

Manteca, California
August 23, 2005

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 KUIL

Also present were Secretary/Manager Stroud, District Counsel Emrick, and District Engineer Gilton.

President Roos called the meeting to order and asked for public comment. Bob Florsheim of Florsheim Company addressed the Board. Mr. Florsheim's company is developing property outside of the District which will require the ability to use District facilities for storm drainage. He asked the Board to consider putting this matter on the September 13 Board Agenda. President Roos said that they would discuss this matter with District staff.

President Roos asked the Board to consider approving the Consent Calendar items as presented.

CONSENT CALENDAR

- A. Approve SSJID Warrants of \$1,731,392.50.
- B. Approve Regular Adjourned Board Meeting Minutes of August 9, 2005.

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

PASSED AND ADOPTED this 23rd day of August 2005 by the following roll call vote:

Ayes:	DeGroot	Kamper	Roos	Schulz	Kuil
Noes:	None				

Consider request by Stanislaus County to modify the Woodward Reservoir License Agreement with Amendment #2. Stroud told the Board that the County is making good progress addressing specified improvements. Amendment # 2 amends the scope of work to add repairs and improvements to the existing potable water system and also extends the time permitted to request reimbursement for eligible work items. Stroud recommends approval. After discussion it was moved by Kuil, and seconded by Schulz to approve Amendment #2 to the Woodward Reservoir License Agreement. Motion carried unanimously.

Consider approving a sole source contract with Beck's Enterprises to repair the Gable Tunnel. Stroud explained to the Board the necessity of repairing this tunnel. Large areas of growing vegetation shows evidence of the many leaks and weakened condition of this tunnel. Also a concern, the safety issues to the public. The District has worked with Beck's Enterprises on a number of tunnel repairs and it is the recommendation of the staff that the Board approve the contract with Beck's Enterprises. After a short discussion, it was moved by DeGroot, seconded by Kamper to approve a sole source contract with Beck's Enterprises to repair the Gable Tunnel and authorize necessary signatures. Motion was carried unanimously.

Consider request by the City of Manteca to acquire property interest of the District. The City has submitted a request to acquire a strip of land consisting of .42 of an acre located within a portion of the new Daniel's Street extension on the west side of Airport Way. Stroud explained that the request was in keeping with the District's Real Property Interest Policy concerning the purchase and sale of property. Staff recommends conceptual approval of the City's request. Moved by DeGroot, seconded by Kamper and unanimously carried to conditionally approve request by the City of Manteca to acquire property interest.

Consider adopting Resolution No. 05-09-A, Mutual Aid Agreement, by and between Modesto Irrigation District and South San Joaquin Irrigation District. Jeff Shields, Utility Systems Director addressed the Board. He reminded the Board that the concept of a mutual aid agreement had been discussed at an earlier meeting. The Agreement will be beneficial to both MID & SSJID. Shields recommends approval of the Agreement and asks authorization for the Secretary to sign. It was moved by Schulz, seconded by Kuil to Adopt Resolution No. 05-09-A and authorize signature of a Mutual Aid Agreement, by and between Modesto Irrigation District and South San Joaquin Irrigation District.

RESOLUTION NO. 05-09-A

APPROVING MUTUAL ASSISTANCE AGREEMENT BETWEEN
SOUTH SAN JOAQUIN IRRIGATION DISTRICT AND MODESTO IRRIGATION
DISTRICT
AND AUTHORIZING GENERAL MANAGER TO APPROVE AGREEMENT
CHANGES

BE IT RESOLVED, That the Board of Directors of the South San Irrigation District does hereby approve and direct the General Manager to sign, on behalf of the District, the Mutual Assistance Agreement between South San Joaquin Irrigation District and Modesto Irrigation District.

FURTHER RESOLVED, That the General Manager is authorized to approve changes in said Agreement from time to time as needed. This Agreement shall be effective May 10, 2005. Reference is hereby made to said Agreement for full facts and circumstances as on file in the office of the Secretary.

Moved by Director Kamper, seconded by Director Kuil, that the foregoing resolution be adopted.

PASSED AND ADOPTED this 23rd day of August 2005 by the following roll call vote:

Ayes:	DeGroot	Kamper	Roos	Schulz	Kuil
Noes:	None				

Item # 4, reconsider adding a PPO insurance option to the employees benefit package. Stroud explained that although the PPO option means more out of pocket expense to the individual insured, the premiums are less expensive than our current HMO. Some individuals like the fact that PPO's offer a broader choice of physicians. Motion by Kuil, seconded by Schulz to offer District employees a PPO option. Motion was unanimously approved.

Manager's reports:

Stroud reported the following:

Reported that the Regional Board is considering new Ag Waiver Regulations for individual District permits. It would greatly increase the District's costs for complying with the program by requiring monitoring, reporting and investigating the sources of waste water.

The Manteca Convention and Visitors Bureau wants to use the District's water tank on Lathrop Road and Union Road for advertisements to promote the City. He said if the Board was interested, he would begin preparing a policy.

The Board meeting will begin at 8:00 a.m. on September 27 and adjourn to the Water Treatment Plant at 11:00 a.m.. The Board will have a small ceremony unveiling the plaque naming the plant the Nick C. De Groot Water Treatment Plant.

Shields reported the following:

A check in the sum of \$172,256.32 has been prepared for San Joaquin County for the CEQA compliance requirement. The County fees total \$36,085.32 and the consultant

costs that are paid to the County are \$136,171.00. The Administrative Draft EIR should be filed on Thursday. We have prepared a supplement to the LAFCo application that will be filed at the same time. The total fees to date are about half what was budgeted.

On Friday Aug. 12th Ralph Roos and Jeff met with IBEW in Vacaville. Jeff reported that two of the seven member board of IBEW Local 1245 are PG&E employees and they live in Manteca. Perry Zimmerman said he understood SSJID's position regarding the fact that IBEW in general and SSJID employees specifically will benefit when SSJID purchases PG&E's distribution system. Jeff restated SSJID's commitment to enter into a labor agreement with IBEW for the electric system employees. Director Roos had no comments.

Jeff informed the Board that PG&E has recently filed for two new rate increases; one with the CPUC (2007 GRC) and the other with FERC for transmission. He also reported that PG&E's employee pension plan is underfunded and PG&E is seeking to increase rates to cover some of this underfunded amount in the rates starting 1-1-2006.

Directors' reports:

Kuil asked staff to check on a valve that may be draining dairy waste water into our facilities. The valve is located on property at the corner of Brady and South Manteca Roads.

President Roos called for closed session relative to litigation matters and labor update as follows. District Counsel Emrick said we will discuss items c, d, and e.

- c) Conference with legal counsel, anticipated litigation, initiation of litigation. Gov. Code, S. 54956.9 (c). Two cases.
- d) Conference with legal Counsel, Anticipated Litigation, Significant Exposure to Litigation. Gov. Code, S. 54956.9. Four cases.
- e) Conference with legal counsel, existing litigation. Gov. Code, S. 54956.9. Delta Keeper v SSJID, Superior Court of Sacramento County, Case No 04CS00228.
City of Manteca v Bianchi Ranch Partners et al. San Joaquin County Court, Case No CV025410.

Upon returning from closed session District Counsel Emrick announced that 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 September 13, 2005 at 9:00 a.m.

ATTEST:

Cheryl Burke, Executive Secretary

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