

Manteca, California  
September 25, 2001

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      HAWORTH      KAMPER      ROOS      SCHULZ

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

President Kamper called the meeting to order and asked for public comment. There being none he asked to the Board to consider adopting the following consent calendar items as presented.

CONSENT CALENDAR

- A. SSJID Warrants of \$237,945.31.
- B. Regular Board Meeting Minutes of September 11, 2001. Stein noted that on page 5, the following was inadvertently missed on approval of the Tarwater Appraisal Company item. "Motion by Roos, seconded by Kamper, and unanimously carried, to approve hiring Tarwater Appraisal Company as requested above".

Motion by Roos, seconded by DeGroot, to approve the Consent Calendar Items as amended.

PASSED AND ADOPTED this 25<sup>th</sup> day of September 2001 by the following roll call vote:

Ayes:	DeGroot	Haworth	Kamper	Roos	Schulz
Noes:	None				

Consider adopting Resolution 01-18-F authorizing participation in California Asset Management Trust and to invest in the shares of the Trust and Resolution 01-19-F, amending District investment policy. Emrick told the Board that resolution 18 authorizes us to invest the South County Surface Water Supply Project Funds in CAMP and number 19 authorizes us to use Public Financial Management as an investment advisor for both the Project funds and District funds should we exceed the amount authorized in LAIF. Stein said the Finance Committee, Directors DeGroot and Roos, met with representative of Public Financial Management last week. DeGroot said they felt comfortable and made the following motion. **Motion to adopt Resolutions 01-18-F and 01-19-F as submitted. Motion Carried, 4 Ayes, 1 No, with Director Roos voting No.**

**RESOLUTION NO. 01-18-F**  
**RESOLUTION AUTHORIZING THE SOUTH SAN JOAQUIN**  
**IRRIGATION DISTRICT**  
**TO JOIN WITH OTHER PUBLIC AGENCIES**  
**AS A PARTICIPANT OF THE**  
**CALIFORNIA ASSET MANAGEMENT TRUST**  
**AND TO INVEST IN SHARES OF THE TRUST**  
**AND IN INDIVIDUAL PORTFOLIOS**

**WHEREAS**, Section 6502 of Title 1, Division 7, Chapter 5 of the Government Code of the State of California (the "Joint Exercise of Powers Act") provides that, if authorized by their legislative or other governing bodies, two or more public agencies by agreement may jointly exercise any power common to the contracting parties; and

**WHEREAS**, under Section 6500 of the Joint Exercise of Powers Act, a "public agency" includes but is not limited to any California county, county board of education, county superintendent of schools, city and county, public corporation, public district, regional transportation commission or state department or agency; and

**WHEREAS**, public agencies which constitute local agencies, as that term is defined in Section 53630 of Title 5, Division 2, Part 1, Chapter 4, Article 2 of the Government Code of the State of California (the "California Government Code"), are authorized pursuant to Section 53601 and/or 53635 thereof to invest all money belonging to, or in the custody of, the local agency in certain specified investments; and

**WHEREAS**, the California Asset Management Trust (the "Trust") was established, pursuant to and in accordance with the Joint Exercise of Powers Act, by a Declaration of Trust, made as of December 15, 1989 and as subsequently amended (the "Declaration of Trust"), as a vehicle for public agencies to jointly exercise their common power to invest bond proceeds and other funds; and

**WHEREAS**, pursuant to and in accordance with the Joint Exercise of Powers Act, the South San Joaquin Irrigation District desires to join the other public agencies which are or will be Participants of the Trust by adopting and executing the Declaration of Trust, a form which has been presented to this meeting; and

**WHEREAS**, the South San Joaquin Irrigation District is a public agency as that term is defined in the Joint Exercise of Powers Act and a local agency as that term is defined in Section 53630 of the California Government Code;

**WHEREAS**, the South San Joaquin Irrigation District is otherwise permitted to be a Participant of the Trust and to invest funds in the Trust and in the Individual Portfolios to be managed by the Investment Adviser to the Trust ("Individual Portfolios"); and

**WHEREAS**, there has been presented to this meeting an Information Statement describing the Trust and the Individual Portfolios (the "Information Statement");  
**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the South San Joaquin Irrigation District as follows:

Section 1. The South San Joaquin Irrigation District shall join with other public agencies pursuant to and in accordance with the Joint Exercise of Powers Act by executing the Declaration of Trust and thereby becoming a Participant in the Trust, which Declaration of Trust is hereby approved and adopted. A copy of the Declaration of Trust shall be filed with the minutes of the meeting at which this Resolution 01-18-F was adopted. The President of the Board of Directors is hereby authorized to execute, and the Secretary of the Board of Directors is hereby authorized to attest and deliver, the Declaration of Trust, in substantially the form presented at this meeting.

Section 2. South San Joaquin Irrigation District is hereby authorized to purchase shares in the Trust from time to time with available funds of the South San Joaquin Irrigation District, and to redeem some or all of those shares from time to time as such funds are needed.

Section 3. South San Joaquin Irrigation District is hereby authorized to invest available funds of the South San Joaquin Irrigation District from time to time in one or more Individual Portfolios managed by the Investment Adviser to the Trust and described in the Information Statement

Section 4. The Secretary and the Treasurer of the South San Joaquin Irrigation District are hereby authorized and directed in the name and on behalf of the South San Joaquin Irrigation District to take all actions and to make and execute any and all certificates, requisitions, agreements, notices, consents, warrants and other documents, which they, or any of them, might deem necessary or appropriate in order to accomplish the purposes of this Resolution.

Section 5. This Resolution 01-18-F shall take effect at the earliest date permitted by law.

**PASSED AND ADOPTED** this 25th day of September 2001 by the following roll call vote:

Ayes: DeGroot      Haworth      Kamper      Roos      Schulz

Noes:              None

By: \_\_\_\_\_  
    Dave Kamper, President

Date: \_\_\_\_\_

ATTEST:

By: \_\_\_\_\_  
    Stevan Stroud, Secretary/General Manager

Date: \_\_\_\_\_

**SOUTH SAN JOAQUIN IRRIGATION DISTRICT  
RESOLUTION NO. 01-19-F  
RESOLUTION AMENDING RESOLUTION 01-01-F**

**WHEREAS**, the Board of Directors adopted Resolution 01-01-F- entitled Investment Policy on January 23, 2001, and

**WHEREAS**, the Investment Policy limits investments of surplus public funds to the Local Agency Investment Fund (LAIF), and

**WHEREAS**, the District cannot invest all of the funds it receives from the Cities of Escalon, Manteca, Lathrop and Tracy as part of the South County Water Supply Project because of maximum investment limitations, and

**WHEREAS**, the District has retained Public Financial Management (PFM) as an investment advisor, and

**WHEREAS**, PFM has advised the District to become a member of the California Asset Management Program (CAMP), a joint powers authority,

**WHEREAS**, members of CAMP may invest their surplus public funds in and receive shares of the short-term investment portfolio of the California Asset Management Trust (CAMT), a common law trust created by CAMP in 1989 to invest surplus public funds of CAMP members in those investments permitted by California Government Code section 53601 et seq., and

**WHEREAS**, the short-term investment portfolio of the CAMP may contain investments in amounts which exceed the limitations in the District's Investment Policy, but which are still investments permitted by California Government Code section 53601 et seq.,

**WHEREAS**, the District finds that joining CAMP is in the District's best interests to invest its surplus public funds,

**THEREFORE, BE IT RESOLVED THAT:**

1. The Investment Policy is amended to permit the District's Treasurer to invest those funds received from Escalon, Manteca, Lathrop and Tracy and the District's surplus public funds if and when such funds exceed the LAIF investment limitation, in the short term investment portfolio of CAMT.
2. The limits on particular investments in the District's Investment Policy are amended as necessary to comply with the CAMT investments.

**PASSED AND ADOPTED** this 25<sup>th</sup> day of September 2001 by the following roll call vote:  
Ayes: DeGroot      Haworth      Kamper      Roos      Schulz

Noes: None

By: \_\_\_\_\_  
    Dave Kamper, President

Date: \_\_\_\_\_

ATTEST:

By: \_\_\_\_\_  
    Stevan Stroud, Secretary/General Manager

Date: \_\_\_\_\_

Discussion relative to the use of Credit/Debit Card Transactions for payment of bills by customers of the District. Stein said the cost varies as follows:

ATM:           30 cents per transaction

Credit Cards: Transactions at the District where the card is swiped:

                  1.86% of sale plus 22 cents per transaction.

                  Transactions that are manually keyed in (i.e. if on the stub a customer filled out credit card information and mailed it to the District and we manually keyed it into the system):      2.56% of sale plus 32 cents per transaction

Additionally:           There is a \$7.00 per month fee plus the cost of the equipment that could be up to \$1,000 depending on features we want.

After discussion, the following action was taken:   **Motion by Haworth, seconded by Schulz, to approve concept of Credit/Debit Cards, however, to come back with agreements and written policy.**

Discussion relative to providing uniforms for shop, maintenance and water employees. Stein told the Board the cost would run approximately \$11,000 per year for shirts and pants. Currently we provide uniforms for the shop. Stein recommended approving purchase of uniforms for all shop, maintenance and water employees, including supervisors. **Motion by Schulz, seconded by DeGroot, to authorize providing uniforms as recommended, prior to the start of the 2002 water season.**

**Motion Carried, 4 Ayes, 1 No, with Director Kamper voting No.**

Authorize staff to enter into an agreement with Quartaroli and Associates for professional survey services. Gilton told the Board this is the item he brought up at the last meeting where he told them he needed to get this done immediately, and was instructed to bring it back to the Board today. **Motion by DeGroot, seconded by Schulz, and unanimously carried, to approve execution of agreement with Quartaroli and Associates to do surveying on the A line at a cost of \$3,200.**

Consider approving Amendments to the Memorandum of Understanding (MOU) and District Personnel Rules and Regulations, regarding Family Medical Leave Act and District Sick Leave Policy. (Copies of the amended MOU's follow). These amendments, which have been approved by the General Unit and Management Unit, are primarily to comply with the law. **Motion by Haworth, seconded by Kamper, to approve amendments as submitted to the MOU's and Personnel Rules and Regulations.**

**Dawn the copies of the amendments are attached, they need to be typed into the minutes.**

**Passed and adopted by the following roll call vote:**

Ayes:	DeGroot	Haworth	Kamper	Roos	Schulz
Noes:	None				

President Kamper asked for Manager's reports:

Stroud said we will drain the Van Groningen Reservoir this winter and clean out silt and do maintenance of the berms.

Stroud reported that the cities checks for the next stage of the South County Water Supply Project should be arriving around the 1<sup>st</sup> of October.

Stroud reported that OID had asked him to participate in the interviewing of applicants for their General Manger's position on October 1, 2001.

Stroud reported that he and Steve Emrick met with Chevron Energy developing an additional option relative to serving power in the District. He stated they are going to give us a proposal within a couple of weeks.

Stroud reported that in addition to our annual budget we will be presenting a long range budget.

Directors reports:

Haworth asked about the road crossing on Yosemite near the new Dirksen terminal. Gilton said the City of Manteca is going to clean it, and cleaning is not sufficient, we have funds budgeted to replace it.

Roos asked about the Court Decision on Steelhead in Oregon. Emrick said it was a federal district court decision in Oregon and has no direct bearing in California.

DeGroot asked about communication in pipelines. He said if a man is 250 feet up the line the man on top can't hear him if he needs help. Stroud said he would look into this and report back.

Kamper asked about a policy relative to annexation of parcels into cities. He asked that we look at policies of other districts, such as Modesto, Turlock and Merced Irrigation Districts, relative to continuing serving water to those parcels after they are annexed.

President Kamper called for closed session relative to litigation matters, personnel matters, and labor update. Attorney Emrick reported the Board will be discussing items a), b), and d) in closed session at this time. After that they will adjourn until 3:00 p.m. at which time they will discuss item e).

- a) Conference with legal counsel, anticipated litigation, institution of litigation, Gov. Code, S. 54956.9. Two cases.
- b) Conference with legal counsel, existing litigation, Gov. Code, S. 54956.9(a). Contractors Pipe Supply, Inc. vs SSJID, San Joaquin County Superior Court and VanVliet vs. SSJID, San Joaquin County Superior Court.
- d) Conference with labor negotiator, Gov. Code, S. 54957.6 Agency Negotiator: General Manager - Employee Organization: Management Unit.
- e) Conference with legal counsel, Public Employee Discipline/Dismissal/Release. Gov. Code, S. 54957.

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

Board adjourned at 12:30 p.m. until 3:00 p.m. to discuss item e) above.

President Kamper called the meeting to order and the Board went into closed session to discuss item e) with Counsel Phil Wright. Upon returning from closed session Attorney Emrick reported there was no reportable action taken in closed session. The Board then went into open session at the request of IBEW Union Business Agent Sam Glero and employees Rampoldi, Smith, and Mullins who elected to have the matter heard in open session. The Board heard presentations by Ron Morrow and Tom Haggard on behalf of the District and Sam Glero and each of the 3 employees on their behalf. At the end of the hearing, the Board took the matter under consideration.

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

ATTEST:

John Stein, Assistant Secretary

C:\STEIN\FILES\MANAGEME\STEIN\MINUTES\092501.WPD