

MINUTES

Oakdale, California
July 23, 2019

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

Directors: Tom Orvis, President
Gail Altieri, Vice President
Herman Doornenbal
Brad DeBoer
Linda Santos

Staff Present: Steve Knell, General Manager/Secretary
Jason Jones, Support Services Manager
Eric Thorburn, Water Operations Manager
Sharon Cisneros, Chief Financial Officer
Kim Bukhari, Human Resources Analyst

Also Present: Fred Silva, General Counsel

ADDITION OR DELETION OF AGENDA ITEMS

There were no additions or deletion of agenda items.

ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE

General Manager Steve Knell requested that the Closed Session, Item 15`, be moved to follow Public Comment due to the fact that Water Counsel Tim O'Laughlin had another conference call scheduled with South San Joaquin Irrigation District at 10:00 a.m.

At the hour of 9:03 a.m. the Board welcomed public comment.

PUBLIC COMMENT ITEM NO. 1

There being no Public Comment; Public Comment closed at 9:05 a.m. and the Board Meeting continued.

At the hour of 9:05 a.m. the meeting adjourned to Closed Session.

CLOSED SESSION
ITEM NO. 15

A. Government Code §54956.8 – Conference with Property Negotiator

Negotiating Parties: OID, SSJID, BOR
Property: Water
Agency Negotiators: General Manager and Water Counsel
Under Negotiations: Terms and Conditions

B. Government Code §54956.9(d)(1) - Existing Litigation

SJTA, et al. v. State Water Resources Control Board

C. Government Code §54956.9(d)(1) - Existing Litigation (3 cases)

In re PG&E Corporation, U.S. Bankruptcy Court Case No. 19-30088-DM
SJTA, et al. v. State Water Resources Control Board
Oakdale Irrigation District v. Linda Santos, Gail Altieri, et al.

Water Counsel Tim O’Laughlin conferenced into the Closed Session by phone.

At the hour of 10:02 a.m. the Board reconvened to open session.

Coming out of Closed Session President Orvis reported the following:

15.A. The Board unanimously authorized Water Counsel Tim O’Laughlin to proceed with negotiations with the Bureau of Reclamation.

15.B. The Board unanimously authorized Water Counsel Tim O’Laughlin to proceed with discussions and negotiations with the State of California.

CONSENT ITEMS
ITEM NOS. 2, 3, 4, 5, 6, 7, 8, 9, 10

ITEM NO. 2
APPROVE THE BOARD OF DIRECTORS’
MINUTES OF THE MEETING OF JULY 2, 2019

A motion was made by Director Altieri, seconded by Director Santos, and was unanimously supported to approve the Board of Directors' Minutes of the Meeting of July 2, 2019.

ITEM NO. 3
APPROVE OAKDALE IRRIGATION
DISTRICT'S STATEMENT OF OBLIGATIONS

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

ITEM NO. 4
APPROVE RESOLUTIONS AND CONTRACTS WITH
STANISLAUS AND SAN JOAQUIN COUNTIES FOR PLACEMENT
OF DELINQUENT FIXED CHARGES ON THE 2019/2020 TAX ROLL

A motion was made by Director Altieri, seconded by Director Santos, and was unanimously supported to approve the Resolutions and Contracts with Stanislaus and San Joaquin Counties for placement of delinquent fixed charges on the 2019/2020 tax roll.

ITEM NO. 5
APPROVE BOARD ATTENDANCE TO THE
2019 CSDA ANNUAL CONFERENCE SEPTEMBER 26
TO SEPTEMBER 28, 2019 IN ANAHEIM, CALIFORNIA

A motion was made by Director Altieri, seconded by Director Santos, and was unanimously supported to approve the Board's attendance to the 2019 CSDA Annual Conference September 26 to September 28, 2019 in Anaheim, California.

ITEM NO. 6
APPROVE AMENDMENT NO. 007 TO GENERAL
SERVICES AGREEMENT 2013-GSA-038 WITH VALLEY AIR
CONDITIONING & HEATING FOR REVISED RATE SCHEDULE

A motion was made by Director Altieri, seconded by Director Santos, and was unanimously supported to approve the Amendment No. 007 to General Services Agreement 2013-GSA-038 with Valley Air Conditioning & Heating for Revised Rate Schedule.

ITEM NO. 7
APPROVE WORK RELEASE NO. 091 TO PROFESSIONAL
SERVICES AGREEMENT 2009-PSA-015 WITH GIULIANI & KULL,
INC. TO PROVIDE SURVEYING SERVICES AND PLAT AND LEGAL
DESCRIPTIONS FOR IMPROVEMENT DISTRICT 51 WITHIN
APN: 010-034-079 AND SURROUNDING 150' RADIUS INFLUENCE AREA

A motion was made by Director Altieri, seconded by Director Santos, and was unanimously supported to approve Work Release No. 091 to Professional Services Agreement 2009-PSA-015 with Giuliani & Kull, Inc. to provide surveying services and plat and legal descriptions for

Improvement District 51 within APN: 010-034-079 and surrounding 150' radius influence area.

ITEM NO. 8
APPROVE ACCEPTANCE OF DEDICATION OF WATER SERVICE
CONNECTION FOR THE MCINTYRE RESIDENCE (APN: 010-046-033 – MCINTYRE)

A motion was made by Director Altieri, seconded by Director Santos, and was unanimously supported to approve acceptance of dedication of water services connection for McIntyre residence (APN: 010-046-033 – McIntyre).

ITEM NO. 9
APPROVE REQUEST FOR NEW CONNECTION OF
SUBSTANDARD PARCEL (APN: 002-043-042 – ODOM)

A motion was made by Director Altieri, seconded by Director Santos, and was unanimously supported to approve the request for new connection of substandard parcel (APN: 002-043-042 – Odom).

ITEM NO. 10
APPROVE REQUEST FOR NEW CONNECTION OF
SUBSTANDARD PARCEL (APN: 002-043-043 – COX)

A motion was made by Director Altieri, seconded by Director Santos, and was unanimously supported to approve request for new connection of substandard parcel (APN: 002-043-043 – Cox).

ACTION ITEMS
ITEM NO. 11, 12, 13

ITEM NO. 11
REVIEW AND TAKE POSSIBLE ACTION ON
DONATION REQUEST OF CHILDREN'S GUARDIAN FUND

A motion was made by Director Santos, seconded by Director Altieri, and was unanimously supported to donate the sum of \$1,500 to Children's Guardian Fund.

ITEM NO. 12
REVIEW AND TAKE POSSIBLE ACTION TO PROVIDE STAFF
DIRECTION ON GOING OUT FOR SOLICITATION ON A 5-YEAR OUT-OF-DISTRICT
WATER SALE PROGRAM TO OID'S SPHERE OF INFLUENCE LANDS

A motion was made by Director Doornenbal to approve the District going out for solicitation on a 5-Year-Out-of-District Water Sale Program, with the following amendments to the program:

- a. To make the deadline for submission of a Solicitation of Interest form sixty (60) days;
and
- b. To hold one workshop.

The motion failed for lack of a second.

A motion was made by Director Santos and seconded by Director DeBoer to approve the District going out for solicitation on a 5-Year-Out-of-District Water Sale Program, with the following amendments to the program:

- a. To change the deadline date for submission of a Solicitation of Interest Form to September 30, 2019
- b. To hold one workshop as soon as possible within the first 45 days of the deadline date; and
- c. To change the second sentence of bullet point four under "Preliminary Eligibility Criteria" of the Solicitation of Interest Form to state, "Temporary or new turnouts may be permissible under certain criteria determined by the OID's Water Operations Manager. The turnout needs to be completed before water will be made available."

The motion and second opened up the item for discussion by the Board and the public.

Following discussion, Director Santos amended her motion.

A motion was made by Director Santos and seconded by Director DeBoer to approve the District going out for solicitation on a 5-Year-Out-of-District Water Sale Program, with the following amendments to the program:

- a. To change the deadline date for submission of a Solicitation of Interest Form to September 30, 2019
- b. To hold one workshop as soon as possible within the first 45 days of the deadline date; and
- c. To change the second sentence of bullet point four under "Preliminary Eligibility Criteria" of the Solicitation of Interest Form to state, "Temporary or new turnouts may be permissible under certain criteria determined by the OID's Water Operations Manager. The turnout needs to be completed before water will be made available."
- d. To delete the last paragraph entitled "Special Note" from the Solicitation of interest Form; and
- e. To change the last sentence in the first paragraph of the Solicitation of Interest Form to state, "Any applications not submitted and received during this period may limit your ability to receive out-of-district water in any subsequent year of the Program."

The motion and second opened up the item for discussion by the Board and the public.

Following discussion, Director Santos amended her motion.

A motion was made by Director Santos and seconded by Director DeBoer and was unanimously approved to approve the District going out for solicitation on a 5-Year-Out-of-District Water Sale Program, with the following amendments to the program:

- a. To change the deadline date for submission of a Solicitation of Interest Form to September 30, 2019
- b. To hold one workshop as soon as possible within the first 45 days of the deadline date; and
- c. To change the second sentence of bullet point four under "Preliminary Eligibility Criteria" of the Solicitation of Interest Form to state, "Temporary or new turnouts may be permissible under certain criteria determined by the OID's Water Operations Manager. The turnout needs to be completed before water will be made available."
- d. To delete the last paragraph entitled "Special Note" from the Solicitation of interest Form; and
- e. To change the last sentence in the first paragraph of the Solicitation of Interest Form to state, "Any applications not submitted and received during this period may limit your ability to receive out-of-district water in any subsequent year of the Program."
- f. To add to the Solicitation of Interest Form that a determination on the availability of surplus water will be made prior to March of each year of the Program.

ITEM NO. 13
REVIEW AND TAKE POSSIBLE ACTION TO DIRECT STAFF TO
DEVELOP AND EXECUTE A WORK RELEASE TO JACOBS
ENGINEERING (FORMERLY CH2M HILL) TO PREPARE A CEQA DOCUMENT
TO COVER THE 5-YEAR OUT-OF-DISTRICT WATER SALE PROGRAM

A motion was made by Director DeBoer, seconded by Director Doornenbal, and was unanimously approved to authorize the General Manager to develop and execute a Work Release to Jacobs Engineering for the preparation of a CEQA Document to cover the 5-Year Out-of-District Water Sale Program.

COMMUNICATIONS
ITEM NO. 14

A. GENERAL MANAGERS REPORT

General Manager Steve Knell discussed the information contained in the Board packet under Communications.

B. COMMITTEE REPORTS

There were no committee reports.

C. DIRECTORS COMMENTS

Director Altieri

Director Altieri stated that she is concerned about the high and variable flows in the river and asked General Manager Steve Knell if he could clarify. General Manager Steve Knell stated the Stanislaus Operating Group (SOG), which consists of federal and state agencies and not the irrigation districts, make all the decisions on the river's flow schedule without consulting us. There was nothing he could offer on their thinking for the flow changes they continue to make.

Director Doornenbal

Director Doornenbal had no comments.

Director Santos

Director Santos stated that she was glad to see lots of people in the audience. She stated that it is important that they participate and she thanked everyone for attending. She thanks staff for doing all of the prep work putting the 5-Year Out-of-District Water Sale Program together. She stated that she is glad that we are moving forward with this Program.

Director DeBoer

Director DeBoer stated that he had an interesting trip to Idaho and back. What's interesting is how many irrigation canals there are through Nevada and Southern and Northern Idaho; everywhere we went it seemed like there were irrigation canals. In our irrigation magazine they talk about all of these little districts and as you read about them you glean some information and they really are everywhere.

Director Orvis

Director Orvis stated that the Farm Bureau continues to meet with Congressman Harder on farming and regional water issues that Harder is working on. Director Orvis stated that Director Santos had asked at the last meeting about night meetings and asked staff to address at next meeting. Director Orvis thanked the public for their patience in working with the changed meeting schedule this morning.

He remarked that before the next meeting for the Directors to think about and tell him what laterals their water comes from because they lead back to the history of the District. He also stated that there may be an opportunity to have another Board fieldtrip to the south side of the District and to visit the Van Lier, some of the other facilities and some of the facilities that we are changing. He stated that there is a lot of external interest from people in the systems OID has built and continues to build. He stated that Congressman Harder asked to be part of the group the next time so he could see what OID has done.

Director Orvis reminded the Directors that their evaluations for General Counsel, Water Counsel, and General Manager are due next Monday the 29th and if they are not submitted they will not be included. We will be doing the evaluations in Closed Session on the 6th.

Director Orvis reminded the Directors that the August 6, 2019 Board Meeting will begin at 8:00 a.m.

OTHER ACTION
ITEM NO. 16

At the hour of 11:29 a.m. the meeting was adjourned. The next Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, August 6, 2019 at 8:00 a.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, August 15, 2019 at 9:00 a.m.** in the board room of the South San Joaquin Irrigation District, 11011 East High way 120, Manteca, CA.

Thomas D. Orvis, President

Attest:

Steve Knell, P.E., Secretary