

## **MINUTES**

Oakdale, California  
January 3, 2017

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: Steve Webb, President  
Herman Doornenbal, Vice President  
Gary Osmundson  
Gail Altieri  
Linda Santos

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

Also Present: Fred A. Silva, General Counsel

### **PRESENTATION** **ITEM NO. 1**

The Certificate of Achievement for Excellence in Financial Reporting was awarded to Oakdale Irrigation District by the Government Finance Officers Association of the United States and Canada (GFOA) for its comprehensive annual financial report (CAFR). The Certificate of Achievement is the highest form of recognition in the area of governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

An Award of Financial Reporting Achievement was awarded to the individual(s), department or agency designated by the government as primarily responsible for preparing the award-winning CAFR. This is being presented to Kathy Cook, Chief Financial Officer.

The CAFR was judged by an impartial panel to meet the high standards of the program including demonstrating a constructive "spirit of full disclosure" to clearly communicate its financial story and motivate potential users and user groups to read the CAFR.

The GFOA is a nonprofit professional association serving approximately 17,500 government financial professionals with offices in Chicago, IL and Washing, D.C.

President Webb presented the Chief Financial Officer Kathy Cook with the award.

### **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 9:02 a.m. the Board welcomed public comment.

**PUBLIC COMMENT**  
**ITEM NO. 2**

Brian Lemons commended the staff and the Board for all of the work that has been done by the District on the School Farm Project.

There being no further Public Comment; Public Comment closed at 9:04 a.m. and the Board Meeting continued.

Director Altieri requested that Item No. 4 be pulled from the Consent Calendar; and Director Santos requested that Item No. 15 be pulled from the Consent Calendar.

**CONSENT ITEMS**  
**ITEM NOS. 3, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19**

**ITEM NO. 3**  
**APPROVE THE BOARD OF DIRECTORS' MINUTES OF THE**  
**REGULAR MEETING OF DECEMBER 6, 2016 AND RESOLUTION**  
**NOS. 2016-73, 2016-74, 2016-75, 2016-76, 2016-77, 2016-78 2016-79 AND 2016-80**

A motion was made by Director Santos, seconded by Director Altieri, and unanimously supported to approve the Board of Directors' Minutes of the Regular Meeting of December 6, 2016 and Resolution Nos. 2016-73, 2016-74, 2016-75, 2016-76, 2016-77, 2016-78, 2016-79, and 2016-80.

**ITEM NO. 5**  
**APPROVE THE OAKDALE IRRIGATION**  
**DISTRICT STATEMENT OF OBLIGATIONS**

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

**ITEM NO. 6**  
**APPROVE OAKDALE IRRIGATION DISTRICT**  
**IMPROVEMENT DISTRICT'S STATEMENT OF OBLIGATIONS**

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

**ITEM NO. 7**  
**APPROVE TREASURER AND CHIEF FINANCIAL OFFICER'S REPORT FOR THE MONTH ENDING NOVEMBER 30, 2016**

A motion was made by Director Santos, seconded by Director Altieri, and unanimously supported to approve the Treasurer and Chief Financial Officer's Report for the month ending November 30, 2016.

**ITEM NO. 8**  
**APPROVE ASSIGNMENT OF CAPITAL WORK ORDER NUMBERS**

A motion was made by Director Santos, seconded by Director Altieri, 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>
Richardson Pipeline	Remove and replace 111-18" 100 PSI PIP PVC, 2-18" line gates, 2-18" Krohne Enviromag Flow Meters and misc. Appurtenances. (APNs: 062-001-003/004)	\$181,700	2016-055
Robert Van Lier Reservoir	Remove and replace 2-54"x54" stainless steel slide gates.	32,900	2016-064
Brady Pipeline	Remove and replace 48-18" 100 PSI PIP PVC, 2-18" line gates, 1-18" Krohne Enviromag Flow Meter, 4-open air vent assembly, 2-concrete connection collars and misc. appurtenances. (APNs: 062-004-028/030)	79,100	2017-001
Clark Pipeline	Remove and replace 1-24"x10' Fresno 101C Slide gate and 1-30'x10' Fresno 101C slide Gate. (APN: 207-020-07)	7,100	2017-002

**ITEM NO. 9**  
**APPROVE ATTENDANCE BY DIRECTORS AT THE WATER EDUCATION FOUNDATION'S WATER 101 COURSE**

A motion was made by Director Santos, seconded by Director Altieri, and unanimously supported to approve the attendance by Directors at the Water Education Foundation's Water 101 Course.

**ITEM NO. 10**  
**APPROVE ATTENDANCE BY DIRECTORS AT THE CALIFORNIA IRRIGATION INSTITUTE 2017 CONFERENCE JANUARY 30 – JANUARY 31, 2017 IN SACRAMENTO, CALIFORNIA**

A motion was made by Director Santos, seconded by Director Altieri, and unanimously supported to approve the attendance by the Directors at the California Irrigation Institute 2017 Conference, January 30 – January 31, 2017 in Sacramento, California.

**ITEM NO. 11**  
**APPROVE RENEWAL OF MEMBERSHIPS WITH VARIOUS ORGANIZATIONS**  
**(OAKDALE CHAMBER OF COMMERCE AND WATER EDUCATION FOUNDATION)**

A motion was made by Director Santos, seconded by Director Altieri, and unanimously supported to approve the renewal of memberships with various organizations (Oakdale Chamber of Commerce and Water Education Foundation).

**ITEM NO. 12**  
**APPROVE AWARD OF BID FOR THE 2017**  
**FURNISHING AND DELIVERY OF GASOLINE AND DIESEL FUEL**

A motion was made by Director Santos, seconded by Director Altieri, and unanimously supported to approve the award of bid for the 2017 furnishing and delivery of gasoline and diesel fuel to W. H. Breshears, Inc.

**ITEM NO. 13**  
**APPROVE AMENDMENT NO. 02 TO WORK RELEASE NO. 009**  
**TO THE PROFESSIONAL SERVICES AGREEMENT 2009-PSA-003**  
**WITH CONDOR EARTH TECHNOLOGIES TO UPDATE THE 2013 FINAL**  
**DESIGN AND CONTRACT DOCUMENTS FOR THE TWO-MILE BAR TUNNEL**

A motion was made by Director Santos, seconded by Director Altieri, and unanimously supported to approve Amendment No. 02 to Work Release No. 009 to the Professional Services Agreement 2009-PSA-003 with Condor Earth Technologies to Update the 2013 Final Design and Contract Documents for the Two-Mile Bar Tunnel.

**ITEM NO. 14**  
**APPROVE AMENDMENT NO. 10 TO PROFESSIONAL**  
**SERVICES AGREEMENT 2008-PSA-007 WITH BOUTIN**  
**JONES, INC. FOR REVISED HOURLY RATE SCHEDULE**

A motion was made by Director Santos, seconded by Director Altieri, and unanimously supported to approve Amendment No. 10 to Professional Services Agreement 2008-PSA-007 with Boutin Jones, Inc. for revised hourly rate schedule.

**ITEM NO. 16**  
**APPROVE WORK RELEASE NO. 005 TO GENERAL**  
**SERVICES AGREEMENT 2013-GSA-020 WITH CUSTOM**  
**FIRE PROTECTION TO PROVIDE FIRE EXTINGUISHER**  
**TRAINING AND FIRE EXTINGUISHER SERVICE AND RECHARGING**

A motion was made by Director Santos, seconded by Director Altieri, and unanimously supported to approve Work Release No. 005 to General Services Agreement 2013-GSA-020 with Custom Fire Protection to Provide Fire Extinguisher Training and Fire Extinguisher Service and Recharging.

**ITEM NO. 17**  
**APPROVE ABANDONMENT AND QUIT CLAIM OF A PORTION OF**  
**THE LUNDGREN LATERAL (APN: 062-006-004 – ERIK BRINK AND TRACY BRINK)**

A motion was made by Director Santos, seconded by Director Altieri, and unanimously supported to approve the Abandonment and Quit Claim of a Portion of the Lundgren Lateral (APN: 062-006-004 – Erik Brink and Tracy Brink).

**ITEM NO. 18**  
**APPROVE ENCROACHMENT PERMIT AND AGRICULTURAL**  
**DISCHARGE PERMIT ON THE HIRSCHFELD PIPELINE AND**  
**CLARK PIPELINE (APN: 207-190-13 – BRUMLEY REVOCABLE TRUST)**

A motion was made by Director Santos, seconded by Director Altieri, and unanimously supported to approve the Encroachment permit and Agricultural Discharge Permit on the Hirschfeld Pipeline and Clark Pipeline (APN: 207-190-13 – Brumley Revocable Trust).

**ITEM NO. 19**  
**APPROVE ENCROACHMENT PERMITS ON THE ALBERS LATERAL**  
**(APN: 014-020-004/005 – THE JOHN AND JACQUELINE BRICHETTO 2008**  
**REVOCABLE TRUST DATED MAY 7, 2008, JOSEPH P. BRICHETTO, JOHN M.**  
**BRICHETTO AND LEE ANA L. BRICHETTO, AND BRADLEY AND JANET**  
**DE BOER RESTATED REVOCABLE TRUST DATED FEBRUARY 7, 2006)**

A motion was made by Director Santos, seconded by Director Altieri, and unanimously supported to approve the Encroachment Permit on the Albers Lateral (APN: 014-020-004/005 – The John and Jacqueline Brichetto 2008 Revocable Trust Dated May 7, 2008, Joseph P. Brichetto, John M. Brichetto and Lee Ana L. Brichetto, and Bradley and Janet De Boer Restated Revocable Trust Dated February 7, 2006).

The above Consent Items passed unanimously by the following votes:

Ayes:	Directors Webb, Doornenbal, Osmundson, Altieri, Santos
Noes:	None
Absent:	None

**PULLED CONSENT CALENDAR**  
**ITEM NOS. 4, 15**

**ITEM NO. 4**  
**APPROVE THE BOARD OF DIRECTORS' MINUTES OF THE**  
**SPECIAL MEETING OF DECEMBER 21, 2016 AND RESOLUTION NO. 2016-81**

Director Webb stated that staff would look into Director Altieri's concerns as expressed and bring the Minutes back to the next Board Meeting for approval.

**ITEM NO. 15**  
**APPROVE WORK RELEASE NO. 015 AND AMENDMENT NO. 004**  
**TO PROFESSIONAL SERVICES AGREEMENT 2009-PSA-002**  
**WITH CH2M FOR ON-CALL PROFESSIONAL ENGINEERING SERVICES**

A motion was made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve Work Release No. 015 and Amendment No. 004 to Professional Services Agreement 2009-PSA-002 with CH2M for On-Call Professional Engineering Services.

The above Consent Items passed unanimously by the following votes:

Ayes: Directors Webb, Doornenbal, Osmundson, Altieri, Santos  
Noes: None  
Absent: None

**ACTION CALENDAR**  
**ITEMS NOS. 20, 21**

**ITEM NO. 20**  
**REVIEW AND TAKE POSSIBLE ACTION ON THE**  
**SCHEDULING OF THE SECOND BOARD MEETING OF THE BOARD**  
**OF DIRECTORS OF THE OAKDALE IRRIGATION DISTRICT**

A motion was made by Director Santos, seconded by Director Altieri, and unanimously supported to move the second Board Meeting of each month to Tuesday at 6:00 p.m.

The motion passed unanimously by the following vote:

Ayes: Directors Webb, Doornenbal, Osmundson, Altieri, Santos  
Noes: None  
Absent: None

At the hour of 10:30 a.m., pursuant to a motion for reconsideration made by Director Santos, seconded by Director Doornenbal, and unanimously supported, this action item was reconsidered.

A motion was made by Director Santos, seconded by Director Altieri, and unanimously supported to move the second Board Meeting of each month to Tuesday at 6:00 p.m. commencing February 21, 2017.

The motion passed unanimously by the following vote:

Ayes: Directors Webb, Doornenbal, Osmundson, Altieri, Santos  
Noes: None  
Absent: None

**ITEM NO. 21**  
**REVIEW AND TAKE POSSIBLE ACTION TO SUPPORT CALIFORNIA**  
**FARM WATER COALITION (CFC) WITH THEIR EDUCATION PROJECT**

Director Webb requested that the District look into where the project will be displayed and bring it back to the Board at its next meeting.

**DISCUSSION**  
**ITEM NOS. 22, 23, 24, 25, 26**

**ITEM NO. 22**  
**DISCUSSION REGARDING A POTENTIAL REVISION**  
**TO THE FRINGE PARCELS WATER ALLOCATION POLICY**

Water Operations Manager Eric Thorburn discussed this item.

**ITEM NO. 23**  
**DISCUSSION ON DRAFT MEMORANDUM OF UNDERSTANDING**  
**FORMING THE STANISLAUS AND TUOLUMNE RIVERS GROUNDWATER**  
**Basin Association Groundwater Sustainability Agency**

Water Operations Manager Eric Thorburn discussed this item.

**ITEM NO. 24**  
**DISCUSSION ON THE BUREAU OF RECLAMATION'S LETTER**  
**TO THE STATE WATER BOARD REGARDING MEETING**  
**D-1641 SAN JOAQUIN RIVER FLOW OBJECTIVES AT VERNALIS**

General Manager Steve Knell discussed this agenda item.

**ITEM NO. 25**  
**DISCUSSION ON REINITIATION OF CONSULTATION**  
**ON THE COORDINATED LONG TERM OPERATION OF**  
**THE CENTRAL VALLEY PROJECT AND STATE WATER PROJECT**

General Manager Steve Knell discussed this agenda item.

**ITEM NO. 26**  
**DISCUSSION ON THE PASSAGE OF THE WATER RESOURCES**  
**DEVELOPMENT ACT (WRDA) AND THE BENEFITS TO OID/SSJID**

General Manager Steve Knell discussed this agenda item.

**COMMUNICATIONS**  
**ITEM NO. 27**

**A. GENERAL MANAGERS REPORT**

**Safety Activities**

1. OID has gone 71 days without a lost time injury accident.

**Administration Activities**

1. Continuing to develop and prepare comments to the Water Quality Control Plan (Unimpaired Flow Standard) from the State Water Resources Control Board.
2. OID and SSJID presented its view of the State's SED document to the State Water Resources Control Board Hearing held in Stockton on December 16<sup>th</sup>.
3. The GM attended the December 19<sup>th</sup> hearing in Merced to support the SJTA presentation provided by Tim O'Laughlin. There was another hearing in Modesto on December 20<sup>th</sup> that some Directors attended.
4. On December 22<sup>nd</sup> the SWRCB extended the comment period on the SED until March 17, 2016.
5. Mr. O'Laughlin, Dan Steiner and I met with Reclamation on December 21<sup>st</sup> in Folsom to discuss their position and response to the SED.
6. Settlement discussions on the Stanislaus River, the Tuolumne and Merced are to begin anew in January. The Governor has brought in Bruce Babbitt to lead this effort. Babbitt is a Democrat and was governor of Arizona from 1978-1987 and then Secretary of Interior from 1993-2001.
7. OE3 labor negotiations continue.
8. Met with City Manager of Oakdale on Action Plan OID had submitted.
9. Tunnel tour scheduled for January 11<sup>th</sup> for Farm Bureau auction winner Joe Tune.

**Legal Activities**

1. OID/SSJID vs the State Water Resources Control Board; Court date anticipated to be set for next summer.
2. OID/SSJID as intervenors in the CalSPA v. SWRCB; A trial date is set for Alameda County Court on August 7, 2017.
3. OGA/Brichetto/Frobose vs. OID regarding CEQA case:
  - a. Trial set for January 18<sup>th</sup>
4. OGA/Brichetto/Frobose vs. OID regarding Contempt of Court by OID:
  - a. Hearing set for January 18<sup>th</sup>
5. OID vs Directors Santos and Altieri regarding their ability to be in Closed Session on matters related to the OGA case due to their declarations in support of the OGA case, two breaches of closed session, and undisclosed conflict of interests with Frobose.
  - a. The case is moving forward.
6. Redistricting Process
  - a. Water Committee meeting today.
  - b. Board presentation in late January and hearing in February with potential Board adoption in March.
  - c. Regulatory compliance date is 180 days preceding the election or May 11<sup>th</sup>.



### **Construction Activities**

1. C&M crews and equipment operators continue to progress on capital projects and maintenance work.
2. Assisting Water Ops./Eng. Dept. with various tasks.
3. Conducting Safety Coordinator tasks as needed.
4. Conducting Contract Administration tasks as needed.
5. C&M Worker – The second candidate, John Phillips started employment at OID on 12/12, the third candidate will commence employment on 1/3.
6. Two Mile Bar Tunnel Project – The mandatory pre-bid meeting and site visit was conducted on 12/15. There were 30 +/- people in attendance with approximately 9 potential prime contractors. There has been three addendums issued as of 12/28 addressing questions presented by the potential bidders, of which one was to extend the bid due date. Bids are now due on 1/19 and will be presented to the BOD for award of bid on 2/7 with a recommendation from staff. Start of construction is anticipated to be between 3/1 and 4/15 and will be determined based on the contractors schedule. Substantial completion date for the Project is still 12/31/2018.
7. Purchased and received one used class six flatbed truck on 12/27.
8. ACWA/JPIA conducted a training day at OID on 12/14, the training was of great benefit to OID employees. The classes were Asbestos Cement Pipe Safety, Field Ergonomics and Fall Protection.
9. Annual fire extinguisher training is tentatively scheduled for 2/10 pending approved of a work release at the Board meeting.

### **Water Operations Activities**

#### **Engineering**

1. Continued to process Encroachment and Ag Discharge Agreements and conduct field inspections during installation of the associated facilities.
2. Staff continued to work with landowners requesting deferred conditions of approval agreements, encroachment agreements and easements in accordance to OID's requirements for continued irrigation on recently completed lot line adjustments and parcel split projects.
3. ET monitoring stations installed as part of the 2016 ETAW monitoring and measurement program collected data through the end of October. The Tule ET stations remain in the fields that aren't being developed to collect additional data for the full year of the contract period (+/- May 2016).
4. Staff continued to work with SSJID, Calaveras County Water District, San Joaquin County and Stanislaus County to complete the draft mapping of OID's proposed GSA boundaries in the ESJ GW Basin. The required GSA hearing, resolution and final filing is anticipated to be completed during the first few months of the year to allow for each election being proposed to meet or proceed the June 2017 DWR review, 90-day posting and approval deadline.
5. A public hearing announcement was posted in the Oakdale Leader on December 28<sup>th</sup> and will be posted again on January 4<sup>th</sup>. The final draft MOU to proceed with formation of the STRGBA GSA is being provided to the Board for review at the January 3<sup>rd</sup> meeting to allow for a draft public hearing followed by potential adoption at the January 18<sup>th</sup> meeting. Each agency is anticipated to take action to adopt the MOU on or before the 14<sup>th</sup> of February to before a formal filing for GSA formation in the Modesto Subbasin is submitted to DWR.

6. Staff picked the draft Annexation Agreements back up for finalization during the first week of the new year.
7. Pertinent factors and options for the Board of Director Divisions Redistricting Project are being brought back for consideration by the Water Committee on January 3<sup>rd</sup>.
8. City staff continued to address a series of questions on the draft City of Oakdale Out of Boundary Service Agreement with OID on behalf of ID 41. Once these questions have been answered the agreement will be provided to the ID 41 membership for approval to proceed.
9. Staff attended the pre-bid meeting for the Two Mile Bar Tunnel Project on December 15<sup>th</sup>.
10. Staff continued the surveying, design, cost estimates, landowner meetings and drafting of plans for 2016/17 winter work projects.

### **Ag Water**

1. The final round of volumetric water delivery tracking closed on October 31<sup>st</sup>. Staff continues to respond and address all questions received during the final billing.
2. The final funding decision for the 2015 Prop. 1 Agricultural Water Use Efficiency Grants was approved and posted on December 15<sup>th</sup>. OID is the recipient of a grant award for up to \$2.97 million towards the proposed \$6.5 million TCC expansion project. A request for Board action to accept the funds will follow and OID staff will begin to work with DWR on the draft grant agreement for final approval by the Board prior to initiation of any construction. DWR staff anticipates execution of the agreement to take a minimum of 6 months, but is required within one year of the awards announcement.
3. The pre-employment screening process is now underway with two successful candidates who were provided job offers to fill the DSO positions that are currently vacant.
4. Staff has continued to progress with updates and slight modifications to the Storm tracking software mainly based on customer and DSO feedback to continue to improve functionality and effective utilization of the software.
5. Met with the PG&E Customer Relationship Manager along with Water Utilities Department staff to determine the appropriate rate structures for OID's deep wells, drain pumps and reclamation pumps considering current and anticipated operations in 2017.

### **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:
  - All Domestic Water Pumping Stations that are in service are operational.
3. Domestic Water Systems:
  - a. All water systems are operating without restrictions.
  - b. Performed quarterly blow-off valve exercising.
  - c. Performed Air Relief Valve exercising.
  - d. Annual testing of all backflow devices has been completed in accordance with OID's Cross Connection Control Policy.
  - e. Conducted inspections of all well head seals and continued to replace them as needed.
4. On-Call Activities:
  - At the request of a customer, their water service was shut off due to a leak on the customer's property. Water service is turned back on later that day.

6. Knights Ferry Pumping Station:
  - a. The Knights Ferry Pumps are active and continued to provide water to the treatment plant.
7. Irrigation Pumping Stations:
  - Agricultural deep well pumps have been deactivated for winter.
  - Inspections continued on all drain pumps that have been left in service for the winter.

## **B. COMMITTEE REPORTS**

There were no committee reports.

## **C. DIRECTORS COMMENTS**

### Director Altieri

Director Altieri had no comments.

### Director Santos

Director Santos had no comments.

### Director Doornenbal

Director Doornenbal had no comments.

### Director Osmundson

Director Osmundson had no comments.

### Director Webb

Director Webb had no comments.

At the hour of 10:30 a.m., a motion was made by Director Santos, seconded by Director Doornenbal, and unanimously supported to reconsider the motion made in Action Item No. 20.

At the hour of 10:45 a.m. the meeting adjourned to Closed Session.

## **CLOSED SESSION** **ITEM NO. 28**

- A. *Government Code §54957.6 - Conference with Labor Negotiator***  
Agency Negotiator: General Manager  
Represented Employee: OE3
- B. *Government Code §54956.9(4)(d) – Initiation of Litigation***  
Two (2) Cases

**C. Government Code §54956.9(d)(1) - Existing Litigation**

*Oakdale Irrigation District v. Linda Santos, Gail Altieri, et al.  
Oakdale Groundwater Alliance; Frobose; Bricchetto, et al. v. Oakdale*

At the hour of 11:34 a.m. the Board returned to open session.

Coming out of Closed Session Director Webb stated that there was no reportable action.

**OTHER ACTION**  
**ITEM NO. 29**

At the hour of 11:34 a.m. the meeting was adjourned. The next Special Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Wednesday, January 18, 2017 at 6:00 p.m.** in the board room at 1205 East F Street, Oakdale, CA.

The next Joint Board Meeting of the **South San Joaquin and Oakdale Irrigation Districts** serving the **Tri-Dam Projects** and **Tri-Dam Authority** and other joint business matters is scheduled for **Thursday, January 19, 2017 at 9:00 a.m.** in the board room of the Oakdale Irrigation District, 1205 East F Street, Oakdale, CA.

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Steve Webb, President

Attest:

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Steve Knell, P.E., Secretary