

Manteca, California
January 12, 2010

The Board of Directors of the South San Joaquin Irrigation District met in regular session in their chambers at the hour of 9:00 a.m.

Upon roll call the following members were noted present:

DIRECTORS: HOLBROOK KAMPER SCHULZ ROOS

 ABSENT: KUIL

Also present were Secretary/Manager Shields, District Counsel Emrick, Finance Manager Giuntoli, Engineering Department Manager Bologna, Utility Systems Director Battles, Communications Coordinator Saylor, WTP Manager Hubkey, and HR Analyst Thornburg.

President Kamper called the meeting to order and asked for public comment. There being none he asked the Board to consider approving the Consent Calendar Items as presented:

CONSENT CALENDAR

- A. Warrants of \$603,783.30, Wires of \$217,439.68 and Payrolls of \$519,342.01.
- B. Regular Board Meeting Minutes of December 15, 2009.
- C. Adopt 10-01-F, South San Joaquin Irrigation District Investment Policy.
- D. Associate Membership to Building Industry Association of the Delta, and authorize payment of annual dues of \$680.00.
- E. Authorize filing a Notice of Completion and acceptance of work on Lateral "Rd", replacement at Industrial Center.

Relative to Item "C", Director Kamper asked if the CIT investment which was made as a result of the bankruptcy of CIT is legal per our Investment Policy. Emrick said he would investigate and give the Board a report at the next meeting. Motion by Director Schulz, seconded by Director Roos, and unanimously carried, to approve the Consent Calendar items as presented.

PASSED AND ADOPTED this 12th day of January 2010 by the following roll call vote:

Ayes: Holbrook, Kamper Schulz Roos
Noes: None
Absent: Kuil

Consider authorizing awarding a contract for piping a portion of Lateral "R" at Louise Avenue. Bologna said with contingency he estimated the cost to be approximately \$454,000. However, because of adding another 300 feet of pipe and over 10,000 yards of dirt that has to be removed and stored the cost will be significantly more, Shields recommended that additional bids be obtained before we award a contract. After discussion it was moved by Director Holbrook, seconded by Director Roos, and unanimously carried to table this item until the next board meeting if there are additional bids.

Discussion and possible action relative to increasing the minimum acreage subject to the District's Irrigation Service Abandonment Agreement (ISAA). Shields said we have 262 parcels on recharge, they are billed annually a total of \$59,000. He said 41 parcels are less than 5 acres, 51 parcels are more than 5 but less than 10 acres for a total of 92 parcels. Total billed for the 92 parcels is \$6,125.00. He recommends that the District raise the minimum from 2 acres to 10 acres. Motion by Director Schulz, seconded by Director Holbrook, and unanimously carried, to Change ISAA to read any parcel with less than 10 acres will be exempt from charges, effective with the next billing cycle.

Consider giving staff authorization to remove developed non agricultural parcels from water charges. Giuntoli said there are a number of parcels located inside the city limits of Escalon, Manteca and Ripon that are being charged for water even though they don't take water from the District. She recommends staff be allowed to change the billing status of those properties without the need to have the owner apply for an Irrigation Service Abandonment Agreement as long as the following conditions exist:

- The parcel is within the city limits of Manteca, Ripon or Escalon.
- The parcel receives or is eligible to receive water service from the city.
- The parcel is not being served by the District.
- The parcel is not being used for crop production.
- The owner does not object.

Motion by Director Holbrook, seconded by Director Schulz, and unanimously carried, to authorize and instruct staff to remove parcels from the irrigation water charge subject to the conditions described above, effective with the next billing cycle.

Consider authorizing interim appointment of Treasurer/Collector. Shields said until a replacement for John Stein is hired, we need to have someone who can perform the duties of Treasurer/Collector. He recommended the Board appoint Robin Giuntoli, as the Interim Treasurer/Collector until a permanent appointment is made. Motion by Director Holbrook, seconded by Director Schulz, and unanimously carried, to appoint Robin Giuntoli as Interim Treasurer/Collector effective January 22, 2010 as recommended.

Consider amending the Management MOU to add more "on call" positions. Shields said with the retirement of Tom Haggard we are adding Shop Supervisor Ray Simons, to the list of employees subject to being "on call". Motion by director Holbrook, seconded by Director Kamper, and unanimously carried, to authorize the General Manager to meet and confer with the Management Unit to add Simons to the "on call" list.

Review Board Committee Appointments: Kamper said the he does not intend to change any assignments at this time. However, he asked the Board members to give suggestions if they have any. Shields was asked to check with ACWA relative to # 9 ACWA Committee Appointments. Shields said he would. The Public Relations Ad Hoc Committee, consisting of Holbrook and Kamper, will be added to the list of committees. Further, the list of officers is updated to appoint Steve Emrick in place of John Stein as Interim Assistant Secretary effective January 22, 2010. Motion by Director Holbrook, seconded by Director Roos, and unanimously carried, to add a number 11) "Public Relations Ad Hoc Committee - Directors Kamper and Holbrook. Also, appointing Steve Emrick as Interim Assistant Secretary effective January 22, 2010.

Consider authorizing the General Manager to attend the San Joaquin Council of Governments "One Voice Trip to promote Ripon's interconnection to the Nick C. DeGroot WTP Project, and he will meet with officials relative to our Division 9 Project and Fish Issues. Motion by Director Holbrook, seconded by Director Kamper, and unanimously carried, to approve the General Managers trip to Washington D.C. and authorize the expenses.

President Kamper asked for Manager's reports:

Hubkey reported:

- An item came up after the agenda was posted, which I feel needs attention before the next Board Meeting. On the POP Project at the WTP we have an item which was budgeted at \$638,000, the low bid the project was \$423,000 which was approved by the Board. Unfortunately, two problems have surfaced. We need an extra crane to lift and clean large screens at a cost of \$7,136 and due to problems with water, electrical and other underground lines we will have to set the lines at a depth of 8 feet instead of 4 feet. The additional cost to do this is \$28,510. So I am asking for authority for the General Manager to approve change orders totaling about \$40,000.

- A. Motion by Director Holbrook, seconded by Director Schulz, and unanimously carried, to declare that a need arose after the agenda was posted, and
- B. This needs action before the next Board meeting.

Motion by Director Holbrook, seconded by Director Schulz, and unanimously carried, to authorize the General Manager to sign Change Orders on the above project not to exceed \$40,000.

Hubkey continued his report:

- The V-3 Modules passed the performance tests. Kamper asked when the next V-3's will be on site. Hubkey said we will probably order them in July as we did last year and will do so for eight years until all the V-2's are replaced, which should take 8 years.
- Staff cleaned Sta-basin 1. Number 3 and 4 will be cleaned this week.
- Sludge is not drying due to weather. If this does not change we will have to seek help from outside contractors.
- The two new supervisor positions have been filled.
- The Solar Farm alarm is activated and reports any alarms to the Operator in charge at the WTP.

Shields reported:

- Shields said that Richard Hartman's last day of work was Friday, January 8, 2010. Shields said in response to Director Holbrook's previous question of how we can have two supervisors sharing responsibilities, the Maintenance people will report to one and the Operations people to the other.
- PG&E has or will file its General Rate Case this month. This case is important to the District and we will probably ask to intervene. He said he will develop a budget for the cost to intervene shortly.
- There are several meetings scheduled. California Irrigation Institute, February 1 and 2. Cal/Nile Dinner February 4. 2010 APPA & ACWA legislative conference in Washington D.C., February 22 – 25. CSDA Legislative Days, May 11 – 12. and ACWA Conference May 4 – 7 in Monterey; this is their 100th year anniversary. Anyone who has questions or wants to attend let me know.
- The Union Democrat Newspaper located in Sonora reported that there is a settlement at Tulloch between the developer and Calaveras County.
- Oakdale Leader reported that OID intends to drill two 1,000 foot wells. The Stanislaus County Ag Advisory Board has drafted an Ordinance on Ground Water. This Ordinance in my opinion may be related to OID's wells.

Kamper called for Director's Reports:

Roos asked about Expenses at the Solar Farm of \$68,000 while revenues were only \$28,000. Battles said the expenses are \$40,000 depreciation and work done by the WTP such as cleaning solar panels. The revenues are low because of the foggy and cloudy days. Additionally, PG&E has instituted a bill processing change which resulted in a four month delay in solar payments and in solar statements. They claim to have it corrected, but we still are without both the money and the statements.

Roos asked about putting a valve on the City of Manteca's line down Austin Road. Bologna said that the City did install a valve for the District.

Sayler reported:

- For the Employee Appreciation Dinner January 22, 2010 we have 134 people signed up to attend.
- The Almond Blossom Festival is February 26-28 and we will be asking for signups to man the booth. Also, SSJID will have a table at the Convention and Visitors Bureau Women's Conference on February 5, 2009.
- The Boys & Girls Club is having their Crab Feed January 16th at the MRPS Hall. Shields said he has tickets if anyone is interested.

President Kamper called for closed session. District Counsel Emrick stated the Board will discuss the following items in closed session.

- A. Conference with legal counsel, anticipated litigation, initiation of litigation. Gov. Code, S.54956.9. Two cases.
- B. Conference with legal counsel, anticipated litigation, significant exposure to litigation. Gov. Code, S. 54956.9.
- C. Conference with legal counsel, existing litigation. Gov. Code, S. 54956.9. Delta Keeper v. SSJID, Superior Court for Sacramento County Superior Court Case No. 04CS00228.
- D. Public Employment Performance Evaluation. Gov. Code S. 54957. General Manager.

Upon returning from closed session District Counsel Emrick the following action was taken in closed session.

Motion by Director Roos, seconded by Director Schulz, and unanimously carried, to authorize the General Manager to intervene in the PG&E General Rate Case before the California Public Utilities Commission, and to engage the services of Davis Wright Tremaine in that effort.

No other reportable action was taken in closed session.

ATTEST:

John Stein, Assistant Secretary