

MINUTES

Oakdale, California
July 7, 2020

The Board of Directors of the Oakdale Irrigation District met in Regular Session following the Financing Corporation Meeting. 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
Sharon Cisneros, 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

Director Orvis stated that Item 17.B. will precede Item 17.A. in Closed Session.

At the hour of 9:09 a.m. the Board welcomed public comment.

PUBLIC COMMENT ITEM NO. 1

There being no Public Comment; Public Comment closed at 9:10 a.m. and the Board Meeting continued.

HEARING CALENDAR
ITEM NO. 2

ITEM NO. 2

PUBLIC HEARING AND CERTIFICATION OF THE IMPROVEMENT DISTRICT NO. 51 (ID 51) MEMBERSHIP VOTE TO AUTHORIZE THE OAKDALE IRRIGATION DISTRICT (OID) TO PROCEED WITH THE PURCHASE AND ACQUISITION OF THE PROPOSED WELL SITE PROPERTY AND 50' CONTROL ZONE EASEMENT AS TRUSTEE OF ID 51; AND AUTHORIZE OID TO USE FUNDS CONTAINED IN THE ID 51 RESERVE FUND TO PAY FOR THE FINAL ACTUAL COST OF THE PROJECT (ESTIMATED \$93,482)

Water Operations Manager Eric Thorburn, appearing via teleconference, gave some background information on Improvement District No. 51.

At the hour of 9:15 a.m. Director Orvis opened up the hearing to the public. There were no members of the public wishing to make a public comment and the Public Hearing was closed at the hour of 9:15 a.m.

Water Operations Manager Eric Thorburn deferred the vote of Improvement District No. 51 to the Clerk of the Board, Lori Fitzwater-Presley.

Clerk of the Board, Lori Fitzwater-Presley stated that Improvement District No. 51 (ID 51) voted to authorize the Oakdale Irrigation District (OID) to proceed with the purchase and acquisition of the proposed well site property and 50' control zone easement as Trustee of ID 51 and authorized OID to use the funds contained in the ID 51 Reserve Fund to pay for the final actual cost of the Project estimated to be \$93,482, by the following vote:

Ayes: 27
Unreturned Ballots: 52 (A non-vote is considered a vote of approval.)
Noes: 2

Membership Vote passed by 79-2

A motion was made by Director Doornenbal, seconded by Director DeBoer and was unanimously supported to certify the vote of Improvement District No. 51 (ID51) to authorize the Oakdale Irrigation District (OID) to proceed with the purchase and acquisition of the proposed well site property and 50' control zone easement as Trustee of ID 51 and authorize OID to use the funds contained in the ID 51 Reserve Fund to pay for the final actual cost of the Project estimated to be \$93,482, by the following roll call vote:

Director Altieri	Yes
Director Santos	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director DeBoer	Yes

The motion passed by a 5-0 vote.

Director Altieri requested that Item No. 4 be pulled from the Consent Calendar.

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

ITEM NO. 3
APPROVE THE BOARD OF DIRECTORS' MINUTES OF THE
REGULAR MEETING OF JUNE 2, 2020 AND RESOLUTION NO. 2020-26

A motion was made by Director Altieri, seconded by Director Doornenbal, and was unanimously supported to approve the Board of Directors' Minutes of the Regular Meeting of June 2, 2020 and Resolution No. 2020-26 by a roll call vote of 5-0.

ITEM NO. 5
APPROVE OID IMPROVEMENT DISTRICT'S STATEMENT OF OBLIGATIONS

A motion was made by Director Altieri, seconded by Director Doornenbal, and was unanimously supported to approve the OID Improvement District's Statement of Obligations by a roll call vote of 5-0.

ITEM NO. 6
APPROVE MONTHLY TREASURER'S REPORT AND FINANCIAL
STATEMENTS FOR THE FIVE MONTHS ENDING MAY 31, 2020

A motion was made by Director Altieri, seconded by Director Doornenbal, and was unanimously supported to approve the Monthly Treasurer's Report and Financial Statements for the five months ending May 31, 2020 by a roll call vote of 5-0.

ITEM NO. 7
APPROVE RESOLUTIONS AND CONTRACTS WITH
STANISLAUS AND SAN JOAQUIN COUNTIES FOR PLACEMENT
OF DELINQUENT FIXED CHARGES ON THE 2020/2021 TAX ROLLS

A motion was made by Director Altieri, seconded by Director Doornenbal, and was unanimously supported to approve the resolutions and contracts with Stanislaus and San Joaquin Counties for placement of delinquent fixed charges on the 2020/2021 tax rolls by a roll call vote of 5-0.

ITEM NO. 7
APPROVE RENEWAL OF GROUP LIFE
INSURANCE WITH PRINCIPAL LIFE INSURANCE COMPANY

A motion was made by Director Altieri, seconded by Director Doornenbal, and was unanimously supported to approve the renewal of the Group life Insurance with Principal Life Insurance Company by a roll call vote of 5-0.

ITEM NO. 8
APPROVE AWARD OF BID TO PAPE KENWORTH FOR
ONE (1) 2020/2021 TWO AXLE WATER TRUCK CLASS SIX
AND ONE (1) 2020/2021 THREE AXLE WATER TRUCK CLASS EIGHT

A motion was made by Director Altieri, seconded by Director Doornenbal, and was unanimously supported to award the bid to Pape Kenworth for the purchase of One (1) 2020/2021 two axle water truck class six and one (1) 2020/2021 three axle water truck class eight for a total sum of \$347,343.27 by a roll call vote of 5-0.

The above Consent Item Nos. 3, 5, 6, 7, 8, 9 were voted by the following roll call vote:

Director Altieri	Yes
Director Santos	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director DeBoer	Yes

The motion passed by a 5-0 vote.

PULLED CONSENT CALENDAR
ITEM NO. 4

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

A motion was made by Director Altieri, seconded by Director Santos, and was unanimously supported to approve the Oakdale Irrigation District's Statement of Obligations by the following roll call vote:

Director Altieri	Yes
Director Santos	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director DeBoer	Yes

The motion passed by a 5-0 vote.

WORKSHOP
ITEM NO. 10

ITEM NO. 10
UPDATE ON THE PROPOSED 5-YEAR
OUT-OF-DISTRICT WATER SALE PROGRAM

General Manager Steve Knell gave the Board and the public an update on the proposed 5-Year Out-of-District Water Sale Program.

Water Counsel, Tim O’Laughlin and Tim Wasiewski participated in the discussion via teleconference.

At the hour of 10:42 a.m. public comment was opened. Several members from the public commented on this item.

ACTION CALENDAR
ITEM NOS. 11, 12, 13

ITEM NO. 11
REVIEW AND TAKE POSSIBLE ACTION TO APPROVE WORK RELEASE
NO. 019 TO PROFESSIONAL SERVICES AGREEMENT 2009-PSA-002 WITH
CH2M HILL ENGINEERS, INC. OUTLINING THE SCOPE OF WORK FOR THE
PREPARATION OF THE ENVIRONMENTAL IMPACT REPORT FOR
THE 5-YEAR OUT-OF-DISTRICT WATER SALES PROGRAM (PROGRAM)

A motion was made by Director DeBoer, seconded by Director Doornenbal and was unanimously supported to table the item to a date uncertain for further discussion and was voted by the following roll call vote:

Director Altieri	Yes
Director Santos	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director DeBoer	Yes

The motion passed by a 5-0 vote.

ITEM NO. 12
REVIEW AND TAKE POSSIBLE ACTION TO ACCEPT LATE SUBMISSION OF AN
APPLICATION FOR THE PROPOSED 5-YEAR OUT OF-DISTRICT SALES PROGRAM

Director DeBoer recused himself and left the meeting at 10:46 a.m.

A motion was made by Director Santos and was seconded by Director Altieri to accept the late submission of an Application for the Proposed 5-Year Out-of-District Sales Program and was voted by the following roll call vote:

Director Altieri	Yes
Director Santos	Yes
Director Doornenbal	Yes
Director Orvis	No

The motion passed by a 3-1 vote.

At the hour of 10:54 a.m. Director DeBoer returned to the meeting.

ITEM NO. 13
REVIEW AND TAKE POSSIBLE ACTION TO
RECEIVE AND FILE THE ANNUAL FINANCIAL
REPORT FOR THE YEAR ENDED DECEMBER 31, 2019

Chief Financial Officer Sharon Cisneros gave a PowerPoint presentation on the Annual Financial Report for the Year Ended December 31, 2019.

A motion was made by Director Altieri, seconded by Director DeBoer, and was unanimously supported to receive and file the Annual Financial Report for the Year Ended December 31, 2019 and was voted by the following roll call vote:

Director Altieri	Yes
Director Santos	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director DeBoer	Yes

The motion passed by a 5-0 vote.

DISCUSSION
ITEM NOS. 14, 15

ITEM NO. 14
DISCUSSION ON ARCHITECTURAL DESIGN AD HOC
COMMITTEE MEETING WITH ARCHITECT TETER ON THE
NEW HEADQUARTERS ON GREGER AND KAUFMAN ROADS

The Architectural Design Ad Hoc Committee met with Architect Teter on June 30, 2020.

Director DeBoer stated that the Committee met with two representatives from Teter and looked at the re-design of the new building. The Committee requested Teter to split the re-design into two phases. The Committee felt that the District might receive a more aggressive bid on two separate buildings rather than one Project.

Director Orvis stated that this is another step in the process. Director Orvis stated that there is no commitment in moving forward with this project and that there is still a large concern about the cost.

ITEM NO. 15
DISCUSSION ON DIRECTOR SANTOS'S REQUEST TO
SUSPEND THE VOLUMETRIC BILLING FOR 2020 IRRIGATION SEASON

After a lengthy discussion, Director Orvis recommended referring this item to the Finance Committee for discussion. Following the Finance Committee Meeting, this matter will be brought back to the full Board for further action.

COMMUNICATIONS
ITEM NO. 16

A. GENERAL MANAGERS REPORT

General Manager Steve Knell had no comments and referred everyone to the information contained in the Board packet under Communications.

B. COMMITTEE REPORTS

Architectural Design Ad Hoc Committee Meeting, June 30, 2020

This item was previously discussed on the agenda.

C. SUMMARY OF DIRECTORS COMMENTS

Director Altieri

Director Altieri stated that at the February Board Meeting the Board was given the proposals received from the RFP that was prepared for a General Counsel. Director Altieri asked what has happened with the firms who had shown an interest. Director Orvis requested that this be agendized on the next Board Meeting.

Director Santos

Director Santos stated that it was interesting to see everyone again and she looks forward to all being in the same room. Director Santos stated that she looks forward to getting the 5-year plan sorted out as well as the suspension of the volumetric charge for the people of our District.

Director Doornenbal

Director Doornenbal had no comments.

Director DeBoer

Director DeBoer thanked staff for making the video conferencing happen. He stated that he was going to go to the Damrell house for today's meeting to join Directors Santos and Altieri but was told that only two people would show up on the camera and he would not have been able to be seen.

Director Orvis

Director Orvis thanked IT for setting up the video conferencing on the new large screen in the Board Room. He stated that this will be a nice change for presentations. He thanked staff for continuing to keep the District safe. He wished everyone and their families to remain safe and healthy.

At the hour of 11:56 a.m. Director Orvis opened public comment to the items in Closed Session.

Robert Frobose commented on Closed Session Item 17.A.

At the hour of 12:14 p.m. the meeting adjourned into Closed Session.

CLOSED SESSION
ITEM NO. 18

- A. **Government Code §54956.9(d)(1) – Existing Litigation (2 Cases)**
SJTA, et al. v. State Water Resources Control Board
Tri-Dam Project, OID and SSJID v. Linda Santos
- B. **Government Code §54957.6 - Conference with Labor Negotiator**
Agency Negotiator: General Manager
Unrepresented Employee: General Manager

Closed Session Item 17.B. was discussed first in Closed Session and the General Manager Steve Knell left the Board Room.

General Manager Steve Knell returned to the Board Room.

At the hour of 1:30 p.m. Director Santos recused herself from Closed Session and left the Board Room.

At the hour of 2:05 a.m. Directors Santos returned to the Board Room and the Board reconvened to open session.

Coming out of Closed Session, Director Orvis stated that there were two reportable actions:

Item 17.A. The Board unanimously approved to clarify the language contained in the General Manager's contract in Exhibit "B" under Deferred Compensation, to state "An IRS Section 457 plan is available with District providing a matching contribution of 2% of employee's annual salary above Management Group level;" and was voted by the following roll call vote:

Director Altieri	Yes
Director Santos	Yes
Director Doornenbal	Yes
Director Orvis	Yes
Director DeBoer	Yes

The motion passed by a 5-0 vote.

Item 17.B. Tri-Dam, OID, SSJID v. Linda Santos

The Board approved designating President Orvis, Director DeBoer, and the General Manager Steve Knell as the District's representatives at the mediation with the latitude to negotiate a settlement in the best interests of the District and was voted by the following roll call vote:

Director Altieri	Abstained
Director Doornenbal	Yes
Director Orvis	Yes
Director DeBoer	Yes

The motion passed by a 3-0 with one abstention.

OTHER ACTION
ITEM NO. 23

At the hour of 2:10 p.m. the meeting was adjourned. The next Regular Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, July 21, 2020 at 9:00 a.m.** via teleconference. 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, July 16, 2020 at 9:00 a.m.** via teleconference and hosted by OID. Details can be obtained by calling (209) 847-0341.

Thomas D. Orvis, President

Attest:

Steve Knell, P.E., Secretary