

MINUTES

Oakdale, California
November 30, 2015

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 9:00 a.m. Upon roll call, there were present:

Directors: Steve Webb, President
Herman Doornenbal, Vice President
Frank Clark
Gary Osmundson
Absent: Al Bairos, Jr.

Staff Present: Steve Knell, General Manager/Secretary
Kathy Cook, Chief Financial Officer
Jason Jones, Support Services Manager
Eric Thorburn, Water Operations Manager

Also Present: Roger M. Schrimp, General Counsel

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

Robert Frobose, who resides at 4333 Claus Road, Modesto, California was present and stated that the agenda for this Board Meeting was not posted on the web site.

Tom Orvis was present on behalf of the Stanislaus County Farm Bureau. He stated that the Bureau wanted to thank Directors Clark and Bairos for their service and congratulated Ms. Santos and Ms. Altieri. He also stated that the Stanislaus County Farm Bureau will be attending their annual state meeting this week in Reno, Nevada where the water situation in the State of California will be the main issue for that conference.

Linda Santos, 5200 Tim Bell Road, Waterford, was present and also stated that she had received several phone calls regarding the agenda for this Board Meeting not being posted on the web site.

There being no further Public Comment; Public Comment closed at 9:06 a.m.

CONSENT ITEMS
ITEM NOS. 2, 3, 4, 5, 6, 7, 8, 9

ITEM NO. 2
APPROVE THE BOARD OF DIRECTORS' MINUTES
OF THE REGULAR MEETING OF NOVEMBER 17, 2015 AND
RESOLUTION NOS. 2015-96, 2015-97, 2015-98, 2015-99, 2015-100, AND 2015-101

A motion was made by Director Doornenbal, seconded by Director Clark, and unanimously supported to approve the Board of Directors' Minutes of the Regular Meeting of November 17, 2015 and Resolution Nos. 2015-96, 2015-97, 2015-98, 2015-99, 2015-100, and 2015-101.

ITEM NO. 3
APPROVE OAKDALE IRRIGATION
DISTRICT STATEMENT OF OBLIGATIONS

A motion was made by Director Doornenbal, seconded by Director Clark, and unanimously supported to approve the Oakdale Irrigation District's Statement of Obligations.

ITEM NO. 4
APPROVE TREASURER AND CHIEF FINANCIAL
OFFICER'S REPORT FOR THE MONTH ENDING OCTOBER 31, 2015

A motion was made by Director Doornenbal, seconded by Director Clark, and unanimously supported to approve the Treasurer and Chief Financial Officer's Report for the month ending October 31, 2015.

ITEM NO. 5
APPROVE ASSIGNMENT OF
CAPITAL WORK ORDER NUMBERS

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

<u>Facility</u>	<u>Project Description</u>	<u>Estimated Cost</u>	<u>Work Order No.</u>
Reed Pipeline	Install one 24" x 24" Fresno fabricated gate (APN 002-008-009).	\$4,800	2015-048
Albers 2 Pipeline	Remove and upgrade to 30" x 12.5' Fresno 101C slide gate, one 15" x 13' Fresno 101C slide gate, one 18" x 13' Fresno 101C slide gate and miscellaneous appurtenances (APN: 014-006-004).	\$60,800	2015-049

<u>Facility</u>	<u>Project Description</u>	<u>Estimated Cost</u>	<u>Work Order No.</u>
Kuhn Lateral	Remove and replace with 12' x 8' Fresno 101C slide gate, 5' x 6' precast MBI turnout structure and miscellaneous appurtenances (APN: 014-016-020).	\$66,700	2015-050
Tulloch Lateral	Remove and install 5' x 7' precast MBI turnout structure with 12" starter coupler, 12" x 9' Fresno 101C slide gate, stilling well assembly and miscellaneous appurtenances (APN: 002-016-028).	\$10,800	2015-051
Knights Ferry Pump Station	Installation of a new pumping station (APN: 002-039-027)	\$16,000	2015-054
Lower Cometa Lateral	Remove and upgrade existing gate with a 30" x 14' Fresno 101C slide gate. (APN: 002-007-026)	\$5,000	2015-055

ITEM NO. 6
APPROVE RESOLUTION ADOPTING MEMORANDUM OF UNDERSTANDING WITH THE EXEMPT SUPERVISORY BARGAINING GROUP

A motion was made by Director Doornenbal, seconded by Director Clark, and unanimously supported to approve the Resolution Adopting the Memorandum of Understanding with the Exempt Supervisory Bargaining Group.

ITEM NO. 7
APPROVE RESOLUTION DECLARING THE NOVEMBER 3, 2015 CONSOLIDATED DISTRICT'S ELECTION RESULTS

A motion was made by Director Doornenbal, seconded by Director Clark, and unanimously supported to approve the Resolution Declaring the November 3, 2015 Consolidated District's Election Results.

ITEM NO. 8
APPROVE ABANDONMENT OF A PORTION OF THE RANEY PIPELINE (APN: 062-022-001 – PACIFIC WEST COMMUNITIES, INC.)

A motion was made by Director Doornenbal, seconded by Director Clark, and unanimously supported to approve the Abandonment of a Portion of the Raney Pipeline (APN: 062-022-001 – Pacific West Communities, Inc.).

ITEM NO. 9
APPROVE QUITCLAIM OF A PORTION OF THE RANEY PIPELINE (APN: 062-022-001 – PACIFIC WEST COMMUNITIES, INC.)

A motion was made by Director Doornenbal, seconded by Director Clark, and unanimously supported to approve the Quitclaim of a Portion of the Raney Pipeline (APN: 062-022-001 – Pacific West Communities, Inc.).

The above Consent Items passed unanimously by the following votes:

Ayes: Directors Clark, Webb, Doornenbal, Osmundson
Noes: None
Absent: Directors Bairos

ACTION ITEMS
ITEM NO. 10

ITEM NO. 10
REVIEW AND TAKE POSSIBLE ACTION TO APPOINT A BOARD
MEMBER TO ATTEND THE SPECIAL MEETING OF THE SAN
JOAQUIN TRIBUTARY ASSOCIATION ON DECEMBER 14, 2015

There will be a Special Meeting of the Commissioners of the San Joaquin Tributary Association held on December 14, 2015. It is necessary to appoint a Director to attend this one meeting until the formal appointments are made by the President at the December 15, 2015 Board Meeting.

Per OID Policy:

Special committees may be appointed by the Chairman/President of the Board with approval of the Board for such special tasks as circumstances warrant. A special or ad hoc committee shall limit its activities to the accomplishment of the task for which it is appointed and shall have no power to act except such as specifically conferred by action of the Board

This is being brought before the Board to nominate and appoint a Board Member to attend the Special Meeting of the San Joaquin Tributary Association on December 14, 2015.

A motion was made by Director Webb, seconded by Director Osmundson, and unanimously supported to appoint Director Doornenbal to attend the Special Meeting of the San Joaquin Tributary Association on December 14, 2015.

The motion passed unanimously by the following vote:

Ayes: Directors Webb, Clark, Doornenbal, Osmundson
Noes: None
Absent: Directors Bairos

COMMUNICATIONS
ITEM NO. 11

A. GENERAL MANAGERS REPORT

Safety Activities

1. OID has gone 301 days without a lost time injury accident.

Administration Activities

1. On-Farm Conservation Program CEQA work continues with CH2M Hill.
2. GM met with Del Puerto Irrigation District Management on November 18th to talk about opportunities to move water to the Westside.
3. Development and finalization of the 2016 budget will await new committee appointees.
4. Labor negotiations with 3 bargaining groups and 2 independent employees continue.
5. Tunnel tours were given on the 20th (Friday) and 21st (Saturday) of this month for Prins and Weaver respectively. Very enjoyable.
6. Met OID's two new Board members on November 23 to inform them of ongoing and upcoming issues they need to be aware of. Good meeting.

Legal Activities

1. ID 52 Lawsuit: Plaintiff's brief has been submitted. OID Counsel preparing their reply and then Court will calendar case for oral arguments.
2. Demurrers in the SJTA and SWB curtailment matter were filed on Friday the 23rd. All demurrers will be heard on February 19, 2016.
3. The OID and SSJID, acting as intervenors in the CalSpa suit against the State Water Resources Control Board Bureau, filed responses to the CalSpa complaint. CalSpa is alleging that the SWRCB does not have the authority to issue TUCPs to change water quality requirements.
4. General Counsel has responded to the person who submitted a written Brown Act allegation regarding the water release OID and SSJID entered into with the State of California and the Federal Bureau water contractors. OID/SSJID did nothing wrong.
5. OID is in a test claims case on the State of California's issuance of unfunded mandates, i.e. SBx7-7. The group is currently seeking an appeal of the Commission on State Mandates' denial of our test claims related to SBx7-7. Opposition briefs (one from the Commission and one from Finance and DWR) will be due December 28th and our reply brief will be due on January 21, 2016. The hearing will be held on February 5th in Sacramento.

Construction Activities

1. C&M crews and equipment operators continue to work on maintenance and capital projects on OID facilities. All projects are progressing well.
2. Assisting Water Ops./Eng. Dept. with various tasks and field review of potential projects.
3. Conducting Safety Coordinator tasks pertaining to all hands training, Safety Committee meetings and review of weekly tailgate safety meetings.
4. Conducting Contract Administration tasks pertaining to contracts that need to be renewed and work releases that need to be completed with the assistance of Lori.
5. Conducting multiple landowner meetings for present and future Capital Projects.
6. Field Supervisor Joe Kosakiewicz and I will be attending a Train the Trainer course for CPR/First Aid/AED on December 17th. Upon completion of the course we will be able to train all OID employees on this matter.
7. C&M is assisting WUD with the issues at the Knights Ferry River Pump.
8. Assisted GM with a tunnel tour on November 21st.

Water Operations Activities

Engineering

1. Land use Conversion – Continued to work with landowners, tenants, irrigation design companies and Support Services/Water Operations concerning ongoing and future land use conversion projects.
2. Processed Encroachment and Ag Discharge Agreements and continued field inspection during installation of the associated facilities.

3. Several letters noting OID's requirements for continued irrigation on recently completed lot line adjustments and parcel splits projects went in the mail this week.
4. A draft updated 2015 AWMP was provided for OID review by Davids Engineering.
5. The ACOE has initiated review of a draft categorical exemption document and initiated preparation of draft easement documents for the tunnel as well as the 2 Mile Bar access road.
6. Plan preparation for the proposed Kuhn Pipeline project continued. Easement documentation is currently being recorded with the County.
7. The City of Oakdale's draft out of boundary service agreement with OID on behalf of ID 41 is in the process of being reviewed by legal counsel.

Ag Water

1. SCADA personnel continued winter maintenance on all remotely monitored and/or automated SCADA sites.
2. Storm water and winter water operations continued.
3. Field review was initiated at several sites where water measurement and operational improvements have been requested.
4. The County has started a CASGEM monitoring and reporting plan for the northern triangle of Stanislaus County. OID's sites north of the Stanislaus River were added to the CASGEM website and incorporated into the draft plan.

Water Utilities

1. Improvement District No. 41:
 - Pumping Station No. 3 remains out of service due to high turbidity issues.
2. Domestic Water Pumping Stations:
 - WUD continues to conduct weekly inspection, servicing and security checks of the pumping stations. There is nothing unusual or out of the ordinary to report.
 - Reset lead position time clocks after PG&E's power outage on November 16th.
3. Domestic Water Systems:
 - Monthly Coliform Bacteria water quality samples were collected on Tuesday, November 3rd.
 - Quarterly Nitrate water quality samples were collected on Tuesday, November 3rd.
4. Rural Water System No. 1:
 - Tuesday, November 17th, staff discovered engine control problems with the stand by generator at the Hillsborough #1 Pumping Station. Repairs are underway.
5. On-Call Activities:
 - Saturday, November 21st, Staff responded to a call of a broken backflow assembly in ID 41. Someone had run over the assembly. The service connection was shut off to allow the landowner to perform repairs.
6. Irrigation Pumping Stations:
 - WUD continues to perform the routine inspection, servicing and security checks on the irrigation pumping stations in use as winter drain pumps. There is nothing unusual or out of the ordinary to report.
 - Cavill #3 Reclamation Pump – The repairs to the motor have been completed.
7. Knights Ferry Pumping Station:

- Emergency repairs continued to the site to ensure the pumps will operate through the winter under low river flow conditions. Staff anticipates bringing the site back online on or before the first week of December.

Finance Activities

1. CFO and IT Coordinator currently working with OID's water billing software providers the ability for landowners to view and pay their bills online. It is anticipated that the roll-out for ag customers will be in December, and the roll-out for rural water customers in January or February next year.
2. Open enrollment for 2016 FSA is November 30 – December 28, 2015.
3. Assisting GM with meet and confer.
4. Drought surcharge refund checks were mailed November 6, 2015. The Finance Department has been fielding many inquiries regarding these checks.

B. COMMITTEE REPORTS

There were no committee meetings.

C. DIRECTORS' COMMENTS/SUGGESTIONS

Director Webb

Director Webb thanked Director Clark for all of his dedication and hard work at the District and stated that it will be hard to replace him.

Director Clark

Director Clark stated that the new Board members are good and are very competent individuals. He advised the new Directors to move slowly and not try to change everything at once. He asked them to take a good look at the District and what it has done before trying to make any changes.

At the hour of 9:14 a.m. the Board adjourned to Closed Session.

CLOSED SESSION **ITEM NO. 12**

Closed Session to discuss the following:

A. Government Code §54957.6 - Conference with Labor Negotiator

Agency Negotiator: General Manager

Represented Employee: Confidential Bargaining Group, Exempt Management Bargaining Group, and Kristy Bissell-Vargas

B. Government Code §54957 – Public Employee

Title: Principal Account Clerk

C. Government Code §54956.9 – Significant Exposure to Litigation

Pursuant to Paragraph (2) and (3) of Subdivision (d) of §54956.9

One (1) Case

At the hour of 10:07 a.m. the Board returned to open session

Coming out of Closed Session Administrative Assistant Lori Fitzwater-Presley reported that on Closed Session Item A, a motion was made by Director Webb, seconded by Director Clark to approve the counter proposal of the Management Bargaining Group, and directed staff to finalize the Memorandum of Understanding (MOU) with the Exempt Management Bargaining Group, and bring the MOU back to the Board on December 15, 2015 for approval of the Resolution Adopting the MOU.

Administrative Assistant Lori Fitzwater-Presley further reported that on Closed Session Item C, a motion was made by Director Osmundson, seconded by Director Doornenbal, and unanimously supported to amend the District's Organizational Chart to eliminate the position of Purchasing / Accountant and to add a third Principal Account Clerk.

The above Closed Session items passed unanimously by the following vote:

Ayes:	Directors, Webb, Doornenbal, Clark, Osmundson
Noes:	None
Absent:	Director Bairos

OTHER ACTION
ITEM NO. 12

The Board Meeting adjourned at the hour of 10:09 a.m.

The next Regular Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, December 15, 2015 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 **Thursday, December 17, 2015 at 9:00 a.m.** in the board room of the South San Joaquin Irrigation District, 11011 East Highway 120, Manteca, CA.

Steve Webb, President

Attest:

Steve Knell, P.E., Secretary