 2 be removed from the Consent Calendar.

CONSENT ITEMS ITEMS 1, 3, 4

ITEM NO. 1 APPROVE THE BOARD OF DIRECTOR'S MINUTES OF THE REGULAR MEETING OF JULY 19, 2005 AND RESOLUTION NOS. 2005-21 AND 2005-22

A motion was made by Director Alpers, seconded by Director Brichetto, and unanimously supported to approve the Board of Director's Minutes of the Regular Meeting of July 19, 2005 and Resolution Nos. 2005-21 and 2005-22.

ITEM NO. 3
APPROVE GENERAL SERVICES CONTRACT
FOR SIERRA CONTROL SYSTEMS, INC.

A motion was made by Director Alpers, seconded by Director Brichetto, and unanimously supported to approve the General Services Contract for Sierra Control Systems, Inc.

ITEM NO. 4
APPROVE AN ENCROACHMENT AGREEMENT
ON THE MERRIHEW PIPELINE (APN: 010-048-035 – REEVES)

A motion was made by Director Alpers, seconded by Director Brichetto, and unanimously supported to approve the Encroachment Agreement on the Merrihew Pipeline (APN: 010-048-035 – Reeves).

ACTION ITEMS
ITEM NOS. 2, 5, 6, 7

ITEM NO. 2
APPROVE OAKDALE IRRIGATION DISTRICT
STATEMENT OF OBLIGATIONS

Director Brichetto had questions concerning the Davids Engineering, Inc. bill and the Condor Earth Technologies bill. Thereafter, a motion was made by Director Brichetto, seconded by Director Alpers, and unanimously supported to approve the Oakdale Irrigation District Statement of Obligations.

ITEM NO. 5
REVIEW AND TAKE POSSIBLE ACTION ON A
RESOLUTION TO ADOPT THE INTEGRATED, REGIONAL
GROUNDWATER MANAGEMENT PLAN FOR THE MODESTO SUB-BASIN

In September of 2002, Senate Bill 1938 (Machado) was signed into law by the Governor of California. This bill requires local agencies, which apply for state funding for the construction of groundwater projects or groundwater quality projects, to prepare and implement an updated groundwater management plan. The management plan must include basin management objectives, a detailed map of the groundwater basin and monitoring protocols to detect changes in groundwater levels, quality or ground surface subsidence. The law also requires that each agency shall involve, and work cooperatively with, other local agencies and members of the interested public.

Also in September of 2002, Senate Bill 1672 (Costa) was signed into law. This bill authorizes the establishment of "Regional Water Management Groups," consisting of three or more local public agencies, to prepare and adopt a regional water management plan. Implementation of a regional water management plan is a prerequisite for obtaining funding or grants under many State programs. The regional water management plan may address any one of a number of water management issues such as groundwater, urban water or agricultural water planning.

The Stanislaus and Tuolumne Rivers Groundwater Basin Association, of which Oakdale Irrigation District is a member, has prepared and accepted an Integrated, Regional Groundwater Management Plan for the Modesto Groundwater Sub-basin that meets the requirements of both SB 1938 and SB 1672. The plan provides coverage for all member agencies with regard to groundwater management planning.

Staff recommends adoption, through resolution, of the Integrated, Regional Groundwater Management Plan. This will provide a better understanding and ability to manage the groundwater resources in our area as well as making us eligible to apply for and receive State funds to assist in that endeavor.

A motion was made by Director Brichetto, seconded by Director Taro, and unanimously supported to approve the Resolution to Adopt the Integrated, Regional Groundwater Management Plan for the Modesto Sub-Basin.

ITEM NO. 6
REVIEW AND TAKE POSSIBLE ACTION ON REQUEST BY STANISLAUS
COUNTY PUBLIC WORKS TO WAIVE THE IRRIGATION FEES
FOR THE KNIGHTS FERRY SCHOOL ACCESS ROAD
FOR A TEMPORARY PERIOD OF TWO YEARS ENDING SEPTEMBER 1, 2007

Stanislaus County Public Works installed a new primary access road to the Knight's Ferry School which crosses a natural stream. As mitigation for this work, the County must re-establish natural vegetation on the embankment slopes of this roadway. In order to do this, the County must irrigate the vegetation for two years, at which point the mitigation measure is complete and the irrigation can cease.

A motion was made by Director Alpers, seconded by Director Brichetto, and unanimously supported to approve the request by Stanislaus County Public Works to waive the Irrigation fees for the Knights Ferry School access road for a temporary period of two years ending September 1, 2007.

ITEM NO. 7
REVIEW AND TAKE POSSIBLE ACTION TO DIRECT STAFF TO
WORK COOPERATIVELY WITH CITY OF OAKDALE STAFF IN
DETERMINING THE FUTURE WATER NEEDS FOR THE CITY OF OAKDALE

OID's Domestic Water Committee met with City of Oakdale representatives Councilman Tom Dunlop, Mayor Pat Kuhn, and City Administrator Steve Baker on Tuesday, July 26th. The focus of the meeting centered on the future water needs of the City of Oakdale and how OID would meet those needs in its water resources planning effort.

A conclusion of the meeting resulted in a recommendation of the Committee to commit OID staff time to work cooperatively with City of Oakdale staff in determining the future water needs of the City. Management is requesting direction from the whole Board on this recommendation from the Domestic Water Committee.

A motion was made by Director Brichetto, seconded by Director Alpers, and unanimously supported to Direct Staff to Work Cooperatively with City of Oakdale Staff in Determining the Future Water Needs for the City of Oakdale.

DISCUSSION **ITEM NO. 8**

General Manager, Steve Knell, discussed the Oakdale Irrigation District's participation in the Joint Cooperative Memorandum of Understanding between Merced and Modesto.

COMMUNICATIONS **ITEM NO. 9**

A. Irrigation Season Activities

1. Started a 10 day Rotation on July 27th, 2005. This is our 6th - 10 day Rotation of the 2005 Irrigation Season.
2. Reviewing Draft of Ag Water Management Plan.
3. Reviewing Documents for the Prop 13 – Water Quality Framework
4. Promoted DSO Marc Oberkamper to position of DSO Senior
5. Hired a new DSO to fill vacant position. (Note this is the third new hire of the irrigation season)
6. Preparing for revisions by the Regional Water Quality Control Board on the Ag. Waiver
7. Continuing distribution of the new Rules and Regulations
8. Pest Control
 - a. Pest Control Staff has been assisting Water Ops in filling temporary staffing voids
 - b. Kent Gabrielson, Vince Vella, & Henk Bomer participated in the 2005 Weed Day at UC Davis. Mr. Gabrielson and Mr. Bomer tied for fourth place in the Weed Identification Competition; each received an award for their achievements. Additionally, Mr. Vella showed very well in his first competition.

Safety Activities

1. OID employees have gone 456 days without a lost time injury accident.
2. The Safety Office has completed OID's Risk Management Plan and successfully passed an audit of the Plan by Stanislaus County Environmental Resources. This was a 2 year effort.

Administration Activities

1. The development of the Water Resources Plan consumes the largest block of administration time.
2. Silveira agreement is being reviewed by OID's attorney.
3. The Subdivision Policy revisions are complete and a final follow-up meeting of the Committee and its participants to occur in early August.
4. Personnel Evaluations have been a high priority item.
5. Thompson/Stewart Pond may be a natural wetland and protected under the Wetland Protection Act. It is designated as marsh on USGS quads (1968); aerial photography of 1937 shows it as marsh lands back then; there is no outlet and may have vernal pool characteristics and protections. Staff is conducting further research and will report back to the Board.
6. Preparing the 2006 budget with a deadline of late August to Committee.
7. Working to develop an issues list for a Stockton water transfer meeting in the fall.

8. Annexation petition to LAFCO on July 27th. Approved by LAFCO.

Accounting Activities

- a. Preparing for both Union and Non-Union bargaining group negotiations. Drafting a platform to bring to the Board for review.
- b. Delinquent accounts continue to dribble in. Staff preparing to send delinquent list to the County.
- c. Budget preparation for 2006 continues

C&M Operations Activities

1. Developing Budget for 2006
2. Completing emergency projects, i.e. Young's Siphon replacement
3. Contract Close Out for the Construction Contracts
4. Completing Job Set Up Forms on critical work identified since the start of Water Deliveries
5. Completing fencing requirements for all winter projects
6. Finishing Punch List items on all winter projects
7. Developing Winter Work Schedule
8. Removing Spoil Piles on various laterals previously cleaned
9. Moulton Pipeline punch list items on hold until water is out.
10. Weed Oil Tank removal completed.

Engineering Activities

1. 2006 Engineering budget preparation
2. Assisting C&M in numerous daily activities
3. 2006 C&M budget preparation
4. Goad research for Mike Ijams
5. Suspense Forms
6. Tiger Salamander response to Federal EIR

Water Utility Activities

1. Plans being reviewed for Hillsborough Estates.

B. COMMITTEE REPORTS

Director Alpers commented on the Water Resource Committee. He stated that they have met a couple of times and there will be a Water Resource Plan presentation/workshop on Wednesday, August 10, 2005, at 6:00 p.m. at the Best Western Rama Inn. He stated that the entire audience is welcome to attend. Director Alpers also stated that there will be another workshop on August 17, 2005 on another subject at the same place. He stated that the committee received a preview and it appears that they are putting it together very well and on schedule. It will show the improvements that this District needs, finances, options for the Board to consider as a group, along with public input over the next two months as we come to a closure on this in November. Director Alpers also stated that they discussed the City Water in a meeting, but that has all been explained.

C. DIRECTORS' COMMENTS/SUGGESTIONS

Director Clark

None.

Director Alpers

None.

Director Brichetto

Director Brichetto wondered when the Silveira Agreement would be finished. Director Brichetto would like the Conde annexation issue put on the Board's agenda for the next meeting. He would like everyone to go up and walk through the South Main at Two Mile Bar. He would also like as a discussion item, on the alternatives that Condor has suggested performing on the South Main, for the Board to consider the possibility of starting an emergency repair fund for the main canals and kick in one million per year and have a five or six million dollar fund so that we have the money there as part of risk management for maintenance on the mains. Looking at the South Main on a screen and going up there you get a totally different picture. I think it is imperative that the Board take an on-site evaluation.

Director Taro

Director Taro commented on Item No. 5 in the General Manager's Report which states "third new hire for irrigation." He asked if there was some specific reason why we have had such turnovers. Director Taro would like a copy of the finished punch list for the winter projects.

At the hour of 10:10 a.m. the Board welcomed public comment.

PUBLIC COMMENT
ITEM NO. 11

Tom Gookin had a question on what the Board's policy is concerning the planting of vegetation on an OID easement and particularly on the Tulloch Pipeline. It was decided that staff should go out and take a look at the property.

Ken Krause had three questions and was instructed by the Board that this is the time for the public to make comments, not ask questions. He should direct his questions to staff.

Public Comment was closed at 10:17 a.m. and the Board Meeting continued

At the hour of 10:30 a.m. a motion was made by Director Alpers, seconded by Director Brichetto, and unanimously supported to move to Closed Session.

CLOSED SESSION
ITEM NO. 10

Closed Session to discuss the following:

A. Government Code §54956.9 Existing Litigation

(1) Fields case. (2) Goad case, (3) RTC case

At the hour of 11:08 a.m., a motion was made by Director Brichetto, seconded by Director Taro, and unanimously supported to move to Open Session.

Thereafter, a motion was made by Director Alpers, and seconded by Director Brichetto, and unanimously supported to approve the formation of an Ad Hoc Committee consisting of Director Alpers and Director Brichetto for the purpose of meeting with Steve Fields to see if the matter can be resolved amicably between the parties.

OTHER ACTION
ITEM NO. 12

At the hour of 10:50 a.m. a motion was made by Director Webb, and seconded by Director Brichetto, and unanimously supported to adjourn to the next **regular Board of Director's Meeting** to be held on **Tuesday, August 16, 2005 at 9:00 a.m.** at the Oakdale Irrigation District Office, 1205 East F Street, Oakdale, CA 95361.

The next **regular Joint Board Meeting for the Tri-Dam Project** is scheduled for **Thursday, August 18, 2005 at 9:00 A.M.** in the Board Room of the South San Joaquin Irrigation District, 11011 East Highway 120, Manteca, CA.

Frank B. Clark, President

Attest:

Steve Knell, P.E., Secretary