

Manteca, California  
June 26, 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:

DIRECTORS: DEGROOT      KAMPER      ROOS      SCHULZ

ABSENT:      ROOS

Also present were Interim Manager Stein, General Counsel, Emrick, District Engineer Gilton, Engineering Department Supervisor Bologna and Executive Secretary Burke.

President Kamper called the meeting to order and asked for Public Comment. There being none he asked the Board to consider the Consent Calendar Items as presented.

#### CONSENT CALENDAR

- A.      SSJID warrants of \$182,605.80.
- B.      Regular adjourned Board Meeting Minutes of June 12, 2001.
- C.      Accept improvements and authorize recording of Notice of Completion for project related to the installation of Laterals "La", "Vg" and "Rg" (Spec. SSJ-200-2) performed by Allen A. Waggoner Construction.
- D.      Adopt Resolution No. 01-12-V, authorizing the sale of property no longer necessary for District purposes.

#### **RESOLUTION NO. 01-12-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 1 used Truck:

**DISTRICT I.D. NO.**

**NUMBER**

**SERIAL**

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;

<u>DISTRICT I.D. NO.</u>	<u>FAIR MARKET VALUE</u>
218-96	\$ 4,800

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:

<u>DISTRICT I.D. NO.</u>	<u>MINIMUM PRICE</u>
218-96	\$ 4,400

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.

Motion by Haworth, seconded by De Groot, to approve Consent Calendar as presented.

PASSED AND ADOPTED on this 26<sup>th</sup> day of June 2001 by the following roll call vote:

Ayes: Kamper            Haworth            Schulz            DeGroot

Noes: None

Absent: Roos

Stein asked that Item 6 be tabled until next meeting.

Considered the conditional approval of the Farinelli Ranch Unit #1 Development in Escalon and authorize the signature of Improvement Plans, Encroachment Agreement and Developers Agreement. Supervisor Bologna explained to the Board that the City is asking the Developer to help improve the existing drainage situation in the area. This is something that was not included in the plans when Unit #1 final map was approved on April 27, 1999. Bologna explained that these changes would be temporary and that permanent discharge facilities would be constructed with the approval of Unit #2 improvement plans. **Motion made by Schulz, seconded by Haworth and unanimously carried to authorize approval of plans subject to the following: 1)revision of plans to the satisfaction of the Engineering Department, 2)signature of Developer's Agreement with stipulation concerning the temporary nature of the discharge facilities, 3)signature of an Encroachment Agreement and 4)written assurance by the City**

**of Escalon that compliance with District standards concerning drainage for this project will occur with the next phase of development and such requirements will be incorporated in the revised master storm drainage agreement between the District and the City.**

District Engineer Gilton addressed the Board concerning the Engineering Departments request to hire Cal Poly student, Herman Drost for the summer. **Motion by Haworth, seconded by Kamper and unanimously carried to hire Herman Drost for the summer, at a rate of \$10.00 an hour.**

Gilton told the Board that in regards to re-lighting the shop/maintenance area, he is still comparing rebates and energy saving solutions and that he would like to get more information before asking the Board to approve a change. **No action was taken.**

Board considered Rick Martin's request to extend his consulting contract to include the month of July. **After a short discussion a motion was made by De Groot, seconded by Schulz to approve an amended contract for the month of July with Martin to be paid at an hourly rate of \$75. The motion was carried as follows:**

<b>Ayes</b>	<b>De Groot</b>	<b>Kamper</b>	<b>Schulz</b>
<b>Noes</b>	<b>Haworth</b>		
<b>Absent</b>	<b>Roos</b>		

Request by the owners of parcel # 227-380-09 to make their property exempt from recharge fees because their property is surrounded by development and is now used solely as a commercial property. **Motion by Schulz, seconded by Haworth and unanimously carried to authorize staff to change billing status of APN 227-380-09 and re-record the Irrigation Service Abandonment Agreement (#417) to reflect the change.**

Gilton reported to the Board that there are grants available through the State, to districts engaged in the delivery of water to agricultural water users and/or removal of water from agricultural land. The Board directed Gilton to gather more information in regards to the grants available and costs attached and to report back to them in July. **No action taken.**

General Manager's Report:

Stein asked the Board to give some direction as to when the next District newsletter should be sent out and what topics should be covered. Director Schulz said he would like the newsletters to go out every 3 months. The Board suggested that the next newsletter be sent in August, and include a letter of introduction from the new General Manager.

Stein reported to the Board concerning a farmer who took water before terminating a previous service abandonment and also built a sump and hooked into District lines without a proper structure permit and subsequent inspections. The farmer be given until July 24<sup>th</sup> to complete the proper paper work.

Stein reported to the Board concerning a farmer who routinely releases irrigation water into the drain during the night because he doesn't want to irrigate at night. Ron Morrow has sent a letter

to the farmer asking that this practice be stopped and explaining the consequences of non-compliance with District rules.

Director De Groot was made aware of a garage being built on top of a District drain line within his Division.

President Kamper called for closed session relative to personnel matters and labor update. Emrick announced that items a) and b) would be discussed in closed session.

- a). CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION-Institution of Litigation pursuant to subdivision (c) of Government Code Section 54956.9-2 cases.
- b). CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION- Government Code Section 54956.9(a).
  - Sierra Club et al vs. SSJID
  - Livermore Acres vs. SSJID.

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

There being no further business to come before the Board it was moved by Kamper, seconded by Schulz, and unanimously carried to adjourn to Regular Meeting to be held on July 10, 2001 at 9:00 a.m.

ATTEST:

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Cheryl Burke  
Executive Secretary