

MINUTES

Oakdale, California
September 12, 2023

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

Directors: Tom Orvis, President
Brad DeBoer, Vice President
Linda Santos
Herman Doornenbal
Ed Tobias

Staff Present: Scot A. Moody, General Manager/Secretary
Sharon Cisneros, Chief Financial Officer
Eric Thorburn, District Engineer/Water Operations Manager
Joe Kosakiewicz, Construction and Maintenance Manager
Michael Ballinger, IT Systems Administrator

Also Present: Fred Silva, General Counsel
Kim Tarantino, Provost & Pritchard
Scott Lewis, Provost & Pritchard

ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE

General Manager, Scot Moody, requested Consent Item number 7 be removed from the Consent calendar and discussed separately.

At the hour of 9:04 a.m., the Board welcomed public comment.

PUBLIC COMMENT

There was no public comment.

Public Comment closed at 9:04 a.m. and the Board Meeting continued.

A recess was taken at 9:05 a.m.

At the hour of 9:07 a.m., the Board reconvened to Closed Session.

CLOSED SESSION
ITEM NO. 1

- 1 Government Code § 54956.9(d)(2) – Potential Exposure to Litigation – 1 case

Closed session to discuss the following:

The August 28, 2023, Bid protest letter regarding North Main Canal Tunnels 3 & 4 Rehabilitation Project.

At the hour of 9:22 a.m. the Board took a short recess prior to reconvening to open session.

At the hour of 9:24 a.m., the Board reconvened to open session.

Coming out of Closed session, President Orvis stated there were no reportable actions.

CONSENT CALENDAR
ITEM NOS. 2-6 AND 8-11

- 2 Approve the **Board of Directors Minutes of the Regular Meeting of August 1, 2023**
- 3 Approve **Oakdale Irrigation District's** Statement of Obligations
- 4 Approve **OID Improvement Districts'** Statement of Obligations
- 5 Approve Rejection of Claim Submitted by Bounsack Sengphachanh
- 6 Approve Rejection of Claim Submitted by B&D Law Group, APLC on behalf of Keira Hernandez

(ITEM NO. 7 AND 11 PULLED)

- 8 Approve Board attendance at the 2023 ACWA Fall Conference and Expo November 28th through 30th, 2023 in Indian Wells, California
- 9 Approve the Treasurer's Report and Financial Statements for The Seven Months Ending July 31, 2023
- 10 Approve Purchase of One (1) 2024 Three Axle Class Eight Dump Truck from Interstate Truck Center
- 11 Approve temporary entry permit with Bureau of Reclamation for gravel injection
(PULLED FOR FURTHER DISCUSSION)

A motion was made by Director Doornenbal, and seconded by Director Deboer to reject Item No. 7, Approve rejection of claim submitted by Aiman-Smith & Marcy on behalf of Cari McCormick.

A motion was made by Director Deboer, and seconded by Director Doornenbal to approve Item No. 11, approve temporary entry permit with Bureau of Reclamation for gravel injection. Director Deboer proposed approval of a 1-year term instead of a 5-year term, renewable upon completion and requested preparation of a letter from Staff expressing concerns.

A motion was made by Director Santos, and seconded by Director Deboer, to approve the above noted Consent Calendar items:

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

The motion passed by a 5-0 vote.

At the hour of 9:34 a.m. the Board welcomed public comment.

Public Comment closed at 9:34 a.m. and the Board meeting continued.

ACTION CALENDAR
ITEM NOS. 12 – 19

Item No. 12

Review and take possible action to award bid to Njirich & Sons Inc., as the lowest responsive and responsible bidder for the North Main Canal Tunnels 3 & 4 Rehabilitation Project and authorize General Manager to execute associated change orders

A motion was made by Director Deboer, and seconded by Director Santos, to approve review and take possible action to award bid to Njirich & Sons, Inc., as the lowest responsive and responsible bidder for the North Main Canal Tunnels 3 & 4 Rehabilitation Project and Authorize General Manager to execute associated change orders:

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

The motion passed by a 5-0 vote.

Item No. 13

Review and take possible action to approve Work Release No. 45 to Professional Services Agreement 2009-PSA-001 with Provost & Pritchard, Inc. to provide construction management and Quality Assurance Services for the Oakdale Irrigation District North Main Canal Tunnels 3 & 4 Rehabilitation Project

A motion was made by Director Doornenbal, and seconded by Director Santos, to approve Work Release No. 45 to Professional Services Agreement 2009-PSA-001 with Provost & Pritchard, Inc. to provide construction management and Quality Assurance Services for the Oakdale Irrigation District North Main Canal Tunnels 3 & 4 Rehabilitation:

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

The motion passed by a 5-0 vote.

Item No. 14

Review and take possible action regarding OID Potentially Joining the Valley AG Water Coalition

A motion was made by Director Doornenbal, and seconded by Director Tobias, to approve joining the Valley Ag Water Coalition:

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

The motion passed by a 5-0 vote.

Item No. 15

Review and take possible action to adopt a resolution authorizing the disposal of property no longer necessary for district purposes and authorizing staff to proceed with sale of APN 063-014-030 ID 41 Well Site #3

A motion was made by Director Doornenbal, and seconded by Director Santos, to approve resolution to adopt the disposal of property no longer necessary for district purposes and authorizing staff to proceed with sale of APN 063-014-030 ID 41 Well Site #3:

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

The motion passed by a 5-0 vote.

Item No. 16

Review and take possible action to approve revisions to the OID Rules and Regulations

A motion was made by Director Tobias, and seconded by Director Deboer, to approve revisions to the OID Rules and Regulations:

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

The motion passed by a 4-1 vote.

Item No. 17

Review and take possible action to continue to provide irrigation water after the end of the water year on September 30, 2023 to in-district lands only

A motion was made by Director Santos, and seconded by Director Deboer, to approve action to provide irrigation water after the end of the water year on September 30, 2023 to in-district lands only:

Director Orvis	Yes
Director DeBoer	Yes
Director Santos	Yes

Director Tobias	Yes
Director Doornenbal	Yes

The motion passed by a 5-0 vote.

Item No. 18

Review and take possible action regarding OID potentially granting the Me-Wuk Tribe an extension of time to complete CEQA in our Water Transfer Agreement

A motion was made by Director Santos, and seconded by Director Doornenbal, to approve action regarding OID potentially granting the Me-Wuk Tribe an extension of time to complete CEQA in our Water Transfer Agreement:

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

The motion passed by a 5-0 vote.

Item No. 19

Review and take possible action regarding OID potentially sponsoring the Magnolia Elementary School 4th Grade class to view the salmon run at Knights Ferry

A motion was made by Director Deboer, and seconded by Director Santos, to approve sponsoring the Magnolia Elementary School 4th Grade class to view the salmon run at Knights Ferry:

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

The motion passed by a 5-0 vote.

COMMUNICATIONS
ITEM NOS. 20-23

Item No. 20
Directors' Comments/Suggestions

Director Santos:

Director Santos stated she attended the SJTA meeting and they are currently looking for an Executive Director.

She attended the Tri-Dam meeting and was pleased with the direction the new General Manager is going. Several employees expressed that they are also pleased with the changes that have been implemented. Director Santos feels there is more structure.

Director Santos attended the CSDA Conference with Director Tobias and General Manager Moody and felt it was interesting and productive. She felt that for the first time the conference was more tailored to what we do and was impressed with the Safety Coordinator who was very knowledgeable and a great resource.

Director Santos also attended the 61st Harvest Luncheon at MJC and sat with Modesto Irrigation District's Board and General Manager. She spoke with Congressman Duarte and Senator Gil regarding water issue in the works right now.

Director DeBoer:

Director DeBoer expressed that he was thankful for the gossip mill of OID. He could not sign into his computer and mentioned it to the Board President. On Sunday he requested help from Michael Ballinger and thanked him for his assistance in accessing his computer.

Director DeBoer also expressed that he is thankful for all of the employees of OID that go out of their way and how hard the ditch tenders work to get us the water when we need it, especially when coming up to harvest.

Director Doornenbal:

Director Doornenbal did not have any comment.

Director Tobias:

Director Tobias attended the CSDA Monterey Conference and felt that the most valuable session was the Board Responsibilities and Liabilities. He sent the handouts to the Board outlining State Law.

Director Tobias expressed a friendly reminder that this time of year there are almonds on the ground, rotations change, delivery points change, things get plugged. Just a friendly reminder to avoid flooding.

Director Orvis:

President Orvis reminded everyone to spray safe. President Orvis also informed the group regarding employee safety and the grower safety track. Ensure that you have an updated permit. He expressed that training and tests are available. Be aware of QAL/QAC rules. If an Applicator's Certificate is necessary you cannot get fumigate. This change occurs on January 1st. You will not be able to purchase pills or tablets until you've taken the test. President Orvis mentioned that the Department of Pesticide Regulations will be training on the NOI and other rules they are considering at this time.

Director Orvis thanks staff for a job well done, especially Michael Ballinger.

Director Orvis sat in on part of the budget process and realized sometimes you've got to lay it all out there and it allows people to make decisions and the team to put something together that this Board will approve.

Director Orvis mentioned that General Manager Moody's memo reminds us that we cannot rely on Tri-Dam all the time.

Director Orvis thanks the public for their attendance at today's meeting.

Item No. 21
Committee Reports

There were no committee reports.

Item No. 22
General Manager's report on the status of OID activities

General Manager, Scot Moody, attended the CSDA Conference in Monterey and sat in on the "Censorship/Ethics Complaints in the Board Room" discussion. He mentioned that the end of the season BBQ for the employees is tentatively scheduled for November 9th.

GM Moody discussed the August Water Report.

There was some discussion regarding delay in crops, seeing a slowdown in September instead of August.

There was some discussion/update regarding out-of-district water.

There was some discussion regarding the solar project.

There was an update regarding status of the Greger Facility.

There was some discussion regarding the turbines.

Item No. 23
Water Counsel Report

There was no report from Water Counsel.

President Orvis read the items to be discussed in closed session and opened for public comment on these items.

President Orvis discussed the upcoming Board meetings and addressed Mr. Rivera regarding the schedule.

There was no public comment.

At the hour of 10:56 a.m. public comment closed, the Board took a recess and reconvened to closed session at 11:08 a.m.

CLOSED SESSION
ITEM NO. 24 and 25

24 Government Code §54956.9(d)(2) – Potential Exposure to Litigation – 2 cases

25 Government Code §54957(b)(1) – Personnel Evaluation (two items)

President Orvis mentioned the next Tri-Dam meeting will be held at OID in Oakdale on September 21, 2023. President Orvis also mentioned that 'the next Regular Board Meeting is scheduled for Tuesday, October 3, 2023 at 9:00 a.m.

At the hour of 12:08 p.m. the board reconvened to open session.

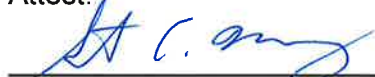
No reportable action.

OTHER ACTION

At the hour of 12:08 p.m. the meeting was adjourned. The next Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, October 3, 2023, 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 Project and Tri-Dam Authority and other joint business matters is scheduled for **Thursday, October 19, 2023, at 9:00 a.m.** at the office of South San Joaquin Irrigation District, 11011 East Highway 120, Manteca CA.

Attest:



Scot A. Moody
General Manager/Secretary



Thomas D. Orvis, President
Board of Directors