

# MINUTES

Oakdale, California  
August 17, 2004

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  
Steve Webb, Vice President  
Jack D. Alpers  
Tony Taro

Director Brichetto arrived at 9:06 a.m.

Staff Present: Steve Knell, P.E., General Manager/Secretary  
Gary Jernigan, P.E., Support Services Manager  
John Walsh, Principal Account Clerk

## **ADDITION OR DELETION OF AGENDA ITEMS**

There were no additions or deletions of agenda items.

## **ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE**

Director Alpers requested that Item No. 1 be removed from the Consent Calendar as he needed further clarification.

## **CONSENT ITEMS ITEMS NO. 2, 3, 4, 5, 6**

### **ITEM NO. 2 APPROVE OAKDALE IRRIGATION DISTRICT STATEMENT OF OBLIGATIONS**

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

**ITEM NO. 3**  
**APPROVE OAKDALE IRRIGATION DISTRICT**  
**IMPROVEMENT DISTRICT STATEMENT OF OBLIGATIONS**

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

**ITEM NO. 4**  
**APPROVE THE MONTHLY TREASURER'S AND CHIEF FINANCIAL OFFICER'S**  
**REPORT FOR THE MONTH ENDING JULY, 2004**

A motion was made by Director Webb, seconded by Director Alpers and unanimously supported to approve the monthly Treasurer's and Chief Financial Officer's Report for the month ending July, 2004.

**ITEM NO. 5**  
**APPROVE A RESOLUTION AMENDING THE SERVICES AND PURCHASING POLICY**  
**FOR THE OAKDALE IRRIGATION DISTRICT**

A motion was made by Director Webb, seconded by Director Alpers and unanimously supported to approve a resolution amending the Services and Purchasing Policy for the Oakdale Irrigation District.

**ITEM NO. 6**  
**APPROVE CONDOR CHANGE ORDER NO. 2 FOR THE MOVEMENT OF \$25,000**  
**FROM CONTRACT BID ITEM NO. 5 TO CONSTRUCTION AND MAINTENANCE FUNDS**

A motion was made by Director Webb, seconded by Director Alpers and unanimously supported to approve Condor Change Order No. 2 for the movement of \$25,000 from contract bid Item No. 5 to Construction and Maintenance funds.

**ACTION ITEMS**  
**ITEMS NO. 1, 7, 8, 9, 10, 11**

**ITEM NO. 1**  
**APPROVE THE BOARD OF DIRECTORS' MINUTES OF THE**  
**REGULAR MEETING OF AUGUST 3, 2004**

Director Alpers questioned a motion on Item No. 6 of the Board of Directors' Minutes of the Regular Meeting of August 3, 2004 and after clarification by Director Clark a motion was made by Director Alpers, seconded by Director Webb and unanimously supported to approve the Board of Directors' Minutes of the regular meeting of August 3, 2004.

**ITEM NO. 7**  
**REVIEW AND TAKE POSSIBLE ACTION ON PRESENTATION BY CONDOR EARTH TECHNOLOGIES ON THE REMAINING REHABILITATION REQUIREMENTS FOR TUNNEL NO. 9**

Scott Lewis, Project Manager with Condor Technologies explained to the board the conceptual repairs and preliminary cost estimate for Tunnel No. 9 Rehabilitation Phase 2. Mr. Lewis explained the remaining work to be done on Tunnel No. 9.

After discussion, A motion was made by Director Alpers, seconded by Director Taro and unanimously supported to approve the design portion for \$61,030.00 and the remaining rehabilitation requirements for Tunnel No. 9 be continued in May of 2005.

**ITEM NO. 8**  
**REVIEW AND TAKE POSSIBLE ACTION ON CONDOR EARTH TECHNOLOGIES CHANGE ORDER NO. 3 IN THE AMOUNT OF \$8,500 FOR THE SURVEY OF TUNNEL NO. 8 AND TUNNEL NO. 9**

A motion was made by Director Webb, seconded by Director Alpers and unanimously supported to approve Condor Earth Technologies Change Order No. 3 in the amount of \$8,500 for the survey of Tunnel No. 8 and Tunnel No. 9.

**ITEM NO. 9**  
**REVIEW AND TAKE POSSIBLE ACTION ON CONDOR EARTH TECHNOLOGIES CHANGE ORDER NO. 4 IN THE AMOUNT OF \$63,870 FOR ADDITIONAL INSPECTION WORK ON TUNNEL NO. 9**

A motion was made by Director Brichetto, seconded by Director Taro and unanimously supported to approve Condor Earth Technologies Change Order No. 4 in the amount of \$63,870 for additional inspection work on Tunnel No. 9.

**ITEM NO. 10**  
**REVIEW AND TAKE POSSIBLE ACTION ON CONDOR EARTH TECHNOLOGIES CHANGE ORDER NO. 5 IN THE AMOUNT OF \$6,800 FOR POST PROJECT RECONCILIATION OF COSTS**

Director Clark explained that after review by the Finance Committee with Condor the original amount was reduced from \$13,600 to \$6,800 and recommended it be paid.

A motion was made by Director Alpers, seconded by Director Webb and unanimously supported to approve Condor Earth Technologies Change Order No. 5 in the Amount of \$6,800 for post project reconciliation of costs.

**ITEM NO. 11**  
**REVIEW AND TAKE POSSIBLE ACTION ON PROFESSIONAL SERVICES**  
**AGREEMENT - GIULIANI AND KULL**

General Manager Steve Knell explained that this is an updated Professional Services Contract with Giuliani and Kull with 2004 rate changes attached.

A motion was made by Director Alpers, seconded by Director Bricchetto and unanimously supported to approve the Professional Services Agreement with Giuliani and Kull.

**DISCUSSION ITEMS**  
**ITEM NO. 12**  
**DISCUSS A CHANGE TO BOARD ADMINISTRATIVE POLICY REGARDING**  
**DIRECTOR'S ABILITY TO CONTACT AND DIRECT DISTRICT CONTRACTING**

Director Clark asked that this be placed on the Agenda for two reasons, one is that our contractors need to know that they should not do work for Directors and Directors should not contact contractors and ask them to do work for the District without it going through the General Manager. In a recent case a Director asked our attorney a question in the hallway and fully didn't intend that the attorney would spend \$500 looking up an answer. Director Webb suggested reinstating a Past/President's Committee that the directors could go to and be instructed on who they should talk to.

After discussion the Directors decided that they should inform General Counsel that they need to check with the General Manager before proceeding with any director requests.

**ITEM NO. 13**  
**ORAL REPORTS AND COMMENTS**

**A. GENERAL MANAGER'S REPORT**

**Irrigation Issues**

1. Review Rotation Schedule and CIMIS data with the Board.

**Current Internal Activities**

1. City of Oakdale Airport: The written Agreement with the City and OID on the relocation of the South Main is complete. OID is awaiting legal descriptions from the City to finish the agreement. City is looking to approve the award of bid at its September 9<sup>th</sup> meeting.
2. Interviewing for Administrative Assistants last week.
3. Industrial Electric is nearly complete in correcting many of the electrical deficiencies identified by the fire department and the building inspector earlier this year.
4. Magnicide to be applied in the North Main this week.
5. Staff attended the Ag Water Management Council meeting on August 4<sup>th</sup>.
6. Annexations to the OID have been received by Guiliani and Kull and should be ready for the Board's review the first meeting in September.

7. Young Lateral has been surveyed for review to see the extent of work needed to increase the capacity of that system.
8. Water measurement data from March-August will be ready in September for presentation to the Board.
9. RWQCB denied OID's MRP for compliance with the Conditional Ag Waiver. OID will resubmit with changes after concurrence with OID's Water Counsel.
10. Town Water System Survey is complete. Staff to present results at September meeting.
11. Met with Knight's Ferry representatives, the County of Stanislaus on changes to OID's service line relocation scheduled for August.
12. Met with Tony Borba and Steve Kissler on the Lower Cometa Lateral.
13. Santa Fe Pipeline meeting held with residents except Evelyn Venoble, whose attorney sent a letter.

### **Legal Activities**

1. Cantel Settlement negotiations continue
2. St. Andrews Court letter sent to residents

### **B. COMMITTEE REPORTS**

#### **Water Committee:**

Director Alpers reported that the Water Committee met with CH2M Hill to discuss the Water Resources Plan and how much it would cost to do different aspects and requested some numbers that we could bring back to the board and let the board take a look at each piece like we agreed price by price – the first thing to consider is how much it will cost to get the plan going and after that how much will each segment cost – we have the first part of the data and by the next meeting we should have it all down in black and white and the board can go through it and say what they like and don't like about the plan.

### **C. DIRECTORS' COMMENTS/SUGGESTIONS**

#### **Director Webb:**

Director Webb brought to the attention some problems with operations in Division 7 and requested they be taken care of.

Director Webb also requested a review of the equipment in the yard – Gary Jernigan said he already made a presentation but would provide Mr. Webb with the presented material.

Director Webb requested that on the next Agenda discuss establishing a Past/President's Committee.

Director Webb also requested on the next Agenda on how OID may want to start buying and selling property that they need a right-of-way through. When that property is for sale we can buy it; deed ourselves over the right-of-way; and resale the property.

Director Brichetto:

Director Brichetto questioned were OID was with the Root and Adams Creek Drain Reclamation Pumps – are they operational? General Manager Steve Knell stated that OID is working with landowners and scheduling work with the Engineering Department for designs on these projects. Projects are scheduled for this winter.

Director Brichetto questioned if we had a new system on giving out request forms for questions pertaining to Engineering. General Manager Steve Knell stated that OID tends to get a lot of people coming in to the office without appointments, asking questions and it disrupts the engineering department – if they are unavailable we give out the form so they can fill it out and engineering can have time to research the question without disrupting their schedule.

Director Taro:

Director Taro requested that OID put a tracking number on dirt hauls. We need a cost study to see what it would cost to do a mile of ditch.

**ITEM NO. 14**  
**PUBLIC COMMENTS**

Ms. Carrie O'Donnell wanted to let the board know of a flooding incident on her property and the losses she sustained because of the flooding and asked the board how claim process works. Ms. O'Donnell also asked if there was insurance to cover this situation and whether she should seek counsel.

The Board recommended that Ms. O'Donnell finish her assessment of damage and fill out her claim and turn it in for review. The Board felt it could probably be solved at the Management level.

Lester Williams at 5748 Albers Road south of the Livestock Auction – last year bumped into one of OID's vent pipes on the Brichetto lateral and knocked it over. He called in and let someone know. The next day they sent out a crew and all they had to do was pick the pipe up and set it back on the hole. There was nothing broken, they didn't have to repair anything. Anyways he got a bill for \$562 for about 20 minutes worth of work.

Gary Jernigan stated that he had Mr. Williams letter for review and stated that unfortunately he was not here last year when the work was done. However, Mr. Jernigan stated he would look into the issues again.

Mr. Laurens Foard stated that he recently got a letter that he thought was negative and defensive against his remarks that he made at a board meeting and wanted to make a reply to Mr. Knell. I would like to say in reply to your letter dated August 6, 2004, I will admit to an error in stating a Government Code number - as you have admitted in your letter the items were for discussion only as you stated they didn't relate to any particular purchaser or potential purchases then why was this not listed on your agenda as a discussion item – this is a very simple question to ask and this is all I ask – this listing was in my opinion is a deception.

At the hour of 11:10 A.M. a motion was made by Director Alpers, seconded by Director Bricchetto and unanimously supported to adjourn to the next **regular Board of Directors' Meeting** to be held on **Tuesday, September 7, 2004 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, September 16, 2004** at 9:00 A.M. at the South San Joaquin Irrigation District, 11011 East Highway 120, Manteca, CA.

Attest:

---

Steve Knell, P.E.  
General Manager/Secretary