

MINUTES

Oakdale, California
June 23, 2009

The Board of Directors of the Oakdale Irrigation District invited all to recite the Pledge of Allegiance and then met in Special Session following the Board of Directors Special Meeting of the Oakdale Irrigation District's Financing Corporation at 9:30 a.m. The following Directors 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 9:31 a.m. the Board welcomed public comment.

PUBLIC COMMENT ITEM NO. 1

Bill Hummer who resides at 12412 Lancaster Road was present and made a general comment. He receives water from the Gray Lateral which has a split head and is a private water line. Recently the way that the water is being run in the Gray Lateral has changed and he just wanted to know why it has changed. Director Alpers stated that the Water Operations Department would look into this.

Public comment closed at 9:36 a.m.

General Manager Steve Knell requested that Item Nos. 3 and 7 be pulled from the Consent Calendar; and Director Bairos requested that Item Nos. 3 and 9 be pulled from the Consent Calendar.

CONSENT ITEMS

ITEM NOS. 2, 4, 5, 6, 8, 10, 11, 12, 13, 14, 15, 16

ITEM NO. 2

**APPROVE THE BOARD OF DIRECTORS' MINUTES
OF THE REGULAR MEETING OF JUNE 2, 2009
AND RESOLUTION NOS. 2009-38 AND 2009-39**

A motion was made by Director Webb, seconded by Director Bairos, and unanimously supported to approve the Board of Directors' Minutes of the Regular Meeting of June 2, 2009 and Resolution Nos. 2009-38 and 2009-39.

ITEM NO. 4

**APPROVE THE IMPROVEMENT DISTRICT
STATEMENT OF OBLIGATIONS**

A motion was made by Director Webb, seconded by Director Bairos, 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 MAY 31, 2009**

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

ITEM NO. 6

**APPROVE ASSIGNMENT
OF CAPITAL WORK ORDER NUMBERS**

A motion was made by Director Webb, seconded by Director Bairos, 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>
Spencer No 2	Replace 12" inline valve and air vent	\$5,800	0934
<u>Work Order Cancellation</u>			
Keeley Pipeline	Install 72' of 42" RCP pipe and appurtenances; and install 140' of new barbed wire fence	\$37,000	0918

ITEM NO. 8
APPROVE PROFESSIONAL SERVICES
AGREEMENT WITH GIULIANI AND KULL

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

ITEM NO. 10
APPROVE PURCHASE OF TWO (2) NEW
MECHANIC TOOL BOXES FOR THE
AUTOMOTIVE SHOP FROM SNAP-ON INDUSTRIAL

A motion was made by Director Webb, seconded by Director Bairos, and unanimously supported to approve the purchase of two (2) new mechanic tool boxes for the Automotive Shop from Snap-On Industrial.

ITEM NO. 11
APPROVE PURCHASE OF NEW SOLUS PRO ELITE
SCANNER FOR THE AUTOMOTIVE SHOP FROM SNAP-ON INDUSTRIAL

A motion was made by Director Webb, seconded by Director Bairos, and unanimously supported to approve the purchase of a new Solus Pro Elite Scanner for the automotive shop from Snap-On Industrial.

ITEM NO. 12
APPROVE REQUEST AUTHORIZING GENERAL
MANAGER TO EXECUTE MOU FOR THE DEVELOPMENT
OF ALTERNATIVES FOR THE LONG TERM IRRIGATED LANDS PROGRAM

A motion was made by Director Webb, seconded by Director Bairos, and unanimously supported to approve the request authorizing General Manager to execute MOU for the development of alternatives for the Long Term Irrigated Lands Program.

ITEM NO. 13
APPROVE RESOLUTION FINDING THE SOUTH MAIN
CANAL REHABILITATION PROJECT EXEMPT
UNDER CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)

A motion was made by Director Webb, seconded by Director Bairos, and unanimously supported to approve the Resolution Finding the South Main Canal Rehabilitation Project Exempt under California Environmental Quality Act (CEQA).

ITEM NO. 14
APPROVE DEFERRED CONDITIONS OF APPROVAL
AGREEMENT (APN: 207-020-009 – VANDER MEULEN)

A motion was made by Director Webb, seconded by Director Bairos, and unanimously supported to approve the Deferred Conditions of Approval Agreement (APN: 207-020-009 – Vander Meulen).

ITEM NO. 15
APPROVE ENCROACHMENT AGREEMENT
ON THE RANEY DRAIN (APN: 062-015-023 – MARTIN)

A motion was made by Director Webb, seconded by Director Bairos, and unanimously supported to approve the Encroachment Agreement on the Raney Drain (APN: 062-015-023 – Martin).

ITEM NO. 16
APPROVE ENCROACHMENT AGREEMENT ON THE
GRAY PIPELINE (APN: 010-015-068 – PHOENIX FAMILY L.P.)

A motion was made by Director Webb, seconded by Director Bairos, and unanimously supported to approve the Encroachment Agreement on the Gray Pipeline (APN: 010-015-068 – Phoenix Family L.P.).

ACTION CALENDAR
ITEMS NOS. 3, 7, 9, 17, 18, 19, 20, 21

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

General Manager Steve Knell stated that he had pulled this agenda report from the Consent Calendar because the Statement of Obligations had been revised to include Watermark Engineering.

Director Bairos had a question concerning the entry for C.A. Redding for maintenance on copiers and the entry for Lucas Business Systems for maintenance on printers. Chief Financial Officer Kathy Cook stated that these charges are for maintenance contracts on the copiers and on the printers. This monthly charge covers all toner cartridges and any and all maintenance/repair work that may need to be done on the equipment. He also had a question regarding IT Solutions and if this was going to be an ongoing charge. Chief Financial Officer Kathy Cook stated that there is no one staff to take care of the monthly updates for the computers and server and this would be a ongoing charge.

Director Webb asked if the CH2M Hill payment of \$41,314.61 was for the North Side Reservoir. Contracts/Special Projects Manager Gary Jernigan stated that it was for the

CEQA for the North Side Reservoir and the North Main Projects. He also asked if the obligation to Grover Landscaping for \$495 and to Spray & Sons for \$2,240 was for one month. Chief Financial Officer Kathy Cook responded, yes. Director Webb also had a question regarding Paul Oil Co., Inc. He asked if we fueled the DSO's pick-ups at the Paul Oil or here in the yard. Support Services Manager Jason Jones stated that the District's fuel truck and equipment get diesel directly from Paul's Oil rather than depleting the tank in the District yard.

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

Director Alpers stated that Public Comment would be re-opened because of the change in the meeting time.

PUBLIC COMMENT
ITEM NO. 1

All Stendar appeared on behalf of the Oakdale Water Polo Recreation Club to thank OID for their generous support to on the pool. He stated that the 75 children on his water polo team greatly appreciated the support to the pool, as well as the parents, community, swim team, and City. He presented the District with a water polo ball autographed by the team members.

Tom Gookin stated that he had questions regarding the District's policy on the recreational ponds. Director Alpers stated some of the ponds are reclamation ponds and they are pumping out of them. General Manager Steve Knell stated that there is a policy that the District does not deliver water to recreational ponds. Director Alpers stated that this matter will be discussed at a later date.

Public Comment closed again at 9:45 a.m.

ITEM NO. 7
APPROVE THE ASSIGNMENT OF WORK ORDER
FOR THE COMETA DRAIN PIPELINE BETWEEN
THE FAIRBANKS LATERAL AND DODDS ROAD

General Manager Steve Knell stated that this item was being pulled because Director Taro had an indirect interest in this project and it should have been placed on the action calendar so that he could recuse himself.

Director Taro recused himself from this item.

A motion was made by Director Webb, seconded by Director Clark, and unanimously supported to approve the Assignment of Work Order for the Cometa Drain Pipeline between the Fairbanks Lateral and Dodds Road.

ITEM NO. 9
APPROVE WORK RELEASE NO. 03,
AMENDMENT NO. 02 TO PROFESSIONAL SERVICES
AGREEMENT 2008-PSA-008 WITH GIULIANI & KULL
FOR ADDITIONAL SURVEYING AND INSPECTION SERVICES

Director Bairos asked why we were adding an additional \$4,500 to the construction services. Contract/Special Projects Manager Gary Jernigan explained that it took longer to close out the project and the additional \$4,500 was for additional surveying and inspection services that were required to complete the project.

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to approve Work Release No. 03, Amendment No. 02 to Professional Services Agreement 2008-PSA-008 with Giuliani & Kull for additional surveying and inspection services.

ITEM NO. 17
REVIEW AND TAKE POSSIBLE ACTION ON THE
NORTH SIDE REGULATING RESERVOIR PROJECT AND
THE RESOLUTION ADOPTING THE OAKDALE IRRIGATION
DISTRICT NORTH SIDE REGULATING RESERVOIR PROJECT FINAL
MITIGATED NEGATIVE DECLARATION AND ASSOCIATED
CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FINDINGS

A Mitigated Negative Declaration (MND) was prepared for the North Side Regulating Reservoir Project pursuant to CEQA, a project that was identified in the adopted Water Resources Plan (WRP) Programmatic Environmental Impact Report (PEIR). The MND, which was tiered from the PEIR, identified specific anticipated impacts. On April 30, 2009, the State Clearinghouse received the MND for circulation for thirty (30) days to allow for public and agency input on the proposed project. Three (3) written comments were received on the proposed project from the Department of Water Resources, Division of Dam Safety, State of California Native American Heritage Commission and California Department of Fish and Game (CDFG). The project was determined not to be under the jurisdiction of the Division of Dam Safety. In response to the comment received from the Native American Heritage Commission, the project was previously submitted to the State Historic Preservation Officer of the California Department of Parks and Recreation as part of the permitting process from the U.S. Army Corps of Engineers (USACE). That agency reviewed the "Cultural Resources Assessment for the North Side Regulating Reservoir Project within Oakdale Irrigation District" prepared by CH2M HILL and the records search performed at the California Historic Resources Information System Central California Information Center. USACE determined that no historic properties would be affected by issuing a permit for the project. USACE determined that Native American consultation was not required and Section 106 consultation is now complete. CDFG commented that the project may impact California tiger salamander (CTS) and burrowing owls. OID has applied for an incidental take permit for CTS from U.S. Fish & Wildlife Service and a permit from CDFG is not required. Burrowing owl mitigation was addressed in the MND. OID will have a

Service-approved biologist on site during initial groundbreaking construction. The project will not begin until late-August when burrowing owls are no longer nesting.

No comments were received at the public hearing held on June 2, 2009 and the responses to comments are attached as Exhibit "A" of the resolution. Staff recommends that the Board of Directors (Board) approve the project and adopt the resolution in light of the fact that all potentially significant impacts have been mitigated so that there is no significant impact to the environment. Should the Board concur with staff's opinion, after its independent review of the evidence in the record, staff requests that the Board approve the project and subsequent resolution as discussed above.

A motion was made by Director Clark, seconded by Director Webb, and unanimously supported to approve the Resolution Adopting the Oakdale Irrigation District North Side Regulating Reservoir Project Final Mitigated Negative Declaration and Associated California Environmental Quality Act (CEQA) Findings.

ITEM NO. 18
REVIEW AND TAKE POSSIBLE ACTION
TO ESTABLISH FEES FOR DRAINAGE DISCHARGE
WITH SCONZA CANDY COMPANY (APN: 063-028-024)

In correspondence dated, April 9, 2008, Sconza Candy Company requested that Oakdale Irrigation District (District) waive the annual drainage discharge fee to District facilities as was previously assessed to Hershey's Chocolate. On May 6, 2008, District's Board of Directors voted to enter into a one (1) year agreement from July 1, 2008 to July 1, 2009 with no fees assessed, and after one (1) year the drainage discharge fees would be readdressed. In correspondence dated, March 16, 2009 and May 15, 2009, District Staff reminded Sconza Candy Company that the existing Agreement was due to expire on July 1, 2009 and that they should review the fee structure as presented last year. Please refer to the attached documentation for clarification purposes. Sconza Candy Company responded on June 8, 2009 with a request to have the District consider rescinding the annual fee for discharge.

Sconza Candy Company now admits that the discharge water volume to the canal will be similar in amounts discharged when Hershey's owned the plant. Nevertheless, Sconza Candy Company estimates that the District derives a benefit of more than 2,300 acre-feet per annum from the acceptance of discharge water from the plant. Based on this supposed benefit, Sconza Candy Company requests that the discharge fees be rescinded.

Per Board policy, the assessment of fees for users of OID facilities are outlined in OID's Release of Liability and Temporary Permit for Use of District "Conveyance Channels". Per policy, the fee for discharge is outlined in section 10; based on allotting 2 hours per week at the current Assistant Watermaster wage plus "overhead" over a 52 week period equates to \$6,428.24 as the cost of the "retainer" plus a charge of 1 hour per week at the current Assistant Watermaster wage plus "overhead" for the operation and oversight of the canal during the 5 month winter period (October 15 → March 15) is \$1,298.02. The revised

discharge fee would be \$7,726.26 for the period of July 1, 2009 to July 1, 2010. Discharge fees are calculated annually and are subject to change based on annual salary adjustments and changes to overhead.

Hershey's was a discharger and Hershey's paid the discharge fee; ConAgra was treated the same; Sconza should be treated no different. The District fully recognizes the benefit of Sconza Candy Company to the local economy, however District Staff and District Policy, and the implementation of policy over the years has been consistent, commercial discharges pay a discharge fee. To do otherwise would be unfair.

City of Oakdale is an option if they consider OID's fee assessment too cumbersome.

Ron Sconza of Sconza Candy Company was present and stated that they did not think that Sconza Candy Company should pay the District for the discharge of water and the annual fee should be waived.

A motion was made by Director Webb, seconded by Director Taro, and unanimously supported to refer this matter to the Water/Engineering Committee and to extend the current agreement until this matter is resolved.

ITEM NO. 19
REVIEW AND TAKE POSSIBLE ACTION
TO DEFER PAYMENT OF AGRICULTURAL SCHOLARSHIP
UNTIL THE 2010-2011 SCHOOL YEAR FOR JORDAN LIPPINCOTT

Jordan Lippincott was one of the recipients of this year's Agricultural Scholarship Award. Mr. Lippincott has been asked by the California Department of Education, Agricultural Education Unit, to be engaged in an educational internship where he will participate in personal, educational, and leadership development activities thereby requiring him to postpone his entrance into college one year. His internship will be completed in June of 2010.

Mr. Lippincott has received a letter from Cal Poly approving deferment of his admission to Cal Poly from fall 2009 to fall 2010.

Mr. Lippincott is requesting that the Board approve his request to defer payment of his agricultural scholarship until the 2010-2011 school year.

A motion was made by Director Bairos, seconded by Director Webb, and unanimously supported to defer the payment of the Agricultural Scholarship Award until the 2010-2011 school year for Jordan Lippincott.

ITEM NO. 20
REVIEW AND TAKE POSSIBLE ACTION TO
REALLOCATE FUNDS TO THE 2009 GENERAL ENGINEERING
BUDGET AND AUTHORIZE GENERAL MANAGER TO
EXECUTE ALL WORK RELEASES ASSOCIATED
WITH THE GENERAL ENGINEERING BUDGET

When the 2009 budget was being assembled in August of 2008 it was done with the fact that bonding was not going to be a part of the budget process. Hence the Engineering Design Budget included the following projects and estimated design costs;

➤ South Main Phase I Engineering	\$ 350K
➤ CEQA for Phase I	\$ 300K
➤ General Engineering	\$ 500K
➤ Northside Regulating Reservoir	\$ 418K
Total Engineering Costs Budgeted for 2009	\$1.568 million

The acquired bond funds will now cover all but the General Engineering budget of \$500,000 leaving unallocated funds of \$1.068 million for engineering.

One of the problems we have been facing since embarking on the implementation of the Water Resources Plan is that projects are not designed sufficiently ahead of time to adequately plan, coordinate and now mitigate for their installation.

Staff recommends that the unallocated \$1.068 million be rolled into the General Engineering budget to augment more project designs to better position OID for more effective implantation of projects. Staff has included a listing of those projects on the books for installation and where this money is needed to be spent for completion of their engineering designs.

A motion was made by Director Webb, seconded by Director Alpers, and unanimously supported to reallocate funds to the 2009 General Engineering Budget and authorize the General Manager to execute all work releases associated with the General Engineering Budget.

ITEM NO. 21
REVIEW AND TAKE POSSIBLE ACTION
TO AUTHORIZE THE GENERAL MANAGER TO ACQUIRE
PROPERTY APPRAISALS FOR EASEMENT PURCHASES AND
MITIGATION SITE ACQUISITIONS RELATED TO ON-GOING PROJECTS

OID will be entering negotiations for property acquisitions for the new South Main Tunnel Project and for mitigation purchases related to resolving ESA impacts on its Northside Reservoir site. Staff is requesting the Board to approve the GM to acquire property appraisals on the properties in question such that staff can come back to the Board for negotiation direction on price and terms in July.

A motion was made by Director Webb, seconded by Director Clark, and unanimously supported to authorize the General Manager to acquire property appraisals for easement purchases and mitigation site acquisitions related to on-going projects.

ITEM NO. 22 **COMMUNICATIONS**

A. GENERAL MANAGERS REPORT

Safety Activities

1. 176 days without a lost time injury accident.
2. June 25th is a meeting on the EAP for Tri Dam with the Office of Emergency Planning in Modesto.

Administration Activities

1. Need a representative from the District to attend the City of Oakdale's City Council Meeting on July 6th at 7:00 p.m. to accept Certificate of Appreciation
2. Legal Notes:
 - Knights Ferry closing briefs due July 17th, response to briefs due July 31st.
 - OCAP BO is currently the highest priority legal matter being addressed. Outcome may determine whether OID and SSJID water rights are challengeable under this order. A SJRG briefing meeting is scheduled for Tuesday with some Congressional representatives.

Contract and Special Project Activities

1. Cape Horn Tunnel – The Notice of Completion was filed on May 5, 2009 thus the 30-day period has passed. Final invoice has been paid and contract has closed.
2. Little John Creek Dam Project – The Notice of Completion was filed on May 5, 2009 thus the 30-day period has passed. Final invoice has been paid and contract closed. Final control installation to be completed by Sierra Controls for the SCADA system once the agreement has been signed by Bruncker's for access to the signal relay tower.
3. Riverbank/South Main – The Notice of Completion was filed on May 5, 2009 thus the 30-day period has passed. Final invoice for Retention has been received but not the Conditional nor the Unconditional Lien Releases. Final payment will not be issued until the Lien Releases have been received.
4. Fairbanks/Cometa Control Structure Rehabilitation – The Notice of Completion was filed on May 5, 2009 thus the 30-day period has passed. Final payment has been paid and contract closed.
5. Fairbanks/SSJID Main – The Notice of Completion was filed on May 5, 2009 thus the 30-day period has passed. The final invoice with remaining lien releases have not been received from Preston Pipeline, numerous telephones calls have been placed.
6. South Main Canal and Tunnel Projects (CEQA) – The Categorical Exemption Public Hearing is scheduled for the June 23, 2009 Board of Directors meeting.
7. South Main Canal and Tunnel Projects (Engineering) – The South Main from Goodwin Dam to 2-Mile Bar (Segment I) and from Tunnel #7 to the second Concrete Flume

downstream of Tunnel #7 (Segment II) has been completed and the bid packages were available to contractors on June 16, 2009. Pre-bid meeting will be conducted in the OID office on June 25, 2009 at 9:00 AM. The bid due date is July 14, 2009. The contract award is targeted for the end of August with a Notice to Proceed on September 15, 2009. Seventeen bidders expressed an initial interest in bidding but three bidders have since declined.

8. 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. Also, landowner meetings have been initiated for further access for mapping and Geotech work. The Landowners, Conlins, are reluctant about granting access for any mapping or Geotech work.
9. Landowner Meetings continue for the North Side Reservoir, Clavey Drop and the South Main Canal Rehabilitation Projects. These Landowner meetings will continue for the next two months.
10. Development of the project schedules are in progress for the North Side Regulating Reservoir, Cashman Dam and the South Main Projects. The Construction Management Program is being developed now for all of the 2009/2010 projects from a Priority List received from Water Operations.
11. Contract Administration activities on issued contracts to be renewed and/or issued, Work Releases and Change Orders for all contracts.
12. Organizational and project execution plans are being developed and assemble for all the 2009/2010 projects.
13. Field Engineering Training program started for the Contracts personnel.
14. Contract Management course being prepare for OID personnel.
15. Construction Management and Contracts Administration manuals being developed.

Construction & Maintenance Activities

1. Review of Job Set Up Forms
2. Various Landowner meetings regarding maintenance work.
3. Preparing and conducting evaluations with the Support Services employees.
4. Assisting Engineering Department with constructability review of Capital Improvement Projects.
5. Excavated test pits on Jim Brunk's property on May 29th, material was determined suitable for District needs. Estimated 97,000 cubic yards of material is potentially available. Discussions with Mr. Brunk continue relating to price and conditions of an agreement.
6. One new employee for the vacant C&M Worker position completed the pre-employment screening and started their employment at the District on June 22nd.
7. Tentative date of July 9th has been established for water safety training with the Oakdale Rural Fire Dept. on "throw bags". A throw bag is a tool utilized by Fire Departments to aid in water rescue calls. The District currently has nine throw bags which are issued to the crew trucks. The class will properly train our personnel in the basic techniques if the situation arises.
8. Reviewing service availability relating to our cellular phones utilizing demo phones provided by AT&T and Verizon Wireless. Verizon Wireless service covers the vast majority of the outlying areas of the District.

Engineering Activities

1. Met with V.A. Rodden on 6/12/09 to discuss annexation, misc. landowner issues, drainage issues associated with design of the new system, Phase I work which is now complete along with Phases II and III. V.A. Rodden should be complete with their Master Plan for the ranch in the next 2-3 weeks. Nolte Engineering is preparing the Master Plan. We reviewed the billing as submitted and V.A. Rodden is going to reassemble the billing and re-submit to OID for review and approval.
2. P&P working on design drawings for 2009/2010 Capital Projects.
3. Continuing to work with USACOE and USFWS as it pertains to environmental mitigation on the North Side Reservoir Project. USFWS Staff has advised us that the BO is complete and awaiting signature. Final MND to the Board for approval on 6/23/09. Working with USACOE as it pertains to potential alternative mitigation sites. Engineering Department working on environmental mitigation bid package and list of local biologists which may qualify as a "Service approved Biologist" as required as part of our California Tiger Salamander (CTS) Best Management Practices (BMP's). 99% design drawings were reviewed and returned to P&P with comments on 6/19/09. Staff review of the DRAFT Bid Documents and Specifications is complete less the BMP's from the BO.
4. Performing research of APN files and facility files for the 2009/2010 Capital Projects.
5. Landowner meetings for the 2009/2010 Capital Projects are nearly complete and in general have gone well.
6. No word from Mr. Hansen since correspondence was sent letting him know that OID would plan on replacing the required section of pipe this winter contingent upon the trees being removed and the pump station being modified.
7. Response letter sent to Willms Ranch, LLC Attorney, Ms. Barbara Savery. No response to date.
8. Preparing pre-construction photo logs for all 2009/2010 Capital Projects.
9. Assisting Mr. Jernigan as necessary on the South Main Canal improvement projects. Met with representatives from the "Conlin Ranch" on 6/15/09.
10. P&P working on abutment design for new bridge to span Wildcat Creek.
11. JBD attended North County Corridor Public Meeting on 6/15/09.
12. JBD and Mr. Fos attended San Joaquin County Planning Commission meeting on 6/18/09 as it pertains to the Martin Ranch Subdivision in Valley Home.
13. JBD attended and presented two (2) papers at the USCID Conference in Reno on June 3 5.
14. Ongoing project status meetings with Provost and Prichard, Inc.

Water Operations Activities

1. Currently on 12 day rotation, evaluating the need to go to 10 day rotations sometime in July. See attached Water Operations Department Report.
2. Attended SJ River Flow & Salinity Objective meeting in Sacramento on June 19th
3. Attended USCID conference in Reno on June 3rd – 6th
4. Coordinating installation of GPS equipment
5. Birnbaum Pump Replacement Project has been completed
6. Water Utilities – Bob Nielsen attended LAFCO meeting in regard to the Pooley lot split.
 1. ID 22 – Nothing to Report

2. ID 41 – Emergency repairs have been completed to Pump No.2
3. ID 42 – Nothing to Report
4. ID 45 & 49 – Nothing to Report
5. ID 46 – Nothing to Report
6. ID 51 – Nothing to Report
7. ID 52 – Nothing to Report
8. RWS – Nothing to Report

Finance and Accounting Activities

1. On June 11th Springbrook provided an extensive demonstration of their software to the department managers. On June 17th Argos provided a web demonstration of their software to the CFO. A finance committee meeting will be set to review staff recommendations.
2. Second installment due date is Monday, June 22, 2009.
3. Tested 20 applicants for the Account Clerk position. We are scheduled to interview 4 of these applicants the week of 22nd.
4. Carol Arnold's last day was June 17th. The accounting department will be short-staffed until a new person is hired. Overtime may be necessary in the interim.
5. Prepared summary of general engineering work release obligations and meet with Gary Jernigan and John Davids to review obligations versus 2009 budget.
6. Rural water system account information:
 - 83 – Late payment notices
 - 20 – 15 day notices
 - 2 – 48 hours shut-off notices
7. Route accounting functions (AP, AR, PR, billings, account reconciliations, etc.)

B. COMMITTEE REPORTS

There were no committee meetings.

C. DIRECTORS' COMMENTS/SUGGESTIONS

Director Taro

Director Taro stated that with Tri-Dam spilling and with Donnells and Beardsley spilling it would seem that we have plenty of water.

Director Bairos

Director Bairos had no comments.

Director Clark

Director Clark had no comments.

Director Webb

Director Webb had four comments:

1. Director Webb stated that he noticed a green patch of grass in an area off of Snedigar again this year and stated that the District needs to check this out and seal it so that the landowner cannot use the water.

2. Director Webb asked if when the pumps are turned on and the landowner signs the sheet is he taking responsibility for the pump stating that he checked the oil, etc., or is he just stating that he turned it on. Water Operations Manager Kevin King stated that there is a form entitled Release of Liability and Temporary Permit for Use of "Irrigation & Drainage Well Use" and Conveyance Channel" that is completed by all property owners using a District Pump. Director Webb requested that the pump agreement be placed on the agenda for the next Board Meeting.

3. Director Webb stated that there are leaks on the Brady Pipeline just before the spillway.

4. Director Webb stated that the Bureau seems to have completely forgotten the operating agreement between them, SSJID, and OID. Prior to our operating agreement both Districts had 627,000 acre feet that we could draw down and we gave 27,000 of that up for a better point of view for a guarantee of water in a dry year and it seems that they have forgotten this by the way things are happening. He stated that they need to be reminded of what the agreement is with the Districts.

Director Alpers

Director Alpers stated that the drain ditches are running below where they were last year and the DSOs are doing a good job in his area. Director Alpers also stated that the District's engineering staff should be looking at some of the construction projects at Tri-Dam.

At the hour of 10:30 a.m. the meeting adjourned to Closed Session.

CLOSED SESSION
ITEM NO. 27

- A. Government Code §54956.8 Conference with Real Property Negotiator**
Negotiating Parties: San Luis Delta Mendota Water Authority
Property: Water
Agency Negotiators: General Managers and Counsel
Under Negotiations: Price and Terms
- B. Government Code §54956.9 Existing Litigation**
Karen Eakin v. Oakdale Irrigation District
- C. Government Code §54956.9(b) Anticipated Litigation**
One (1) Case

At the hour of 11:07 a.m. the meeting returned to open session.

General Manager Steve Knell stated that coming out of Closed Session by a vote of 4-1 the Board voted to transfer a firm 15,000 acre feet with flexibility of up to 20,000 acre feet to San Luis Delta Mendota District Water Authority.

General Manager Steve Knell further stated that coming out of Closed Session by a vote of 5-0 the Board authorized O'Laughlin & Paris, LLP to file suit regarding the OCAP Biological Opinion.

OTHER ACTION
ITEM NO. 24

The meeting adjourned at the hour of 11:08 a.m. The next Regular Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, July 7, 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 **Thursday, July 16, 2009 at 9:00 a.m.** in the board room of the South San Joaquin Irrigation District, 11011 East Highway 120, Manteca, CA.

Jack D. Alpers, President

Attest:

Steve Knell, P.E., Secretary