

Manteca, California
January 22, 2002

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

Upon roll call the following members were noted present:

DIRECTORS: DEGROOT HAWORTH KAMPER ROOS SCHULZ

Also present were Secretary/Manager Stroud, General Counsel Emrick, District Engineer Gilton and Engineering Department Supervisor Bologna.

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 as submitted.

CONSENT CALENDAR

- A. SSJID warrants of \$241,589.37.
- B. Regular Board Meeting Minutes of January 8, 2002.
- C. Issuance of an Encroachment Agreement for American Tower Corporation to encroach upon a portion of Lateral "Tb" with a conduit for a fiber optic service line.

Motion by Roos, seconded by Schulz, to approve the Consent Calendar as submitted.

PASSED AND ADOPTED this 22nd day of January 2002 by the following roll call vote:

Ayes:	DeGroot	Schulz	Kamper	Roos	Haworth
Noes:	None				

Consider approving contribution to Woodward Reservoir dedication plaque. Emrick said the total cost should be less than \$1,000. The Manteca Historical Society has a \$500 contribution towards the plaque, thus the District's cost should be less than \$500. He recommends approval. The plaque reads as follows:

SOUTH SAN JOAQUIN IRRIGATION DISTRICT
WOODWARD RESERVOIR
Dedicated May 13, 1917
In Honor of

WALTER J. WOODWARD

(1858-1939)

He helped organize the District,
served as Director 1909-1916
He was instrumental in the design of
the District's irrigation system
and selected the site of the reservoir.

Rededicated by Grandson Lloyd Stuckey
and the Manteca Historical Society
April 20, 2002

Motion by DeGroot, seconded by Haworth, and unanimously carried, to authorize the District to contribute toward the cost of the plaque as requested.

Consider approving title change for Assistant Water Superintendent/Main Distribution Canal, to Assistant Water Superintendent/Telemetry Systems Supervisor. Stroud said the original position description accurately covers the duties and responsibilities, so there is no change recommended

in the job description, just the title. After discussion the following action was taken:
Motion by Schulz, seconded by Roos, and unanimously carried, to change the title to "TELEMETRY SYSTEMS SUPERVISOR".

Consider SSJID and Tri-Dam committee appointments for 2002. Kamper said he recommends no changes except the committee titled "JPIA & Safety" will be changed to Insurance & Safety.
Motion by DeGroot, seconded by Schulz, and unanimously carried, to approve the above as recommended by President Kamper.

Consider purchase of scheduled replacement pickups for 5 Divisions and 2 four wheel drive extended cab pickups. Director Roos asked if turning these pickups over more frequently would be economical for the District. Stroud said staff would investigate and report back at the next Board meeting. Stroud said Steve's Chevrolet was the low bidder of the three that submitted proposals, and recommended approving the purchase from the low bidder as submitted.
Motion by DeGroot, seconded by Kamper, and unanimously carried, to approve the purchase of 5 half ton pickups at \$16,377.61 each from Steve's Chevrolet and 2 Four Wheel Drive pickups from Steve's Chevrolet at \$22,907.26 each.

Discussion and possible action concerning proposed relocation of Lateral "Qc" by Franzia Winery. Bologna said Franzia obtained two proposals out of five requested. He said the low bid was from DSS at \$490,050. He said the line to be replaced is old and would need to be replaced in the near future according to Operations Superintendent Ron Morrow. Bologna said the old line will be left in until the new line is ready to be hooked up in case the work is not complete by the start of 2002 water season. He noted the Winery is paying for all the engineering and demolition of the old line and our share is half of the DSS proposal, or

\$245,025. Bologna recommends the Board authorize staff to execute the required agreements and plans necessary to proceed with the project and the agreement to share in the cost of the project. **Motion by DeGroot, seconded by Kamper, and unanimously carried, to authorize execution of agreements and plans as recommended.**

Consider approving Resolution 02-01-P. Emrick said the Cities have approved the purchase of the treatment plant site and recommends approval. Motion by Roos, seconded by Haworth, to adopt Resolution No 02-01-P.

**SOUTH SAN JOAQUIN IRRIGATION DISTRICT
RESOLUTION NO. 02-01-P
APPROVING ACQUISITION OF LAND FOR WATER TREATMENT PLANT**

WHEREAS, the South San Joaquin Irrigation District (SSJID) is an irrigation district formed pursuant to Division 11 of the Water Code commencing with Section 20510 and following; and

WHEREAS, SSJID is under contract with the cities of Escalon, Manteca, Lathrop and Tracy to construct and operate the South County Surface Water Treatment Plant (“Project”) to deliver drinking water to the four Cities; and

WHEREAS, a final environmental impact report (“FEIR”) was certified for the Project by SSJID on May 30, 2000; and

WHEREAS, SSJID intends to acquire an 85.46 acre parcel of land that was identified in the FEIR as the location for the Project’s treatment plant; and

WHEREAS, the land to be acquired for the Project is located on the north side of Dodds Road, two parcels west of 26 Mile Road, in Valley Home, Stanislaus County; is a portion of assessor parcel number 002-01-02; and is owned by Kistler-Santo Domingo Ranches, Inc., a California Corporation and is described in Exhibit A attached to this Resolution; and

WHEREAS, the subject land is referred to in this Resolution as the Kistler Property; and

WHEREAS, acquisition of the Kistler Property is a necessary part of the Project; and

WHEREAS, the Kistler Property is part of an agricultural preserve pursuant to the Williamson Act, California Government Code section 51200 et seq.; and

WHEREAS, SSJID has chosen to acquire the Kistler Property for reasons other than the lower cost of

acquiring land within an agricultural preserve, including its proximity to Woodward Reservoir, SSJID's main canal and Dodds Road as more fully described in the FEIR; and

WHEREAS, there is no land outside an agricultural preserve on which it is reasonably feasible to locate the proposed Project; and

WHEREAS, Sections 22425 and 22456 of the Water Code authorize SSJID to acquire by eminent domain any property necessary to carry out its purposes; and

NOW THEREFORE, BE IT RESOLVED that the Board of Directors of South San Joaquin Irrigation District makes the following findings:

1. That the public interest and necessity require the acquisition of the Kistler Property as a necessary part of the Project.

2. That the Kistler Property to be acquired and the Project to be developed are planned and located in the manner that will be most compatible with the greatest public good and the least private injury.

3. That the Kistler Property is necessary for the proposed Project.

4. The offer required by Section 7267.2 of the Government Code has, insofar as is applicable, been made.

5. The site chosen for the proposed Project is not based primarily on a consideration of the lower cost of acquiring land in an agricultural preserve.

6. There is no other land within or outside the agricultural preserve on which it is reasonably feasible to locate the proposed Project.

7. The sum of \$5,000 per acre is the fair market value of the Kistler Property.

LET IT BE FURTHER RESOLVED, as follows:

1. That the General Manager is hereby authorized to accept a grant deed to the Kistler Property in lieu of eminent domain and the General Manager is authorized to execute any and all other documents necessary to complete the acquisition of the Kistler Property.

2. That the District pay the sum of \$427,300 for the Kistler Property and such escrow, title and other closing costs as may be necessary to complete the purchase of the Kistler Property.

3. That the General Manager notify the Department of Conservation that the District has acquired the Kistler Property within ten days of the District's purchase.

4. That the General Manager is authorized to enter into a one-year cattle grazing lease

with the existing owners on such terms as the General Manager finds are in the best interests of the District.

On a Motion duly seconded, the foregoing Resolution was duly passed and adopted by the Board of Directors of the South San Joaquin Irrigation District this 22nd day of January, 2002, by the following vote:

AYES : DeGroot Haworth Kamper Roos Schulz

NOES: None

EXHIBIT "A"

LEGAL DESCRIPTION

ALL THAT REAL PROPERTY SITUATE IN THE COUNTY OF STANISLAUS, STATE OF CALIFORNIA, BEING A PORTION OF SECTION 8, TOWNSHIP 1, SOUTH, RANGE 10 EAST, MOUNT DIABLO BASE AND MERIDIAN, DESCRIBED AS FOLLOWS:

~~A PORTION OF THE LANDS OF RISLER SAN TO DOMINGO RANCHO, INC. FILED IN VOLUME 43 OF DEEDS AT PAGE 543, IN THE OFFICE OF THE COUNTY RECORDER OF STANISLAUS, DESCRIBED AS THE SOUTH HALF OF THE SOUTH HALF OF THE NORTH HALF OF SECTION 7, AND THE SOUTH HALF OF THE NORTH HALF OF SECTION 8, IN TOWNSHIP 1 SOUTH, RANGE 10 EAST, MOUNT DIABLO BASE AND MERIDIAN DESCRIBED AS FOLLOWS;~~

THE HEREIN DESCRIBED PARCEL OF LAND BEING BOUNDED ON THE EAST BY THE EAST LINE OF THE SAID SECTION 8, ON THE SOUTH BY THE NORTH RIGHT OF WAY LINE OF DODDS ROAD (60' WIDE) AND, ON THE WEST AND NORTH BY THE EAST AND SOUTH LINES OF THE 200 FOOT WIDE SOUTH SAN JOAQUIN IRRIGATION DISTRICT MAIN CANAL AS DESCRIBED IN THE DEED FILED IN VOLUME 87 OF DEEDS AT PAGE 332, IN THE OFFICE OF THE RECORDER OF THE COUNTY OF STANISLAUS. CONTAINING 85.46 ACRES MORE OR LESS.

WILLIAM DOUGLAS CRUME
L.S. NO.7059
EXPIRATION DATE 12-31-02

Northwest alignment SIDE Project, public hearing and approval of Resolution 02-02-P, Resolution of Necessity to Acquire Real Property. Emrick said this is to allow the District to take the next step in the process of obtaining land for the Northwest alignment of the SIDE Project. President Kamper called the Public Hearing to order. There being no discussion in the Public Hearing, President Kamper closed the Public Hearing. **Motion by DeGroot, seconded by Schulz, to adopt Resolution No. 02-02-P.**

RESOLUTION NO. 02-02-P

RESOLUTION OF NECESSITY OF THE SOUTH SAN JOAQUIN IRRIGATION

**DISTRICT TO ACQUIRE LAND FOR NORTHWEST ALIGNMENT OF
SYSTEM IMPROVEMENTS FOR DISTRIBUTION EFFICIENCY PROJECT**

WHEREAS, the South San Joaquin Irrigation District (SSJID) is an irrigation district formed pursuant to Division 11 of the Water Code commencing with Section 20510 and following; and

WHEREAS, SSJID proposes to construct the northwest alignment of its System Improvements for Distribution Efficiency Project (“Project”); and

WHEREAS, a negative declaration was approved for the Project by SSJID on October 23, 2001; and

WHEREAS, the project involves the construction of a regulating reservoir of approximately 40 acre-feet capacity on 6.753 acres of San Joaquin County Assessor’s Parcel Number 208-160-01 to be acquired by SSJID in fee and the installation of underground pipelines and related facilities, including pump facilities and interceptor boxes, to interconnect and transfer water between the District’s Laterals Q, Qg and R and the regulating reservoir within easements to be acquired on San Joaquin County Assessor’s Parcel Numbers 208-160-001, 002, 007 and 008 and APN’s 208-170-001 and 002.

WHEREAS, the interests in land to be acquired as to each parcel are easements, with the exception of the site for the reservoir which is to be a fee interest, are described in the table attached to this Resolution as Exhibit A and are collectively referred to in this Resolution as the “Subject Land,” and

WHEREAS, acquisition of the Subject Land to be acquired for the Project is a necessary part of the Project; and

WHEREAS, San Joaquin County Assessor’s Parcel Number 208-160-01 (“Reservoir Property”) is part of an agricultural preserve pursuant to the Williamson Act, California Government Code section 51200 et seq. and SSJID makes the following findings as to acquisition of a 6.753 acre portion of the Reservoir Property for the Project:

- b. SSJID has chosen to acquire a 6.753 acre portion of the Reservoir Property for reasons other than the lower cost of acquiring land within an agricultural preserve, including its proximity to the laterals to be interconnected as part of the Project; and
- c. There is no land outside an agricultural preserve on which it is reasonably feasible to locate the proposed Project; and

WHEREAS, Sections 22425 and 22456 of the Water Code authorize SSJID to acquire by eminent domain any property necessary to carry out its purposes; and

WHEREAS, Section 1240.010 of the Code of Civil Procedure permits the acquisition by

eminent domain of property for public use; and

WHEREAS, SSJID has established an amount which it believes to be just compensation for each of the interests in the Subject Land it intends to acquire; and

WHEREAS, notice has been properly given as required by and according to the provisions of Section 1245.235 of the California Code of Civil Procedure, and a public hearing has been held at which all persons whose property may be acquired by eminent domain and whose name and address appear on the last equalized County Assessment Roll have been given a reasonable opportunity to appear and be heard by the Board of Directors of SSJID, on the matters set forth in Code of Civil Procedure Section 1240.030; and

WHEREAS, a two-thirds vote of all of the members of the Board of Directors of SSJID is required for adoption hereof;

NOW THEREFORE, BE IT RESOLVED that the Board of Directors of South San Joaquin Irrigation District makes the following findings:

1. That the public interest and necessity require the acquisition of the Subject Property as a necessary part of the Project.
2. That the Subject Property to be acquired and the Project to be developed are planned and located in the manner that will be most compatible with the greatest public good and the least private injury.
3. That the Subject Property is necessary for the proposed Project.
4. The offers required by Section 7267.2 of the Government Code have, insofar as is applicable, been made.
5. The site chosen for the proposed Project is not based primarily on a consideration of the lower cost of acquiring land in an agricultural preserve.
6. There is no other land within or outside the agricultural preserve on which it is reasonably feasible to locate the proposed Project.

LET IT BE FURTHER RESOLVED, as follows:

1. That the General Counsel of SSJID is hereby authorized to institute and conduct to the conclusion an action in eminent domain for the acquisition of the Subject Property and to take such action as is necessary to accomplish the same upon direction of the Board of Directors of SSJID.
2. That the General Counsel of SSJID is also hereby authorized to obtain an order for prejudgment possession.

3. That the General Manager is authorized to enter into agreements to acquire the interests in the Subject Land described in this Resolution in lieu of eminent domain, and is hereby authorized to accept deeds conveying such interests, in exchange for payment of the fair market value for the interests as determined by the District's appraisal and any such additional compensation as the General Manager determines in his discretion to be reasonable under the circumstances.

4. That the General Manager shall notify the Department of Conservation that the District has acquired the reservoir site within ten days of the District's acquisition.

On a Motion duly seconded, the foregoing Resolution was duly passed and adopted by the Board of Directors of the South San Joaquin Irrigation District this 22nd day of January, 2002, by the following vote:

AYES : DeGroot Haworth Kamper Roos Schulz
NOES: None

EXHIBIT A

APN	Owner	Permanent Length	Permanent Width	Construction Length	Construction Width
208-160-001	Hat, et al.	530 (Fee)	555 (Fee)	1302	30
208-160-002	Estrada	40	20		
208-160-007	Richetta	1955	30	1955	20
208-160-008	Hat, et al.	655	30	655	20
208-170-001	Richetta			307	20
208-170-002	Burgess	230	50	620	20

Consider approving Resolutions 02-03-F, SSJID Investment Policy, and Resolution 02-04-F, Amending Resolution 02-03-F. Stein said there are no changes to the policy for 2002 and recommended approval of the resolutions. **Motion by Roos, seconded by Haworth, to adopt Resolution No 02-03-F.**

**RESOLUTION NO. 02-03-F
SOUTH SAN JOAQUIN IRRIGATION DISTRICT
INVESTMENT POLICY**

IV. Statement of Purpose:

This Policy is to provide direction for the investments of funds which are directly managed by the District and establish reporting procedures for all investments for oversight review. The District treasurer is delegated the responsibility to invest and reinvest District funds and to sell or exchange District securities and to make periodic reports to the Board of Directors in accordance with this Investment Policy.

V. **Investment Objectives:**

The following are the objectives of the District's investment policy, in order of priority:

- A. The primary investment objective is safety: It is the primary duty and responsibility of all persons directing investments to protect, preserve and maintain the principal from any loss by mitigating the two types of risk: credit risk and market risk.
- B. The secondary investment objective is liquidity: An adequate amount will be maintained in liquid short terms securities which can be converted to cash as necessary to meet disbursement requirements.
- C. The third investment objective is yield: Yield will be considered only after the basic requirements of safety and liquidity have been met.

VI. **Investment Guidelines and Restrictions:**

- A. Investments directly managed by the District shall be consistent with this Policy and as provided for in the following additional guidelines and restrictions:
 - 1. The Treasurer will develop and maintain a cash flow analysis for the projection of needed funds. All funds not required for immediate use will be invested in the Local Agency Investment Fund (LAIF)
 - 2. When banking transactions involve sums of money greater than \$100,000, the Treasurer shall take such steps to insure the depository bank maintains sufficient securities for the deposits as set forth in California Government Code section 53652. It is intended that bank deposits and balances in excess of \$100,000 are for short duration, e.g. 2 to 3 days before disbursements or transfers out are made.
- B. Upon direction of the Finance Committee, the treasurer is to invest District funds in investments other than LAIF, and consistent with this Policy. With the approval of the Finance Committee, the treasurer may utilize a licensed investment advisor to invest the District's surplus funds for the benefit of the District. The following additional guidelines and restrictions are to be followed by the Treasurer:
 - 1. All funds invested on behalf of the District will be managed to meet the

guidelines stated in California Code Section 53600 et seq., and this Policy.

2. The legal, final maturity of any single security within the portfolio will not exceed 5 years at purchase, with maturities laddered to protect against market swings.
3. The Weighted Average Life of the portfolio will not exceed 3 years.
4. Corporate obligations, including corporate debentures and medium term notes, must be rated “A” or its equivalent or better by a nationally recognized rating service and no more than 30% of the portfolio will be invested in this sector at any one time.
5. Monthly investment reports are to be provided to the District with at least the following information:
 - a. Description of investment
 - b. Date purchased
 - c. Maturity date
 - d. Amount of investment on a cost and on a current market basis
 - e. Coupon rate
 - f. Yield to Maturity at Purchase
 - g. A statement that all investments are in accordance with this Policy
6. The Treasurer may place District funds in Certificates of Deposit.
 - a. The Treasurer shall obtain a sampling of interest rates offered by the various Banking, Credit Union, and Savings and Loan Institutions within California, and provide a written record of the interest rates offered and provide copies to members of the Finance Committee. Said records will contain such additional information as required by the Finance Committee. Except as provided herein, the Treasurer shall not poll an institution if the District has reached the limit for investment within same pursuant to District policy and current guidelines. An institution containing the maximum amount permitted by policy may be polled relative to its interest rates if the District monies which are coming due and subject to reinvestment are within the same. shall be as follows:
 - b. The Treasurer shall select Banks, Credit Unions, and Savings and Loans:
 - (1) situated within the boundaries of the District providing interest rates are equal or better than those offered by institutions per Guideline b. 2.

- (2) Within Banks, Credit Unions, and Saving and Loans situated within cities located within 100 miles of the borders of the District.
- (3) Subject to Guidelines b.1., and b.2., in other California Institutions.
- c. The Treasurer shall limit deposits to \$100,000 in any bank, credit union, or savings and loan with a net worth to net an asset ratio of less than “3%” during the most recently reported quarter.
- d. The Treasurer shall limit deposits to \$300,000 in all Banks, Credit Unions, and Saving and Loan institutions having a net worth to net an asset ratio higher than “3.0%” and experiencing a positive earning record.
- e. No more than 30% of the District’s surplus funds shall be invested in Certificates of Deposit.
- f. The depository bank shall maintain sufficient securities for the deposits as set forth in California Government Code section 53652. Pursuant to Section 53653 of the Local Agency Deposit Security Law, the Treasurer may waive security for such funds as are insured pursuant to Federal Law; therefor the District’s Treasurer is hereby authorized to waive the security for up to \$100,000 with each institution.

7. The following limits are established relative to Government and Agency Issues.

- G.N.M.A. 50% of the total dollar amount permitted.
- F.N.M.A. 20% of the total dollar amount permitted.
- F.L.B. 50% of the total dollar amount permitted.
- F.F.C.B. 50% of the total dollar amount permitted.
- OTHERS 10% of the total dollar amount permitted.

On a case-by-case basis as authorized by the District’s Finance Committee the total dollar amount permitted for investment in Government and Agency Issues shall not exceed 10% of the District’s portfolio excluding the amount invested in LAIF.

The Treasurer may on a case-by-case basis as authorized by the District’s Finance Committee, make investments with fluid maturity dates to permit

managed G.N.M.A. Funds.

8. On a case-by-case basis as authorized by the Finance Committee the dollar value of Repurchase Agreements shall not exceed 10% of the District portfolio excluding the amount invested in the LAIF account. Further investments of this nature shall not exceed \$500,000 in one institution or placed through one brokerage firm. During emergency situations this amount may be temporarily exceeded for up to seven days by the Treasurer.
 9. Purchases of Bankers Acceptances may not exceed 180 days maturity or 40% of the Districts surplus money. Further, no more than 30% of the District's surplus funds shall be invested in Bankers Acceptances of any Commercial Bank.
 10. Purchases of prime quality commercial paper may not exceed 270 days maturity nor represent more than 10% of the outstanding paper of an issuing corporation. Further, purchases of commercial paper may not exceed 15% of the District's surplus money being invested.
 11. The portfolio performance results will be measured on a minimum quarterly basis by the portfolio manager and the results thereof given to the Treasurer. Investment performance will be measured against a commonly accepted market benchmark which approximates the specific restrictions on the portfolio. Consideration will be given to the extent to which the investment results are consistent with the investment objectives set forth in this policy.
- C. Pursuant to these guidelines the District's Finance Supervisor is empowered to transfer monies and make investments on behalf of the District in the absence, or at the direction, of the Treasurer.

VII. **Reporting Requirements**

- A. The Treasurer shall submit to the Board of Directors on a monthly basis a report of the District's monthly investment transactions pursuant to Government Code §53607.
- B. The Treasurer shall prepare periodic reports (at least quarterly) for the General Manager and Board of Directors reflecting the details of investments, returns and balances. Supplemental or more frequent reports as requested by the Board or as determined by the General Manager or Treasurer will be prepared.
- C. The Treasurer shall annually render to the Board of Directors a statement of investment policy, which the Board shall consider at a public meeting. Any changes in the policy shall also be considered by the Board at a public meeting.

- D. On an annual basis the Treasurer will instruct the District's Auditor to perform a review of California Law and prepare a written report of all changes in the law for examination by the District's Finance Committee. Said reports shall contain the Auditor's recommendation for adoption of new investments, and shall be preceded with a brief summary relative to the effect of recent changes in Federal and State laws upon the District's Investment Policies, Objectives, Guidelines and Restrictions.

PASSED AND ADOPTED this 22nd day of January 2002 by the following roll call vote:

AYES: DeGroot Haworth Kamper Roos Schulz

NOES: None

Motion by Roos, seconded by Haworth, to adopt Resolution No. 02-04-F.

**SOUTH SAN JOAQUIN IRRIGATION DISTRICT
RESOLUTION NO. 02-04-F
RESOLUTION AMENDING RESOLUTION 02-03-F**

WHEREAS, the Board of Directors adopted Resolution 02-03-F entitled Investment Policy on January 22, 2002, and

WHEREAS, the Investment Policy limits investments of surplus public funds to the Local Agency Investment Fund (LAIF), and

WHEREAS, the District cannot invest all of the funds it receives from the Cities of Escalon, Manteca, Lathrop and Tracy as part of the South County Water Supply Project because of maximum investment limitations, and

WHEREAS, pursuant to Resolution 01-18-F adopted on September 25, 2001, the District retained Public Financial Management (PFM) as an investment advisor, and became a member of the California Asset Management Program (CAMP), a joint powers authority,

WHEREAS, members of CAMP may invest their surplus public funds in and receive shares of the short-term investment portfolio of the California Asset Management Trust (CAMT), a common law trust created by CAMP in 1989 to invest surplus public funds of CAMP members in those investments permitted by California Government Code section 53601 et seq., and

WHEREAS, the short-term investment portfolio of the CAMP may contain investments in amounts which exceed the limitations in the District's Investment Policy, but which are still investments permitted by California Government Code section 53601 et seq.,

WHEREAS, the District finds that it is in the District's best interests to invest certain of its surplus public funds in CAMT through its membership in CAMP,

THEREFORE, BE IT RESOLVED THAT:

1. The Investment Policy is amended to permit the District's Treasurer to invest those funds received from Escalon, Manteca, Lathrop and Tracy and the District's surplus public funds if and when such funds exceed the LAIF investment limitation, in the short term investment portfolio of CAMT.
2. The limits on particular investments in the District's Investment Policy are amended as necessary to comply with the CAMT investments.

PASSED AND ADOPTED this 22nd day of January 2002 by the following roll call vote:

AYES: DeGroot Haworth Kamper Roos Schulz

NOES: None

Consider approval of RESOLUTION 02-05-C, Replacement of Irrigation Facilities (Development of lands within the District). Gilton said the new rates in the resolution are based on quotes from suppliers at the end of 2002. He recommended approval. Prices are for projects approved from January 23, 2002 forward, projects approved prior to January 23, 2002 are at the old rate of reimbursement. **Motion by DeGroot, seconded by Haworth, to adopt Resolution No 02-05-C.**

**RESOLUTION NO. 02-05-C
REPLACEMENT OF IRRIGATION FACILITIES
(DEVELOPMENT OF LANDS WITHIN THE DISTRICT)**

WHEREAS, agricultural land within the boundaries of the South San Joaquin Irrigation District are rapidly being converted to urban use; and

WHEREAS, South San Joaquin Irrigation District irrigation and drainage facilities are located on or adjacent to said lands which are subject to a change of use from agriculture to urban development; and

WHEREAS, Urbanization of agricultural land impacts the integrity and reliability of SSIID's existing open canals and cast in place pipelines because of increased vehicular traffic inherent in urban settings, increased risk of facility failure from urban uses of the land, encroachment on District rights of way, restriction in District access for maintenance and replacement, and increased risk of damage from failure of facilities; and

WHEREAS, South San Joaquin Irrigation District irrigation and drainage facilities will continue to be utilized to serve other landowners not located within the lands being subdivided and converted to urbanization; and

WHEREAS, it is beneficial to all parties concerned that a consistent and equitable policy be established and implemented,

NOW, THEREFORE, BE IT RESOLVED, that the South San Joaquin Irrigation District (SSJID) hereby approves the following rules and regulations for development of lands in the urban areas:

A. REPLACEMENT OF SSJID FACILITIES

1. All existing pipelines 24 inches and larger, regardless of age, shall be replaced with rubber gasketed reinforced concrete pipe (RGRCP) , C- 76, having "big bell" R-4 type bells and wall thickness appropriate for the pressure and traffic loads or approved equal.
2. ~~All existing pipelines less than 24 inches in size, regardless of age, shall be replaced with rubber gasketed PVC pipe class 100 or approved equal.~~
3. ~~SSJID specifications and policies.~~ SSJID specifications and policies tenant structures shall be in accordance with
4. ~~Where the existing SSJID facilities impacted by the proposed development and procedures, unless in the opinion of SSJID, the flows are such that operationally the facilities should be left as an open canal; namely, fifty (50) CFS or greater.~~
5. Where the existing SSJID facilities impacted by the proposed development are determined to remain open canals, the developer shall line said canal in accordance with SSJID specifications, and provide an access road along the bank(s) of said canal.
6. ~~Private irrigation facilities served by SSJID through the proposed development shall be piped in accordance with items 1 through 3 above.~~
7. ~~SSJID owned facilities impacted by proposed development shall be replaced by the Developer at his cost irrespective of the physical location of the pipeline.~~ SSJID owned facilities impacted by proposed development shall be replaced by the Developer at his cost irrespective of the physical location of the pipeline.
8. New installations will require a hydraulic analysis to be performed by a licensed engineer to accommodate

B. ~~REIMBURSEMENT AS DEFINED IN SSJID Categorical Conferences for the replaced SSJID structures will be developed~~ REIMBURSEMENT AS DEFINED IN SSJID Categorical Conferences for the replaced SSJID structures will be developed using the following amounts:

36" diameter RGRCP	\$16.00 per lineal foot -proposed \$13.50
42" diameter RGRCP	\$20.00 per lineal foot -proposed \$24.00
48" diameter RGRCP	\$25.00 per lineal foot -proposed \$28.50
60" diameter RGRCP	\$40.00 per lineal foot -proposed \$43.00

Larger than 60" diameter. to be negotiated

~~Location to be approved, and all about contributions will be made as the result of a review of the existing~~ Location to be approved, and all about contributions will be made as the result of a review of the existing additional footage, nor will payment per foot exceed footage installed.

2. ~~The reimbursement by SSJID shall apply to all SSJID regions at the respective of reimbursement proposed~~ The reimbursement by SSJID shall apply to all SSJID regions at the respective of reimbursement proposed upon finding by the Board that it is not in the best interest of the District to provide such reimbursement for a particular facility or due to a particular circumstance. Including, but not limited to circumstances involving laterals with limited use or which are scheduled to be transferred to others. No reimbursements will be available for facilities which are designated as drains and are being utilized primarily for city storm drainage purposes, regardless of their use as spill laterals for District, and regardless of it being a pipeline or open ditch.

3. SSJID maintenance fees will not be applicable to developments which must relocate or replace SSJID facilities with RGRC or approved equal.
4. The reimbursement for schedule cost shall be revised by the Board every two years to determine if adjustments are needed accordingly.
5. Approval by SSJID Resolution applies only to developments for which the cost of approval has been received and revoked in whole or in part, at any time without creating any right to reimbursement applicable to a subdivision before its approval by SSJID.

PASSED AND ADOPTED this day 22nd day of January, 2002, by the following roll call vote:
 AYES: DeGroot Haworth Kamper Roos Schulz

NOES:

Presentation of summary of Electric Opportunities Assessment by Chevron Energy Services. Sam Barakat, and Terry Thompson of Chevron Energy gave the Board a Memorandum of their findings and went over it. After the presentation President Kamper appointed an Ad-Hoc Committee, Directors Roos and Haworth, to meet with Chevron and staff in February to go over the economic analysis. No action was taken.

Consider approving changes to the District's Conflict of Interest Code. Emrick reported the update merely removes positions no longer in existence and adds new positions. **Motion by Haworth, seconded by DeGroot, and unanimously carried, to adopt the District's Conflict of Interest Code as presented.**

Manager's reports:

Stroud gave the Directors press releases recently prepared for the Water Treatment Plant Project.

Stein asked the Board about continuing participation in the Manteca, Ripon and Escalon Chambers of Commerce. He noted that in the past we have not been paying the non profit designation and said he felt we should be. The Board concurred. No action was taken.

Director's reports:

DeGroot said Mike Gikas had asked him about delivering water to the City of Ripon for recharge. He said Mr. Gikas was concerned about it impacting deliveries to farmland.

President Kamper called for closed session relative to litigation matters, personnel matters, and labor update as follows: Attorney Emrick said the Board will be discussing item a) in closed session.

- a) Conference with real property negotiators.

Property:

<u>APN</u>	<u>Owner</u>
208-160-01	Hat, et.al
208-160-02	Estrada

208-160-03	Friddle
208-160-07	Richetta
208-160-08	Hat, et.al
208-160-10	Carter
208-170-01	Richetta
208-170-02	Burgess

Negotiating parties: SSJID and current property owner.

Under negotiation: Price and terms of payment.

Agency negotiator: Mike Gilton.

Upon returning from Board action Attorney Emrick announced the Board authorized, 5 Ayes, 0 Nays, to proceed with eminent domain.

There being no further business to come before the Board it was moved by Roos, seconded by DeGroot, and unanimously carried, to adjourn to February 12, 2002 at 9:00 a.m.

ATTEST:

John Stein, Assistant Secretary

C:\STEIN\FILES\MANAGEMENT\STEIN\MINUTES\012202.wpd