

Manteca, California
June 24, 2003

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 KAMPER SCHULZ ROOS KUIL

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

President Schulz called the meeting to order and asked for public comment.

Connie VanVliet of Escalon addressed the Board. She said based on an agreement with the Board to repair valves on the Lateral ■C• on Henry Road, they had made the repairs. She said the District claims that 14 valves leak and is considering hiring a contractor to repair the leaking valves. She said when she signed the agreement and deposited \$5,000 to guarantee the agreement would be complied with she felt she had no other choice since they needed water for their corn. She asked the Board to consider giving her back the deposit and accepting the work she did as final. President Schulz said he would have two Board Members go to the site and look at the situation when there was water in the line, and the item will be on the agenda on July 8, 2003.

President Schulz asked the Board to consider approving the Consent Calendar items as submitted.

CONSENT CALENDAR

- A. SSJID Warrants of \$421,289.59.
- B. Regular Board Meeting Minutes of June 10, 2003
- C. Accept and file Notice of Completion for work on the Lateral ■A• Pipeline Replacement Project, (SSJ-2002-1).
- D. Accept and file Notice of Completion for work on Lateral*s ■Y•, ■Q•, ■V•, and ■R•, Canal Rehabilitation Project (SSJ-2002-3)
- E. Accept and file Notice of Completion for work on the Lateral ■Ta• and ■Qg Pipeline Replacement Project, (SSJ-2002-2).
- F. Approve Resolution No. 03-12-Q, Disposal of Computer Equipment.

SOUTH SAN JOAQUIN IRRIGATION DISTRICT RESOLUTION 03-12-Q, DISPOSAL OF EQUIPMENT

WHEREAS, the District may dispose of equipment it finds no longer necessary for District purposes; and

WHEREAS, staff has removed and replaced the following equipment (inventory tag 001017 - Dell Optiplex computer, inventory tag 001008 - LaserJet 4si printer, inventory tag 001045 - Magnavox Super VGA 15" monitor, inventory tag 001043 - NEC 9619 mini tower computer, inventory tag

001030 - MGC 15" monitor, inventory tag 001029 - HP Pavilion 7125 computer and an untagged Dell 17" monitor; inventory tag 001064 - IBM clone computer, and inventory tag 001065 NEC AccuSync 70 monitor; and

WHEREAS, determination has been made that the above mentioned equipment is not in working condition for District purposes and it is not economical to invest the effort to upgrade.

THEREFORE, BE IT RESOLVED that the District finds the equipment surplus and authorizes staff to properly dispose of the equipment.

PASSED AND ADOPTED this 24th day of June, 2003

G. Rescind recharge fee for Service Abandonment Agreement No. 417.

Motion by Kuil, seconded by DeGroot, to approve the Consent Calendar Items as presented.

PASSED AND ADOPTED this 24th day of June 2003 by the following roll call vote:

Ayes: DeGroot Kamper Schulz Roos Kuil
Noes: None

Consider worker compensation options. Matt Frediani of Cutler & Segerstrom Insurance Agency, told the Board he doesn't have the quotes yet from either AIG or State Compensation Insurance Fund. He said he did receive two quotes from other companies that quoted in excess of \$400,000 per year. He said he should have quotes from AIG and State Compensation Insurance Fund by tomorrow morning. After discussion the following action was taken: Motion by DeGroot, seconded by Kamper, and unanimously carried to authorize the Insurance Committee (Stroud & Kuil) to make the decision as to which carrier to accept.

Consider awarding contract for the abandonment of Laterals ■Ue• and ■Ue-dd• in Ripon. Stroud said we sent out invitation to bid to eight contractors We received one bid, from Conco West, of \$202,000. Stroud said we originally offered the line to the City of Ripon, and offered them \$115,000 under terms approved by the Board, which required the City to accept responsibility for the lateral. Ripon rejected our offer. We have three options: 1. Award a contract to Conco West for the entire project. 2. Award a portion of the project to Conco West. 3. Try to negotiate another Agreement with the City of Ripon. Stroud said he recommends trying to negotiate a new Agreement with the City. After discussion the following action was taken. Motion by Kamper, seconded by Kuil, and unanimously carried, to go with option 1. Award the contract to Conco West and authorize execution of necessary documents.

Director Roos asked why do we let people plant trees on our pipelines. DeGroot said we need to have more cooperation with the Cities in not giving building permits that allow encroachments on our pipelines. Stroud said we will review our Encroachment Policy and make recommendations to the Board for possible changes.

Consider approval of plans for the temporary discharge of water into Lateral ■Z• from Spreckels Park. Bologna said Spreckels 10 acre storm water basin is near capacity. According to the City of Manteca, when Industrial Park Drive is extended, drainage from this site will be directed to Drain 7.

The City is asking the District to allow drainage into Lateral ■Z• until the Drain 7 extension is completed. He said he recommends approval subject to execution of an Interim Drainage Agreement with the City. Director DeGroot asked about the status of the Master Storm Drainage Agreement with the City of Manteca. Stroud said that we are near an Agreement and that the current holdup is not due to the City of Manteca. Motion by Roos, seconded by Kuil, to authorize a temporary connection to Lateral ■Z• subject to execution of an Interim Drainage Agreement with the City, and authorize execution of agreements by the General Manager. Motion Carried, 4 Ayes, 1 No, with Director Schulz voting No.

Consider District participation in LAFCO. Stroud said that after meeting with Bruce Baracco, Executive Director of LAFCO, he recommends the District participate in determination of costs, rules for the selection of Independent Special Districts Representatives, and decline to participate in financing a share of LAFCO until the Board has the opportunity to review and approve the final rules and expected costs. Motion by DeGroot, seconded by Roos, to approve as recommended by the General Manager. Motion Carried, 4 Ayes, 1 No with Director Kamper voting No.

President Schulz asked for Manager's reports.

Stroud reported the following:

Relative to a question from Director DeGroot last meeting about landowners west of Airport having paid their water charges, the answer is they are paid in full. Water delivery is appropriate.

Crews applied Magnacide on June 17th.

John Briggs, night ditch tender on Division 5 found a problem on Lateral ■Q• while patrolling on June 13th. We shut off water at 4:00 a.m., made the necessary repairs and had water back in by 11:00 a.m. During the shutdown, we took water out of the Northwest reservoir and maintained service downstream with no interruption.

A landowner on Lateral ■Bd• wants to use District water to sprinkle. We will be testing his private line this week to determine if it is acceptable.

Two new employees started working as ditch tenders this month.

Relative to the SIDE Project, we will be putting shut off switches on the pumps that are used to spray water on the screens. SCADA for the SIDE Project will be on the next agenda.

Stroud asked if the Board was interested in naming the Water Treatment Plant. The consensus was not at this time.

Stanislaus County has signed the Escrow Agreement with the District for their share of the Water Treatment Project.

San Joaquin County, relative to the Water Treatment Plant Project, we are still making progress. Kreinberg is hopeful it will be resolved shortly.

Relative to cell phones. We currently have five I-85 models that are having car kit problems. Because of this we are looking at new models. One Division Manager lost his cell phone when he leaned over a box and it dropped into the water, we had a spare that we replaced it with.

Received a request from a landowner outside the District to purchase water from the District. Wants to know if Board wishes to consider selling him water. The Board stated that we have more pressing responsibilities closer to the District that should be considered when available water is identified.

Met with San Joaquin County Supervisor Jack Sieglöck relative to entering the retail power business. He was very supportive.

Upcoming meetings: June 25th with the City Managers of Escalon, Manteca, Lathrop and Tracy to discuss the mediation of the CEQA suit on the Water Treatment Plant Project. Mediation will be held in Sacramento on June 26th.

June 26th Tri Dam Board meeting.

June 27th will meet with PUC Commissioner Peavey's Electric Advisor relative to power issues.

July 22nd Bids to be awarded for the Water Treatment Plant Project.

July 23rd ground breaking ceremony at the Water Treatment Project Plant site.

Stroud passed out newsletter from the San Joaquin River Group.

Emrick reported that under the OID Agreement with MID there is no space available to store water this year.

Directors' reports:

Kamper reported that Dave Reese feels we cut him off water, and said we will have to work with Mr. Travaille to get water to him in the future.

Roos asked about an article in the Modesto Bee about Stockton East trying to buy more water. Stroud said he and Kamper will attend the meeting tomorrow when this is to be discussed. Roos asked when the next River Group meeting was. Stroud said the next meeting was scheduled for July 25th.

President Schulz called for closed session relative to litigation and personnel matters.

General Counsel Emrick said the Board would be discussing items a) through d).

a) Conference with legal counsel, existing litigation. Gov. Code, S. 54956.9. Eight Cases. 1. Delta Keeper v. OID. 2. SSJID v. Laro Coal and Iron-California Co., Inc. 3. Sierra Club v. SSJID. 4. SSJID v. Animus Covenant Trust. 5. SSJID v. John M Azevedo. 6. SSJID v. Januario Meneses. 7. SSJID v. Ronald Leachman. 8. Rulemaking Proceeding No 02-01-011 before the PUC.

b) Conference with legal counsel, anticipated litigation, initiation of litigation. Gov. Code, S. 54956.9. Three cases.

c) Public Employment: Title: Utility Systems Development Coordinator. Gov. Code, S. 54957.

d) Conference with real property negotiator. Property: San Joaquin APN 208-070-24. Negotiation parties: SSJID its agents, Grant Kreinberg, Steve Long, and Steve Emrick, and Current Owner, Marion Mitchell Trust. Under Negotiation: Price and terms of payment.

Upon returning from closed session General 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 Kuil, seconded by Roos, and unanimously carried, to adjourn to July 8, 2003 at 9:00 a.m.

ATTEST:

John Stein, Assistant Secretary