

Manteca, California  
November 26, 2002

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          SCHULZ          KAMPER          ROOS

ABSENT:      HAWORTH

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

President Kamper called the meeting to order and asked the Board to consider approving the Consent Calendar Items as presented.

#### CONSENT CALENDAR

- A. Approval of SSJID total Warrants issued \$1,175,779.27, the Water Treatment Plant account warrants issued were \$794,659.34.
- B. Regular Board Meeting Minutes of November 12, 2002.
- C. Amendment 1 to engineering contract with Thompson-Hysell for Lateral "V" realignment study to develop a plan line and authorize the General Manager to sign same. Total amendment is for a maximum of \$116,700.

Motion by DeGroot, seconded by Schulz, to approve the Consent Calendar with the following modification to item "C". Amendment to engineering contract with Thompson-Hysell is not to exceed \$116,700.

Motion carried by the following roll call vote:

Ayes:	DeGroot	Schulz	Kamper	Roos
Noes:	None			
Absent:	Haworth			

Discussion and possible action concerning request by Daryl & Kerrie Elias (APN 197-120-66 for cancellation of Service Abandonment Agreement # 1011. Stroud recommended that approval with the following conditions: 1). Repair or replacement of existing valves to District Standards, and 2). Extend the pipeline(s) to convey water to the rear of the property where it

will be used, and 3). One full year of trouble-free irrigation under a water sale agreement. Stroud noted if the Board wishes, they can cancel the agreement and not adopt item three, the one year trial. Director DeGroot said he looked at the situation, and that the line is a private line and the three or four neighbors that use the line do so without any problems. The Division Manager currently turns the water into the line and the landowners take the water and call when they are finished. He said approving this cancellation will not require additional time or problems for the Division Manager. Additionally, he said, Ron Morrow and the Division Manager both agree that cancelling Abandonment Agreement #1011 would cause no additional problems from an operations stand point. **Motion by DeGroot, seconded by Schulz, to approve cancellation of Abandonment Agreement #1011 with conditions 1 and 2 as stated above.**

**Motion failed by the following vote:**

<b>Ayes:</b>	<b>DeGroot</b>	<b>Schulz</b>
<b>Noes:</b>	<b>Kamper</b>	<b>Roos</b>
<b>Absent:</b>	<b>Haworth</b>	

Discussion and possible action concerning the holiday schedule. **Motion by Schulz, seconded by Roos, and unanimously carried, to cancel the Board meetings of December 10, 2002 and December 24, 2002, and to have only one Board meeting in December, to be held at 9:00 a.m on December 17, 2002.**

Additionally, after further discussion the following action was taken. **Motion by Roos, seconded by Schulz, and unanimously carried, to close the District offices from December 25, 2002 through January 1, 2003, and to give employees 2 additional days of holidays this year. Employees would need to use vacation or compensatory time hours to cover the two remaining days. District will advance vacation time to those employees with insufficient vacation or compensatory time hours to cover the two remaining days. Any vacation time advanced would be repaid to the District as soon as it is earned. District personnel were directed to alert local title companies of the closure, urging them to submit requests for information before December 24, 2002. To the extent contractors work on District facilities during the above period, inspection work will be performed.**

Consider conditional approval of plans for the Crossroads Grace Church located on Moffat Blvd., Manteca. Bologna said the pipeline has already been replaced. He recommended conditional approval and authorization to execute documents as follows: Final Map; Improvement Plans; Grant of Easement; Developers Agreement; Quit Claim Deed; and Irrigation Service Abandonment Agreement. Approval will be subject to the implementation of an Interim Drainage Agreement with the City of Manteca which has an expiration date of six months from signing and compliance with those special conditions and requirements in Exhibit "C" of the Developer's Agreement. **Motion by Roos, seconded by DeGroot, and unanimously carried, to conditionally approve as recommend above by Engineering**

## **Department Supervisor Bologna.**

Consider conditional approval of plans for the Bella Vista Unit #4 Development located on Woodward Avenue. Bologna recommended conditional approval and authorization to execute the documents as follows: Final Map; Improvement Plans; Grant of Easement; Encroachment Agreement; Developer's Agreement; Quit-Claim Deed and subject to implementation of an Interim Agreement with the City of Manteca which has an expiration date of six months from signing, and compliance with those special conditions and requirements in Exhibit "C" of the Developer's Agreement. Cost for reimbursement of the pipeline that will be installed in conjunction with the project, subject to acceptance of the work, is \$24.00 per foot for approximately 724 feet of pipeline which amounts to \$17,376. District policy is to contribute replacement pipelines used by the District for irrigation. This pipeline is not used for irrigation and because it is part of the City's storm drain system, it is not in the best interest of the District to contribute to the cost of the replacement. **Motion by DeGroot, seconded by Kamper, and unanimously carried, to conditionally approve as recommend by Engineering Department Supervisor Bologna with the exception of reimbursement by the District.**

Stroud said the standardized procedures for this and the two previous developments were included in a new Board presentation format developed by Sam Bologna to help in efficiently evaluating projects, and in presenting the evaluation to the Board of Directors in a clear and concise manner. He thanked Sam for his excellent work in developing the procedures.

Consider conditional approval of plans submitted by Raymond Greer for development of an office complex adjacent to District facilities on McHenry Avenue in Escalon. The buildings will be located outside the easement. Bologna said the project calls for replacement of two pipelines. 1). Lateral K, a 42" line at a cost of \$24 per foot for approximately 363 feet of pipeline which amounts to \$8,712. 2). Lateral Kdd, a 36" line at a cost of \$17.50 per foot for approximately 266 feet of 36" pipeline which amounts to \$4,655. Bologna said the developer wants to build four units, and he would like to build units 1 and 2 first and defer replacement of the pipe until he builds units 3 and 4. Director Schulz said he doesn't feel the dd line needs to be replaced. Bologna agreed, however he feels a pre and post inspection should be done and the developer should be responsible for any damage. Bologna recommended conditional approval and signature of the following: Parcel Map, Improvement Plans, Grant of Easement, Encroachment Agreement; and Developer's Agreement, subject to compliance with Exhibit "C" of the Developer's Agreement. **Motion by Schulz, seconded by Roos, and unanimously carried, to conditionally approve, as recommended above and subject to the Developer replacing Lateral K prior to construction and agreeing to be financially responsible for any damages to the dd line caused by the construction. District will not require replacement of the dd line if these conditions are met.**

Conditional approval of plans for the Brookline Development located in Ripon. Bologna said the developer will deposit money with the City of Ripon for replacement of pipe which will be done when later development is done. Emrick said approval should be subject to an agreement

with the City of Ripon to hold and pay funds for the pipeline replacement when the other areas are developed. President Kamper said he would like to hold off approving this until we can meet with the City and get clarification on items not answered. The Board concurred, no action was taken.

General Manager's reports:

Stroud reported the following:

On October 22, 2002, burglars took tools and equipment valued at \$4,369. Since this was under our deductible we had to replace them with District funds. It was suggested that we look into cameras that take still shots every four seconds in areas where equipment and tools are stored.

Sam Glero, IBEW's Representative is being moved to SMUD, he will be replaced on December 1, 2002. However, he will stay until the current negotiations are complete.

The new water pressure tank, on the domestic well, has been installed.

Production rates on pipe for contractor and SSJID crews are: Contractor averages 210 feet of 42" pipe per day with 4 excavators, 2 back hoes, a crawler and 10 men. SSJID averages 144 feet of 36" pipe per day with one excavator, (approximately ½ the size of the contractors excavators), one front end loader, a grader and 4 men.

CH2M Hill has completed the hydrology work and wave study on Woodward Reservoir and will meet with the Division of Dam Safety staff to gain a consensus of the magnitude of the storm event use for the final work.

New hires for Division Manager positions are as follows: Dave Coffey started October 28. Alex Toste just took the pre-employment physical and drug and alcohol test and is scheduled to start on January 2, 2003. The third, Joe Hasten has passed the tests and will start on January 2, 2003.

SIDE Project: Boyle Engineering did a study to determine the effectiveness of the SCADA System and completed a draft report. Staff had a meeting yesterday with them, their final report is due by the end of December.

Water Treatment Plant Project:

Preference of the Operating Committee is to hire the firm Geiger & Rudquist, the District's normal outside counsel, for any Treatment Project condemnation that is required. If there is a need to condemn railroad property, the District will select a different firm that specializes in dealing with public utility condemnations.

Construction Management Services will be required for the Water Treatment Project. Two basic

options exist for delivering this service: 1). Amend the Black & Veatch contract and have them perform the service. 2). Ask for proposals. The Board felt we should ask for proposals to assure competitive terms.

Emrick reported on the financing of the Water Treatment Plant by the City of Lathrop. He said we will formally ask all the Cities to provide evidence of cash or bonds to finance, or exercise their right to take an off ramp. Lathrop was originally scheduled to take 8,000 acre feet, but currently appears only able to pay for approximately 3,500 acre feet. The time frame for bids is December 29, 2002 for the Treatment Plant, a couple of months later on the pipeline. The District will evaluate the December 29<sup>th</sup> deadline after reviewing the submittals. Lathrop is looking at the Cities of Stockton, Manteca and Tracy to help them finance the deal by buying their water.

Retail Power: Stroud and Emrick recommend that an outside consultant review the Chevron Plan. The consensus of the Board was to look at another consultant to perform that review.

Meetings:

- Steve McKee, Mayor of Lathrop, retirement party December 3, 2002
- Regional Board meeting on waivers for ag drainage, December 5, 2002
- Water Education Foundation, December 12, 2002.

If anyone is interested, contact Stevan Stroud for times and locations.

Directors reports: None

President Kamper called for closed session relative to litigation matters. Emrick reported the Board will discuss items a) and c) in closed session.

- d) Conference with legal counsel, existing litigation. Gov. Code S. 54956.9. Delta Keeper vs. OID.
- c) Conference with legal counsel, anticipated litigation, significant exposure to litigation. Gov. Code S. 54956.9. Two Cases 1) Marcy L Batterson. 2) Tom Meredith.

Upon returning from closed session the following action was announced. Motion by Roos, seconded by Schulz, and unanimously carried, to deny the claims of Marcy L. Batterson and Tom Meredith.

There being no further business to come before the Board it was moved by DeGroot, seconded by Roos, and unanimously carried to adjourn to December 17, 2002 at 9:00 a.m.

ATTEST:

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John Stein, Assistant Secretary