

Manteca, California  
November 25, 2003

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    KAMPER    SCHULZ    ROOS    KUIL

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

President Schulz 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 \$9,647,863.72.
- B.    Board Meeting Minutes of November 11, 2003.

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

PASSED AND ADOPTED this 25th day of November by the following roll call vote:

Ayes:	DeGroot	Kamper	Schulz	Roos	Kuil
Noes:	None				

Update on Ag Waiver Coalition and consider approving revised budget for same. Stroud said the Board agreed to contribute a portion of the cost of the coalition mailing, with a limit of \$200.00. Since then the coalition has allocated the cost based on acreage. Our share, at this time, is \$725.61. Stroud said he would like the ability to pay up to \$1,000.00. Relative to the Waiver Stroud said the State Board was hoping that irrigation districts would take the responsibility for the landowners and pay the cost of monitoring and testing, which none of the districts have agreed to do - due to the potentially unlimited cost and to the intensive law enforcement nature of the role. He noted that at their last meeting the Resource Conservation District, was one vote short of dropping out of the Coalition. Since the growers really need the coalition, he asked the Directors to talk to the Conservation District Directors and ask them to continue support of the Coalition. He said he will get them the names of the Directors, and contact information. Stroud said he requested a proposal from CH2M Hill to provide an estimate of the cost to do what the State Board is asking and to contrast with a regional water quality monitoring proposal. Knowing the cost of both alternatives - in terms of time and money - should give a better perspective on the best approach. Also, he hopes the Board will adopt and other agencies will adopt the idea, if feasible, and promote it as a cost effective alternative. Stroud will return to the Board on the cost comparison idea when details have been worked out. Stroud asked the Board to authorize a not to exceed budget of \$1,000 for the remainder of 2003 for support of the Coalition. Motion by DeGroot, seconded by Kuil, and unanimously carried to authorize up to \$1,000 as asked.

Discussion and possible action concerning holiday schedule. Stroud said the past two years the Board has closed the District offices, giving an additional 3 days off if the employees would use an additional 2 days vacation. This year he recommends closing for 6 days, with the Board giving the same 3 extra days off, and requiring the employees to use 3 days of vacation or comp time. The District would be closed December 24, 2003 through January 4, 2004, opening on January 5, 2004. He said we have an emergency number, and where required, inspections on construction would be performed. After discussion, the following action was taken: Motion by DeGroot, seconded by Kamper, and unanimously carried, to approve the holiday schedule as recommended. Closing the offices December 24th and returning to work on January 5th.

Consider approving change order for CR Fedrick. There are two change orders:

1. French Camp Road turn pocket at Murphy Road, \$124,132.20.
2. Meneses private irrigation pipeline, \$134,060.00.

Stroud said neither change order was specified in the bids. Both situations came up after the bids were awarded. Director Roos asked why replacement of Meneses private pipeline was being replaced deeper than the District's standards, which will cost more. Gilton said it was determined to put the line deeper in order to avoid the landowner hitting the pipe when he is ripping his ground. It was the consensus of the Board the pipe should be at the District's standard depth unless a very compelling reason exists for the greater depth. Stroud recommended that the Board approve \$258,192.20, and because of possible minor additional costs to put a not to exceed amount of \$264,132.20. Motion by Kuil, seconded by DeGroot, to approve the change orders at a not to exceed amount of \$264,132.20, as recommended by staff. Motion Carried, 4 Ayes, 1 No, with Director Roos voting no.

Manager's reports:

Stroud reported the following:

Relative to concrete rubble on Costa's property, Mike Gilton, District Engineer, picked it up.

On November 21st the new dump truck arrived. It will be placed in service December 1, 2003, as soon as a two-way radio and standard District safety equipment is installed.

Staffing Update: We have a vacancy in the yard due to Ron Gee filling the vacant position in the shop. Also, two employees are out due to medical problems, one of which will hopefully return soon after the holidays.

On November 20th we had a break-in out back. They apparently scaled the fence. Only a few personal belongings and a gas can were taken. The Board asked staff to look into a laser system or cameras.

Directors were given a draft of a letter to landowners with substandard sumps. Asked that they review the letter and let Mike Gilton or Stroud know if they had suggestions.

A schedule for the winter maintenance program, showing work completed, work in progress, and work to be done, was handed out. Stroud noted that the pump slab on the Ram Pump, located just below Goodwin Dam on the Joint Supply Canal, needs to be replaced and the pump itself repaired before the 2004 Water Season.. Our problem now is getting equipment and materials into this almost non-accessible site. Additional information on possible options will be provided soon.

Relative to concrete rubble, we will be asking for proposals to crush the concrete, but, may need to rent a D-6 to push it up into a pile until the contract can be arranged. Schulz asked why we don't take the rubble to Reed over on River Road. Stroud said he would find out.

Provided aerial photos of the Water Treatment Plant and Woodward Reservoir. Noted we had stopped Conlin Fence from doing some fencing near the Frankenheimer Power Plant until an issue with the landowner(s) could be explored.

To date, we have received nine applications for the Treatment Plant Manager. 2 are California residents, and 7 are from out of state.

Relative to retail power, PG&E suggested we give a credit option to customers in our district. We are still awaiting their analysis of their suggestion.

Drain 5, just behind Mountain Valley Express, (MVE), we currently have no access to maintain this drain. Discussions with the City and with MVE should resolve the problem in the near future.

On December 5, 2003, we will do the walk through with Beck Enterprises for rock-bolts and stabilization of the east portal of the long tunnels on the Joint Supply Canal.

Relative to the Water Treatment Plant Pipeline, a public meeting to discuss construction detour issues will be held on December 11, 2003 with landowners on Chrisman Road.

Directors' reports:

Kamper said on the R line work we just completed, the road needs grading due to all the traffic that used the road during construction. Stroud said he would ask Ron Morrow to look at it.

Roos asked about the Cardoza breakfast meeting yesterday. Stroud said Bill Lyons, the outgoing State Ag Commissioner, comments were interesting. Lyons spoke about the State Budget limitations and its potential adverse impacts to agriculture. Also, he stated his replacement is very competent, and thoroughly understands agriculture.

President Schulz called for closed session relative to litigation matters, personnel matters, and labor update. General Counsel Emrick said the Board will discuss items a, c, and d in closed session.

- a) Conference with legal counsel, existing litigation. Gov. Code, S. 54956.9  
Sierra Club et al v. SSJID.  
ChevronTexaco v. SSJID.  
SSJID v. Laro Coal & Iron-California, Inc.  
SSJID v. Ronald Leachman.
- c) Conference with legal counsel, anticipated litigation, significant exposure to litigation. Gov. Code, S. 54956.9 (b) 2 Cases.
- d) Conference with real property negotiators. Property: Stanislaus County APN's 002-08-5 and 002-210-48.  
Negotiating Parties: Steve Emrick and Grant Kreinberg for the District.  
Lloyd Prothers for property owners.  
Under negotiation: Price.

Upon returning from closed session General Counsel 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 Roos, seconded by Kamper, and unanimously carried, to adjourn to December 9, 2003 at 9:00 a.m.

ATTEST:

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John Stein, Assistant Secretary