

Manteca, California
September 10, 2002

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 SCHULZ KAMPER ROOS HAWORTH

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

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

CONSENT CALENDAR

- A. SSJID Warrants of \$2,336,602.38 and Payrolls of \$140,463.11.
- B. Regular adjourned Board meeting minutes of August 27, 2002.
- C. Cancellation of Irrigation Service Abandonment Agreement # 439, APN 245-160-16, 116.4 acres.
- D. Resolution No 02-15-P, Approving Acquisition of Land for Water Treatment Plant Project. Attorney Emrick asked this item be tabled to a later date. Item was removed from the agenda.
- E. Accept report from Merced Irrigation District on Main Canal Turnout SCADA Project.

Motion by Schulz, seconded by DeGroot, to approve the consent calendar items as presented, items A, B, C, and E.

Passed and adopted this 10th day of September 2002 by the following roll call vote:

Ayes:	DeGroot	Schulz	Kamper	Roos	Haworth
Noes:	None				

Consider CH2M Hill's revised proposal for Woodward Reservoir Hydrology Study. Bologna said CH2M Hill revised their proposal to incorporate the additional work items specified by the State Division of Safety and Dams (Dam Safety) and proposed a new contract amount of \$25,000. Stanislaus County has approved the new amount and recommends approval, which

means our share would be \$12,500 instead of \$5,000 as was originally approved. Haworth said he feels the increase is too much and that Stanislaus County should have to pay the additional costs since they are the ones who will benefit, not the District. Bologna said that Dam Safety said the District would be required to do this study irrespective of the proposed raising of the saddle dams and he recommends approval. **Motion by DeGroot, seconded by Kamper, to authorize the General Manager to execute a new agreement, with a not to exceed \$25,000 cost, with CH2M Hill and a 50/50 cost share agreement with Stanislaus County. Motion carried, 3 Ayes, 2 Noes, with Roos and Haworth voting No.**

Review and consider authorizing realignment of Lateral “Bkf” at St. John Cemetery, Escalon. Stroud said St. John’s Cemetery is planning an expansion of the cemetery to the north and west of our existing lateral. He said the line is a chronic source of leaks regardless of many attempts to repair it over the years. He said Ron Morrow, Operations/Water Superintendent, recommends replacing the line. He also recommends rerouting it to the north and west to avoid problems such as those at Burwood Cemetery in Escalon. The distance is the same. The Church representatives support this recommendation. **Motion by Schulz, seconded by DeGroot, and unanimously carried, to authorize staff to obtain bids for the work. Additionally, to talk to Church representatives and see if they will pay a portion of the cost.**

Authorize General Manager to retain PUC Counsel to file response to PG&E Advice Letter 2276-E. Emrick said AB2638, passed in August 2000, limited irrigation districts from providing electric service outside their boundaries. This letter would allow PG&E to compete where irrigation districts are encroaching on their systems. We need to file a protest to this advice letter and to monitor PUC proceedings for other issues that could impact SSJID. **Motion by DeGroot, seconded by Roos, and unanimously carried, to authorize the General Manager to retain counsel with PUC expertise to prepare and file the protest, and to monitor PUC proceedings for other issues relevant to the District.**

General Manager’s report:

Stroud gave the Directors a draft of the South Count Water Supply Project news letter.

Relative to the Water Treatment Project, after 3 years of negotiations with San Joaquin County they have come back with additional requirements that could cost 20 million dollars. He said both the cities and the District will be working with the County to get this resolved.

After new city council members are elected in November, we will hold a workshop to give them information on the Water Treatment Project.

A new Federal Law requires a vulnerability assessment for existing water treatment plants. To avoid having to pay for potentially costly retrofits shortly after our plant goes into operation, Black & Veatch was asked to provide a scope of work and cost to integrate the assessment into the design and document the effort. Black & Veatch provided a scope of work with a

not-to-exceed price of about \$65,000. On September 9, 2002, the Operating Committee approved and recommended approval of the District Board. Staff will present the contract amendment to the Board for its approval at the September 24, 2002 meeting.

We received SEWD's 2003 water delivery schedule. It is somewhat different than the agreement, but, not significantly. However, OID may object based on lost hydro power production.

Relative to retail power he reported we are currently looking at three interconnection locations for inclusion in the Business Plan.

The Directors were given copies of weekly water deliveries.

At the Van Groningen Reservoir we are looking at increasing the capacity between the old reservoir and the new section. The existing 48" gate is too small to allow a large enough flow rate between the two ponds for effective operation. Engineering is looking at options.

Emrick said that at the San Joaquin River Group Meeting on September 20, 2002, they will be asking for a \$1,000,000 for TMDL studies mostly from state and federal grants. He said if we don't participate we will have no say in the process and strongly recommends we participate.

Emrick said OID had 5 applicants for their Water Attorney. Two, Manasian, and O'Laughlin are the only ones who will be interviewed.

Directors' reports:

Roos said on Ripon underground utilities, we should meet with the City and find a way to do them without future impacts.

Haworth asked the status of the FCOC/Yosemite Avenue crossing. Stroud said he will be sending the city a letter giving them an option to go with our replacement or upgrade to build to their desires.

DeGroot asked about CH2M Hill's study on the FCOC. Stroud said we have the draft, have provided comments, and will meet with Manteca staff on September 17th to discuss it. DeGroot said the Storm Drainage Agreement with the city needs to be completed.

President Kamper called for closed session. Attorney Emrick said we will be discussing items a, b, and c in closed session.

- a) Conference with legal counsel, existing litigation Gov. Code, S. 54956.9. Two cases: Sierra Club vs. SSJID, and Delta Keeper vs. OID.

- b) Conference with labor negotiator, Agency designated representative, Stevan Stroud. Employee organization: General Unit.
- c) Conference with legal counsel, anticipated litigation, significant exposure to litigation. Gov. Code, S. 54956.9. Two Cases

Upon returning from closed session General Counsel Emrick announced the following action was taken in closed session:

Motion by Haworth, seconded by Kamper, and unanimously carried, to deny both claims under item c).

General Counsel Emrick reported there was no other reportable action taken in closed session.

There being no further business to come before the Board it was moved by Roos, seconded by Haworth and unanimously carried to adjourn to September 24, 2002 at 9:00 a.m.

ATTEST:

John Stein, Assistant Secretary

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