

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

December 15, 2022  
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  
BRAD DeBOER  
TOM ORVIS  
HERMAN DOORNENBAL

DAVE KAMPER  
MIKE WESTSTEYN  
GLENN SPYKSMA  
DAVID ROOS

Director Spyksma arrived at 9:13 a.m.  
Director Holbrook arrived at 10:58 a.m.

**Also, Present:**

Jeff Shields, Interim General Manager; Scot A. Moody, General Manager, Oakdale Irrigation District; Peter Rietkerk, General Manager, South San Joaquin Irrigation District; Sharon Cisneros, Chief Financial Officer, Oakdale Irrigation District; Susan Larson, License Compliance Coordinator, Tri-Dam Project; Genna Modrell, Finance Asst., Tri-Dam Project; Chris Tuggle, Operations and Maintenance Manager, Tri-Dam Project; Andrea Fuller, FishBio; Mia Brown, Counsel, SSJID; Tim Wasiewski, Counsel; Tim O’Laughlin, Counsel, via zoom.

**PUBLIC COMMENT**

No public comment.

**CONSENT CALENDAR**

- ITEM #1    Approve the regular board meeting minutes of November 17, 2022.**
- ITEM #2    Approve the November statement of obligations.**
- ITEM #3    Approve the Financial Statements for the ten months ending October 31, 2022.**

Director Tobias moved to approve items one through three on the consent calendar. Director Kamper seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Orvis, Doornenbal, Tobias, Kamper, Roos, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Santos, Holbrook, Spyksma

## **ACTION CALENDAR**

### **ITEM #4 Discussion and possible action approve the funding for 2023 to contract with FishBio, Inc. and authorize the General Manager to execute the 2023 Amendment to Professional Services Agreement 2021-PSA-1216.**

Tim O'Laughlin provided more detail regarding the stock recruitment component and Andrea Fuller provided a historical summary of activities and responded to Directors questions.

Director DeBoer moved to approve the stock recruitment for \$195,000 and bring the remaining items back in January. Director Spyksma seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Tobias, Kamper, Roos, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Santos, Holbrook

Director Kamper moved to approve an additional \$565,000 for the non-native and rotary screw trap studies. Director Orvis seconded the motion.

The motion failed by the following roll call vote:

AYES: Kamper, Roos, Spyksma, Weststeyn

NOES: DeBoer, Doornenbal, Orvis

ABSTAINING: Tobias

ABSENT: Santos, Holbrook

### **ITEM #5 Review and possible action to approve and adopt the 2023 Draft Budget.**

Sharon Cisneros presented the 2023 draft budget and responded to Director questions.

Director DeBoer moved to approve the 2023 budget. Director Kamper seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Tobias, Kamper, Roos, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Santos, Holbrook

### **ITEM #6 Discussion and possible action to authorize the Interim General Manager to purchase a new General Manager vehicle not to exceed \$74,000.**

Jeff Shields gave the option not to act today stating inventory is stacking up and prices are neutralizing.

Director Orvis moved to table this item until January. Director Spyksma seconded the motion.

The motion passed by the following roll call vote:

AYES: Doornenbal, Orvis, Tobias, Kamper, Roos, Spyksma, Weststeyn

NOES: DeBoer

ABSTAINING: None

ABSENT: Santos, Holbrook

**ITEM #7 Discussion and consider approval of amendment to Interim General Manager employment agreement, extending term of employment to January 14, 2023.**

Jeff Shields advised the Board his current agreement expires December 31, 2023 and the new General Manager will be starting on January 3, 2023. This extension will enable him to provide any assistance if necessary.

Director Tobias moved to approve the extension as presented. Director Kamper seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Tobias, Kamper, Roos, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Santos, Holbrook

**ITEM #8 Review and possible action to approve the General Manager Employment Agreement.**

Jeff Shields advised this agreement mirrored the previous general manager agreement, requiring a three month use of residence versus six months in the previous agreement.

Director DeBoer moved to approve the agreement as presented. Director Roos seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Tobias, Kamper, Roos, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Santos, Holbrook

**DISCUSSION**

**ITEM #9 Discussion regarding 2024 Tri-Dam Power Purchase Agreement status.**

Jeff Shields advised the contract is still being drafted and added that since the declining price structure of \$80 to \$56/MWh was in question, SVP has offered to average it at \$74/MWh.

**COMMUNICATIONS**

**ITEM #10 Staff Reports:**

A. Interim General Manager, Jeff Shields

- Jeff briefly discussed the Goodwin agenda and the letter from Tuolumne County Environmental Health Division.

B. Operations and Maintenance Manager, Chris Tuggle

- Chris advised that Beardsley annual maintenance is completed and he will be getting ready to have the reservoir at 30,000AF at Beardsley and Donnells for run off.

C. License Compliance Coordinator, Susan Larson

- Nothing more to add than what's reported.

**ITEM #11 Generation Report**

No report.

**ITEM #12 Fisheries Studies on the Lower Stanislaus River**

No report.

### **ITEM #13 Directors Comments**

Directors Weststeyn, Orvis and Doornenbal, we still have lots to be thankful for. Director Santos, Bob you have been a tremendous asset to SSJID. Director Tobias, it's been a challenging year and thanked Jeff, Sharon and staff.

*President Weststeyn recessed to the Tri-Dam Power Authority Board of Commissioners meeting at 10:46 a.m.*

*The Tri-Dam Project meeting resumed at 10:58 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 11:10 a.m. and convened to Closed Session at 11:31 a.m.

### **ITEM #14 Closed Session**

18. a. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Government Code § 54956.9(d)(1)
  1. *SJTA v. State Water Resources Control Board*  
Judicial Council Coordination Proceeding 5013
- b. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Possible Initiation of Litigation  
Government Code § 54956.9(d)(4)  
Four (4) cases
- c. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Significant Exposure to Litigation  
Government Code § 54956.9(d)(2)  
Two (2) cases
- d. PUBLIC EMPLOYMENT  
Government Code sec. 54957(b)
  1. Finance & Administrative Manager
  2. Finance Clerk

At the hour of 12:34 p.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 12:36 p.m.

The next regular board meeting is scheduled for January 19, 2023, at the offices of Oakdale Irrigation District beginning at 9:00 a.m.

ATTEST:

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Summer Nicotero, Secretary  
Tri-Dam Project