

Manteca, California
May 9, 2000

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: DEGROOT HAWORTH KAMPER ROOS SCHULZ

Also present were Secretary/Manager Martin, Engineering Department Manager, Wahlgren, 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. SSJID Warrants of \$194,169.93 and payrolls of \$108,491.25.
- B. Regular Adjourned Board Meeting Minutes of April 25, 2000 and Special Board Meeting Minutes of April 27, 2000. Stein noted that the April 27th minutes were dated April 25th.
- C. Conditional acceptance of improvements related to the replacement of a portion of Lateral "Uf" within the DeJong Estates Development. Authorize recording of Notice of Completion and payment of reimbursement to owner in accordance with District Policy.
- D. Conditional acceptance of improvements related to the replacement of a portion of Lateral "X" within the Woodward Park Unit #3 Development. Authorize recording of a Notice of Completion and payment of reimbursement to owner in accordance with District policy.
- E. Conditional acceptance of improvements related to the replacement of a portion of Lateral "Ya" within the Bianchi Ranch Development and authorize recording of Notice of Completion for same.
- F. Conditional acceptance of improvements related to the replacement of a portion of Lateral "Rfb" within the Almond Crest Development and authorize the recording of a Notice of Completion for same.
- G. Authorize a time extension for a Structure Application and Agreement with McMullin Reclamation District and Jacklich Family Trust that was approved by the Board on November 24, 1998.
- H. Resolution 200-08-V, authorizing the sale of property no longer necessary for District purposes.

**RESOLUTION NO 00-08-V
AUTHORIZING THE SALE OF PROPERTY NO
LONGER NECESSARY FOR DISTRICT PURPOSES**

WHEREAS, the District may sell for valuable consideration, any property of the District, which it finds to be no longer necessary for District purposes;

WHEREAS, the Board of Directors of the South San Joaquin Irrigation District finds five used Pickup Trucks:

DISTRICT I.D. NO.	SERIAL NO.
230-94	176389
220-96	176170
226-96	178225
228-96	176036
239-96	176697

Is no longer necessary for District purposes and that it is in the best interest of the District to sell said property; and

WHEREAS, the District finds, the following value is a fair consideration for said property;

DISTRICT I.D. NO.	FAIR MARKET VALUE
230-94	\$9,100.00
220-96	\$7,000.00
226-96	\$7,000.00
228-96	\$6,875.00
239-96	\$6,650.00

NOW, THEREFORE BE IT RESOLVED AND ORDERED that the Assistant General Manager of the District is authorized to display said property for sale for a period of ten days thereafter, directed to sell said property to whoever presents the highest cash offer, provided that the offer is equal to or exceeds the following:

DISTRICT I.D. NO.	MINIMUM PRICE
230-94	\$8,500.00
220-96	\$6,400.00
226-96	\$6,400.00
228-96	\$6,275.00
239-96	\$6,050.00

BE IT FURTHER RESOLVED AND ORDERED that the Assistant General Manager is authorized and directed to take all necessary steps and execute all documents necessary to transfer title to said property.

PASSED AND ADOPTED on this 9th day of May 2000 by the following roll call vote:

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

Motion by Kamper, seconded by Schulz, to approve the Consent Calendar Items with changes to Special Board Meeting Minutes of April 27, 2000 as noted above.

PASSED AND ADOPTED this 9th day of May 2000 by the following roll call vote:

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

Consider conditional approval of Rose Gardens Development in Manteca and authorize the signature of improvement plans, final map, and related documents pertaining to the project subject to compliance with specified requirements. Bologna said the development, located south of Woodward Avenue off Manteca Road, has five phases. Only phases 4 and 5 effect the District. The Developers Agreement will require replacement of the pipe when phases 4 and 5 are developed. Mr. Sean Tobin, Mid-Valley Engineering, who represents the Developer, said the south 40 feet of the property doesn't have clear title. Mr. Evans who owns the property is working with us to clear up the title. If Mr. Evans doesn't give the District a 15' easement then the Developer will dedicate the entire 30' easement on their property. Bologna said the Developer feels they should receive the higher reimbursement of \$25.00 per our Resolution of July 13, 1999 since their tentative map was approved by the City after that date. Martin said if the tentative map was changed through public hearings it should be at the new rate of reimbursement (\$25.00). Bologna said he would contact the City of Manteca and advise the Board. The Board felt that the Developer should have an alternative plan in case the quiet title issue is not resolved successfully with the Evans family. The following action was taken: **Motion by Kamper, seconded by DeGroot, and unanimously carried to approve subject to the following recommendations:**

1. Developers shall convey new easements to the District and modify improvement plans accordingly if a new easement for Lateral "X" is not conveyed as shown on the plans.
2. Developer shall replace District facilities pursuant to the adopted tentative map conditions and perform all improvements as shown on approved plans.
3. All standard documents required by the District pertaining to Rose Garden Development shall be signed prior to signature of final map for any proposed Unit of development.
4. Since Florsheim Bros. doesn't currently own that portion of property encumbered by Lateral "X", both Florsheim and Steve Caserza will need to sign the Developer's Agreement.

Review and consider authorizing repairs to the D-4 Dozer. Martin said we have four estimates for the repairs they are as follows: Associated Tractor, \$7,411.30; Miller Track Service, \$8,491.94; Holt of California, \$9,543.47; and Empire Equipment, \$20,272.00. **Motion by**

Haworth, seconded by Kamper, and unanimously carried, to authorize repairs to the D-4 Dozer to be done by Associated Tractor at a cost not to exceed \$7,411.30.

Consider authorizing purchase of furniture for the building addition. Martin said he plans to buy three new desks, 12 chairs for the conference rooms, 4 chairs and 2 end tables for the lobbies, 3 three-drawer lateral files, 3 four drawer lateral files, furniture for Mr. Emrick's office, and 3 bookcases. He estimates the total cost at approximately \$12,300. **Motion by Schulz, seconded by DeGroot, to authorize purchases as requested up to a cost of \$12,300.**

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

Consider approving contract amendment with Deen & Black for Public Outreach Services as they relate to the South County Surface Water Supply Project. Martin said the amendment is for \$52,603.25, the cost is to be borne by the cities and was approved by them at the last Operating Committee Meeting. The agreement runs through August 2000. **Motion by DeGroot, seconded by Kamper to approve the amendment as requested.**

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

Consider approving Joint Defense Agreement between SSJID and the cities of Escalon, Lathrop and Manteca and Tracy. Attorney Emrick said that when the final EIR is approved any lawsuits will be defended per the agreement. **Motion by Haworth, seconded by Kamper, and unanimously carried to approve the Joint Defense Agreement.**

Consider approving amendments to the Water Supply Development Agreement. Martin said the amendments have been approved by Manteca, Escalon, and Lathrop. Martin recommended approval. **Motion by DeGroot, seconded by Schulz, and unanimously carried, to approve the amendments to the Water Supply Development Agreement as submitted.**

Manager's reports:

Martin introduced Leslie Moulton of ESA and Grant Kreinberg of Water Resource Consultants and ask them to report on the status of the EIR for the South County Surface Water Supply Project. They reported we have gone through the comments and addressed them. Tentative release date is May 19, 2000. The Board will be asked to approve the EIR and approve the project the last week of this month, either May 30th or 31st. The Board, by consensus, felt May 30, 2000 at 6:00 p.m. would be the preferable time to consider comments on the EIR.

Martin reported we received a \$100,000 per our agreement with SJRG members for VAMP water.

Martin distributed water usage reports through May 6th.

Martin reported the Farm Bureau dinner is May 19, 2000, anyone wishing to attend should see him after the meeting.

Martin reported that the pickup that was wrecked needs a new frame and the additional cost is around \$2,500.00.

Martin said that he was looking at a small car for Mr. Emrick. The Board said they feel we should get quotes on a mid-sized car.

Martin reported the Water Education Foundation has made its annual request for funding. Last year we contributed \$500.00.

Directors' reports:

Kamper asked if we were out of emblems for the vehicle doors. Martin said he would check.

DeGroot said there is graffiti on one of our boxes on Union Road.

President Roos called for closed session relative to litigation matters, personnel matters, and labor update as follows: Attorney Emrick announced the Board will be discussing items, b), c), and d) in closed session.

- b) Public employee discipline/dismissal/release, Gov. Code, S. 54957.
- c) Conference with legal counsel, existing litigation, Pacific Coast Federation of Fishermen's Associations, et al vs. California State Water Resources Control Board et al. Case number 311507. Gov. Code, S. 54956.9.
- d) Conference with legal counsel, existing litigation, County of San Joaquin, et al vs. California State Water Resources Control Board, et al. Case number 311499. Gov. Code, S. 54956.9.

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

There being no further business to come before the Board it was moved by Schulz, seconded by DeGroot, and unanimously carried to adjourn to May 23, 2000 at 9:00 a.m.

ATTEST:

John Stein, Assistant Secretary

