

Manteca, California
March 28, 2000

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: HAWORTH KAMPER ROOS SCHULZ

ABSENT: DEGROOT

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

President Roos 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. Warrants of \$210,496.90.
- B. Regular Board Meeting Minutes of March 14, 2000.
- C. Consider conditional acceptance of improvements related to the replacement of a portion of Lateral "Rd" on Lot 5 of the Manteca Industrial Center owned by Bob and Betty Burns. Authorize recording of a Notice of Completion and payment of reimbursement to owner in accordance with District policy.

Motion by Haworth, seconded by Kamper, to approve the Consent Calendar Items as presented:

Passed and adopted this 28th day of March 2000 by the following roll call vote:

Ayes: Haworth Kamper Roos Schulz
Noes: None
Absent: DeGroot

Consider request from City of Escalon to abandon a portion of Lateral "K"-100 D.D. along the north portion of their property, located east of the Vineyard Square Center project, and authorize quit-claim of easement for same. Bologna said Escalon has asked that the District abandon a portion of Lateral "K". He noted there is no downstream usage, and thus no need for the line. The City will remove and plug the line at their expense. Bologna recommends approval as submitted. **Motion by Haworth, seconded by Schulz, and unanimously carried, to approve as submitted.**

Discussion concerning the City of Escalon's Industrial Wastewater Outfall Line Rehabilitation

Project as it relates to the District and authorize approval of an Encroachment Agreement with the City of Escalon for a new underground pipe crossing the MDC replacing the existing above ground crossing. Bologna said the City of Escalon will be boring under the MDC just above drop #8 with a new sewer line. He said since they will be slip lining there should be no disturbance to our facilities. Bologna recommends approval. **Motion by Schulz, seconded by Kamper, and unanimously carried, to approve the Encroachment Agreement with the City of Escalon.**

Consider request for quit-claim of a portion of Lateral "Tc" located at 1330 East Yosemite Avenue, APN 221-20-05. The new owner of record is Martini Development Group, LLC Bologna said the remainder of the line has been abandoned to the City of Manteca and the developer has agreed to remove the pipe if we quit-claim the easement. He recommends approval as requested. **Motion by Kamper, seconded by Haworth, and unanimously carried, to approve quit-claiming the easement as requested.**

Director DeGroot arrived at 10:05 a.m.

Discussion and possible action relative to requirement placed on the proposed Mini-Storage facility, (Site Plan # SPC-99-14, 699 Industrial Park Drive, Livermore Acres) to replace a portion of Lateral "Z" with RGRCP. Attorney Emrick said he spoke with Tom Terpstra, Attorney for Livermore Acres, Mr. Terpstra offered to attend the meeting, however Emrick told him it was not necessary. Emrick said Livermore Acres wants an exception based on the fact the line is not in an area where vehicles will cross it, and therefore there is no impact on the line. The Board felt the possibility of flooding due to the age of the continuous pour pipe and the properties use of the line for storm drainage was sufficient to require replacement with RGRCP. Emrick said he will talk to the City of Manteca and to Mr. Terpstra to see if something can be worked out. No action was taken.

Consider approving contract amendments for Black & Veatch, Environmental Science Associates (ESA), and Water Resource Consultants as they relate to the South County Water Supply Project. The amendments add approximately \$77,000. Martin said the Operating Committee has approved the amendments and recommended approval. **Motion by DeGroot, seconded by Kamper, to approve the amendments as requested. Motion carried 4 Ayes, 1 No, with Director Haworth voting No.**

Discussion and possible action in regards to providing VAMP flows for 2000 and future years. Emrick said that OID wants \$1,300,000 now plus \$30,000 per year delivery fee to run our water through the Clarabell Lateral. Also, they want a 10% loss factor. The Board instructed the General Manager and Attorney to continue discussions with OID. No action was taken.

Consider approval of the Audit and Report of Compliance and Internal Control for 1999. Mr. Terry Krieg, CPA addressed the Board. Mr. Krieg went through the Audit and Compliance Report. He told the Board that he was pleased with the staff at the District and the work they performed was done professionally. Mr. Krieg noted that on page 4, Statement of Revenues, Expenses and Changes in Retained Earnings, there is a mistake. Under Operating Revenues: Sale of Water: Shows as; United States Bureau of Reclamation shows \$1,613,168, should be;

United States Bureau of Reclamation \$1,500,000 and Stockton East Water District \$113,168. This change does not effect totals and page 4 will be replaced prior to distribution. **Motion by DeGroot, seconded by Haworth, and unanimously carried, to accept the Audit as amended, and the Report of Compliance and Internal Control as presented.**

President Roos called for Manager's reports:

Martin reported that the contractor will be pouring the pad on the building extension this week. He said the cost at this time is slightly above the \$265,000 budgeted amount as a result of going with tile instead of linoleum.

Martin reported that Lateral "Q" replacement is complete and water is flowing through both barrels.

Martin said that Tiechert Construction Company is set to begin work on the Van Groningen Reservoir shortly.

Martin reported that both Lateral "B" and "Bk" are completed and we are running water through both laterals. Additionally, all construction being performed by developers is complete.

President Roos called a recess for lunch.

Upon returning from lunch, President Roos called the meeting to order and called for closed session relative to litigation matters, personnel matters, and labor update as follows:

Attorney Emrick said the Board will be discussing items a), b), and e).

- a) Conference with real property negotiator, PG&E property, price, and items of payment under negotiation. Gov. Code, S. 54956.8.
- b) Public employee appointment, appointment and employment of public employee, General Counsel. Gov. Code, S. 54957.
- e) Public employee discipline, dismissal, release, Gov. Code, S. 54957.

Upon returning from closed session Attorney Emrick announced there was no reportable action taken in closed session.

President Roos called for discussion of Statement of Economic Interests, Form 700. Attorney Emrick and Finance Supervisor, Robin Giuntoli, went through the form giving basic instructions as to what is and what is not required for the members of the Board and staff. Directors DeGroot, Schulz, and Roos left the meeting. No action was taken.

There being less than a quorum, the meeting was adjourned to April 11, 2000 at 9:00 a.m.

ATTEST:

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John Stein, Assistant Secretary