

MINUTES

Oakdale, California
December 15, 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
 Steve Webb
 Frank B. Clark
 Herman Doornenbal

Staff Present: Steve Knell, General Manager/Secretary
 Kathy Cook, Chief Financial Officer/Treasurer
 Gary Jernigan, Contracts/Special Projects Manager
 John Davids, District Engineer
 Jason Jones, Support Services Manager

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

There being no public comment, public comment closed at the hour of 9:01 a.m. and the Board Meeting continued.

Director Webb requested that Item No. 3 be pulled from the Consent Calendar and Director Clark requested that Item No. 15 be pulled from the Consent Calendar.

CONSENT ITEMS

ITEM NOS. 2, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21

ITEM NO. 2

**APPROVE THE BOARD OF DIRECTORS'
MINUTES OF THE REGULAR MEETING OF
NOVEMBER 17, 2009 AND RESOLUTION NO. 2009-62**

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve the Board of Directors' Minutes of the Regular Meeting of November 17, 2009 and Resolution No. 2009-62.

ITEM NO. 4

**APPROVE IMPROVEMENT DISTRICT
STATEMENT OF OBLIGATIONS**

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

ITEM NO. 5

**APPROVE ASSIGNMENT OF
CAPITAL WORK ORDER NUMBERS**

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

<u>Facility</u>	<u>Project Description</u>	<u>Estimated Cost</u>	<u>W. O. No.</u>
North Main / Tulloch Lateral	Install new precast structure	\$37,000	0967
Hirschfeld Lateral	Install and upgrade 20" 101C slide gate	\$3,700	0968
Palmer Lateral	Install and upgrade 15" 101C slide gate	\$2,500	0969
Tulloch Lateral	Install new concrete box, 24" propeller meter 24" slide gate and actuator, and automation equipment.	\$149,400	0970
South Lateral	Install and upgrade turnout, stilling well and 15" 101C slide gate.	\$10,000	0971
South Lateral	Install and upgrade 20" 1010C slide gate	\$3,300	0972
Spalding Lateral	Install and upgrade 30" 1010C slide gate	\$4,800	0973

ITEM NO. 6

**APPROVE RESOLUTION DECLARING THE
NOVEMBER 4, 2009 CONSOLIDATED DISTRICT'S ELECTION
RESULTS AND APPOINTMENTS IN LIEU OF ELECTION**

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve the Resolution Declaring the November 4, 2009 Consolidated District's Election Results and Appointments in Lieu of Election.

ITEM NO. 7
APPROVE RENEWAL OF 125K CAFETERIA PLAN

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve the renewal of 125K Cafeteria Plan.

ITEM NO. 8
APPROVE RENEWAL OF MEMBERSHIPS AND/OR
CONTRIBUTIONS TO VARIOUS ORGANIZATIONS
FOR 2010 (CALIFORNIA SPECIAL DISTRICTS
ASSOCIATION AND WATER EDUCATION FOUNDATION)

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve the renewal of memberships and/or contributions to various organizations for 2010 to California Special Districts Association in the sum of \$4,088 and to Water Education Foundation in the sum of \$1,000.

ITEM NO. 9
THIS AGENDA ITEM WAS PULLED.

ITEM NO. 10
APPROVE GENERAL SERVICES AGREEMENTS
FOR VARIOUS VENDORS AND CONTRACTORS
(ACTION PLUMBING & ROOTER AND R&S ERECTION, TRI-COUNTY, INC.)

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve the General Services Agreements for Various Vendors and Contractors (Action Plumbing & Rooter and R&S Erection, Tri-County, Inc.).

ITEM NO. 11
APPROVE PROFESSIONAL SERVICES AGREEMENTS
FOR VARIOUS VENDORS AND CONTRACTORS
(STRANGE AQUATIC RESOURCES AND RRM DESIGN GROUP)

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve the Professional Services Agreements for Various Vendors and Contractors (Strange Aquatic Resources and RRM Design Group).

ITEM NO. 12
APPROVE WORK RELEASE NO. 001 TO GENERAL
SERVICES AGREEMENT 2009-GSA-061 WITH JOHNSON WESTERN
GUNITE COMPANY FOR THE CLAVEY DROP REHABILITATION PROJECT

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve Work Release No. 001 to General Services Agreement 2009-GSA-061 with Johnson Western Gunitite Company for the Clavey Drop Rehabilitation Project.

ITEM NO. 13
APPROVE CHANGE ORDER NO. 001 TO CONTRACT
AGREEMENT WITH TCB FOR CASHMAN DAM REHABILITATION PROJECT

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve Change Order No. 001 to Contract Agreement with TCB for Cashman Dam Rehabilitation Project.

ITEM NO. 14
THIS AGENDA ITEM WAS PULLED.

ITEM NO. 16
APPROVE RESOLUTION OF APPLICATION –
JOSLIN ANNEXATION (APN: 002-052-022 - JOSLIN)

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve the Resolution of Application – Joslin Annexation (APN: 002-052-022 – Joslin).

ITEM NO. 17
APPROVE RESOLUTION OF APPLICATION –
V. A. RODDEN, INC. ANNEXATION (APNS: 015-003-004,
015-081-001/002/044/045/046 – V. A. RODDEN, INC.)

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve the Resolution of Application – V. A. Rodden, Inc. Annexation (APNS: 015-003-004, 015-081-001/002/044/045/046 – V. A. Rodden, Inc.).

ITEM NO. 18
APPROVE ENCROACHMENT AGREEMENT ON THE
CRANE PIPELINE (APNS: 063-028-011/035 – BRICHETTO)

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve the Encroachment Agreement on the Crane Pipeline (APNS: 063-028-011/035 – Brichetto).

ITEM NO. 19
APPROVE ENCROACHMENT ON THE BRICHETTO
LATERAL AND FAXON PIPELINE (APN: 064-031-029 – BRICHETTO)

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve the Encroachment Agreement on the Brichetto Lateral and Faxon Pipeline (APN: 064-031-029 – Brichetto).

ITEM NO. 20
APPROVE ENCROACHMENT AGREEMENT ON
THE YOUNG LATERAL (APN: 002-012-063 – BRICHETTO)

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve the Encroachment Agreement on the Young Lateral (APN: 002-012-063 – Brichetto).

ITEM NO. 21
APPROVE ENCROACHMENT AGREEMENT
ON THE VAN NORMAN PIPELINE (APN: 062-002-004 – TEDSON)

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve the Encroachment Agreement on the Van Norman Pipeline (APN: 062-002-004 – Tedson).

ACTION CALENDAR
ITEM NO. 3, 15, 22, 23, 24, 25, 26, 27, 30, 31, 32, 33

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

Director Webb asked how far along the North Side Reservoir and North Main Projects had progressed. Contract and Special Projects Manager Gary Jernigan stated that the North Side Reservoir is approximately three-quarters completed and two-thirds paid and should be completed in the second week of January; and the South main is approximately 60-73% completed and 67% billed and should be completed in the first week of January.

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

ITEM NO. 15
APPROVE WORK RELEASE NO. 003 TO
GENERAL SERVICES AGREEMENT 2009-GSA-029
WITH GROVER LANDSCAPING SERVICES, INC.
FOR NORTH SIDE RESERVOIR PROJECT

Director Clark asked if the District went out to bid for the hydroseeding for the North Side Reservoir. Contracts and Special Projects Manager Gary Jernigan stated no, this was done through the General Services Agreement that is in place with Grover Landscaping Services, Inc. Gary Jernigan further stated that the amount indicated in the agenda report was not correct; and that the correct amount is approximately \$8,050.00.

A motion was made by Director Clark, seconded by Director Webb, and unanimously supported to approve Work Release 003 to General Services Agreement 2009-GSA-029 with Grover Landscaping Services, Inc. for North Side Reservoir Project.

ITEM NO. 22
REVIEW AND TAKE POSSIBLE ACTION
ON THE NOMINATION AND ELECTION
OF A PRESIDENT OF THE BOARD

Water Code §21376 states, "At its organizational meeting the board shall elect a president from its members and appoint a secretary who shall each hold office during the pleasure of the board."

List of Elected Officials:

Steve Webb
Jack D. Alpers
Frank Clark
Herman Doornenbal
Al Bairos, Jr.

A motion was made by Director Webb, seconded by Director Clark, and unanimously supported to nominate and elect Director Bairos as President of the Board.

ITEM NO. 23
REVIEW AND TAKE POSSIBLE ACTION
ON THE NOMINATION AND ELECTION
OF A VICE PRESIDENT OF THE BOARD

Water Code §21386 states, "At its organizational meeting, the board may elect, in addition to the president, a vice president who shall have the power to perform all the duties of the president in the absence of the president, or in the event of his inability to perform such duties."

List of Elected Officials:

Steve Webb
Jack D. Alpers
Frank Clark
Herman Doornenbal
Al Bairos, Jr.

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to nominate and elect Director Clark as Vice President of the Board.

ITEM NO. 24
REVIEW AND TAKE POSSIBLE ACTION ON THE
APPOINTMENT OF SECRETARY
AND TREASURER TO THE BOARD

Water Code §21376 states, "At its organizational meeting the board shall elect a president from its members and appoint a secretary who shall each hold office during the pleasure of the board."

In addition, OID's Administrative Policy requires the appointment of the Treasurer's position to the Board.

List of Officers of the District:

General Manager-Steve Knell
General Counsel-Roger M. Schrimp
Water Counsel-Timothy O'Laughlin
Personnel Counsel-Julia Jenness
Secretary-Steve Knell
Treasurer (Chief Financial Officer)-Kathy Cook

A motion was made by Director Clark, seconded by Director Alpers, and unanimously supported to appoint Steve Knell as Secretary and Kathy Cook as Treasurer to the Board.

ITEM NO. 25
REVIEW AND TAKE POSSIBLE ACTION
ADOPTING A RESOLUTION OF THE ELECTION
AND APPOINTMENT OF NEW OFFICERS TO THE BOARD

A Resolution for the Election and Appointment of New Officers to the Board is consistent with the Water Code and Board Administrative Policies. All appointments shall remain in effect until another election is held or a new Board is elected.

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to adopt the Resolution of the Election and Appointment of New Officers to the Board.

ITEM NO. 26
REVIEW AND TAKE POSSIBLE ACTION
TO ADOPT A RESOLUTION ON APPOINTMENT
OF BOARD MEMBERS COMMITTEES FOR 2010 / 2011

Per OID Policy;

The Chairman shall preside over all meetings of the Board, shall appoint the members of all standing committees, subject to Board approval, and shall have such other powers to perform such other duties as may be prescribed from time-to-time by the Board.

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.

The following are the Committee assignments as submitted by President Al Bairos, Jr.

Standing Committees

Finance Committee

Clark and Bairos, w/alternate Webb

Water/Engineering Committee

Webb and Doornenbal w/alternate Bairos

Personnel Committee	Alpers and Bairos w/alternate Clark
Planning / Public Relations Committee	Clark and Doornenbal w/alternate Alpers
Tri-Dam Project/Authority Committee	Webb and Alpers w/alternate Clark
Domestic Water Committee	Webb and Clark w/alternate Alpers
San Joaquin Cty. Advisory Board Rep.	Doornenbal w/alternate Alpers
San Joaquin River Commission Rep.	Alpers w/alternate Clark

A motion was made by Director Alpers, seconded by Director Clark, and unanimously supported to approve the committee assignments as submitted by President Al Bairos, Jr.

ITEM NO. 27
REVIEW AND TAKE POSSIBLE ACTION
TO ADOPT A RESOLUTION FOR
DESIGNATION OF BANK ACCOUNT SIGNATORIES

Upon election of new Board Officers, the resolution is submitted for the authorization of new signatories on District bank accounts.

A motion was made by Director Clark, seconded by Director Webb, and unanimously supported to adopt the Resolution for Designation of Bank Account Signatories.

ITEM NO. 28
REVIEW AND TAKE POSSIBLE ACTION
TO ADOPT THE 2010 BUDGET

Staff presented the draft 2010 Budget at the Board's November 17, 2009 meeting as a Discussion Item. The draft budget presented today has two changes as a result of the review of the draft Tri Dam budget at their meeting held on November 19, 2009.

1. Increase Joint Venture Revenues by \$2.0 million
2. Increase pay-as-you go capital projects by \$750K

Budget Overview

- One-time rebate of irrigation water charges.
- Continued implementation of the Water Resources Plan.
- Reflects wages and benefits increases associated with bargaining agreements.
- Increase in manpower by one position.
- Includes full year of COP Bond P&I payment.
- \$147,500 increase in general and reserves funds
- Estimated ending general, reserve, and bond proceed funds in 2010 of \$44.9 million

Two items from the November 17th Board presentation on the budget were unresolved. The Capital Equipment Replacement Budget and the Community Outreach Budget. A budget detail of these two items are included at the back of this agenda item for further Board discussion.

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to adopt the 2010 Budget with the exception of the Community Outreach Budget which is to be referred back to the Planning and Public Relations Committee.

ITEM NO. 29
REVIEW AND TAKE POSSIBLE ACTION TO APPROVE
A RESOLUTION ADOPTING THE 2010
OAKDALE IRRIGATION DISTRICT'S INVESTMENT POLICY

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 statutes governing the investment of public funds. In accordance with California Government Code Section 53646 (a)(1), the Treasurer or Chief Financial Officer shall annually render to the legislative body of the local agency a statement of investment policy. There are no changes to the draft 2010 Investment Policy presented today.

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to approve a Resolution Adopting the 2010 Oakdale Irrigation District's Investment Policy.

ITEM NO. 30
REVIEW AND TAKE POSSIBLE ACTION ON
REQUEST TO WAIVE THE DOMESTIC WATER CUSTOMER
DEPOSIT ON DELINQUENT PAYMENTS (McGHEE)

Mr. and Mrs. Wayne McGhee, an OID domestic water customer, located at 9705 Morris Hunter Drive has requested that the customer deposit recently charged to their account for having two late payments within 12 consecutive months be waived. Attached is Mr. McGhee's correspondence for board review.

The District's Domestic Water Policy implemented in 1997 states that an existing customer which have two or more late payments on their account during a twelve (12) consecutive month period of time will be required to post a cash security deposit as required from a new customer. The security deposit is refunded to the customer when the customer has no outstanding amounts owed and has not been delinquent for (12) consecutive months.

Mr. and Mrs. Wayne McGhee were delinquent on June 30, 2009 and October 31, 2009.

Mr. Wayne McGhee who resides at 9705 Morris Hunter Drive, Oakdale, California was present and discussed his position on the deposit.

A motion was made by Director Clark to waive the domestic water customer deposit and was seconded by Director Alpers for discussion. Following discussion the matter was approved by the following vote:

Ayes:	Directors Clark, Bairos, Webb
Noes:	Directors Alpers, Doornenbal

ITEM NO. 31
REVIEW AND TAKE POSSIBLE ACTION ON
A REQUEST TO WAIVE ATTORNEY FEES
ASSOCIATED WITH THE CONDE ANNEXATION
(APN: 062-063-029 – CONDE FARMS)

In correspondence dated, November 30, 2009, Mr. Manuel Conde requested to have OID waive the attorney fees on his annexation. While OID Staff has advised Mr. Conde that these fees are part of the required and necessary legal expenses related to his annexation, he disagrees and requested to address the Board. To substantiate Staff's recommendation to deny Mr. Conde's request, OID Staff offers the following:

- On December 20, 2005, the Board of Directors unanimously voted to reaffirm the Board's previous decision and allow annexation to Conde Farms with the understanding that Conde Farms is responsible for **all** fees including LAFCO fees. Please see the attached documentation for clarification purposes.
- On July 25, 2006, Mr. Shawn Conde, on behalf of Conde Farms, signed the Application for Annexation to the Oakdale Irrigation District. Located immediately above Mr. Conde's signature is the following language:

"I agree to abide by the terms of the Special Projects Policy received with this Application, which does not guarantee approval of this Application by OID. I agree to pay all applicable fees as identified in Section IIA of this application and any and all other fees as may occur during the application process, (i.e. CEQA processing fees, biological studies, consultant fees, etc.). I have read OID Resolution 96-39, Annexation Policy, received with this Application, and I understand the terms contained therein."

Section 2.15 of OID Resolution 96-39 reads as follows:

"All costs and expenses incurred by DISTRICT to, among others, review and process the Application of an APPLICANT, to conduct environmental analysis and hearings on behalf of an APPLICANT, and to prepare the Agreement for signature by APPLICANT, are costs and expenses due and payable to DISTRICT by APPLICANT under the Special Projects Policy. Currently the processing of Applications for Annexation requires a retainer fee from APPLICANTS in the amount of \$250.00."

OID Staff reaffirms their position that Conde Farms **is** responsible for any and all fees associated with Annexation. Conde Farms entered into a contract with OID for Annexation and has done nothing less than attempt to circumvent his financial responsibilities related to annexation at every opportunity.

Per section 6.5 of the Annexation Agreement, OID has the following options should the Conde's fail to pay any and all necessary fees and charges when due:

- Deny delivery of water or service to the Property.

- Impose the fees, penalties and charges as established and approved by the Board of Directors.
- Place liens upon all real property owned by Landowner and/or evoke other provisions of the law pertaining to delinquent payments.

Furthermore, as permitted under the annexation contract, the Board may wish to reevaluate their offer of providing the Conde's with a loan and require that one-hundred (100) percent of the annexation fee be paid in one (1) lump sum.

Manual Conde of 15880 Sonora Road, Oakdale, California was present and discussed his request with the Board.

A motion was made by Director Alpers and seconded by Director Doornenbal to deny Mr. Conde's request and by roll call vote was voted as follows:

Director Doornenbal	Aye
Director Clark	Aye
Director Bairos	Aye
Director Alpers	Aye
Director Webb	Aye

By a vote of 5-0 Mr. Conde's request to waive attorney fees associated with the Conde Annexation was denied.

ITEM NO. 32
REVIEW AND TAKE POSSIBLE ACTION ON
AWARD OF BID(S) FOR THE 2010 FURNISHING
AND DELIVERY OF GASOLINE AND DIESEL FUEL

Staff solicited bids for the furnishing and delivery of Gasoline and Diesel Fuel to Oakdale Irrigation District from six (6) fuel vendors. The fuel vendors were George W. Lowry, Inc., E. R. Vine & Sons, C. L. Bryant, Inc., dba General Petroleum Corporation, Dickey Petroleum, Inc., Paul Oil Company and Joe M. Gomes & Sons, Inc. Two bidders were responsive; they were E. R. Vine & Sons, Inc. and Paul Oil Company. Bids were opened at 10:00 am on Monday, December 7, 2009.

Staff recommends award of bid to Paul Oil Company based on providing the lowest qualified bid and requests authorization for General Manager to execute General Services Agreement with Paul Oil Company.

A motion was made by Director Webb, seconded by Director Clark, and unanimously supported to award the bid for the 2010 furnishing and delivery of gasoline and diesel fuel to Paul Oil Company.

ITEM NO. 33
REVIEW AND TAKE POSSIBLE ACTION ON
RE-ISSUANCE OF THE "WILL SERVE LETTER" FOR
THE PROPOSED OSEGUERA LOT SPLIT

The original will serve letter for the Oseguera Lot Split expired on November 6, 2009. The Developer, Mr. Oseguera, is requesting an extension to the will serve letter. Once completed this new system will become part of OID's Rural Water Systems.

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to re-issue the "Will Serve Letter" for the proposed Oseguera lot split.

DISCUSSION ITEMS
ITEM NOS. 34, 35

ITEM NO. 34
DISCUSSION/PRESENTATION BY TIM OGDEN
FROM RIVERBANK REDEVELOPMENT AGENCY
& LOCAL REDEVELOPMENT AUTHORITY CONCERNING THE RPA

Tim Ogden will give a presentation on the Riverbank Redevelopment Agency's recent delineation of a Redevelopment Project Area located north of Claribel Road and inclusive of the Ammo Plant and other associated lands served by water from OID. OID has concerns and questions about the following matters associated with this RPA area, inclusive of;

1. How to deal with the partial inclusion of Improvement District 48? Under the Water Code ID's are service districts that pay OID for the management of their common and private facilities. In ID48's case, pipelines. The ID's cover all OID costs for their activities. As ID 48 develops, OID will be invoicing the ID membership for its costs in maintaining, relocating and consulting on pipeline relocations to advance RPA development. Those ID members both inside and outside the ID will be expected to pay those costs.
2. The RPA has or will create numerous islands of service for OID. OID has spent thousands of dollars eliminating islands of service within Riverbank only to have the City implement a planning decision to create more islands of service for OID. As we know from experience, these islands become difficult to serve; generate an added cost of service for OID; and expose OID to additional liabilities.
3. Williamson Act parcels are included in the RPA which additionally complicates the water delivery picture going forward. Such islands may obligate a "forever" delivery of water assumption which may or may not occur.
4. Title 17 and Title 22 of the California Department of Health Services Code have numerous prohibitions of combined raw and potable water systems on the same property. These requirements appear to remain unaddressed in the future planning decisions within the RPA.
5. Some tax revenue questions exist on the funding of the RDA.

Tim Ogden was present and gave a PowerPoint presentation concerning the RPA.

The Board discussed forming an ad hoc committee to meet with the City of Riverbank Redevelopment Agency to discuss the RPA.

ITEM NO. 35
DISCUSSION/REPORT BY THE DIRECTORS
OF THE OAKDALE IRRIGATION DISTRICT
REGARDING THEIR ATTENDANCE AT
THE 2009 ACWA CONFERENCE IN SAN DIEGO

The Board and attending staff may discuss some of the areas of interest learned at the recent ACWA Conference in San Diego.

Directors Webb, Clark, and Bairos, and the General Manager Steve Knell discussed the ACWA Conference that they attended in San Diego.

ITEM NO. 36
COMMUNICATIONS

A. **GENERAL MANAGERS REPORT**

Safety Activities

1. 337 days without a lost time injury accident as of December 14th.
2. Traffic Control/Flagger Training given to all employees December 9th and 10th.

Administration Activities

1. OID's 100 years of service as an irrigation district was recognized in the Congressional Record of the 11th Congress of the United States by our area's Representative George Radanovich. See attachments.
2. The congressional meeting on the OCAP BO is tentatively planned now for January 28th, 29th in Modesto. Save those dates for now.
3. Steelhead arguments being provided by O'Laughlin and Paris in Sacramento Friday the 10th.
4. Reviewing revised Baker Petrolite Service Contract for Magnacide use in 2010. Much better document at first review.
5. Knights Ferry has arranged for water truck services to bring water to their cattle over this interim period. OID will review bills submitted for reasonableness before payment.
6. Mandatory Harassment Training was provided to the Board and management staff on December 9th.
7. Knights Ferry tour given to Bill Paris.
8. Goodwin Dam Budget meeting scheduled for 10:30 at SSJID with SEWD and the two districts.

Contract and Special Project Activities

1. South Main Canal and Tunnel Projects – Magorian Mine Services is 70% complete of their contract work as of December 4, 2009. The remaining work is the Shotcrete in the tunnels, installation of Rock Bolts at the portals of Tunnel 2 and 3, the structural invert

installation, the structural wall installation and the concrete flume waterproofing. Of the 2,025 linear feet of structural invert and walls, 1,125 have been completed with the remainder to be completed by December 30, 2009. Of the 2,500 linear feet of tunnel Shotcrete, 1,425 linear feet has been completed. There remain 75 of 1320 rock bolts to install at the portals. The installation of 303 Micro piles has been completed. All rehabilitation work at Goodwin Dam has been completed. All Shotcrete and invert concrete work has been completed from Tunnel 7 to the second Concrete Flume. All the repair work on Concrete Flume #1 and #2 consisting of new concrete struts, joint repairs and new concrete invert have been completed. Concrete Flume #2 scaffold installation started for the external waterproofing. Magorian has claimed a two day delay due to the recent heavy rains in mid October and has fallen behind on the structural repairs and waterproofing due to cold weather and rain. Magorian is forecasting a completion date of January 8, 2010. The contractual completion date is January 30, 2010.

2. 2-Mile Bar Tunnel (CEQA & Engineering) – CH2MHILL continues with the CEQA process compiling the necessary documentation for the CEQA document. Consultation meetings have been requested from the USFWS but no date has been set. Guidance from the Service has also been requested but no feedback has been received. All efforts are focused on the start of construction in 2013.
3. North Side Regulating Reservoir – Foster & Sons, earthworks subcontractor has completed the levee construction. The Reservoir Inlet Structure, the Cometa Control Structure, the Rodden Highline Control Structure and the Burnett Control Structure have all been completed and 95% backfilled. The bridges across the Cometa and Inlet Structures have been set and assembled. The concrete lining of the reservoir is complete with backfilling in progress. The Cometa, North Main and Burnett canals have been completed. The Rodden Highline will be completed in two weeks. The canal lining will begin the week of December 14th. The Concrete Measurement Flume on the Burnett Lateral started with grading and shaping of the flume. The project is still ahead of schedule but cannot be completed until PG&E completes the power installation. No date is set for this pole installation. The electrical contractor will mobilize on December 15th to start the electrical and control installation on site. .
4. Cashman Dam Rehabilitation Project – TCB Industrial formed and poured the Main Headwall structure and the Paulsell Foundation and started stripping of these two structures. The Long Crested Weir and the Paulsell control structure will be poured on December 17, 2009. The Scheduled completion for the Cashman Dam Rehabilitation has been revised to January 8, 2010.
5. A Construction Project Administration program continued with the Contracts and Engineering Department.

Contract Administration activities on contracts to be renewed and/or issued, Work Releases and Change Orders for all contracts.

Construction Activities

1. Processing Job Set up Forms & Request for Work Approval's.
2. Conducting Employee evaluations.
3. Clavey Drop (South Main) – Concrete has been placed in the wall and deck sections of the new structure. All forms have been stripped and the walls have been patched. Crews are currently working on backfilling and shaping the liner section of the project in preparation for shotcrete.

4. Fairbanks Pipeline – All of the 48” RCP has been placed. Concrete has been placed in the walls of the new control structure, forms have been stripped, and the structure has been backfilled. Concrete has been placed in the walls and deck to the pressure manhole and forms are currently being stripped. Concrete and rebar have been placed in the floor to the inlet structure, crews are currently finishing form work to the walls and are anticipated to place concrete mid-week.
5. Van Norman Pipeline – Crews have replaced sixteen hundred linear feet of 18” PVC on the Van Norman Pipeline including two new inline valves.
6. Tulloch Lateral/North Main – The precast turnout structure has been placed and backfilled in the Tulloch Lateral. Concrete and rebar have been placed in the floor section to the new control structure and turnout structure. Crews are currently working on form work on the walls and anticipate placing concrete mid week.
7. District crews have replaced numerous deteriorated concrete turnouts with new precast structures and canal gates throughout the District.
8. Flagger Certification Training was conducted on December 10th & 11th. The majority of the Support Services employees are now certified to conduct flagging on roadways.
9. Meeting with FishBio on December 14th at Honolulu Bar to discuss excavation for test pits for the upcoming project.
10. Rivera & Son has excavated approximately one hundred thousand yards of material at the Brunk site. Currently evaluating how much material is still remaining.

Engineering Activities

1. V.A. Rodden – Annexation Early Consultation comments due back on 12/21/09. V.A. Rodden proceeding with Wetland Delineation as already requested by Corp in addition to preparation of boundary description as required by State Board of Equalization.
2. Ongoing project management with Provost and Prichard.
3. Joslin – Annexation Early Consultation comments due back on 12/21/09. OID Staff to perform site visit as soon as possible. Hopeful that wetland delineation will not have to be completed given upland nature of the property.
4. Joslin/Rodden Annexation Application to Board today.
5. Furtado Deep Well Site Project – Chicago Title still working with Mr. Furtado as it pertains to clearing up a few issues with the title.
6. Honolulu Bar Mitigation Project – Project meeting held on 12/11/09. OID assisted FISHBIO with test pits and vegetation removal on 12/14/09. Operations and Management Plan to be submitted to the Corp no later than 1/5/10
7. Continued Environmental assistance with Two Mile Bar Tunnel Project. Project description complete. Email sent to USFWS concerning best apparent alternative for proceeding.
8. Willms Ranch – Working on joint usage access plan given planned roadways within development.
9. Riverbank Pipeline Relocation – On hold pending direction from City of Riverbank.
10. Processing cost estimates/Requests for Work Order Approval for the 2009/2010 winter work season.
11. Lev – Crane Pipeline potholed through property, memo and photo log prepared. Further discussion with GM and Committee as necessary.
12. City of Oakdale – Met with PBS&J on 12/3/09 to discuss specific plan areas 1, 3 and 9 as it pertains to Oakdale Irrigation District. Further dialogue with PBS&J concerning the

WRP and OID's future commitment of 20,000 AC-FT of surface water to meet potable water needs in the Cities of Oakdale and Riverbank.

13. Correspondence sent to adjoining property owner concerning Patterson Deed. Adjoining landowner currently reviewing options as presented.
14. Fringe Parcel analysis being undertaken. Findings thus far have been summarized and are currently being reviewed. Presentation to Water Committee after the first of the year.
15. Engineering Department responding to numerous requests for new turnouts and staking of easements associated with new plantings.
16. Misc. Knights Ferry design work.
17. GIS – Working on integration with new server.
18. Engineering Department assisting with construction inspection as necessary.
19. Ag Waiver – Coordination with GM and WUD as it pertains to storm water sampling and final report preparation.

Finance and Accounting Activities

1. In-house Springbrook training started Monday, December 7, 2009. Conducting parallels on payroll and accounts payable.
2. Sent prep-documents to Richardson and Company for begin with 2010's audit. They will be performing pre-audit work at their office in Sacramento the week of December 14, 2009.
3. Prepared employee's safety, longevity, and perfect attendance award checks on Monday, December 7, 2009.
4. Tested for Principal Account Clerk position and will be interviewing on Wednesday, December 16, 2009.
5. Finalized 2010 Audit to be submitted for approval December 15, 2009.
6. Very busy time of the year for the Finance Department.

B. COMMITTEE REPORTS

Director Alpers stated that he and Directors Webb met with the Tri-Dam Committee on two occasions; once before the Tri-Dam Meeting via phone conference which did not work out good because SSJID did not participate; and on Monday they went to SSJID to take care of the Goodwin Projects and the budget with SEWD. At this meeting the budget was approved for Goodwin. Director Webb stated that they are also going to make a projection of replacement for the equipment on Goodwin so that they can plan ahead and set up a reserve fund.

C. DIRECTORS' COMMENTS/SUGGESTIONS

Director Webb

Director Webb stated that in the past when the District was negotiating with the Bureau they used to attend a Bureau meeting in January or February where they projected their water use. General Manager Steve Knell stated that the meeting is the end of January in Reno and this item will be placed on the Board Agenda for January 5, 2010 for attendance by the Board and staff.

Director Webb commented on an article in the USA Magazine regarding the importation of Carp from Southeast Asia to the southern portion of the United States to clean canals and fish ponds. This worked quite well until there was a flood which resulted in the carp taking over 97% of the fisheries in the rivers. Director Webb assimilates this with the stripers in the Delta.

Director Alpers

Director Alpers thanked the staff for a great year and stated that the District was able to make money selling water due to a good job in distributing it. He further stated that the engineering staff made a lot of headway, and all in all it was a good year for the District.

Director Doornenbal

Director Doornenbal had no comments.

Director Clark

Director Clark stated that the District has been nominated for Business of the Year by the Oakdale Chamber of Commerce and he believes that the District has a very good chance of getting that award. The award banquet is January 15, 2010 and he hopes that there is good participation by the District in attending that dinner.

Director Bairos

Director Bairos thanked staff for the Christmas party. He congratulated Kathy on the budget. Director Bairos also stated that he received a phone call from a constituent who praised John David's performance.

At the hour of 11:02 a.m. the Board moved to Closed Session.

CLOSED SESSION
ITEM NO. 37

- A. **Government Code §54956.8** - Conference with Real Property Negotiator
Negotiating Parties: OID and Atherton Trust
Property: Land
Under Negotiations: Price and Terms of Payment

- B. **Government Code §54956.8** - Conference with Real Property Negotiator
Negotiating Parties: OID, SSJID, Stockton East Water District, and Westside Interests
Property: Water
Agency Negotiators: General Manager and Counsel
Under Negotiations: Price and Terms

At the hour of 11:48 a.m. the Board returned to open session.

General Manager Steve Knell stated that coming out of Closed Session there was no reportable action.

OTHER ACTION
ITEM NO. 38

At the hour of 11:49 a.m. the meeting was adjourned. The next Regular Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, January 5, 2010 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, January 21, 2010 at 9:00 a.m.** in the board room of the South San Joaquin Irrigation District, 11011 East Highway 120, Manteca, CA.

Al Bairos, Jr., President

Attest:

Steve Knell, P.E., Secretary