

**TRI-DAM PROJECT
MINUTES OF THE JOINT BOARD
OF DIRECTORS REGULAR MEETING**

October 19, 2023
Manteca, California

The Joint Boards of Directors of the Oakdale Irrigation District and the South San Joaquin Irrigation District met in joint session at the office of South San Joaquin Irrigation District in Manteca, California, on the above date for the purpose of conducting business of the Tri-Dam Project, pursuant to the resolution adopted by each of the respective Districts on July 29, 1955.

President Weststeyn called the meeting to order at 9:00 a.m.

OID DIRECTORS

SSJID DIRECTORS

DIRECTORS PRESENT:

ED TOBIAS
LINDA SANTOS
HERMAN DOORNENBAL
BRAD DEBOER

GLENN SPYKSMA
MIKE WESTSTEYN
DAVID ROOS
JOHN HOLBROOK

Also Present:

Summer Nicotero, General Manager, Tri-Dam Project; Sharon Cisneros, Chief Financial Officer, Oakdale Irrigation District; Genna Modrell, Finance Asst., Tri-Dam Project; Peter Rietkerk, General Manager, SSJID; Mia Brown, Counsel, SSJID; Brandon Nakagawa, Water Resources Coordinator, SSJID; Sonya Williams, Finance and Administration Manager, SSJID

PUBLIC COMMENT

No public comment.

CONSENT CALENDAR

- ITEM #1 Approve the regular board meeting minutes of September 21, 2023.**
- ITEM #2 Approve the Financial Statements of the eight months ending August 31, 2023.**
- ITEM #3 Approve the September statement of obligations.**

Director DeBoer moved to approve items 1,2,3 as presented. Director Spyksma seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Santos, Tobias, Holbrook, Roos, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Orvis, Kamper

ACTION CALENDAR

- ITEM #4 Discussion and possible action to authorize the General Manager to execute the Special District Risk Management Authority (SDRMA) 2023/2024 workers compensation coverage policy including Resolutions TDP 2023-09 and 2023-10.**

Director Tobias moved to approve as presented and with the condition the General Manager determine fiscal benefit regarding cancellation of the State Fund Insurance policy. Director Holbrook seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Santos, Tobias, Holbrook, Roos, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Orvis, Kamper

ITEM #5 Discussion and possible action to authorize the General Manager to execute Professional Services Agreement with Liebert Cassidy Whitmore, a Labor Negotiator, for IBEW Contract Negotiations.

Director Santos moved to approve Liebert Cassidy Whitmore as presented. Director Roos seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Santos, Tobias, Holbrook, Roos, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Orvis, Kamper

ITEM #6 Discussion and possible action regarding TDP 2023-11 Surplus Property.

Director Holbrook moved to approve the surplus property and Resolution TDP 2023-11 and strike is not California Air Resource Board compliant portion. Director Santos seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Santos, Tobias, Holbrook, Roos, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Orvis, Kamper

ITEM #7 Discussion and possible action to authorize the General Manager to execute Professional Services Agreement for Tulloch Stability Analysis – HDR Inc.

Director Spyksma moved to approve as presented. Director Doornenbal seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Santos, Tobias, Holbrook, Roos, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Orvis, Kamper

ITEM #8 Discussion and possible action to approve the Beardsley Collection Agreement with the US Forest Service.

Director Santos moved to approve \$160,584 as presented. Director Roos seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Santos, Tobias, Holbrook, Roos, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Orvis, Kamper

ITEM #9 Discussion and possible action to award contract for the FEMA Rockslide Removal Project.

Director DeBoer moved to approve Njirich & Sons, Inc. as presented, authorize the General Manager to execute a construction contract and any associated documents related to the completion of this work and a budget adjustment of \$440,000. Director Holbrook seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Santos, Tobias, Holbrook, Roos, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Orvis, Kamper

Item #10 Discussion and possible action to award contract for the Road Repairs FEMA Sites 1, 2, 3, and 6. *This item will be hand carried.*

Director Doornenbal moved to approve Sierra Mountain Construction, Inc. as presented, authorize the General Manager to execute a construction contract and any associated documents related to the completion of this work and a budget adjustment of \$526,000. Director Spyksma seconded the motion.

COMMUNICATIONS

ITEM #11 Staff Reports:

- A. General Manager, Summer Nicotero
 - Summer Nicotero provided a summary of her report.
- B. Interim Operations Supervisor, Brett Gordon
 - Nothing to add.
- C. Interim Maintenance Supervisor, Daniel Hogue
 - Nothing to add.

ITEM #12 Generation Report

No report.

ITEM #13 Fisheries Studies on the Lower Stanislaus River

No report.

ITEM #14 Directors Comments

Director Roos, Tobias and Weststeyn thanked Summer, Sharon and staff for their efforts.

President Weststeyn recessed to the Tri-Dam Power Authority Board of Commissioners meeting at 9:51 a.m.

The Tri-Dam Project meeting resumed at 9:55 a.m. after the Tri-Dam Power Authority meeting adjourned.

President Weststeyn announced before closed session that the following items would be discussed.

The Board took a brief recess at 9:55 a.m. and convened to Closed Session at 10:11 a.m.

ITEM #19 Closed Session

- 11. a. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Government Code § 54956.9(d)(1)

1. *San Joaquin Tributaries Authority, et al v. California State Water Resources Control Board*
County of Sacramento Superior Court
Case No. JCCP 5013

- b. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant Exposure to Litigation
Government Code § 54956.9(d)(2)
One (1) case
- c. PUBLIC EMPLOYMENT
Government Code § 54957(b)
Represented and Unrepresented Employees

At the hour of 11:51 a.m., the Board reconvened to open session.

Disclosure of reportable actions taken in Closed Session, pursuant to Government Code Section 54957.1: There were no reportable actions taken in closed session.

ADJOURNMENT

President Weststeyn adjourned the meeting at 11:52 a.m.

The next regular board meeting is scheduled for November 16, 2023, at the offices of Oakdale Irrigation District beginning at 9:00 a.m.

ATTEST:

Summer Nicotero, Secretary
Tri-Dam Project