

Manteca, California  
December 23, 2008

The Board of the South San Joaquin Irrigation District met in regular session at 9:00 a.m.

Upon roll call the following members were noted present:

DIRECTORS:      HOLBROOK      KAMPER      KUIL      SCHULZ      ROOS

Also present were Secretary/Manager Shields, District Counsel Emrick, Finance Department Manager Giuntoli, Shop Supervisor Simons, Engineering Department Manager Bologna, Utility Systems Director Battles, WTP Manager Hubkey, and Administrative & Communications Specialist LaVere.

President Kuil 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 Funds issued: Checks \$706,947.64 & Wires \$119,647.56, Total issued \$826,595.20.
- B.      Regular Board Meeting Minutes of December 9, 2008.
- C.      Agreement To Transfer Irrigation Facilities by and between Van Groningen Orchards, Inc. and SSJID in conjunction with District Project No. SSJ-2008-5.

Motion by Director Schulz, seconded by Director Roos, to approve the Consent Calendar items as submitted except correcting the minutes under Director Roos' report on 2008 ACWA Conference, under item A should say "State will not take money from LAIF".

Consider approving purchase of four – ½ ton pickups, two – ½ ton 4-wheel drive pickups and a four door Traverse for the front office. Shields said he would like to look at the policy to trade vehicles in after 100,000 miles before we buy pickups next year and has asked the Shop Supervisor and Assistant General Manager to do an analysis. He said he recommends purchasing from the low bidder as follows: The 4 pickups from American Chevrolet at \$22,786.02 each; the two 4-wheel drives and the Chevrolet Traverse from Steve's Chevrolet at \$25,832.12 and \$30,039.75 respectively. After discussion it was moved by Director Holbrook, seconded by Director Schulz, and unanimously carried to authorize the purchases as recommended. However, to authorize the General Manager to rebid the vehicles if he and staff find sufficient evidence to rebid.

Consider authorizing lease termination payment to Kisler Santo Domingo Ranches, Inc. Emrick said they were the original owners of the land where the WTP is located. They leased the unused portion of the land. However when we decided to do the Solar Project we canceled the lease. The terms of the lease included a one year notice for cancellation. We gave them two months. The costs, \$2,877.00, for fencing, rent and water charges, are those incurred for the unfinished term of the lease. Motion by Director Kamper, seconded by Director Roos, and unanimously carried to reimburse Kisler Santo Domingo Ranches, Inc. \$2,877.00 as recommended.

Consider contracting with Forsgren Associates, Inc. to provide a peer review of the POP Project at the WTP. Staff has 90% of the plans prepared by Black & Veatch for POP. Hubkey is recommending using Forsgren to review B&V's plans to eliminate change orders, and because Hubkey does not have time to do the work. Shields said the review will, in his opinion, save money, and are necessary since we do not have an engineer on staff at the WTP to do the review. Mr. Forsgren said his review should help reduce change orders, to insure upgrades are sufficient, and that the plans are reviewed to minimize costs and O & M in the future. Motion by Director Schulz, seconded by Director Kamper, and unanimously carried, to approve the proposal of Forsgren Associates at \$21,000 and to authorize the execution of necessary agreements.

Consider authorizing an amendment to the Metro PCS Agreement. Bologna said this is between the District and Metro PCS. He said he still does not have a signed agreement

with the developer. Emrick said we are still working on the agreement with the developer. He noted should he fail to sign it we will go back to the City of Manteca with an application on the original site. Motion by Director Kamper, seconded by Director Holbrook, and unanimously carried, to approve the agreement and authorize execution of same.

Consider approving excavation plan for property located on North Ripon Road, APN 245-020-38 for Charlie Harris. Bologna said we have reviewed the plans, made changes as necessary and recommend approval. Motion by Director Kamper, seconded by Director Roos, and unanimously carried to approve as recommended.

Consider authorizing staff to enter into a contract for construction of control boxes and valve structures for the District's pipeline replacement projects on Laterals A, We, R, Ia and Bk. Bologna said if I try to bid the work I will probably not be able to get it completed before the water season. He wants authority to negotiate with one contractor to do all the work. Motion by Director Holbrook, seconded by Director Roos, and unanimously carried, to authorize the Engineering Department to negotiate a contract for boxes and valves as requested, and authorizes execution of an agreement for same.

Consider adopting PERS Resolution changing the District's retirement formula to reflect new MOU's approved by the Board. Motion by Director Kamper, seconded by Director Holbrook, to adopt Resolution of Intention to Approve an Amendment to Contract between the Board of Administration, California Public Employees' Retirement System and the Board of Directors of the South San Joaquin Irrigation District.

RESOLUTION OF INTENTION  
TO APPROVE AN AMENDMENT TO CONTRACT  
BETWEEN THE  
BOARD OF ADMINISTRATION  
CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM\  
AND THE  
BOARD OF DIRECTORS  
SOUTH SAN JOAQUIN IRRIGATION DISTRICT  
RESOLUTION # 08-28-L

WHEREAS, the Public Employees' Retirement Law permits the participation of public Agencies and their employees in the Public Employees' Retirement System by the execution of a contract, and sets forth the procedure by which said public agencies may elect to subject themselves and their employees to amendments to said Law; and

WHEREAS, one of the steps in the procedures to amend this contract is the adoption by the governing body of the public agency of a resolution giving notice of its intention to approve an amendment to said contract, which resolution shall contain a summary of the change proposed in said contract; and

WHEREAS, the following is a statement of the proposed change:

To provide Section 21354.4 (2.5% @ 55 Full and Modified formula) for local miscellaneous members.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the above agency does hereby give notice of intention to approve an amendment to the contract between said public agency and the Board of Administration of the Public Employees' Retirement System, a copy of said amendment being attached hereto, as an "Exhibit" and by this reference made a part hereof.

PASSED AND ADOPTED this 23<sup>rd</sup> day of December 2008 by the following roll call vote:

Ayes:	Holbrook	Kamper	Kuil	Schulz	Roos
Noes:	None				

Discuss new software reports and consider approving the District Budget for 2009. Giuntoli gave the Board examples of reports available with the new Springbrook software. She told them there are two options; one with expenditure summary by class (wages, benefits and supplies) and the other by department (engineering, maintenance and clerical). Stein presented the Budget for 2009:

	2008	2009	% Change
Capital Expenditures	\$ 18,737,862	\$ 20,206,100	7.84%
Revenues	\$ 29,593,200	\$ 28,808,365	-2.65%
Expenses	\$ 20,121,697	\$ 24,619,588	22.35%

After discussion the following action was taken. Motion by Director Holbrook, seconded by Director Roos, and unanimously carried, to approve the Budget as submitted.

President Kuil called for Manager's reports:

Hubkey reported:

Fiber breaks have once again accelerated due to acid cleans. Currently there are two trains out of service.

Staff is working on a plan to drain the main pipeline in the event of a water quality event.

Staff is working on installing emergency lighting in the Zenon Building.

Staff finished revising the Plant's Operation Plan.

Atlas Copco is on site repairing our screw compressor.

Rays Radio will be installing a phone radio alarm system for equipment failures.

Battles reported:

All new solar panels are installed; Conergy is still doing tie-ins

We are working with PG&E at the WTP to do coring on the transformer pad.

Looking at a 2/15/09 startup date.

Shields reported

Met with City of Stockton, Stockton East, OID and Tri-Dam to approve the 2009 budget for Goodwin Dam yesterday. SEWD owns 1/3 along with SSJID & OID. At the meeting it was revealed to us that a farmer has drilled a well into the tunnel and is drawing water out, this along with other losses is reason enough for us to look at a measuring gauge at the inlet of the tunnel rather than at the outlet. Tri-Dam Manager Felte is looking into it.

At the Tri-Dam meeting last week Doug Demco gave a presentation and will give another presentation here on January 7, 2009 for officials from TID, City of Stockton and other guests at 10:00 a.m., if any of you wish to attend.

Passed out copies of letters relative to Delta Vision Committee and Water Rights which he said, when you read them, you will find they are not good for us.

President Kuil called for Directors reports:

Director Roos reported that the Finance Committee met with Kevin Martin relative to purchasing some Muni Bonds. He said we gave him authority to do so with caution. He asked about Corporate Notes purchased from AIG. Stein said he would find out.

Director Holbrook reported at the San Joaquin County Advisory Water Committee a press release from the Public Policy Institute of California said the peripheral canal is necessary and the best choice and water rights need to be changed. Dr. Jeffrey A Campbell of UOP wrote a letter disputing their findings.

President Kuil called for closed session. District Counsel announced the Board will discuss one item in closed session:

Conference with legal counsel, anticipated litigation, initiation of litigation. Gov. Code, S., 54956.9. One case.

Upon returning from closed session District 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 Director Roos, seconded by Director Schulz, and unanimously carried, to adjourn to January 13, 2009 at 9:00 a.m.

ATTEST:

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John Stein, Assistant Secretary