

Manteca, California
July 24, 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 HAWORTH KAMPER ROOS SCHULZ

Also present were General Manager Stroud, District Engineer Gilton, Engineering Department Supervisor Bologna, Executive Secretary Burke and Attorney Emrick.

President Kamper called the meeting to order and asked for public comment. Mr. Gary Vian of Escalon addressed the Board. Mr. Vian expressed his concerns in regards to his not getting water on a regular 10 day rotation. Attorney Emrick told the Board that Item 14 d was related to Mr. Vian's concerns and should be discussed in Closed Session. President Kamper thanked Mr. Vian for addressing the Board and then asked the Board to consider approval of the Consent Calendar Items as presented.

CONSENT CALENDAR

- A. SSJID Warrants of \$43,061.51
- B. Regular Adjourned Board meeting Minutes of July 10, 2001

Motion by Roos, seconded by Haworth, to approve the Consent Calendar items as presented.

PASSED AND ADOPTED this 24th day of July 2001, by the following roll call vote:

Ayes:	DeGroot	Haworth	Kamper	Roos	Schulz
Noes:	None				

President Kamper called for closed session to deal with Item 14 (d).

d) CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION - Significant exposure to litigation - one case - California government Code Subdivision (b) of Section 54956.9.

Upon returning from closed session Kamper announced no reportable action was taken.

Bologna introduced Daryll Quaresma of JADD Properties, to the Board. Mr. Quaresma and his partners are in the process of buying parcels # 261-150-26 & 27 with plans of developing the land. The two parcels border a strip of land owned in fee by the District. Mr. Quaresma explained that the only way he can develop the land is by purchasing the District's land 261-150-42 so that an access road can be made off Manley Avenue. Bologna said certain conditions would have to be satisfied before the District can sell the land: 1) Owner shall provide information concerning purchase of adjacent strip and pay District 25% of purchase price, 2) Owner shall pay for all costs associated with sale including survey of property and preparation of

descriptions needed to facilitate quitclaim, 3) Owner shall dedicate a new easement for the strip of land that is being sold and obtain an Encroachment Agreement for any proposed encroachment of the easement, 4) Owner shall submit plans for approval of development, which call for replacement of the pipeline in accordance with District policy and enter into required agreements at such time as owner is ready to move forward with development. **Motion by Roos, Seconded by Schulz and unanimously carried to enter into an agreement with Quaresma outlining District requirements to be met by JADD Properties.**

Laura Simon of Acordia Insurance Services addressed the Board concerning employee health insurance renewal rates. Blue Shield is our current insurance carrier. The renewal rates they have offered the District reflects a 52% increase over last years contract. Ms. Simon also presented quotes from Blue Cross and PacifiCare Insurance. Blue Cross' quote was 15% higher than our current rates. PacifiCare's quote was 5% higher than our current rates. Both Blue Cross and PacifiCare have coverage comparable to Blue Shield. **Motion was made by Haworth, seconded by Kamper, to approve changing our health insurance carrier to PacifiCare. Motion carried, Ayes 4, Noes 1 with Schulz voting no.**

Motion by Roos, seconded by Haworth and unanimously carried to elect Stevan Stroud as Secretary to the Board of Directors.

Repairs on the 790 John Deere Excavator. **Motion by Haworth, seconded by Schulz, and unanimously carried to accept Miller Track Service's bid to make needed repairs on the John Deere excavator.**

Operations/Water Supervisor Morrow came before the Board seeking permission to change District mobile phone service to Nextel and authorization to purchase Nextel phone equipment. Morrow outlined the cost savings to the District with the change to Nextel. **Motion by Haworth, seconded by Roos and unanimously carried to purchase phone equipment and enter into service contract with Nextel.**

Consider request from Mr. and Mrs. Lyberger and Mrs. and Mrs. George to encroach upon a portion of the District's easement for Lateral "Kac" with a residential driveway and electrical service lines.

Motion by Schulz, seconded by De Groot and unanimously carried to approve the Encroachment Agreements with Lyberger and George.

The Board considered a request from Mrs. Kowalski for the District to quit claim a portion of it's easement for Lateral "Re" that encumber her property. Supervisor Bologna told the Board that Lateral "Re" has been relocated and the old line is to be abandoned. Director Haworth asked that the other lots affected by the abandoned "Re" be notified by letter that the District is willing to quitclaim the easements that encumber their property'. **Motion by Haworth, seconded by Roos and unanimously carried to quitclaim the easement encumbering Ms. Kowalski's property identified by Assessor's parcel number 208-400-13, in the form recommended by staff.**

Discussion pursuant to Lateral "V" relocation project in the City of Ripon. Supervisor Bologna and Engineer Gilton reported that there are two alternative alignments being considered. It was decided that until an agreement for reimbursement with the City has been finalized no further action would be taken.

Motion by Roos, seconded by Haworth and unanimously approved to purchase two new computers for the Engineering Department, at a cost not to exceed \$2,611.70.

Motion by Haworth, seconded by De Groot and unanimously approved to authorize the Board President and General Manager to sign an Encroachment Agreement with Mr. Brandt of Manteca (APN#202-120-02).

Engineer Gilton approached the Board with a request for approval of maintenance projects the District needs to complete this year. Total cost of projects would total \$629,312. Motion by Haworth, seconded by Roos and unanimously carried to approve proposed maintenance projects subject to the Divisions Director inspection of plans and specs.

Consider approval of Resolution No. 2001-13-V, Authorizing sale of property no longer necessary for District purposes. Motion by Haworth, seconded by De Groot, to adopt Resolution No. 2001-13-V.

**RESOLUTION NO. 01-13-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 one used Pickup Truck:

<u>NUMBER</u>	<u>DISTRICT I.D. NO.</u>	<u>SERIAL</u>
218-96	2WD V-6	1GCEC14WXTZ174532

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	\$ 4,200.00

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:

<u>DISTRICT I.D. NO.</u>	<u>MINIMUM PRICE</u>
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218-96

\$ 3,995.00

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 24th day of July 2001 by the following roll call vote:

Ayes: De Groot Kamper Haworth Roos Schulz
Noes: none

General Managers Report:

ACWA Vice-President and President nominations due by September 1, 2001.

Attorney's representing the Cities and District met to discuss the feasibility of moving ahead with the water treatment plant before all the water rights issues are settled. The consensus was to proceed as scheduled. District Counsel Emrick is still waiting for a letter from the Bureau. We will proceed with the design phase of project when the letter is received. Also it is anticipated that we will have a decision concerning the Delta Keepers lawsuit sometime in August.

General Counsel Emrick reported on the magnacide issue. The fees for permits have been reduced from \$1,200 to \$400, also testing requirements have been eased.

Director Schulz voiced concern about an ACWA News article concerning reasonable reserves.

President Kamper called for closed session. General Counsel Emrick noted that item 14 (a) would be discussed in closed session.

a) CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION- Institution of Litigation pursuant to subdivision (c) of Government Code Section 549565.9(a)

There being no further business to come before the Board, it was moved by DeGroot, seconded by Schulz, and unanimously carried to adjourn to August 14, 2001 at 9:00 a.m.

ATTEST

Cheryl Burke, Executive Secretary

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