

**MINUTES**

Oakdale, California  
February 1, 2022

The Board of Directors of the Oakdale Irrigation District invited all to recite the Pledge of Allegiance and then met in Regular Session at the hour of 9:00 a.m. Upon roll call, there were present:

**Directors:** Tom Orvis, President  
Brad DeBoer, Vice President  
Herman Doornenbal  
Linda Santos (via Zoom)  
Ed Tobias

**Staff Present:** Steve Knell, General Manager/Secretary  
Sharon Cisneros, Chief Financial Officer  
Eric Thorburn, Water Operations Manager/District Engineer

**Also Present:** Fred Silva, General Counsel

**ADDITION OR DELETION OF  
AGENDA ITEMS**

There were no items added or deleted.

**FIRST ITEM OF BUSINESS  
ITEM NO. 1**

**ITEM NO. 1**

**ADOPTION OF RESOLUTION OF THE BOARD OF DIRECTORS OF THE OAKDALE  
IRRIGATION DISTRICT (OID) PROCLAIMING A LOCAL EMERGENCY, RATIFYING THE  
PROCLAMATION OF A STATE OF EMERGENCY BY EXECUTIVE ORDER N-29-20 ISSUED ON  
MARCH 4, 2020, AND EXECUTIVE ORDER N-08-21 ON JUNE 11, 2021, WHICH AUTHORIZES  
REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODIES OF OAKDALE  
IRRIGATION DISTRICT FOR THE PERIOD FEBRUARY 1, 2022 THROUGH MARCH 2, 2022  
PURSUANT TO BROWN ACT PROVISIONS**

A motion was made by Director DeBoer and seconded by Director Doornenbal to adopt resolution of the Board of Directors of the Oakdale Irrigation District (OID) proclaiming a local emergency, ratifying the proclamation of a state of emergency by executive order N-29-20 issued on March 4, 2020, and executive order N-08-21 on June 11, 2021, which authorizes remote teleconference meetings of the legislative bodies of Oakdale Irrigation District for the period February 1, 2022 through March 2, 2022 pursuant to Brown Act Provisions, and was voted by the following roll call vote:

Director Tobias	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director Santos	Absent
Director DeBoer	Yes

The motion passed by a 4-0 vote.

Director Santos joined the meeting at 9:06 A.M.

**CONSENT ITEMS****ITEM NOS. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13****ITEM NO. 2****APPROVE THE BOARD OF DIRECTORS' MINUTES OF THE REGULAR MEETING OF  
DECEMBER 14, 2021 AND RESOLUTIONS NOS. 2021-28, 2021-29, 2021-30 AND 2021-31**

A motion was made by Director DeBoer, and seconded by Director Tobias and was unanimously supported, to approve the Board of Directors' Minutes of the Regular Meeting of December 14, 2021 and Resolutions Nos. 2021-28, 2021-29, 2021-30 and 2021-31.

**ITEM NO. 3****APPROVE OAKDALE IRRIGATION DISTRICT  
STATEMENT OF OBLIGATIONS**

A motion was made by Director DeBoer, and seconded by Director Tobias and was unanimously supported, to approve the Oakdale Irrigation District's Statement of Obligations.

**ITEM NO. 4****APPROVE OAKDALE IRRIGATION DISTRICT  
IMPROVEMENT DISTRICT'S STATEMENT OF OBLIGATIONS**

A motion was made by Director DeBoer, and seconded by Director Tobias and was unanimously supported, to approve the Oakdale Irrigation District Improvement District's Statement of Obligations.

**ITEM NO. 5****APPROVE THE TREASURER'S REPORT, AND FINANCIAL STATEMENTS FOR THE ELEVEN  
MONTHS ENDING NOVEMBER 30, 2021**

A motion was made by Director DeBoer, and seconded by Director Tobias and was unanimously supported, to approve the financial statements for the eleven months ending November 30, 2021.

**ITEM NO. 6****APPROVE THE TREASURER'S REPORT AS OF DECEMBER 31, 2021**

A motion was made by Director DeBoer, and seconded by Director Tobias and was unanimously supported, to approve the treasurer's report as of December 31, 2021.

**ITEM NO. 7****APPROVE REJECTION OF CLAIM SUBMITTED BY DENISE BIANCHI**

A motion was made by Director DeBoer, and seconded by Director Tobias and was unanimously supported, to approve rejection of claim submitted by Denise Bianchi.

**ITEM NO. 8****APPROVE RESOLUTION AUTHORIZING THE DISPOSAL OF PROPERTY NO LONGER  
NECESSARY FOR DISTRICT PURPOSES**

A motion was made by Director DeBoer, and seconded by Director Tobias and was unanimously supported, to approve resolution authorizing the disposal of property no longer necessary for District purposes.



**ITEM NO. 9**

**APPROVE EASEMENT MAINTENANCE AGREEMENT ON THE HINDS LATERAL AND  
AUTHORIZE THE GENERAL MANAGER TO ENTER INTO ANY SUCH AGREEMENTS IN THE  
FUTURE FOR OTHER OID FACILITIES (APN: 002-057-043 – DHARAM P. SHARMA)**

A motion was made by Director DeBoer, and seconded by Director Tobias and was unanimously supported, to approve easement maintenance agreement on the Hinds Lateral and authorize the General Manager to enter into any such agreements in the future for other OID facilities (APN: 002-057-043 – Dharam P. Sharma).

**ITEM NO. 10**

**APPROVE AMENDMENT NO. 16 TO PROFESSIONAL SERVICES AGREEMENT 2008-PSA-007  
WITH BOUTIN JONES, INC. FOR REVISED HOURLY RATE SCHEDULE**

A motion was made by Director DeBoer, and seconded by Director Tobias and was unanimously supported, to approve amendment no. 16 to professional services agreement 2008-PSA-007 with Boutin Jones, Inc. for revised hourly rate schedule.

**ITEM NO. 11**

**APPROVE STORM DRAINAGE AGREEMENT ON THE LANGWORTH PIPELINE (APN: 062-010-026 – GORDON BRAKER PLUMBING CONTRACTOR, INC.)**

A motion was made by Director DeBoer, and seconded by Director Tobias and was unanimously supported, to approve storm drainage agreement on the Langworth Pipeline (APN: 062-010-026 – Gordon Braker plumbing contractor, Inc.).

**ITEM NO. 12**

**APPROVE STORM DRAINAGE AGREEMENT ON THE REED POND (APN: 006-012-081 –  
RIVER OAK GRACE CHURCH)**

A motion was made by Director DeBoer, and seconded by Director Tobias and was unanimously supported, to approve storm drainage agreement on the Reed Pond (APN: 006-012-081-River Oak Grace Church).

**ITEM NO. 13**

**APPROVE DISCHARGE AGREEMENT ON THE RIVERBANK LATERAL (APN: 063-028-024 –  
SCONZA CANDY COMPANY)**

A motion was made by Director DeBoer, and seconded by Director Tobias and was unanimously supported, to approve discharge agreement on the Riverbank Lateral (APN: 063-028-024-Sconza Candy Company).

**ACTION CALENDAR**

**ITEMS NOS. 14 - 17**

**ITEM NO. 14**

**REVIEW AND TAKE POSSIBLE ACTION TO PROVIDE STAFF WITH DIRECTION TO PROCEED  
WITH PREFERRED REDISTRICTING OPTION**

A motion was made by Director Santos, and seconded by Director Orvis, to proceed with redistricting option number 1:

Director Tobias	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director Santos	Yes
Director DeBoer	No

The motion passed by a 4-1 vote.

**ITEM NO. 15**

**REVIEW AND TAKE POSSIBLE ACTION TO HOLD A SPECIAL CLOSED SESSION BOARD MEETING ON FEBRUARY 22, 2022 AT 9:00 A.M. TO REVIEW GENERAL MANAGER APPLICATIONS**

A motion was made by Director DeBoer, and seconded by Director Santos, to approve holding a special Board meeting on February 22, 2022 at 9:00 A.M. to review General Manager applications:

Director Tobias	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director Santos	Yes
Director DeBoer	Yes

The motion passed by a 5-0 vote.

**ITEM NO. 16**

**REVIEW AND TAKE POSSIBLE ACTION TO PROCEED WITH SOLICITATION OF BIDS FOR DESIGN AND MATERIALS FOR THE METAL BUILDINGS PROPOSED AT THE OID GREGER FACILITY**

A motion was made by Director Tobias, and seconded by Director DeBoer, to approve solicitation of bids for design and materials for the metal buildings proposed at the OID Greger facility:

Director Tobias	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director Santos	No
Director DeBoer	Yes

The motion passed by a 4-1 vote.

**ITEM NO. 17**

**REVIEW AND TAKE POSSIBLE ACTION TO PROCEED WITH DRAFTING A LETTER OF INTENT TO ESTABLISH A POWER PURCHASE AGREEMENT WITH EMRGY INC. FOR A PHASE 1 HYDROPOWER DEVELOPMENT PROJECT**

A motion was made by Director Tobias, and seconded by Director Doornenbal, to approve drafting a letter of intent to establish a power purchase agreement with Emrgy Inc. for phase 1 hydropower development project:

Director Tobias	Yes
Director Doornenbal	Yes



Director Orvis	Yes
Director Santos	Yes
Director DeBoer	Yes

The motion passed by a 5-0 vote.

## **COMMUNICATIONS**

### **ITEM NO.18**

#### **A. SUMMARY OF DIRECTORS COMMENTS**

##### **Director Doornenbal**

Director Doornenbal stated we should all pray for rain, and that he has had a lot of people asking when water will be brought into the system. Director Doornenbal explained that we will have to wait to see what the hydrology is, to know when water will be brought into the system. He expanded that the hydropower development project with Emrgy Inc. is exciting and a good direction for the District.

##### **Director Santos**

Director Santos stated we need more water, but we have had a good snow pack. She statedd she is looking forward to a good irrigation season this year.

##### **Director Tobias**

Director Tobias stated he is excited about the hydropower development project with Emrgy Inc. He wanted to thank Eric Thorburn, Water Operations Manager/District Engineer, Sharon Cisneros, Chief Financial Officer, Steve Knell, General Manager, fellow Board Members and Staff.

##### **Director DeBoer**

Director DeBoer stated that the District is in good shape. He expanded that we do need to pray for rain for water and to generate electricity at Tri-Dam. He stated he appreciates the prices of water at Oakdale Irrigation District, but stated that is dependent on income from other sources. Director DeBoer ended by stating he is looking forward to a good 2022.

##### **Director Orvis**

Director Orvis shared that by looking at the inflow for the water this year we are sitting at 235,000 ac/ft of the District's 600,000 ac/ft. He agreed that we do need more rain and more snow. Director Orvis reminded customers that Oakdale Irrigation District does provide ag pump rentals for frost protection, to help stretch out to the beginning of the irrigation season. He thanked staff by doing their part to keep the workforce healthy. Director Orvis wanted to point out and thank Eric Thorburn, Water Operations Manager/District Engineer, for getting the Groundwater Sustainability Plan passed yesterday and submitted to the State Water Board. Director Orvis closed by reiterating Director Santos comment to hope for rain and snow, and thanked staff.

#### **B. COMMITTEE REPORTS**

There were no Committee reports.

#### **C. GENERAL MANAGERS REPORT**

General Manager, Steve Knell, discussed the information that was provided in the Board Packet.

#### **D. WATER COUNCIL REPORT**

There was no Water Council report.

At the hour of 10:58 a.m. the Board welcomed public comment.

**PUBLIC COMMENT**  
**ITEM NO. 19**

There being no Public Comment; Public Comment closed at 10:58 a.m. and the Board Meeting continued.

At 11:00 a.m., President Orvis read the items to be discussed in Closed Session and opened for Public Comment on these items.

There was no public comment.

At the hour of 11:00 a.m. Public Comment Closed and the Board reconvened to Closed Session.

**CLOSED SESSION**  
**ITEM NO. 20:**

- A. **Government Code §54957 – Public Employment: General Manager**  
(update regarding search for new General Manager)
- B. **Government Code §54956.9(d)(4) – Anticipated Litigation (1 case)**
- C. **Government Code §54956.9(d)(1) – Existing Litigation**  
SJTA, et al. v. State Water Resources Control Board  
Judicial Council Coordination Proceeding 5013
- D. **Government Code §54956.9(d)(1) – Existing Litigation**  
California Sportfishing Protection Alliance v. Eastern San Joaquin  
Groundwater Authority et al.  
Case No. CV-20-001720
- E. **Government Code §54956.9(d)(1) – Existing Litigation**  
Maria Ruiz Perez, et al., v. Oakdale Irrigation District, et al.  
Case No. CV-19-004901
- F. **Government Code §54956.8 – Conference Real Property Negotiator**  
Negotiating Parties: South San Joaquin Irrigation District, Chicken  
Ranch Rancheria Band of Me-Wuk Indians,  
Tuolumne River Agencies  
Property: Water  
Agency Negotiators: General Manager and Water Counsel  
Under Negotiations: Price and Terms
- G. **Government Code §54956.8 – Conference Real Property Negotiator**  
Negotiating Parties: Hoekstra Dairy  
Property: Clavey House  
Agency Negotiators: General Manager and Chief Financial Officer



Under Negotiations: Price and Terms

At the hour of 1:09 p.m. the Board reconvened to Open Session.

Coming out of Closed Session, President Orvis stated there were no reportable actions:

**OTHER ACTION**  
**ITEM NO. 21**

At the hour of 1:10 p.m. the meeting was adjourned. A Special Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, February 22, 2022 at 9:00 a.m.** The Next regular Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, March 1, 2022 at 9:00 a.m.** Details can be obtained by calling (209) 847-0341.

The next Joint Board Meeting of the South San Joaquin and Oakdale Irrigation Districts serving the Tri-Dam Projects and Tri-Dam Authority and other joint business matters is scheduled for **Thursday, February 17, 2022 at 9:00 a.m.** via teleconference and hosted by South San Joaquin Irrigation District. Details can be obtained by calling (209) 249-4600.



Thomas D. Orvis, President  
Board of Directors

Attest:

  
Steve Knell, P.E.  
General Manager/Secretary

