

MINUTES

Oakdale, California
December 14, 2021

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 9:01 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 (via Zoom)

Also Present: Fred Silva, General Counsel
Tim O'Laughlin, Water Counsel

**ADDITION OR DELETION OF
AGENDA ITEMS**

There were no items added or deleted.

ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE

General Manager, Steve Knell requested that Consent Item No. 4 be taken out of sequence to be addressed prior to the Public Hearing Calendar.

**PUBLIC HEARING
ITEM NOS. 1 – 2**

ITEM NO. 1

**PUBLIC HEARING AND POSSIBLE ACTION TO APPROVE RESOLUTION ADOPTING THE
MODESTO SUBBASIN GROUNDWATER SUSTAINABILITY PLAN AND AUTHORIZING THE
SUBMISSION TO THE DEPARTMENT OF WATER RESOURCES**

The General Manager, Steve Knell gave background information on the Modesto Sub-Basin Groundwater Sustainability Plan.

At the hour of 9:07 a.m. President Orvis opened the public hearing on the adoption of the Modesto Sub-Basin Groundwater Sustainability Plan.

There were no public comments and at the hour of 9:08 a.m. the public hearing closed.

A motion was made by Director Doornenbal and seconded by Director Tobias to approve the Resolution Adopting the Modesto Sub-Basin Groundwater Sustainability Plan and authorizing the submission to the Department of Water Resources and was voted by the following roll call vote:

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. 2
PUBLIC HEARING AND POSSIBLE ACTION DIRECTING STAFF TO PROCEED WITH A
REDISTRICTING PROPOSAL

The General Manager, Steve Knell gave background information on the redistricting requirements and staff's next steps to proceed.

At the hour of 9:12 a.m. President Orvis opened the public hearing directing staff to proceed with a redistricting proposal.

At the hour of 9:13 a.m. the public hearing closed.

The Board of Director's gave direction to staff to determine what the deviation is and if it exceeds the 10% contingency then staff will review and bring back options to the January 11, 2022 meeting.

Director, Linda Santos requested that Item No. 8 be pulled from the Consent Calendar.

CONSENT ITEMS
ITEM NOS. 3, 5, 6, 7, 9, 10, 11

ITEM NO. 3
APPROVE THE BOARD OF DIRECTORS' MINUTES OF THE REGULAR MEETING OF
NOVEMBER 2, 2021 AND RESOLUTIONS NOS. 2021-26 AND 2021-27

A motion was made by Director Tobias, and seconded by Director Doornenbal and was unanimously supported, to approve the Board of Directors' Minutes of the Regular Meeting of November 2, 2021 and Resolutions Nos. 2021-26 and 2021-27.

ITEM NO. 5
APPROVE OAKDALE IRRIGATION DISTRICT
STATEMENT OF OBLIGATIONS

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

ITEM NO. 6
APPROVE OAKDALE IRRIGATION DISTRICT
IMPROVEMENT DISTRICT'S STATEMENT OF OBLIGATIONS

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

ITEM NO. 7

APPROVE THE TREASURER'S REPORT, AND FINANCIAL STATEMENTS FOR THE TEN MONTHS ENDING OCTOBER 31, 2021

A motion was made by Director Tobias, and seconded by Director Doornenbal and was unanimously supported, to approve the financial statements for the ten months ending October 31, 2021.

ITEM NO. 9

APPROVE RESOLUTION ADOPTING THE OAKDALE IRRIGATION DISTRICT'S 2022 INVESTMENT POLICY

A motion was made by Director Tobias, and seconded by Director Doornenbal and was unanimously supported, to approve resolution adopting the Oakdale Irrigation District's 2022 Investment Policy.

ITEM NO. 10

APPROVE RESOLUTION AUTHORIZING THE DISPOSAL OF PROPERTY NO LONGER NECESSARY FOR DISTRICT PURPOSES

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

ITEM NO. 11

APPROVE THE EMPLOYEE 2022 OFFICIAL SALARY AND WAGE SCHEDULES EFFECTIVE JANUARY 2, 2022

A motion was made by Director Tobias, and seconded by Director Doornenbal and was unanimously supported, to approve the employee 2022 official salary and wage schedules effective January 2, 2022.

PULLED CONSENT CALENDAR

ITEM NO. 4

APPROVE 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 DECEMBER 14, 2021 THROUGH JANUARY 13, 2022 PURSUANT TO BROWN ACT PROVISIONS

A motion was made by Director DeBoer, and seconded by Director Doornenbal, to approve 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 December 14, 2021 through January 13, 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	Abstained
Director DeBoer	Yes

The motion passed by a 4-0 with 1 abstention vote.

ITEM NO. 8

**APPROVE AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT 2021-PSA-001
WITH TIM O'LAUGHLIN A PROFESSIONAL LAW CORPORATION FOR REVISED HOURLY
RATE SCHEDULE**

A motion was made by Director Doornenbal, and seconded by Director Tobias, to approve amendment No. 1 to professional services agreement 2021-PSA-001 with Tim O'Laughlin A Professional Law Corporation for revised hourly rate schedule, and was voted by the following roll call vote:

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

The motion passed by a 4-1 vote.

ACTION CALENDAR
ITEMS NO. 12

ITEM NO. 12

**REVIEW AND TAKE POSSIBLE ACTION ON THE DONATION REQUEST OF THE CALIFORNIA
FARM WATER COALITION**

A motion was made by Director Doornenbal, and seconded by Director Tobias, to increase the donation request to the California Farm Water Coalition to \$5,000:

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

The motion passed by a 5-0 vote.

DISCUSSION
ITEM NO. 13

ITEM NO. 13

**DISCUSSION ON WHETHER OID SHOULD BE POSITIONING ITSELF TO SEEK FEDERAL
FUNDING UNDER THE NEW INFRASTRUCTURE BILL**

General Manager, Steve Knell discussed potential opportunities for the District for federal funding under the new infrastructure bill.

COMMUNICATIONS
ITEM NO.14

A. SUMMARY OF DIRECTORS COMMENTS

Director Santos

Director Santos verified her affirmative vote at the Tri-Dam Meeting for the increase of Mr. O'Laughlin's professional service agreement. She expanded that Mr. O'Laughlin's responsibilities and duties at Tri-Dam are different than those at Oakdale Irrigation District. She stated that during her time on the Board, litigation has not always been affirmative for OID and has cost the District money, therefore she voted no to increase Mr. O'Laughlin's professional service agreement. Director Santos stated she went to the Tri-Dam Christmas Dinner and she thought it was a very nice event and was able to speak to many employees and their families. She expanded that it was a very enjoyable time, and added that she is thrilled with the amount of water we are getting. Director Santos closed by wishing everyone a Merry Christmas.

Director Tobias

Director Tobias mentioned he attended the ACWA Fall Conference, and enjoyed the conference and getting the opportunity to meet people and make good connections. He thanked all the employees for a great year and their hard work. Director Tobias closed by wishing everyone a Merry Christmas.

Director Doornenbal

Director Doornenbal agreed with Director Tobias wishing everyone a Merry Christmas. He expanded that all the employees have been doing a wonderful job, and that OID has good people working for the District, and he said they are very much appreciated.

Director DeBoer

Director DeBoer stated he attended the ACWA Fall Conference and expanded on some takeaways that he gathered from the conference such as changes to the Brown Act, a finance program on section 115 trusts, and he spoke with Joaquin Esquivel, Chair on the California Water Board. Director DeBoer found that the ACWA Fall Conference was very productive and beneficial. He also stated he attended the Tri-Dam employee appreciation dinner. He had the opportunity to sit with several employees who had good feedback on the work they were doing at Tri-Dam, which Mr. DeBoer states is a testament for the management staff. Director DeBoer added that OID has a great staff, and knows that people are bearing extra loads, and they are stepping up and getting the work completed. He expanded that he knows there were a lot of people out sick this year with COVID and he never saw any kind of hiccup in the operations of the District, so he thanked staff for a great job this year. Director DeBoer closed by wishing everyone a Merry Christmas, and thanking the Lord for the rain.

Director Orvis

Director Orvis stated a District is not a District and a business is not a business without their employees and so he thanked the employees that keep the District running. He thanked his fellow Board members for their participation, and reiterated his appreciation for the employees and wished them a Merry Christmas and Happy New Year. Director Orvis mentioned he also attended the ACWA Fall Conference and said it was a great opportunity to have direct access to the member of the State Water Board. Director Orvis closed by thanking everyone for their dedication to the organization.

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

Water Council, Tim O'Laughlin, discussed some water topics in regards to the Oakdale Irrigation District.

At the hour of 10:23 a.m. the Board welcomed public comment.

PUBLIC COMMENT **ITEM NO. 15**

There was one public comment from Robert Frobose.

There being no further Public Comment; Public Comment closed at 10:28 a.m. and the Board Meeting continued.

At 10:29 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 10:31 a.m. Public Comment Closed and the Board reconvened to Closed Session.

CLOSED SESSION **ITEM NO. 16:**

- A. **Government Code §54957 – Public Employment: General Manager**
(update regarding search for new General Manager)
- B. **Government Code §54956.8 – Conference Real Property Negotiator**
Negotiating Parties: Me-Wuks, Tuolumne River Agencies, OOD Lands
Property: Water
Agency Negotiators: General Manager and Water Counsel
Under Negotiations: Price and Terms
- C. **Government Code §54956.8 – Conference Real Property Negotiator**
Negotiating Parties: SSJID
Property: Water
Agency Negotiators: General Manager and Water Counsel
Under Negotiations: 1988 Agreement Terms
- D. **Government Code §54956.9(b) – Exposure to Litigation: 1 case**
- E. **Government Code §54956.9(c) – Initiation of Litigation: 1 case**
- F. **Government Code §54956.9(d)(1) – Existing Litigation**
SJTA, et al. v. State Water Resources Control Board
Judicial Council Coordination Proceeding 5013

At the hour of 1:24 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. 17

At the hour of 1:25 p.m. the meeting was adjourned. The Next regular Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, January 11, 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, December 16, 2021 at 9:00 a.m.** via teleconference and hosted by Oakdale 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