

Manteca, California
April 22, 2008

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 KUIL SCHULZ ROOS

Also present were Secretary/Manager Shields, District Counsel Emrick, Communication Coordinator Saylor, Utilities System Director Battles, WTP Manager Hubkey, and Engineering Department Supervisor Bologna.

President Kuil 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. SSJID warrants of \$475,372.48
- B. SSJID Regular Board Meeting Minutes of April 8, 2008.
- C. Approve addendum to the Master Encroachment Agreement with Modesto Irrigation District.
- D. Approve Notice of Completion and Acceptance for the portion of the Jerry DeGroot project on Parallel Avenue, Ripon, for replacement of a portion of Lateral "U".
- E. Authorize Notice of Completion for the Solar Farm Fencing Project.

Motion by Director Roos, seconded by Director Holbrook, to approve the Consent Calendar Items as submitted.

PASSED AND ADOPTED this 22nd day of April 2008 by the following roll call vote:

Ayes:	Holbrook	Kamper	Kuil	Schulz	Roos
Noes:	Noes				

Consider options to improve solar site security. Shields said we had a couple of times the fence was cut, minor or no damage; and recently we had 15 of the solar panels stolen. Since the project is not complete Sun Technics was responsible for replacing those stolen panels. However, once the project is complete we will be responsible. Thus, we got proposals for security. For Photoelectric Beams we got three proposals: Acme Security Systems \$96,578.71; Protection One at \$15,495.00; and Sonitrol \$11,160.52. Sonitrol also gave us a quote for motion detection of \$13,468.18. Shields said we currently use Sonitrol at the District yard and have had fairly good luck with intrusions since we installed the photoelectric beams. We will do our own monitoring from the Water Treatment Plant so we will not incur a monthly charge for monitoring. We would also be responsible for all trenching providing electric service. Stein said he feels the monitoring system may be better. With the winds up at the site and the dense fog, false alarms would occur more often with the photoelectric beams than the motion detectors. The motion detector does not trip in the fog, and is less likely to go off with tumble weeds, etc. After discussion the following action was taken. Motion by Director Kamper, seconded by Director Holbrook, and unanimously carried to authorizing the General Manager to spend an amount not to exceed \$13,500 and select the best system.

President Kuil asked for WTP Manager Hub key's report.

Reported that the epoxy coating is failing in several places in the membrane tanks. We have a meeting scheduled next week with Overaa, Black and Veatch and Hansen Painting to look at possible solutions.

Staff finished cleaning # 4 sludge beds yesterday. We will meet with the original caulk supplier tomorrow, and a local vendor who does repair work on caulking.

Two staff are attending the Spring AWWA Conference.

Staff verified a water leak, on Dodd's Road between Steinigul and Valley Home Roads, was not the treatment pipeline. We are continuing to monitor the leak.

Hubkey said Shields is continuing to work with the membrane repair problem. Shields said he called 12 plants that used the V-2 modules about forming a "users group". Relative to GE/Zenon they are attempting to charge us to upgrade to V-3 module.

The City of Tracy has increased their flow to 9 mgd.

We have had several vendors looking at the DAF drain line repair and the Zenon manifold repair.

Our fiber damage has increased since the acid clean.

Monday, April 28th we have an Operating Committee Meeting. Director Roos asked about the POP Program. Shields said there were some items that Black & Veatch felt would enhance the plant operations about 2 ½ years ago. So a budget was established for the POP. Some of the work has been done by staff, and of course the cost of some materials and labor has increased. We looked at the items remaining, and felt some could be eliminated. The budget is still being finalized and will be discussed by the cities.

The City of Tracy completed the first pipeline tap yesterday. Hubkey said Bologna was a positive force in getting the tap program going and thanked him for all his help.

Consider conditional approval of Shadow brook Project in Manteca. Bologna said this project is off Cottage between Louise and Southland. The Rf lateral will need to be replaced with 42 inch RGRCF, and Drain 3 will require a 48 inch RGRCF line. He stated there are only 20 acres irrigating downstream on the Rf, however the line will be used for drainage and for moving water to other lines, so it must be replaced. Bologna recommends conditional approval without reimbursement from the District based on the following conditions and requirements.

- a) Developer shall submit a full set of all improvement plans to Engineering Department for approval and comply with all standard requirements concerning improvements to District facilities.
- b) Developer shall convey new easements of adequate widths acceptable to District and enter into an Encroachment Agreement with the District for all proposed encroachments. In areas where the public agency has a prior right of way, the Developer shall secure easements from that agency on behalf of the District using our standard grant of easement form. The easement shall be exclusive and shall have priority over any other dedications. Temporary construction easements shall be obtained by developer as necessary to accommodate the construction of new facilities.
- c) Developer shall not build or develop in District easement until the replacement of the District facilities has occurred.
- d) Developer shall insure that work involving District facilities shall be in accordance with District requirements and shall provide all supplemental plans and secure all required permits necessary to complete the project. Bonds shall be supplied as required to assure that the District is made whole and that the project will be constructed per approved plans without delay to water deliveries.
- e) Developer shall notify the District at least 48 hours prior to commencement of work. Work shall be complete and pipeline operational prior to deadlines established by District. The work must commence such that it can be completed by the next February 15th. A daily damage charge applies thereafter until the work is accepted.

Bologna conditionally recommends authorizing execution of the following subject to compliance with those special conditions and requirements referenced above:

1. Final map.
2. Improvement Plans.

3. Developer's Agreement.
4. Encroachment Agreement.
5. Grant of Easements.
6. Quit-claims.

Motion by Director Kamper, seconded by Director Holbrook, and unanimously carried, to conditionally approve the Shadow brook Project as recommended with no reimbursements, and authorizes execution of the quitclaims and other necessary documents.

Consider bids for communications engineering firm. Shields said we have three proposals:

1. Marco Corporation, \$31,914.
2. CSI Telecommunications, \$68,500.
3. Fisher Wireless, \$3,500

Fisher wireless was not complete or responsive. Thus we are recommending Marco Corporation at \$31,914. Holbrook asked about the FCC Licenses. Shields said Marco will obtain the FCC Licenses and pay all licensing fees out of their funds. After discussion it was moved by Director Schulz, seconded by Director Holbrook, and unanimously carried, to authorize an agreement with Marco Corporation at a cost not to exceed \$31,914.

Discussion concerning changing out District locks. Shields said we have approximately 1000 locks with keys that have become too widely distributed over the last 30 or more years. He is recommending buying new locks and keys for a cost of approximately \$10.00 per lock. Director Roos said he doesn't see a need to replace the locks, that a skilled person can easily open any lock and locks only keep honest people out. It was then moved by Director Holbrook, seconded by Director Schulz, to authorize purchasing locks at a cost of up to \$20.00 each. Motion carried, Ayes 4, Noes 1 with Director Roos voting No.

Consider creating a Human Resource Director position. Shields told the Board that he feels an HR Director is critical for the District to move forward with its plans in the future. With the regulatory requirements and dealing with employment laws that are much more stringent it is extremely difficult for current staff to manage the Human Resources function at the District. He said currently several people combine to do this job, with Cheryl Burke, Executive Secretary taking the lead. Director Schulz said the Personnel Committee should look at all positions and see what is going on with them before authorizing creating a new position. Shields agreed and said he would get the committee together soon. No action was taken.

Consider approval of plans relative to the Union Road widening project being constructed by the City of Manteca. Bologna said Laterals X and Ya are impacted by this project. The city submitted plans and specifications and they are in accordance with our standards. The work will be delayed until after the water season so as not to impact water deliveries. Bologna recommends authorizing signature of improvement plans for the project as submitted. Motion by Director Holbrook, seconded by Director Roos, and unanimously carried, to approve as recommended.

Consider approving a revised policy for use of District computers. Shields said we have had some issues about usage of computers. Our original policy was done in 1998, but new employees hired since then have not signed it. This policy, if approved, will be signed by all current employees and any new hires in the future. Director Holbrook asked that the policy be reworded to make it clear that employees should have no expectation of privacy as to use of District computers. Motion by Director Holbrook, seconded by Director Schulz, and unanimously carried, to approve, subject to modifications to be made by District Counsel Emrick.

Authorize payment of Conlin Fence Company invoices. Emrick said we have two invoices from Conlin, \$38,980.17 for fencing the bypass canal, and \$9,000.00 for nine months storage of cement water troughs and cement pads. When asked why storage was

paid Emrick stated that Mr. Conlin had informed him this morning that he had previously notified the District that if the troughs and pads were not removed or he would charge \$1,000 per month for storage, thus the charges. Emrick said in addition to these we have three things left to complete; fencing the Conte Property, postings on fences at Woodward reservoir, and a change order to sign our pipeline from the Water Treatment Plant to Tracy. Motion by director Kamper, seconded by Director Schulz, and unanimously carried, to authorize payment of both invoices after trying to negotiate a reduction of the storage rental.

President Kuil asked for the General Manager's report:

Shields passed out copies of Ag Consumer Energy Association. He stated there are several interesting articles.

1. PG&E agrees to pay \$20 million in Toxic Suit over pollution that was focus in Erin Brockovich movie.
2. PG&E CEO get \$1.9 million raise in 2007, up from \$6.3 million to \$8.2 million.
3. Valley public power group and PG&E settled dispute. This dispute was over claims that PG&E's tactics broke state rules. PG&E agreed to separate its marketing work from its activities as a utility.
4. PG&E received criticism for considering using eminent domain to obtain new rights of way if landowners do not sell willingly.

Shields passed out the District's weekly water usage reports.

He said there is an SJRGA meeting at Turlock Irrigation District Friday, April 25, 2008 at 10:00 a.m.

AGM Stein has written a draft Reserve Policy and we will be getting with the Finance Committee shortly.

Cal Crush who did the work at the Ripon Spill gave us a bill \$15,000 less than the bid because of a mistake on the bid which added the weight of soil instead of deducting it.

The San Joaquin County Farm Bureau dinner is May 9, 2008. The District could be a sponsor for a \$1,000. Doing so gives us 10 free tickets and right to advertise. It was the consensus of the Board to be a \$1,000 sponsor.

PG&E got authority from the PUC to collect \$9.00 per month from MID residential customers. MID is looking at suing the PUC.

I spoke at an EPA meeting on Magnacide. Afterwards the EPA officials toured MID's facilities.

We will be placing four GPS tracking systems in pickups. The systems will give locations, speeds, fuel usage, and other information for 60 days. Cost is \$583 per unit installed.

Kuil asked Battles to give his report:

Battles reported that Glenn Reddick submitted all information to PG&E who returned it with some minor errors. After General Electric corrected those errors it was returned to PG&E. Hope to have approval for startup soon.

President Kuil asked for Directors reports:

Roos said he read an article in Special Districts Reports about an alternative investment to LAIF. Shields said we would look into it.

Kamper said he talked to an individual who applied for a division manager's position at OID and SSJID. Kamper said he told me OID's test was twice as hard as ours and asked staff to look into it.

Kuil asked if anyone noticed the sign along Highway 99. Some had, other had not, but will look for it.

President Kuil called for closed session.

Emrick reported we will discuss items a, b, and c in closed session.

- a. Conference with legal counsel, existing litigation. Gov. Code, S. 54956. SSJID v. LAFCo, Superior Court, San Joaquin County, Case No 0302559.
- b. Conference with legal counsel, anticipated litigation, significant exposure to litigation. Gov. Code, S. 54956.9. Two cases.
- c. Conference with Labor Negotiators: Agency Negotiators: Lee Clark; Jeff Shields. Employee organization: Management Unit.

Upon returning from closed session District Counsel Emrick reported there was no reportable action taken in closed session.

There being no further business to come before the Board it was moved by Director Roos, seconded by Director Schulz, and unanimously carried, to adjourn to May 13, 2008 at 9:00 a.m.

ATTEST:

John Stein, Assistant Secretary.