

## **MINUTES**

Oakdale, California  
May 2, 2017

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: Steve Webb, President  
Herman Doornenbal, Vice President  
Gary Osmundson  
Gail Altieri  
Linda Santos

Staff Present: Steve Knell, General Manager/Secretary  
Jason Jones, Support Services Manager  
Eric Thorburn, Water Operations Manager  
Kathy Cook, Chief Financial Officer

Also Present: Fred A. Silva, General Counsel

### **ADDITION OR DELETION OF AGENDA ITEMS**

There were no additions or deletions of Agenda Items.

### **ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE**

There were no items taken out of sequence.

At the hour of 9:02 a.m. the Board welcomed public comment.

### **PUBLIC COMMENT ITEM NO. 1**

There being no Public Comment; Public Comment closed at 9:02 a.m. and the Board Meeting continued.

**CONSENT ITEMS**  
**ITEM NOS. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14**

**ITEM NO. 2**  
**APPROVE THE BOARD OF DIRECTORS**  
**MINUTES OF THE SPECIAL MEETING OF APRIL 18, 2017**  
**AND RESOLUTION NOS. 2017-44, 2017-45, AND 2017-46**

A motion was made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve the Board of Directors' Minutes of the Special Meeting of April 18, 2017 and Resolution Nos. 2017-44, 2017-45, and 2017-46.

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

A motion was made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve the Oakdale Irrigation District Statement of Obligations.

**ITEM NO. 4**  
**APPROVE THE MONTHLY TREASURER AND CHIEF FINANCIAL**  
**OFFICER'S REPORT FOR THE MONTH ENDING MARCH 31, 2017**

A motion was made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve the monthly Treasurer and Chief Financial Officer's Report for the month ending March 31, 2017.

**ITEM NO. 5**  
**APPROVE ASSIGNMENT OF**  
**CAPITAL WORK ORDER NUMBERS**

A motion as made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve the assignment of the following Capital Work Order Numbers:

<u>Facility</u>	<u>Project Description</u>	<u>Estimated Cost</u>	<u>Work Order No.</u>
South Main Canal	Two-Mile Bar construction of 5,949 LF tunnel.	\$16,820,353	2017-013
Paulsell Lateral	Install 3-18"x22' 100 PSI PIP PVC, 1-18" 45 deg elbow, 1-18" 11.25 deg elbow, 1-18" coupler, 1-12"x7.5' Fresno 101C slide gate, 1-5'x7' precast MBI w/ starter coupler and misc. appurtenances. (APN: 008-001-018)	86,900	2017-014
Lambuth Drain	Install 1-drop inlet structure with trash rack and air vent assembly, 2-36" starter couplers, 20 LF-30" 100 PSI PIP PVC, 1-concrete connection collar and 15 tons of rip rap. (APN: 002-016-014)	36,600	2017-015
Lambuth Drain	Install 2,200 linear feet of six-strand barbed wire fence. (APN: 002-016-014)	16,900	2017-016

**ITEM NO. 6**  
**APPROVE PAYMENT OF CLAIM**  
**PRESENTED BY CROSS A. DAIRY, LP**

A motion as made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve the payment of claim presented by Cross A. Dairy, LP in the sum of \$700.

**ITEM NO. 7**  
**APPROVE WORK RELEASE NO. 028 TO GENERAL SERVICES**  
**AGREEMENT 2013-GSA-032 WITH NORTHERN STEEL, INC. FOR CUTTING,**  
**BENDING, AND PLACEMENT OF REBAR FOR ONE (1) EA. STANDARD**  
**DROP INLET STRUCTURE LOCATED ON THE LAMBUTH DRAIN**

A motion was made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve Work Release No. 028 to General Services Agreement 2013-GSA-032 with Northern Steel, Inc. for cutting, bending, and placement of rebar for one (1) ea. standard drop inlet structure located on the Lambuth Drain.

**ITEM NO. 8**  
**APPROVE WORK RELEASE NO. 029 TO GENERAL SERVICES**  
**AGREEMENT 2013-GSA-032 WITH NORTHERN STEEL, INC. FOR CUTTING,**  
**BENDING, AND PLACEMENT OF REBAR FOR ONE (1) EA. STANDARD**  
**DROP INLET STRUCTURE LOCATED ON THE PAULSELL LATERAL**

A motion was made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve Work Release No. 029 to General Services Agreement 2013-GSA-032 with Northern Steel, Inc. for cutting, bending, and placement of rebar for one (1) ea. standard drop inlet structure located on the Paulsell Lateral.

**ITEM NO. 9**  
**APPROVE WORK RELEASE NO. 066 TO PROFESSIONAL**  
**SERVICES AGREEMENT 2009-PSA-015 WITH GIULIANI & KULL,**  
**INC. FOR PROFESSIONAL SERVICES TO PREPARE A PLAT**  
**AND LEGAL DESCRIPTION MONUMENT PRESERVATION FOR**  
**TWO-MILE BAR TUNNEL PROJECT THROUGH APN: 063-130-41**

A motion was made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve Work Release No. 066 to Professional Services Agreement 2009-PSA-015 with Giuliani & Kull, Inc. for professional services to prepare a plat and legal description monument preservation for Two-Mile Bar Tunnel Project through APN: 063-130-41.

**ITEM NO. 10**  
**APPROVE PURCHASE ONE (1) 72" ROLLING**  
**TOOL CHEST FROM STRICTLY TOOL BOXES ( BUDGETED)**

A motion was made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve the purchase of one (1) 72" rolling tool chest from Strictly Tool Boxes (budgeted).

**ITEM NO. 11**  
**APPROVE PURCHASE OF ONE (1) AIR CONDITIONING RECOVERY**  
**RECYCLE RECHARGE MACHINE FROM MOTOR PART DISTRIBUTORS (BUDGETED)**

A motion as made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve the purchase of one (1) air conditioning recovery recycle recharge machine from Motor Part Distributors (Budgeted).

**ITEM NO. 12**  
**APPROVE RESOLUTION TO SURPLUS DISTRICT PROPERTY**

A motion as made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve the Resolution to Surplus District Property.

**ITEM NO. 13**  
**APPROVE DEFERRED CONDITIONS OF APPROVAL**  
**AGREEMENT (APNS: 064-027-022/023 – RIGHTFORK FOUNDATION**  
**AND DOUGLAS T. HOLZUM AND JENNIFER A. HOLZUM)**

A motion was made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve the Deferred Conditions of Approval Agreement (APNS: 064-027-022/023 – Rightfork Foundation, Douglas T. Holzum and Jennifer A. Holzum).

**ITEM NO. 14**  
**APPROVE ENCROACHMENT PERMIT AND**  
**AGRICULTURAL DISCHARGE PERMIT ON THE HIRSCHFELD**  
**LATERAL (APN: 207-290-31 – KENNETH W. GRACE)**

A motion was made by Director Doornenbal, seconded by Director Osmundson, and unanimously supported to approve the Encroachment Permit and the Agricultural Discharge Permit on the Hirschfeld Lateral (APN: 207-290-31 – Kenneth W. Grace).

The above Consent Items passed 5-0 by the following votes:

Ayes:	Directors Webb, Doornenbal, Osmundson, Altieri, Santos
Noes:	None
Absent:	None

**ACTION CALENDAR**  
**ITEMS NOS. 15**

**ITEM NO. 15**  
**REVIEW AND TAKE POSSIBLE ACTION ON THE**  
**RE-SCHEDULING OF THE SECOND BOARD MEETING IN MAY**

A motion was made by Director Webb, seconded by Director Altieri, and unanimously supported to cancel the second Board Meeting in May.

The motion passed 5-0 by the following vote:

Ayes:	Directors Webb, Doornenbal, Osmundson, Altieri, Santos
Noes:	None
Absent	None

**COMMUNICATIONS**  
**ITEM NO. 16**

**A. GENERAL MANAGERS REPORT**

General Manager Steve Knell reported on various operations of the District.

**B. COMMITTEE REPORTS**

There were no committee reports.

**C. DIRECTORS COMMENTS**

Director Santos

Director Santos stated that the final count for the recall election should be certified this week. She thanked everyone for their tremendous effort with this recall. Director Santos stated that the best thing that came out of this recall was that she got to interact and meet more people than she would have normally in her lifetime.

Director Altieri

Directors Altieri stated that she confronts wrong head on. Director Altieri discussed an issue involving a miscommunication with the scheduling of water on the Crouch Lateral.

At the hour of 9:18 a.m. the Board adjourned to Closed Session

**CLOSED SESSION**  
**ITEM NO. 17**

- A. Government Code §54956.9(d)(1) - Existing Litigation (4 cases)**  
*Oakdale Groundwater Alliance, Frobose, Brichetto, et al. v. Oakdale Irrigation District*  
*Oakdale Irrigation District v. Linda Santos, Gail Altieri, et al.,*  
*Chris Lewis v. Oakdale Irrigation District*  
*Gregory L. Ellis, et al., v. Oakdale Irrigation District*
- B. Government Code §54956.9(d)(2)(3) – Significant Exposure to Litigation**  
One (1) Case

At the hour of 10:11 a.m. the Board reconvened to open session.

Coming out of Closed Session the following reportable action was made:

Closed Session 17.A.

*Oakdale Groundwater Alliance; Frobose, Brichetto, et al. v. Oakdale Irrigation District*

A motion was made by Director Santos and seconded by Director Altieri to not pursue an appeal, to comply with the Judge's Decision to do an Environmental Impact Report (EIR) for the On-Farm Conservation Project to get the project back on track, and was voted as follows:

Ayes:	Directors Santos, Altieri
Noes:	Directors Webb, Doornenbal, Osmundson
Absent:	None

Motion failed by a vote of 2-3.

A motion was made by Director Doornenbal and seconded by Director Osmundson to appeal the Judge's Decision, and was voted as follows:

Ayes:	Directors Webb, Doornenbal, Osmundson
Noes:	Directors Santos, Altieri
Absent:	None

Motion passed by a vote of 3-2.

Closed Session 17.A.

*Oakdale Irrigation District v. Linda Santos, Gail Altieri, et al.,*

A motion was made by Director Santos and seconded by Director Altieri to dismiss the frivolous lawsuit filed by the three Board members against Director Santos and Director Altieri. The motion failed 2-3 by the following roll call vote:

Director Altieri	Yes
Director Santos	Yes

Director Doornenbal	No
Director Osmundson	No
Director Webb	No

**OTHER ACTION**  
**ITEM NO. 18**

At the hour of 10:13 a.m. the meeting was adjourned. The next Regular Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, June 6, 2017 at 6:00 p.m.** in the board room at 1205 East F Street, Oakdale, CA.

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, May 18, 2017 at 9:00 a.m.** in the board room of the Oakdale Irrigation District, 1205 East F Street, Oakdale, CA.

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Steve Webb, President

Attest:

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Steve Knell, P.E., Secretary