

Manteca, California  
March 13, 2001

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.

Members: DeGroot      Haworth      Kamper      Roos      Schulz

Also present were Secretary/Manager Martin, Attorney Emrick, Engineering Department Manager and Supervisor Gilton and Bologna respectively.

President Kamper called for Public Comment, there being none he asked the Board to consider approving the Consent Calendar Items as presented.

#### CONSENT CALENDAR

- A. District's warrants of \$218,336.50 and Payrolls of \$104,576.45.
- B. District's Board Meeting Minutes of February 27, 2001.
- C. Approval of Resolution No. 01-06-A, Amendment to SJRG Authority Agreement.

Motion by DeGroot, seconded by Schulz, to approve the consent Calendar items as presented and to adopt Resolution No 01-06-A which follows:

**RESOLUTION NO. 01-06-A  
OF THE SOUTH SAN JOAQUIN IRRIGATION DISTRICT  
TO AMEND THE JOINT EXERCISE OF POWERS AGREEMENT  
AND THE DIVISION AGREEMENT TO INCLUDE THE PUBLIC UTILITIES  
COMMISSION OF THE CITY AND COUNTY OF SAN FRANCISCO**

**WHEREAS**, the South San Joaquin Irrigation District and six other public agencies executed a Joint exercise of Powers Agreement on September 27, 1996, as amended on January 31, 1997, for the purpose of creating a joint powers authority (the "San Joaquin River Group Authority") responsible for conditional and contractual compliance of water quality standards on the San Joaquin river, for collective environmental investigation, planning, monitoring, control, and regulation, and for other common purposes; and

**WHEREAS**, the South San Joaquin Irrigation District and six other public agencies executed the Division Agreement to memorialize the allocated responsibility among the San Joaquin river Group Authority members as previously agreed to ensure that the commitment of the members in the San Joaquin River Agreement can and will be met; and

**WHEREAS**, the City and County of San Francisco and their Public Utilities Commission has, in the past, provided valuable assistance to the San Joaquin river Group Authority; and

**WHEREAS**, it was always assumed that the City and County of San Francisco or its Public Utilities Commission would become a member of the authority; and

**WHEREAS**, at a regularly scheduled meeting, the Public Utilities Commission of the City and County of San Francisco did authorize membership in the San Joaquin River Group Authority.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SOUTH SAN JOAQUIN IRRIGATION DISTRICT** that the amendments to the Joint Exercise of Powers Agreement and the Division Agreement are hereby approved and the Board President is authorized to sign the amendments on behalf of South San Joaquin Irrigation District.

**PASSED AND ADOPTED** this 13th day of March 2001, by the following roll call vote:

Ayes: DeGroot      Haworth      Kamper      Roos      Schulz  
Noes: None

Consider request for approval of a structure application from Miguel and Sharon Palomino to install a 12" field drain pipe connection to Lateral "E" at Combs Road. Engineering Department Supervisor Bologna said this is not in compliance with District policy, and recommends denying the request. **Motion by Schulz, seconded by Haworth, and unanimously carried, to deny the request for a 12" field drain.**

Consider authorization of an easement quitclaim to Berberian Trust and confirm District's commitment to provide seven valve risers for Berberian Trust on the recently completed pipeline. Bologna said the 7 risers are not done and that DSS has indicated they will do the risers for \$500 each or \$3,500. He recommends authorization to either have DSS do the work or pay the Berberian Trust the \$3,500 and let them contract the work themselves. **Motion by Haworth, seconded by DeGroot, and unanimously carried, to approve request spending up to \$3,500 based on agreement with the trust.**

Discussion relative to proposed lot line adjustment by Florsheim Bros., for the Mission Gardens Development, (originally known as Rose Garden), located adjacent to Lateral "Z". Bologna said the Developer wants to get a lot line adjustment and put the line 15' inside the property line. He recommends that the Board require the Developer to comply or adhere to the prior approval that was done last year. **Motion by DeGroot, seconded by Kamper, and unanimously carried, instructing staff to require the Developer to adhere to action taken in May 2000.**

Discussion and possible action relative to Special District's participation in LAFCO. Stein reported that the meeting is scheduled for March 16, 2001 at 2:00 p.m. He recommend the Board take action to appoint a representative of the District.

**Motion by Haworth, seconded by Schulz, to designate Director DeGroot as the District's representative at the LAFCO meeting.**

**Motion Carried, 4 Ayes, 1 No, with Director DeGroot voting No.**

Consider request by Frank Bavaro to cancel Service Abandonment Agreement # 1099 for APN 247-100-05. **Motion by Haworth, seconded by Schulz, and unanimously carried, to**

**approve the request.**

Discussion and possible action relative to request of Mr. Robert Holmes, of 21726 Blackmore Road, Escalon, to participate in construction of structure. Staff recommendation is to deny request. Director Schulz said the changes will be positive, for the District and that the District should pay half the cost to install a new box.

**Motion by Schulz, seconded by Roos, to approve paying half the cost of a new box, with Mr. Holmes paying the other half.**

**Motion Carried, 4 Ayes, 1 No, with Director Kamper voting No.**

Discussion and possible action relative to the purchase of a backup or standby generator for the district buildings. Martin said he feels we could have up to three rotating outages per week this summer and the cost per hour would exceed \$450 if we do not have backup. It was the consensus of the Board that staff look into getting a generator and come back to them with proposals as soon as possible. No action was taken.

Manager's reports:

Martin reported the start of water was moved from March 15<sup>th</sup> to March 22<sup>nd</sup> due to the recent rain. It was the consensus of the Board to start the 2001 irrigation season March 20<sup>th</sup>. Even though PG&E may not be able to pay for the power production at our QF's, Woodward & Frankenheimer Power Plants, the consensus was to run the plants during the irrigation season as we always have.

Martin reported the Operating Committee for the Water Treatment Plant is looking at design and environmental work, estimated cost \$6,500,000. They also agreed to go ahead with the purchase of property for the plant.

Director's reports:

Roos asked what the decision was on removal of tree at the Abata property located off Murphy Road, Ripon. Martin said he will go look at it and make a recommendation at the next meeting.

Schulz asked about the dirt being removed from Van Groningen Reservoir. Martin said, "they are removing dirt as we speak".

Martin read the following into the record:

**STRUCTURE PERMITS:**

1. Harold Ellis, APN 249-120-24, to install 30" valve and vent pipe on Lateral "E" station 65.
2. Matt Kuil, APN 243-280-27 to install sump with appurtenant sprinkler pump on Lateral "W" station 40.
3. Dale Kuil, APN 243-260-05 & 30, to install sump with appurtenant sprinkler pump on Lateral "W" station 54.
4. Juan Alvarez, APN 229-100-18, to install two 24" valves on Lateral "B", stations 118 - 120.

5. Larry Aksland, APN 243-170-06 & 07 to install 18" valve and lower existing 18" irrigation pipe.
6. George Alexander, APN 197-120-57, to install sump with appurtenant sprinkler pump on Lateral "R" station 680 dd.

**ENCROACHMENT AGREEMENT:**

1. David and Patricia Reece, APN 245-040-21, to encroach upon Lateral "R 252 dd" station 38, easement with a phone line.

**STRUCTURE ABANDONMENT:**

1. Harold Ellis, APN 249-120-24, to abandon one vent stack, one 20" flood valve and one 30" flood valve installation located on Lateral "E" station 65.

President Kamper called for closed session relative to litigation matters, personnel matters, and labor update. Attorney Emrick announced items a), and c) will be discussed in closed session.

- a) Conference with legal counsel, anticipated litigation, institution of litigation. Gov. Code, S. 54956.9. Three cases.
- c) Conference with legal counsel, existing litigation. Gov. Code, S. 54956.9 (a). Stanislaus County vs. SSJID and Sierra Club et al vs. SSJID.

Upon returning from closed session Attorney Emrick announced the following action was taken in closed session:

**Motion by DeGroot, seconded by Kamper, to approve the proposed amendment to the the Woodward Reservoir License Agreement between Stanislaus County and the District and authorize execution of the agreement subject to: 1) Approval and execution by Stanislaus County. 2) Disposition of lawsuit satisfactory to District General Counsel.**

**Motion Carried, Ayes 3, Noes 2 with  
Directors Haworth and Roos voting No**

There being no further business to come before the Board it was moved by Roos, seconded by Haworth, and unanimously carried to adjourn to March 27, 2001 at 9:00 a.m.

ATTEST:

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John Stein, Assistant Secretary