

**AGENDA
OAKDALE IRRIGATION DISTRICT
BOARD OF DIRECTORS
REGULAR MEETING
APRIL 4, 2023**

A complete copy of the Agenda packet will be available on the Oakdale Irrigation District website www.oakdaleirrigation.com

If you would like to join the meeting virtually instead of in person, please see the below options:

- [To join the meeting via teleconference](#), click [HERE](#) or go to www.oakdaleirrigation.com and select "View Meetings Online".
- [To participate in the meeting via telephone](#), dial in at 1 (669) 900-9128, Access Code: 358-572-1867 #, the message will ask for a participant ID, just press # again. If you experience technical difficulties, please contact our IT Systems Administrator Michael Ballinger at (209) 896-6887.

Public comments may be submitted in advance via email to nfiez@oakdaleirrigation.com no later than 4:30 p.m. on the day before the meeting. If you wish to make public comments during the live teleconference, you may alert the Board President at the time public comments are called for. Pursuant to Government Code section 54954.3(b)(1), public comment on an Agenda Item is limited to five (5) minutes.

CALL TO ORDER: 9:00 a.m. District Office Boardroom
1205 East F Street, Oakdale, California

PLEDGE OF ALLEGIANCE

ROLL CALL: Brad DeBoer, Herman Doornenbal, Tom Orvis, Linda Santos, Ed Tobias

ADDITIONS OR DELETION OF AGENDA ITEMS

ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE

PUBLIC COMMENT: The Board of Directors welcomes participation in its meetings. This time is provided for the public to address the Directors of the District on matters of concern that fall within the jurisdiction of the Board that are not on the agenda.

Because matters being discussed are not on the agenda there should be no expectation of discussion or comment by the Board except to properly refer the matter for review or action as appropriate. Matters concerning District operations or responsibilities can be addressed prior to Board meetings by contacting District Management or Directors. In this manner, your concerns can be addressed expeditiously.

The Oakdale Irrigation District Board pledges to be respectful, truthful, knowledgeable, productive and unified in conducting the people's business. The Board believes in conducting its business using respectful and civil dialogue and would request that the public conduct itself in a similar fashion in their presentations. Disrespectful and threatening behavior will not be tolerated.

It is not required, but speakers may provide their name and address. Public Comments will be limited to five minutes per speaker

A. Consent Calendar:

	Page No.
1 Approve the Board of Directors' Minutes of the Regular Meeting of March 7, 2023	3
2 Approve Oakdale Irrigation District's Statement of Obligations	9
3 Approve OID Improvement Districts' Statement of Obligations	15
4 Approve the Treasurer's Report as of February 28, 2023	18
5 Approve the Draft Financial Statements for the Twelve Months Ending December 31, 2022	34
6 Approve the Financial Statements for the One Month Ending January 31, 2023	42
7 Adopt Resolution to Abandon a Portion of the Union Lateral and Formally Adopt the New Alignment of OID's Union Lateral and Higgins Pipeline as District Facilities (APNs: 010-016-012, 010-017-003, and 010-073-020)	50
8 Adopt Resolution to Quitclaim Two Existing Union Lateral Easements (APNs: 010-017-003 and 010-073-020)	53

B. Action Calendar:

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9 Review and take possible action to Adopt Resolution Approving A Temporary Water Transfer Agreement by and between Oakdale Irrigation District, South San Joaquin Irrigation District, and Stockton East Water District	63
10 Review and take possible action to Adopt Resolution Approving A Notice of Exemption Under CEQA for A Temporary Water Transfer Agreement by and between Oakdale Irrigation District, South San Joaquin Irrigation District, and Stockton East Water District	66
11 Review and take possible action to Approve the 2023 OID Agricultural Scholarships	72
12 Review and take possible action to Approve Oppose Position on Legislative Bills AB460, AB676, AB1337, SB389, and Authorize the Board President to Take Positions on Future Legislative Bills if Time Does Not Permit for Presentation to the Full Board of Directors	73

C. Discussion:

	Page No.
13 Discussion on Postponement of Notice of Determination for A Negative Declaration under CEQA for the Transfer of Water by Oakdale Irrigation District and South San Joaquin Irrigation District to Stockton East Water District	92
14 Discussion Regarding OID Having an Online Presence in Addition to the OID Website	93

D. Communications:

- 15 Directors' Comments/Suggestions
- 16 Committee Reports
 - Public Relations Committee – March 7, 2023
 - Finance Committee – March 21, 2023
 - Water/Engineering Committee – March 21, 2023
- 17 General Manager's report on the status of OID activities
- 18 Water Counsel report

E. Closed Session:

- 19 Government Code §54956.9(d)(2) – Potential Exposure to Litigation – 3 cases

F. Adjournment:

- The next Regular Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, May 2, 2023, at 9:00 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 Project** and **Tri-Dam Power Authority** and other joint business matters is scheduled for **Thursday, April 20, 2023, at 9:00 a.m.** at the office of South San Joaquin Irrigation District, 11011 East Highway 120, Manteca, CA.

Writings distributed to Board Members in connection with the open session items on this agenda are available for public inspection in the office of the Board Secretary. Any person who has a question concerning any of the agenda items may call the Executive Assistant at (209) 840-5507.

ADA Compliance Statement: In compliance with the Americans with Disability Act, if you need special assistance to participate in this meeting, please contact the Executive Assistant at (209) 840-5507. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to this meeting.



PUBLIC COMMENT

BOARD MEETING OF APRIL 4, 2023



AGENDA ITEMS CONSENT CALENDAR

BOARD MEETING OF APRIL 4, 2023

BOARD AGENDA REPORT

Date: April 4, 2023
Item Number: 1
Staff: Scot A. Moody

SUBJECT: APPROVE THE BOARD OF DIRECTORS' MINUTES OF THE REGULAR MEETING OF MARCH 7, 2023

RECOMMENDED ACTION: Approve the Board of Directors' Minutes of the Regular Meeting of March 7, 2023

ATTACHMENTS:

- Draft Minutes of the Board of Directors' Meeting of March 7, 2023

Board Motion:

Motion by: _____ Second by: _____

VOTE:

Orvis (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No) Tobias (Yes/No)

Action(s) to be taken:

MINUTES

Oakdale, California
March 7, 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
Herman Doornenbal
Linda Santos
Ed Tobias

Staff Present: Scot A. Moody, General Manager/Secretary
Sharon Cisneros, Chief Financial Officer

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

ACTION TO TAKE VARIOUS ITEMS OUT OF SEQUENCE

There were no items taken out of sequence.

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

PUBLIC COMMENT

There was no public comment.

Public Comment closed at 9:03 a.m. and the Board Meeting continued.

At 9:03 a.m., Vice President DeBoer 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 9:03 a.m. public comment closed, the Board reconvened to closed session at 9:03 a.m.

CLOSED SESSION **ITEM NO. 1**

Closed Session to discuss the following:

- 1 Government Code §54957.6 – Conference with Labor Negotiators
Negotiating Parties: General Manager, Human Resources Administrator
Represented Organization: Operating Engineers Union Local No. 3
Unrepresented Organization: Non-Exempt Confidential, Exempt Supervisory and Exempt Management Bargaining Groups

At the hour of 9:43 a.m. the Board reconvened to open session.

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

Director Doornenbal requested Consent Item No. 6 be pulled for discussion.

CONSENT CALENDAR
ITEM NOS. 2, 3, 4, 5, 7, 8

- 2 Approve the Board of Directors' Minutes of the Regular Meeting of February 7, 2023, and the Minutes of the Special Meeting of February 14, 2023
- 3 Approve Oakdale Irrigation District's Statement of Obligations
- 4 Approve OID Improvement Districts' Statement of Obligations
- 5 Approve the Draft Treasurer's Report as of January 31, 2023
- 7 Approve the Non-Represented Employee 2022 Official Salary and Wage Schedule Effective July 1, 2022
- 8 Approve the Non-Represented Employee 2023 Official Salary and Wage Schedule Effective January 1, 2023

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

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

The motion passed by a 5-0 vote.

ITEM NO. 6

- 6 Approve Board Attendance at the ACWA/JPIA Spring Conference May 8 – May 11, 2023, in Monterey, California

Director Orvis requested the above editorial change to Item No. 6

A motion was made by Director DeBoer, and seconded by Director Santos, to approve Consent Item No. 6 as amended by Tom Orvis:

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

The motion passed by a 5-0 vote.

ACTION CALENDAR
ITEM NOS. 9 - 11

Item No. 9

Review and take possible action to Adopt a Resolution Approving Water Availability for the 10-Year Out-of-District Water Sale Program During the 2023 Irrigation Season

A motion was made by Director Tobias, and seconded by Director Doornenbal, to adopt resolution approving water availability for the 10-Year Out-of-District Water Sale Program during the 2023 irrigation season:

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

The motion passed by a 5-0 vote.

Item No. 10

Review and take possible action to Adopt a Resolution Accepting the Memorandum of Understanding with the Operating Engineers Local Union No. 3 Bargaining Group Effective March 12, 2023

A motion was made by Director Santos, and seconded by Director Orvis, to adopt a resolution accepting the memorandum of understanding with the Operating Engineers Local Union No. 3 Bargaining Group effective March 12, 2023:

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

The motion passed by a 5-0 vote.

Item No. 11

Review and take possible action to Approve the Operating Engineers Local Union No. 3 Employee 2023 Official Salary and Wage Schedule Effective March 12, 2023

A motion was made by Director DeBoer, and seconded by Director Santos, to approve the Operating Engineers Local Union No. 3 employee 2023 official salary and wage schedule effective March 12, 2023:

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

The motion passed by a 5-0 vote.

DISCUSSION CALENDAR
ITEM NOS. 12 - 14

Item No. 12

Discussion on the Start of the 2023 Irrigation Season

General Manager, Scot Moody discussed the unknown future start date of the 2023 irrigation season. The Board of Directors and the public will be notified when the District has a better idea of a closer start date.

Item No. 13

Discussion/Presentation on the District's Surface Water Diversions, Deep Well Production, and Sustainable Groundwater Management Act

Water Operations Manager/District Engineer, Eric Thorburn gave a presentation on the District's Surface Water Diversions, Deep Well Production, and Sustainable Groundwater Management Act.

At the hour of 11:14 a.m., the Board took a recess and reconvened at 11:24 a.m.

Item No. 14

Discussion on Purchasing Oakdale Irrigation District Owned and Supported iPads for Director Use on District Business

Chief Financial Officer, Sharon Cisneros held a discussion with the Board of Directors to gain consensus if Directors were interested in having a District owned and maintained iPad for District use. The Board of Directors all agreed to move towards iPads in the future.

COMMUNICATIONS
ITEM NOS. 15 - 18

Item No. 15

Directors' Comments/Suggestions

Director DeBoer:

Director DeBoer noted he appreciated District staff, especially after seeing the SGMA reports. He added that with the future expectations of the electrical grid, he is afraid there is a potential of being unable to turn on pumps. Director DeBoer added that in the past he has mentioned it would be worth inquiring about an elevational fall to provide pressurized systems to constituents without relying on the electrical grid.

Director Santos:

Director Santos added there are seven bills pending California legislature of water bills, and noted that Agricultural provides for everyone. Director Santos updated that she attended the Stanislaus and San Joaquin Farm Bureau meetings with fellow Board members and listened to General Manager, Scot Moody speak at both events.

Director Doornenbal:

Director Doornenbal had no comment.

Director Tobias:

Director Tobias thanked Human Resources Administrator, Kim Bukhari, Chief Financial Officer, Sharon Cisneros, and General Manager, Scot Moody for their work on the negotiations. Director Tobias thanked Water Operations Manager/District Engineer, Eric Thorburn for his presentation on

the District's Surface Water Diversions, Deep Well Production, and Sustainable Groundwater Management Act.

Director Orvis:

Director Orvis stated he was thankful for the four-year Memorandum of Understanding that was passed. Director Orvis added there is a lot of snow coming into the reservoirs, and there is room in the reservoirs. Orvis closed by thanking everyone for their work on the negotiations.

Item No. 16
Committee Reports

There were no committee meetings.

Item No. 17
General Managers Report

Scot Moody, General Manager, gave an update on recent meetings that he has spoken at.

Item No. 18
Counsel Report

Tim O'Laughlin, Water Counsel, gave an update on the status of water capacity, he also thanked District staff for all their work on the CEQA documents they have been working on.

At 12:10 p.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 12:10 p.m. public comment closed, the Board took a recess and reconvened to closed session at 12:15 p.m.

CLOSED SESSION
ITEM NO. 19

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

At the hour of 12:58 p.m. the Board reconvened to open session.

Coming out of closed session, President Orvis stated there were no reportable actions:

OTHER ACTION

At the hour of 12:59 p.m. the meeting was adjourned. The next Board Meeting of the **Oakdale Irrigation District Board of Directors** is scheduled for **Tuesday, April 4, 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, March 16, 2023 at 8:00 a.m.** in Oakdale, CA.

Attest:

Thomas D. Orvis, President
Board of Directors

Scot A. Moody
General Manager/Secretary

BOARD AGENDA REPORT

Date: April 04, 2023
Item Number: 2
APN: N/A

SUBJECT: APPROVE OAKDALE IRRIGATION DISTRICT'S STATEMENT OF OBLIGATIONS

RECOMMENDED ACTION: Approve Statement of Obligations

TOP TEN OBLIGATIONS

<u>Vendor</u>	<u>Purpose</u>	<u>Amount</u>
Sierra Mountain Construction Inc.	So Main Canal Improvement Segment 3	\$ 278,082.77
IRS	Payroll Taxes	119,144.85
CalPERS	Retirement Contribution	114,682.53
Provost & Pritchard Consulting Group	WR# 35, WR# 37, WR# 38, WR# 39, WR# 40	60,294.67
Sutter Health Plus	Healthcare – April	52,638.69
Kaiser	Healthcare – April	49,845.00
Steve Harkrader Trucking	Hauling Dirt Services	36,972.50
Central Valley Pump, Inc.	WR# 016 – Allen Deep Well Pump Assess.	33,007.69
Krohne Inc.	Flow Meters and Converters	27,901.60
Hunt & Sons Inc.	Fuel	24,457.52
	Other Obligations:	412,118.05
	Total Obligations:	\$ 1,209,145.87

FISCAL IMPACT: \$1,209,145.87

ATTACHMENTS:

- Statement of Obligations – Check Register

Board Motion:

Motion by: _____ **Second by:** _____

VOTE:

Orvis (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No) Tobias (Yes/No)

Action(s) to be taken:

OAKDALE IRRIGATION DISTRICT

STATEMENT OF OBLIGATIONS

April 4, 2023

Accounts Payable
Check Register - April 4, 2023



Oakdale Irrigation District
1205 East F Street
Oakdale, CA 95361

Check No	Check Date	Vendor Name	Amount	Description
3/2/2023	302231	Samba Holdings, Inc.	\$ 197.02	Fleet Watch - January
3/3/2023	303231	Internal Revenue Service	58,905.13	Payroll Taxes
3/3/2023	303232	ICMA Retirement	4,351.98	Retirement Contribution
3/3/2023	303233	Employment Development Department	10,492.61	Payroll Taxes
3/3/2023	303234	California Public Employees' Retirement System	38,837.43	Retirement Contribution
3/3/2023	303235	VOYA Retirement	9,971.46	Retirement Contribution
3/6/2023	32698	711 Materials, Inc.	4,657.71	Concrete
3/6/2023	32699	Ace Hardware	102.60	Stardrivers, Padlock and Bolts
3/6/2023	32700	ACWA - Association of California Water Agencies	815.00	2023 Spring Conference Registration & Meal Package - S Moody
3/6/2023	32701	Alligare LLC	1,943.90	Respirator Cartridges
3/6/2023	32702	Amazon Capital Services	5,579.06	Phone Holders, Cables and Cords, Converter, Hitch Ball and NanoBeams
3/6/2023	32703	Ameriflex	1,799.58	FSA-125 PPE: 2/25/23
3/6/2023	32704	AmeriFlex	681.00	FSA Admin Fees - January and February
3/6/2023	32705	Ardurra Group, Inc.	7,005.00	Monument Preservation, WR# 02 and Lateral Easements
3/6/2023	32706	Tesoro Homes, Inc.	1,149.37	AR Refund
3/6/2023	32707	Brady Industries	764.20	Toilet Paper, Cups and Paper Towels
3/6/2023	32708	California State Disbursement Unit	777.68	Levy
3/6/2023	32709	Casey Records Management	240.00	Shredding - February
3/6/2023	32710	Chavolla, Juan	827.60	Productivity Enhancement Certificates
3/6/2023	32711	City of Oakdale Utilities	1,639.18	Water Usage
3/6/2023	32712	Colonial Life	2,912.30	Supplemental Insurance - February
3/6/2023	32713	Comcast	500.79	Analog Lines, TV and Internet - February
3/6/2023	32714	CoreLogic Solutions, LLC	300.50	Real Quest - January
3/6/2023	32715	Damrell, Nelson, Schrimp, Pallios, Pacher & Silva	11,945.88	Legal Matters
3/6/2023	32716	Denair Lumber Company, Inc.	1,820.08	Lumber
3/6/2023	32717	Digi-Key Corporation	846.35	Connector Plugs, Sockets, Converter and Controller
3/6/2023	32718	Don's Mobile Glass, Inc.	299.00	Windshield Replacement
3/6/2023	32719	Ellis Self Storage, Inc.	96.00	Storage - March
3/6/2023	32720	Fastenal Company	7,119.32	Bolts, Spray Paint, Wasp Spray and Batteries
3/6/2023	32721	Franchise Tax Board	546.91	Levy
3/6/2023	32722	Fresno Valves & Castings, Inc.	1,096.87	Canal Gate
3/6/2023	32723	GB Auto Service, Inc.	105.06	Replace Valves and Mounting
3/6/2023	32724	George Reed, Inc.	3,089.20	Crushed Drain Rock, Minus and AB-CL II
3/6/2023	32725	Gilton Resource Recovery Transfer Facility, Inc.	978.06	Solid and Green Waste
3/6/2023	32726	Grainger	1,366.44	Waders and Exhaust Fan
3/6/2023	32727	Grover Landscape Services, Inc.	567.10	Landscaping - February
3/6/2023	32728	Haidlen Ford	1,288.72	Window, Door Frame, Water Pump and Transmission Fluid
3/6/2023	32729	Hilmar Lumber, Inc.	16,365.80	Lumber
3/6/2023	32730	Hunt & Sons Inc.	12,197.88	Fuel
3/6/2023	32731	Interstate Truck Center	179.45	Fuel Line and Tube
3/6/2023	32732	Jorgensen Company	453.68	Batteries and Gas Detector Repairs
3/6/2023	32733	Ketchum Jr., Castle	199.50	2023 Backflow Prevention Ass. Workshop Meal Reimbursement
3/6/2023	32734	King, Caleb	345.00	Productivity Enhancement Certificates
3/6/2023	32735	Krohne Inc.	27,901.60	Flow Meter and Converters
3/6/2023	32736	Lincoln National Life Insurance Company	664.29	Life Insurance - March
3/6/2023	32737	Mission Uniform Service	437.21	Uniform Services
3/6/2023	32738	Moore Quality Galvanizing L.P.	1,791.03	Handrails, Beams and Pipe
3/6/2023	32739	Morrill Industries, Inc.	69.39	Adapters
3/6/2023	32740	Next Level Parts, Inc.	308.71	Batteries and Drip Tray
3/6/2023	32741	Nor Cal Fire, Inc.	2,760.49	Fire Extinguisher Training and Inspections
3/6/2023	32742	Northern Steel, Inc.	2,700.00	Pretied Footings and Tied Walls
3/6/2023	32743	Nunez, Robert	495.00	Productivity Enhancement Certificates
3/6/2023	32744	Oakdale Leader	814.56	Public Notice - Water Transfer
3/6/2023	32745	Oakdale Sober Grad Night Committee	250.00	2023 OHS Sober Grad Night Donation
3/6/2023	32746	Oberkamper, Marc	390.00	Productivity Enhancement Certificates
3/6/2023	32747	O'Brien, Brenden	482.05	Productivity Enhancement Certificates
3/6/2023	32748	ODP Business Solutions LLC	387.61	Office Supplies
3/6/2023	32749	P G & E	21,157.93	Electricity - January
3/6/2023	32750	Pape Machinery - Power Plan	576.54	Starter
3/6/2023	32751	P&D Ventures Inc.	2,383.21	Janitorial Services - March
3/6/2023	32752	Pine Alley Saw Shop, Inc.	566.72	Handlebar Set Wraps and Chain Oil
3/6/2023	32753	P & L Concrete Products, Inc.	138.78	Concrete
3/6/2023	32754	Ramos, Timothy	345.00	Productivity Enhancement Certificates
3/6/2023	32755	Ray Morgan Company	51.33	Copier Usage 11/22/22 - 02/21/23

Accounts Payable
Check Register - April 4, 2023



Oakdale Irrigation District
1205 East F Street
Oakdale, CA 95361

Check No	Check Date	Vendor Name	Amount	Description
3/6/2023	32756	Rubicon, Inc.	11,790.35	Gearbox, SCADAConnect and Network Control
3/6/2023	32757	Soares, Josh	375.00	Productivity Enhancement Certificates
3/6/2023	32758	Stanislaus County Department of Public Works	330.00	Pipeline Maintenance Agreement For ID 48 PL
3/6/2023	32759	SWRCB	1,068.00	Storm Water Application
3/6/2023	32760	Streamline	400.00	Member Web Services - March
3/6/2023	32761	Terry, Cassidy	75.00	2023 FFA Project Donation
3/6/2023	32762	Teter, LLP	5,402.80	WR# 001 - Greger Facility
3/6/2023	32763	Tim O'Laughlin A Professional Law Corporation	4,545.00	Legal Matters
3/6/2023	32764	TP Express	2,475.00	Regular Portable and Single Towable Restrooms - March
3/6/2023	32765	Tri-West Tractor Incorporated	3,944.43	Excavator and Bucket Rental
3/6/2023	32766	United Rentals Northwest, Inc.	9,883.40	Chipper and UTV Rental
3/6/2023	32767	Verizon	1,534.35	Vehicle Tracking Services - February
3/6/2023	32768	Walsh, John	39.99	Health and Wellness Reimbursement - February
3/6/2023	32769	Waterford Irrigation Supply, Inc.	229.12	Adapter Ring Bushing and Coupling Bell Reducer
3/6/2023	32770	WC Maloney, Inc.	877.00	WR# 04 - Core Drilling
3/6/2023	32771	White Cap Construction Supply	283.09	Tape and Wire
3/6/2023	32772	Wille Electric Supply Co., Inc.	332.47	Wire
3/6/2023	32773	Yanez, Agustin	225.00	Productivity Enhancement Certificates
3/6/2023	306231	Visa	5,199.03	Online Instructor Reauthorization Renewal and Hotel Fees For Training
3/7/2023	307231	Internal Revenue Service	1,070.81	Payroll Taxes
3/7/2023	307232	Employment Development Department	37.44	Payroll Taxes
3/7/2023	307233	Modesto Irrigation District	434.40	Electricity - February
3/9/2023	309231	Internal Revenue Service	958.09	Payroll Taxes
3/9/2023	309232	Employment Development Department	159.94	Payroll Taxes
3/17/2023	3172301	California Public Employees' Retirement System	37,910.76	Retirement Contribution
3/17/2023	3172302	Employment Development Department	10,285.99	Payroll Taxes
3/17/2023	3172303	Internal Revenue Service	58,210.82	Payroll Taxes
3/17/2023	3172304	ICMA Retirement	4,394.06	Retirement Contribution
3/17/2023	3172305	VOYA Retirement	10,054.39	Retirement Contribution
3/21/2023	3212023	California Public Employees' Retirement System	37,934.34	Retirement Contribution
3/22/2023	32774	711 Materials, Inc.	2,061.53	Concrete
3/22/2023	32775	Ace Hardware	167.89	Door Bottom, Chlorine, Pressure Gauge and Seed
3/22/2023	32776	ACWA - Association of California Water Agencies	2,445.00	2023 Spring Conference Registration & Meal Package - Directors
3/22/2023	32777	ACWA-JPIA	10,574.33	Dental and Vision Insurance - April
3/22/2023	32778	All Rigging Company	214.08	Slings
3/22/2023	32779	Allied Concrete Pumping, LLC	3,100.62	Concrete and Line Pumping Services
3/22/2023	32780	Amazon Capital Services	28.17	Muffler Cover
3/22/2023	32781	Ameriflex	1,799.58	FSA-125 PPE: 03/11/23
3/22/2023	32782	Ayres, Michael	780.00	Productivity Enhancement Certificates
3/22/2023	32783	Becker, Robert	737.27	Productivity Enhancement Certificates
3/22/2023	32784	Bissell-Vargas, Kristy	60.00	Productivity Enhancement Certificates
3/22/2023	32785	Bobcat Central, Inc.	1,337.17	Vent, Handles and Hose
3/22/2023	32786	C.J. Brown & Company, CPA's	10,692.00	2022 Financial Statement Audit
3/22/2023	32787	Cal Poly Corporation	772.63	CFS Face Plates
3/22/2023	32788	Calaveras County Clerk	50.00	CEQA Notice of Determination - SEWD Water Tranfer Project
3/22/2023	32789	California State Disbursement Unit	777.68	Levy
3/22/2023	32790	Central Valley Ag Grinding, Inc.	416.00	Green Waste - February
3/22/2023	32791	Central Valley Pump, Inc.	33,007.69	WR# 016 - Allen Deep Well Pump Assessment
3/22/2023	32792	Coffee Break Service, Inc.	413.50	Coffee Service
3/22/2023	32793	Comcast Business	392.65	Office Phone Charges - February
3/22/2023	32794	Conlin Supply Co., Inc.	28.13	Chain
3/22/2023	32795	CoreLogic Solutions, LLC	300.50	Real Quest - February
3/22/2023	32796	Cowboy Museum	300.00	2023 Cowboy Luncheon Donation
3/22/2023	32797	Damrell, Nelson, Schrimp, Pallios, Pacher & Silva	6,321.50	Legal Matters
3/22/2023	32798	Davids Engineering, Inc.	3,345.75	WR# 014 - SSCADA Upgrades at Lesnini and Rodden 2023
3/22/2023	32799	F&M Bank	14,635.94	January 2023 Retention
3/22/2023	32800	Fastenal Company	2,870.36	Anchors, Rebar Cutters, Hard Hats, Spray Paint and Padlocks
3/22/2023	32801	First Choice Industrial Supply Inc.	569.19	Gloves and Cleaning Cloth
3/22/2023	32802	Franchise Tax Board	551.34	Levy
3/22/2023	32803	Fresno Valves & Castings, Inc.	2,882.97	Slide and Line Gate
3/22/2023	32804	GAR Bennett, LLC	23,887.76	Pipe, Elbows and Couplers
3/22/2023	32805	Garton Tractor, Inc.	77.56	Key Switch
3/22/2023	32806	George Reed, Inc.	3,554.02	18" Minus, Crushed 3/4 and Sand
3/22/2023	32807	Gilton Resource Recovery Transfer Facility, Inc.	999.64	Solid Waste - February

Accounts Payable
Check Register - April 4, 2023



Oakdale Irrigation District
1205 East F Street
Oakdale, CA 95361

Check No	Check Date	Vendor Name	Amount	Description
3/22/2023	32808	Gilton Solid Waste Management, Inc.	1,007.14	Refuse Charges - February
3/22/2023	32809	Grainger	14.13	Adapters
3/22/2023	32810	Haidlen Ford	1,272.23	Seat Belt Assembly, Alternator and Transmission Fluid
3/22/2023	32811	Hilmar Lumber, Inc.	633.26	Elbows, Couplers and Reducers
3/22/2023	32812	Hughson Farm Supply	360.32	Stihl Bar and Oil
3/22/2023	32813	Hunt & Sons Inc.	12,259.64	Fuel
3/22/2023	32814	Kaiser Foundation Health Plan, Inc.	49,845.00	Healthcare Insurance - April
3/22/2023	32815	Keyes Truck Center	431.53	Air Filters
3/22/2023	32816	Leica Geosystems, Inc.	343.00	Infinity Software Support Renewal
3/22/2023	32817	Lertora, Richard	375.00	Productivity Enhancement Certificates
3/22/2023	32818	Liebert Cassidy Whitmore	14,904.00	2023 OE3 Negotiations
3/22/2023	32819	Love Oakdale	250.00	2023 - Mini Mustang Sponsor
3/22/2023	32820	Medeiros, Connor	517.22	Productivity Enhancement Certificates
3/22/2023	32821	Mendes, Frank	870.78	Productivity Enhancement Certificates
3/22/2023	32822	Miller, Susan L.	353.28	Refunding Credit On Terminated Account
3/22/2023	32823	Mission Uniform Service	900.02	Uniform Services
3/22/2023	32824	Modesto Steel Company, Inc.	3,371.04	Pipe, Grating Sheets and Square Tubings
3/22/2023	32825	Moody, Scot	20.01	Fuel Reimbursement For Vehicle #1
3/22/2023	32826	Motor Parts Distributors, Inc.	588.21	Oil
3/22/2023	32827	Next Level Parts, Inc.	132.22	Brake Cleaner
3/22/2023	32828	Nor Cal Fire, Inc.	340.94	Fire Extinguisher
3/22/2023	32829	Oak Valley Hospital District	75.00	DOT Exam
3/22/2023	32830	Oakdale Aquatics	60.00	2023 Tri-Tip Dinner
3/22/2023	32831	Occu-Med, Ltd.	360.00	2023 2nd Quarter Services
3/22/2023	32832	ODP Business Solutions LLC	255.50	Office Supplies
3/22/2023	32833	OID Improvement Districts	10,563.20	February 2023 Reimbursement
3/22/2023	32834	Ontel Security Services, Inc.	275.00	Security Monitoring - February
3/22/2023	32835	Operating Engineers Union Local No. 3	3,604.00	Union Fees - PPE: 03/11/23
3/22/2023	32836	Opportunity Stanislaus	225.00	Workkey Testing
3/22/2023	32837	P & L Concrete Products, Inc.	587.12	Concrete
3/22/2023	32838	Pakmail	94.10	Shipping
3/22/2023	32839	Pape Kenworth	1,679.05	Filters and Hood Latches
3/22/2023	32840	Provost & Pritchard Consulting Group, Inc.	60,294.67	WR# 037, WR# 035, WR# 039, WR# 038 and WR# 040
3/22/2023	32841	Quadient Finance USA, Inc.	10.14	Postage Fee
3/22/2023	32842	Ray Morgan Company	713.50	Copier Usage - 01/24/23 - 02/23/23
3/22/2023	32843	Safe-T-Lite of Modesto, Inc.	315.33	Vests
3/22/2023	32844	Savemart Supermarkets	22.76	Water For Ag Luncheon
3/22/2023	32845	Sierra Mountain Construction, Inc.	278,082.77	South Main Canal Segment 3 Project - January
3/22/2023	32846	South San Joaquin Irrigation District	13,931.13	WR# 1086, WR# 1806 and WR# 1902
3/22/2023	32847	Springbrook Holding Company, LLC	146.00	Civic Pay - February
3/22/2023	32848	Stanislaus County Clerk Recorder	2,821.00	CEQA Notice of Determination - SEWD Water Transfer Agreement
3/22/2023	32849	Stanislaus County Farm Bureau	1,250.00	2023 Meeting of Members Dinner Sponsorship
3/22/2023	32850	Steve Harkrader Trucking	36,972.50	Hauling Dirt Services
3/22/2023	32851	Sutter Health Plus	52,638.69	Healthcare Insurance - April
3/22/2023	32852	Target Specialty Products	19,058.36	Suspend Polyzone, Round Up and Weedar
3/22/2023	32853	TechnoFlo Systems	6,174.03	Pulsar MicroFlow-I 30 m Cable Conn Hart 4-20 mA
3/22/2023	32854	The Hat Source	1,861.96	Hats
3/22/2023	32855	Tri-West Tractor Incorporated	539.59	Coolant Valve and Relay Assembly
3/22/2023	32856	Tuolumne County CDD	50.00	CEQA Notice of Determination - SEWD Water Transfer Agreement
3/22/2023	32857	Valley Tire Sales, Inc.	2,644.16	Tires
3/22/2023	32858	Verizon Wireless	2,894.09	Cell Phone and Ipad Charges - February
3/22/2023	32859	Walsh, John	39.99	Health and Wellness Reimbursement - March
3/22/2023	32860	Waterford Irrigation Supply, Inc.	40.50	Coupling Bell Reducer
3/22/2023	32861	Weeks, Brian	225.00	Productivity Enhancement Certificates
3/22/2023	32862	White Cap Construction Supply	341.39	Polyfilm
3/22/2023	32863	Wienhoff Drug Testing, Inc.	720.00	Random Selection Testing
3/22/2023	32864	Xavier, Osvaldo	150.00	Productivity Enhancement Certificates
			<u>\$ 1,209,145.87</u>	

OAKDALE IRRIGATION DISTRICT
STATEMENT OF OBLIGATIONS
April 4, 2023

Voided Check:

THE FOREGOING CLAIMS, NUMBERED 32698 THROUGH 32864, 302231, 303231 THROUGH 303235, 306231, 307231 THROUGH 307233, 309231 THROUGH 309232, 3172301 THROUGH 3172305, 3212023. INCLUSIVE ARE APPLIED TO THE GENERAL FUND OF OAKDALE IRRIGATION DISTRICT AND ARE OBLIGATIONS AUTHORIZED THERETO.

BOARD AGENDA REPORT

Date: April 4, 2023
Item Number: 3
APN: N/A

SUBJECT: APPROVE OID IMPROVEMENT DISTRICTS' STATEMENT OF OBLIGATIONS

RECOMMENDED ACTION: Approve OID Improvement Districts' Statement of Obligations

<u>Vendor</u>	<u>Purpose</u>	<u>Amount</u>
Oakdale Irrigation District	February O & M Expenses	\$ 11,164.85

Total Obligations: \$ 11,164.85

FISCAL IMPACT: \$11,164.85

ATTACHMENTS:

- Statement of Obligations – Accounts Payable

Board Motion:

Motion by: _____ **Second by:** _____

VOTE:

DeBoer (Yes/No) Doornenbal (Yes/No) Orvis (Yes/No) Santos (Yes/No) Tobias (Yes/No)

Action(s) to be taken:

**OAKDALE IRRIGATION DISTRICT
IMPROVEMENT DISTRICT ACCOUNT**

0157

DATE: 3/29/2023		TO: Oakdale Irrigation District			
MAINTENANCE PAYABLE					
I.D. #	February O & M Expense	I.D. #	February O & M Expense		
1		31			Note: Included Misc. Recon. Items
2		36			
8		38			
13		41	2,086.61		
19	(6.74)	45	585.34		
20		46	2,681.38		
21		48	2,893.65		
22	407.77	51	1,993.77		
26		52			
29	523.07				
SUB-TOTAL	\$924.10	SUB-TOTAL	\$10,240.75	SUB-TOTAL	\$0.00
			VOUCHER CHARGES		
			Maintenance & Operations		\$11,164.85
			Prepaid Expense		\$0.00
			TOTAL AMOUNT		\$11,164.85

**OAKDALE IRRIGATION DISTRICT
IMPROVEMENT DISTRICTS
STATEMENT OF OBLIGATIONS
FOR JANUARY 1, 2023 -MARCH 29, 2023**

CHECK NO.	PAYABLE TO:	AMOUNT	DATE
0154	VOID		
0155	OAKDALE IRRIGATION DISTRICT	\$ 14,783.32	02/01/2023
0156	OAKDALE IRRIGATION DISTRICT	7,935.11	03/01/2023
0157	OAKDALE IRRIGATION DISTRICT	11,164.85	03/29/2023

THE FOREGOING CLAIM NUMBERED 0157 WERE APPLIED TO
GENERAL FUNDS OF THE OAKDALE IRRIGATION'S IMPROVEMENT
DISTRICTS AND ARE AUTHORIZED THERETO.

BOARD AGENDA REPORT

Date: April 4, 2023
Item Number: 4
APN: N/A

SUBJECT: APPROVE THE TREASURER'S REPORT AS OF FEBRUARY 28, 2023

RECOMMENDED ACTION: Approve the Treasurer's Report as of February 28, 2023

BACKGROUND AND/OR HISTORY:

The Treasurer's report provides the total Treasury and Improvement District Funds as of February 28, 2023. The month ended with \$54.7 million in designated reserves, \$1.6 million in restricted cash and \$21.0 million in operating cash.

Additional information is provided within the attached reports.

FISCAL IMPACT: None

ATTACHMENTS:

➤ Treasurer's Report

Board Motion:

Motion by: _____ Second by: _____

VOTE

DeBoer (Yes/No) Doornenbal (Yes/No) Orvis (Yes/No) Santos (Yes/No) Tobias (Yes/No)

Action(s) to be taken:

OAKDALE IRRIGATION DISTRICT



TREASURER'S REPORT FOR THE PERIOD ENDING FEBRUARY 28, 2023

TREASURER'S REPORT TO THE BOARD OF DIRECTORS
OAKDALE IRRIGATION DISTRICT
STATEMENT OF FUNDS
FOR THE PERIOD ENDING FEBRUARY 28, 2023

PERIOD ENDING	2/28/2023	RATE	1/31/2023	NET CHANGE
<u>OAKDALE IRRIGATION DISTRICT FUNDS</u>				
LAIF	\$174,219.07	2.624%	\$174,219.07	\$0.00
OAK VALLEY COMMUNITY BANK CHECKING	1,469,788.56		1,165,047.07	304,741.49
OVCB BUSINESS PLUS SAVINGS	9,929,765.43	0.500%	9,665,244.60	264,520.83
UNION BANK OF CALIFORNIA	64,114,561.28	3.420%	64,013,963.12	100,598.16
<i>TOTAL TREASURY FUNDS</i>	<u>75,688,334.34</u>		<u>75,018,473.86</u>	<u>669,860.48</u>
<u>IMPROVEMENT DISTRICT FUNDS</u>				
IMPROVEMENT DISTRICT'S FUNDS	1,592,603.43		1,594,410.69	(1,807.26)
<i>TOTAL IMPROVEMENT DISTRICT FUNDS</i>	<u>1,592,603.43</u>		<u>1,594,410.69</u>	<u>(1,807.26)</u>
<u>TOTAL TREASURY AND IMPROVEMENT DISTRICT FUNDS</u>	<u><u>\$77,280,937.77</u></u>		<u><u>\$76,612,884.55</u></u>	<u><u>\$668,053.22</u></u>

OAKDALE IRRIGATION DISTRICT
FOR THE PERIOD ENDING FEBRUARY 28, 2023

DISTRICT CASH AND CASH EQUIVALENTS		2/28/2023	2/28/2022	NET CHANGE
Beginning Balance: 2/1/2023		\$75,018,473.86		
Receipts / Earnings / Transfers		2,572,208.97		
Expenditures / Transfers		(1,902,348.49)		
TOTAL DISTRICT TREASURY FUNDS ON HAND:	2/28/2023	\$75,688,334.34	\$72,454,173.32	\$3,234,161.02

GENERAL FUND

Beginning Balance: 2/1/2023 \$20,337,292.30

RECEIPTS / EARNINGS

Tri Dam Cash Receipts \$2,200,000.00

Net Investment Income 106,637.05

Collection Receipts 265,571.92

Total Receipts: 2,572,208.97

EXPENDITURES

Accounts Payable 1,539,613.07

Payroll 362,735.42

Total Expenditures: (1,902,348.49)

BALANCE ON HAND:	2/28/2023	\$21,007,152.78	\$20,600,082.00	\$407,070.78
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DESIGNATED FUNDS:

MAIN CANAL & TUNNEL REPLACEMENT/IMPROVEMENT PROJECT RESERVE

Beginning Balance: 2/1/2023 \$0.00

Transfer from General Fund 0.00

Transfer Funds to General Fund 0.00

BALANCE ON HAND:	2/28/2023	\$0.00	\$0.00	\$0.00
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JOINT CANYON TUNNEL PROJECT RESERVE

Beginning Balance: 2/1/2023 14,474,566.76

Transfer from General Fund 0.00

Transfer Funds to General Fund 0.00

BALANCE ON HAND:	\$14,474,566.76	\$12,529,880.53	\$1,944,686.23
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CAPITAL REPLACEMENT / IMPROVEMENT RESERVE

Beginning Balance: 2/1/2023 \$10,559,975.25

Transfer from General Fund 0.00

Transfer to General Fund 0.00

BALANCE ON HAND:	2/28/2023	\$10,559,975.25	\$5,911,438.88	\$4,648,536.37
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DEBT SERVICE RESERVE - maximum \$21,145,000

Beginning Balance: 2/1/2023 13,000,000.00

Transfer from General Fund 0.00

Transfer Funds to General Fund 0.00

BALANCE ON HAND:	\$13,000,000.00	\$16,000,000.00	(\$3,000,000.00)
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OAKDALE IRRIGATION DISTRICT
FOR THE PERIOD ENDING FEBRUARY 28, 2023

DISTRICT CASH AND CASH EQUIVALENTS	2/28/2023	2/28/2022	NET CHANGE
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OPERATING FACILITY PROJECT RESERVE

Beginning Balance: 2/1/2023	10,453,355.86		
Transfer from General Fund	0.00		
Transfer Funds to General Fund	0.00		
BALANCE ON HAND:	\$10,453,355.86	\$4,783,896.01	\$5,669,459.85

MUNICIPAL CONSERVATION PROJECT RESERVE

Beginning Balance: 2/1/2023	0.00		
Transfer from General Fund	0.00		
Transfer Funds to General Fund	0.00		
BALANCE ON HAND:	\$0.00	\$198,873.49	(\$198,873.49)

RATE STABILIZATION AND OPERATIONS DESIGNATED RESERVE

Beginning Balance: 2/1/2023	\$2,507,937.96		
Transfer from General Fund	0.00		
Transfer Funds to General Fund	0.00		
BALANCE ON HAND:	\$2,507,937.96	\$7,007,937.96	(\$4,500,000.00)

RURAL WATER SYSTEM CAPITAL REPLACEMENT / IMPROVEMENT RESERVE

Beginning Balance: 2/1/2023	\$1,160,211.76		
Transfer from General Fund	0.00		
Transfer to General Fund	0.00		
BALANCE ON HAND: 2/28/2023	\$1,160,211.76	\$1,085,724.05	\$74,487.71

VEHICLE AND EQUIPMENT REPLACEMENT RESERVE

Beginning Balance: 2/1/2023	\$490,836.93		
Transfer from General Fund	0.00		
Transfer Funds to General Fund	0.00		
BALANCE ON HAND: 2/28/2023	\$490,836.93	\$187,137.19	\$303,699.74

BUILDING AND FACILITIES IMPROVEMENT PROJECT RESERVE

Beginning Balance: 2/1/2023	\$1,025,000.00		
Transfer from General Fund	0.00		
Transfer to General Fund	0.00		
BALANCE ON HAND: 2/28/2023	\$1,025,000.00	\$3,075,000.00	(\$2,050,000.00)

EMPLOYEE COMPENSATION ABSENCES RESERVE

Beginning Balance: 2/1/2023	\$1,009,297.04		
Transfer from General Fund	0.00		
Transfer to General Fund	0.00		
BALANCE ON HAND: 2/28/2023	\$1,009,297.04	\$1,074,203.21	(\$64,906.17)

OAKDALE IRRIGATION DISTRICT
FOR THE PERIOD ENDING FEBRUARY 28, 2023

DISTRICT CASH AND CASH EQUIVALENTS	2/28/2023	2/28/2022	NET CHANGE
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RESTRICTED FUNDS

IMPROVEMENT DISTRICT'S FUNDS

Beginning Balance: 2/1/2023	\$1,594,410.69		
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Receipts	12,976.06		
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Expenditures	(14,783.32)		
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BALANCE ON HAND:	2/28/2023	\$1,592,603.43	\$1,583,553.52	\$9,049.91
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FILED: March 30, 2023

STATE OF CALIFORNIA / COUNTY OF STANISLAUS



445 S. FIGUEROA STREET, SECOND FLOOR
LOS ANGELES, CA 90071

----- manifest line -----

OAKDALE IRRIGATION DISTRICT

1205 EAST 'F' STREET
OAKDALE, CA 95361



Account Statement

Statement Period

February 1, 2023 through February 28, 2023

Account Number

Account Name

OAKDALE IRRIGATION DISTRICT



Online Access

unionbank.c om/trustandc ustody

Contents

- Overview of Total Account Value
 - Principal Portfolio Summary
 - Unrealized Gain/Loss Summary
 - Cash Transactions Summary
 - Asset Detail
 - Bond Maturity Summary
 - Transaction Detail
 - Realized Gain/Loss Summary

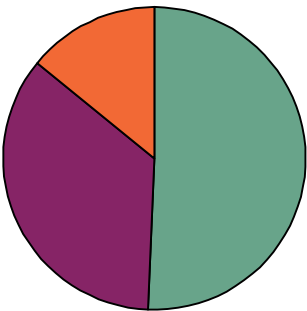
Overview of Total Account Value

Closing Value on 12/31/2022	\$63,169,518.68
Opening Value on 02/01/2023	\$63,458,838.91
Closing Value on 02/28/2023	\$63,599,026.28
Net Change For Period	\$140,187.37

Overview of Account by Investment Category

Your Current Portfolio Mix

The primary goal of the Liquidity Management objective is to seek a dependable income stream bearing little or no market risk over the long-term. The major portion of the assets will be cash related. Fixed income securities can be utilized to provide a stable income stream. No Equity securities should be utilized.



% of Total Account	Market Value	Description
50.69%	32,234,166.03	Cash & Cash Equivalents
35.17%	22,370,290.00	Government Obligations
14.14%	8,994,570.25	Corporate Obligations
100.00%	\$63,599,026.28	Total Account Value





■ **Account Number**

■ **Account Name**
OAKDALE IRRIGATION DIST

Account Statement

■ **Statement Period**

February 1, 2023 through February 28, 2023

Principal Portfolio Summary

■ Description	Market Value	Percentage of Portfolio	Current Yield
Cash & Cash Equivalents	32,234,166.03	50.69%	4.69%
Government Obligations	22,370,290.00	35.17%	2.05%
Corporate Obligations	8,994,570.25	14.14%	2.24%
Total Principal Portfolio	\$63,599,026.28	100.00%	3.42%

Unrealized Gain/Loss Summary

■ Description	Cost Basis	Market Value	Gain/Loss
Cash & Cash Equivalents	32,092,373.13	32,234,166.03	141,792.90
Government Obligations	22,779,952.40	22,370,290.00	(409,662.40)
Corporate Obligations	9,242,235.75	8,994,570.25	(247,665.50)
Total Gain/Loss	\$64,114,561.28	\$63,599,026.28	(\$515,535.00)

Cash Transactions Summary

■	Principal Cash
Receipts	
Dividend	32,921.58
Interest	166,132.83
Sales	6,447,613.96
Maturities/Redemptions	8,037,429.67
Total Receipts	\$14,684,098.04
Disbursements	
Purchases	(14,684,098.04)
Total Disbursements	(\$14,684,098.04)
Total Net Transactions	\$0.00



Account Number

Account Name

OAKDALE IRRIGATION DIST

Account Statement

Statement Period

February 1, 2023 through February 28, 2023

Asset Detail - Principal Portfolio

Cash & Cash Equivalents

Asset Name	Asset Identifier	Shares/ Units Held	Cost Basis	Market Value	Price/ Date Priced	Percentage of Portfolio	Current Yield	Estimated Annual Income
Money Market Funds								
FIDELITY INSTL CASH PORTFOLIOS U S GOVT PORTFOLIO CL-I #57 ***CASH MANAGEMENT SWEEP*** 316175108	31617510S	16,890,037.5300	16,890,037.53	16,890,037.53	1.0000 02/28/2023	26.56%	4.46%	753,975.16
Disc Comm'l Paper/Bnker Accpt								
SUMITOMO MITSUI TRUST BANK DISC COML PAPER DTD 11/21/22 3/21/23	86563HQM5	1,375,000.0000	1,353,365.14	1,371,548.75	99.7490 02/28/2023	2.16%	4.80%	65,806.03
NATIXIS NY DISC COML PAPER DTD 08/04/22 05/01/23	63873KS16	3,000,000.0000	2,924,700.00	2,975,640.00	99.1880 02/28/2023	4.68%	5.10%	151,848.07
NATIONAL SECS CLEARING DISC COML PAPER DTD 1/31/23 5/2/23	63763QS24	1,350,000.0000	1,335,082.50	1,338,862.50	99.1750 02/28/2023	2.11%	4.78%	64,057.50
NATIONAL SECS CLEARING DISC COML PAPER DTD 01/17/23 05/22/23	63763QSN8	1,600,000.0000	1,574,624.00	1,582,544.00	98.9090 02/28/2023	2.49%	4.80%	75,920.00
ROYAL BANK OF CANADA DISC COML PAPER DTD 06/30/22 06/26/23	78015DTS9	3,000,000.0000	2,902,032.50	2,952,330.00	98.4110 02/28/2023	4.64%	4.59%	135,447.49
STANDARD CHARTERED BANK DISC COML PAPER DTD 02/06/23 08/07/23	85324UV75	2,175,000.0000	2,124,152.13	2,126,867.25	97.7870 02/28/2023	3.34%	5.26%	111,804.05





Account Number

Account Name

OAKDALE IRRIGATION DIST

Account Statement

Statement Period

February 1, 2023 through February 28, 2023

Asset Detail - Principal Portfolio (continued)

Cash & Cash Equivalents

Asset Name	Asset Identifier	Shares/ Units Held	Cost Basis	Market Value	Price/ Date Priced	Percentage of Portfolio	Current Yield	Estimated Annual Income
Disc Comm'l Paper/Bnker Accept								
LLOYDS BK CORPORATE MKTS PLC DISC COML PAPER DTD 01/31/23 10/24/23	53948BXQ7	3,100,000.0000	2,988,379.33	2,996,336.00	96.6560 02/28/2023	4.71%	5.15%	154,324.03
Total Cash & Cash Equivalents			\$32,092,373.13	\$32,234,166.03		50.69%	4.69%	\$1,513,182.33

Government Obligations

Asset Name	Asset Identifier	Shares/ Units Held	Cost Basis	Market Value	Price/ Date Priced	Percentage of Portfolio	Current Yield	Estimated Annual Income
Federal Govt Agency								
FANNIE MAE 0.25% 5/22/2023	3135G04Q3	5,000,000.0000	4,903,350.00	4,947,650.00	98.9530 02/28/2023	7.79%	0.25%	12,500.00
FEDERAL HOME LOAN BANKS CONS BD 2.275% 6/30/2023	3130ASBX6	3,000,000.0000	3,000,000.00	2,972,010.00	99.0670 02/28/2023	4.67%	2.30%	68,250.00
FEDERAL HOME LOAN BANKS 2.1250% 2/28/2024	3130ARHG9	5,000,000.0000	4,963,280.00	4,847,650.00	96.9530 02/28/2023	7.62%	2.19%	106,250.00
FEDERAL FARM CR BKS CONS BD 2.6250% 5/16/2024	3133ENWP1	5,000,000.0000	4,993,595.00	4,849,000.00	96.9800 02/28/2023	7.62%	2.71%	131,250.00
FEDERAL HOME LOAN BANKS 2.8750% 6/14/2024	3130A1XJ2	4,900,000.0000	4,919,727.40	4,753,980.00	97.0200 02/28/2023	7.47%	2.96%	140,875.00
Total Government Obligations			\$22,779,952.40	\$22,370,290.00		35.17%	2.05%	\$459,125.00



Account Number

Account Name

OAKDALE IRRIGATION DIST

Account Statement

Statement Period

February 1, 2023 through February 28, 2023

Asset Detail - Principal Portfolio (continued)

Corporate Obligations

Asset Name	Asset Identifier	Shares/ Units Held	Cost Basis	Market Value	Price/ Date Priced	Percentage of Portfolio	Current Yield	Estimated Annual Income
Corporate Bonds								
HOME DEPOT INC 2.7000% 4/1/2023	437076AZ5	1,950,000.0000	1,961,407.50	1,945,924.50	99.7910 02/28/2023	3.06%	2.71%	52,650.00
APPLE INC 5/11/2023	037833DV9	2,825,000.0000	2,857,572.25	2,801,298.25	99.1610 02/28/2023	4.40%	0.76%	21,187.50
TOYOTA MTR CR CORP FR 0.5000% 8/14/2023	89236THF5	1,250,000.0000	1,251,250.00	1,224,375.00	97.9500 02/28/2023	1.93%	0.51%	6,250.00
JPMORGAN CHASE & CO 3.8750% 2/1/2024	46625HJT8	1,300,000.0000	1,417,936.00	1,279,434.00	98.4180 02/28/2023	2.01%	3.94%	50,375.00
BANK OF AMERICA CORP 4.000% 04/01/2024	06051GFF1	1,770,000.0000	1,754,070.00	1,743,538.50	98.5050 02/28/2023	2.74%	4.06%	70,800.00
Total Corporate Obligations			\$9,242,235.75	\$8,994,570.25		14.14%	2.24%	\$201,262.50
Total Principal Portfolio			\$64,114,561.28	\$63,599,026.28		100.00%	3.42%	\$2,173,569.83
Total Account Values			\$64,114,561.28	\$63,599,026.28		100.00%	3.42%	\$2,173,569.83





Account Number



Account Name
OAKDALE IRRIGATION DIST

Account Statement

Statement Period

February 1, 2023 through February 28, 2023

Bond Maturity Summary

	Face Value	Par Value	Cost Basis	Market Value	Percentage of Bond Market Value
2023		29,625,000.000	29,175,915.35	29,235,386.25	62.59%
2024		17,970,000.000	18,048,608.40	17,473,602.50	37.41%
2025					
2026					
2027					
2028					
2029					
2030					
2031					
2032					
Ten-to-Fourteen Years					
Fifteen-to-Nineteen Years					
Twenty Years and Over					
Total	\$0.00	47,595,000.000	\$47,224,523.75	\$46,708,988.75	100.00%

Transaction Detail

Date	Activity	Description	Asset Identifier	Principal Cash	Cost Basis
Beginning Balance				\$0.00	\$64,013,963.12
02/01/23	Purchases	PURCHASED 32,921.58 UNITS OF FIDELITY GOVT MMKT INST CL-I #57 TRADE DATE 02/01/23	31617510S	(32,921.58)	32,921.58
02/01/23	Dividend	CASH RECEIPT OF DIVIDEND EARNED ON FIDELITY GOVT MMKT INST CL-I #57 DIVIDEND FROM 1/1/23 TO 1/31/23	31617510S	32,921.58	
02/01/23	Interest	CASH RECEIPT OF INTEREST EARNED ON JPM CHASE & CO MTN 3.875% 2/01/24 0.019375/\$1 PV ON 1,300,000 PAR VALUE DUE 2/1/2023	46625HJT8	25,187.50	



Account Number

Account Name

OAKDALE IRRIGATION DIST

Account Statement

Statement Period

February 1, 2023 through February 28, 2023

Transaction Detail (continued)

Date	Activity	Description	Asset Identifier	Principal Cash	Cost Basis
02/01/23	Purchases	PURCHASED 25,187.5 UNITS OF FIDELITY GOVT MMKT INST CL-I #57 TRADE DATE 02/01/23	31617510S	(25,187.50)	25,187.50
02/02/23	Sales	SOLD 2,988,379.33 UNITS OF FIDELITY GOVT MMKT INST CL-I #57 TRADE DATE 02/02/23	31617510S	2,988,379.33	(2,988,379.33)
02/02/23	Maturities/Redemptions	MATURED 3,100,000 PAR VALUE OF CREDIT AGRICOLE CIB DC/P 2/02/23 TRADE DATE 02/02/23 3,100,000 PAR VALUE AT 100 %	22533UP23	3,083,143.75	(3,083,143.75)
02/02/23	Interest	CASH RECEIPT OF INTEREST EARNED ON CREDIT AGRICOLE CIB DC/P 2/02/23 0/\$1 PV ON 3,100,000 PAR VALUE DUE 2/2/2023 3,100,000 PAR VALUE AT 100 %	22533UP23	16,856.25	
02/02/23	Purchases	PURCHASED 3,100,000 UNITS OF FIDELITY GOVT MMKT INST CL-I #57 TRADE DATE 02/02/23	31617510S	(3,100,000.00)	3,100,000.00
02/02/23	Purchases	PURCHASED 3,100,000 PAR VALUE OF LLOYDS BK CORPORATE MKTS PL 10/24/23 TRADE DATE 02/02/23 PURCHASED THROUGH CHASE SECURITIES, INC. 3,100,000 PAR VALUE AT 96.39933323 %	53948BXQ7	(2,988,379.33)	2,988,379.33
02/03/23	Maturities/Redemptions	MATURED 1,350,000 PAR VALUE OF NATIONAL SECS CLEARING DC/P 2/03/23 TRADE DATE 02/03/23 1,350,000 PAR VALUE AT 100 %	63763QP35	1,334,584.88	(1,334,584.88)





Account Number

Account Name

OAKDALE IRRIGATION DIST

Account Statement

Statement Period

February 1, 2023 through February 28, 2023

Transaction Detail (continued)

Date	Activity	Description	Asset Identifier	Principal Cash	Cost Basis
02/03/23	Interest	CASH RECEIPT OF INTEREST EARNED ON NATIONAL SECS CLEARING DC/P 2/03/23 0/\$1 PV ON 1,350,000 PAR VALUE DUE 2/3/2023 1,350,000 PAR VALUE AT 100 %	63763QP35	15,415.12	
02/03/23	Purchases	PURCHASED 1,350,000 UNITS OF FIDELITY GOVT MMKT INST CL-I #57 TRADE DATE 02/03/23	31617510S	(1,350,000.00)	1,350,000.00
02/06/23	Sales	SOLD 1,335,082.5 UNITS OF FIDELITY GOVT MMKT INST CL-I #57 TRADE DATE 02/06/23	31617510S	1,335,082.50	(1,335,082.50)
02/06/23	Purchases	PURCHASED 1,350,000 PAR VALUE OF NATIONAL SECS CLEARING DC/P 5/02/23 TRADE DATE 02/06/23 PURCHASED THROUGH WACHOVIA CAPITAL MARKETS, LLC. 1,350,000 PAR VALUE AT 98.895 %	63763QS24	(1,335,082.50)	1,335,082.50
02/13/23	Maturites/Redemptions	MATURED 1,475,000 PAR VALUE OF BERKSHIRE HATHAWAY 3.000% 2/11/23 LT CAPITAL LOSS OF (\$98,456.25) TRADE DATE 02/11/23 1,475,000 PAR VALUE AT 100 %	084670BJ6	1,475,000.00	(1,573,456.25)
02/13/23	Interest	CASH RECEIPT OF INTEREST EARNED ON BERKSHIRE HATHAWAY 3.000% 2/11/23 0.015/\$1 PV ON 1,475,000 PAR VALUE DUE 2/11/2023	084670BJ6	22,125.00	
02/13/23	Purchases	PURCHASED 1,497,125 UNITS OF FIDELITY GOVT MMKT INST CL-I #57 TRADE DATE 02/13/23	31617510S	(1,497,125.00)	1,497,125.00
02/14/23	Interest	CASH RECEIPT OF INTEREST EARNED ON TOYOTA MTR CR CORP 0.500% 8/14/23 0.0025/\$1 PV ON 1,250,000 PAR VALUE DUE 2/14/2023	89236THF5	3,125.00	



Account Number

Account Name

OAKDALE IRRIGATION DIST

Account Statement

Statement Period

February 1, 2023 through February 28, 2023

Transaction Detail (continued)

Date	Activity	Description	Asset Identifier	Principal Cash	Cost Basis
02/14/23	Purchases	PURCHASED 3,125 UNITS OF FIDELITY GOVT MMKT INST CL-I #57 TRADE DATE 02/14/23	31617510S	(3,125.00)	3,125.00
02/21/23	Maturities/Redemptions	MATURED 2,175,000 PAR VALUE OF PROCTER & GAMBLE DC/P 2/21/23 TRADE DATE 02/21/23 2,175,000 PAR VALUE AT 100 %	74271UPM6	2,144,701.04	(2,144,701.04)
02/21/23	Interest	CASH RECEIPT OF INTEREST EARNED ON PROCTER & GAMBLE DC/P 2/21/23 0/\$1 PV ON 2,175,000 PAR VALUE DUE 2/21/2023 2,175,000 PAR VALUE AT 100 %	74271UPM6	30,298.96	
02/21/23	Purchases	PURCHASED 2,175,000 UNITS OF FIDELITY GOVT MMKT INST CL-I #57 TRADE DATE 02/21/23	31617510S	(2,175,000.00)	2,175,000.00
02/22/23	Sales	SOLD 2,124,152.13 UNITS OF FIDELITY GOVT MMKT INST CL-I #57 TRADE DATE 02/22/23	31617510S	2,124,152.13	(2,124,152.13)
02/22/23	Purchases	PURCHASED 2,175,000 PAR VALUE OF STANDARD CHARTERED DC/P 8/07/23 TRADE DATE 02/22/23 PURCHASED THROUGH RBC CAPITAL MARKETS 2,175,000 PAR VALUE AT 97.6621669 %	85324UV75	(2,124,152.13)	2,124,152.13
02/28/23	Interest	CASH RECEIPT OF INTEREST EARNED ON FEDERAL HOME LOAN BA 2.125% 2/28/24 0.010625/\$1 PV ON 5,000,000 PAR VALUE DUE 2/28/202	3130ARHG9	53,125.00	





Account Number

Account Name

OAKDALE IRRIGATION DIST

Account Statement

Statement Period

February 1, 2023 through February 28, 2023

Transaction Detail (continued)

Date	Activity	Description	Asset Identifier	Principal Cash	Cost Basis
02/28/23	Purchases	PURCHASED 53,125 UNITS OF FIDELITY GOVT MMKT INST CL-I #57 TRADE DATE 02/28/23	31617510S	(53,125.00)	53,125.00
Net Activity				\$0.00	\$100,598.16
Ending Balance				\$0.00	\$64,114,561.28

Realized Gain/Loss Summary

Date	Asset Name	Asset Identifier	Shares	Cost	Proceeds	Gain / Loss Amount	
						Short	Long
02/13/23	BERKSHIRE HATHAWAY 3.000% 2/11/23	084670BJ6	1,475,000.0000	1,573,456.25	1,475,000.00	0.00	(98,456.25)
TOTAL				\$1,573,456.25	\$1,475,000.00	\$0.00	(\$98,456.25)
SUMMARY				DISTRIBUTIONS	REALIZED	TOTAL	YEAR TO DATE (YTD)
Short Term Capital Gain / Loss				\$0.00	\$0.00	\$0.00	(\$45,384.00)
Long Term Capital Gain / Loss				\$0.00	(\$98,456.25)	(\$98,456.25)	(\$556,902.47)

Disclaimer

The amount your account netted on a sale minus the total amount the account paid at initial purchase is your account's realized gain (if positive) or loss (if negative). Cost basis as reported on your UB statement is either a) the lot-specific purchase price minus purchase commissions and fees or b) information provided by the client or their representative to MUFG Union Bank, N.A. at or after the time we were appointed Custodian or Trustee of the assets. The monthly or quarterly statements of your account may not have correct calculations of gain/loss for a particular tax lot due to incomplete information. The cost basis information in those statements is preliminary and subject to change if you provide additional data during the year or for other reasons. Therefore, please refer to the Tax Statements that we provide after year-end to determine accurate gain/loss calculations and what we report to the IRS. Please consult your tax advisor for more information.

BOARD AGENDA REPORT

Date: April 4, 2023
Item Number: 5
APN: N/A

SUBJECT: APPROVE THE DRAFT FINANCIAL STATEMENTS FOR THE TWELVE MONTHS ENDING DECEMBER 31, 2022

RECOMMENDED ACTION: Approve the Draft Financial Statements for the Twelve Months Ending December 31, 2022

BACKGROUND AND/OR HISTORY:

The Financial Statements demonstrate the income and expenditures for the District for the twelve months ending December 31, 2022, and are presented in draft form pending the year end audit which is schedule for the week of April 24, 2023.

As of the financial statement date, the District realized 112.9% of the budgeted revenues, and actual expenditures (including capital projects and purchases) utilized 88.1% of the budgeted expenditures. Additional information is provided within the attached reports.

Please note that these are draft financial statements for the year ending December 31, 2022. After the completion of the Audited financial statements, final results for the 2022 fiscal year will be presented. The significant subsequent adjustments to these financial statements include adjustments for the equity ownership of Tri-Dam which will not be available until after its audit is completed in May 2023.

FISCAL IMPACT: None

ATTACHMENTS:

- Draft Financial Statements for the Year Ending December 31, 2022

Board Motion:

Motion by: _____ Second by: _____

VOTE

DeBoer (Yes/No) Doornenbal (Yes/No) Orvis (Yes/No) Santos (Yes/No) Tobias (Yes/No)

Action(s) to be taken:

DRAFT

OAKDALE IRRIGATION DISTRICT



MONTHLY FINANCIAL STATEMENTS

December 31, 2022

FOR INTERNAL REPORTING PURPOSES ONLY

OAKDALE IRRIGATION DISTRICT



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Oakdale Irrigation District
Statement of Net Position
For the Month Ending December 31, 2022 and 2021

DRAFT



	2022	2021	Change
ASSETS			
Current assets:			
Cash and cash equivalents	\$ 6,112,284	\$ 3,068,413	\$ 3,043,871
Restricted Cash and cash equivalents	1,449,196	1,459,357	(10,161)
Investments	63,169,519	67,125,429	(3,955,911)
Receivables			
Accrued Interest	533,666	274,901	258,765
Annexation fees	967,832	939,643	28,189
Agricultural water fees	713,694	94,148	619,545
Property Taxes Receivable	1,904,589	1,785,596	118,993
Due from other governmental agencies	27,202	1,965	25,237
Miscellaneous	20,076	2,492	17,585
Domestic water fees	1,204	2,668	(1,464)
Inventory of materials and supplies	885,577	847,026	38,552
Prepaid expenses	817,409	779,142	38,267
Due from Improvement Districts	10,400	4,021	6,379
Total current assets	76,612,647	76,384,801	227,847
Noncurrent assets:			
Accounts receivable - delinquencies	14,036	12,671	1,365
Due from other governmental agencies	-	297,277	(297,277)
Annexation fees receivable	10,616,729	11,666,364	(1,049,635)
Investments in Tri-Dam Project/Authority	58,615,544	58,615,544	-
Capital assets:			
Not being depreciated	10,225,868	9,269,056	956,811
Being depreciated, net	104,564,697	102,253,793	2,310,903
Total noncurrent assets	184,036,873	182,114,706	1,922,168
Total assets	260,649,520	258,499,506	2,150,015
Deferred outflows of resources			
Pensions	2,372,153	760,863	1,611,290
Bonds	2,620,565	2,784,350	(163,785)
Total deferred outflows of resources	4,992,718	3,545,213	1,447,505
TOTAL ASSETS AND DEFERRED OUTFLOWS OF RESOURCES	265,642,238	262,044,720	3,597,520
LIABILITIES			
Current liabilities:			
Payable from nonrestricted assets			
Accounts payable	2,093,548	1,415,913	677,635
Accrued salaries, wages and related benefits	1,083,270	1,392,127	(308,857)
Unearned revenue	1,536,124	1,886,137	(350,012)
Deposits payable	83,619	95,091	(11,473)
Due to Improvement Districts	119,640	117,818	1,821
Claims payable	75,000	50,000	25,000
Interest expense payable	392,652	402,851	(10,200)
Long-term liabilities, due within one-year	968,818	889,854	78,964
Total current liabilities	6,352,670	6,249,792	102,878
Noncurrent liabilities:			
Long-term liabilities, due in more than one-year, net	23,035,022	24,208,817	(1,173,795)
Pensions	6,348,945	2,320,868	4,028,077
Total noncurrent liabilities	29,383,967	26,529,685	2,854,282
TOTAL LIABILITIES	35,736,637	32,779,478	2,957,160
DEFERRED INFLOWS OF RESOURCES			
Pensions	-	2,025,996	(2,025,996)
Total deferred inflows of resources	-	2,025,996	(2,025,996)
Net Position			
Net investment in capital assets	89,208,529	86,932,310	2,276,219
Restricted	1,449,196	1,459,357	(10,161)
Unrestricted	139,247,876	138,847,578	400,298
TOTAL NET POSITION	\$ 229,905,601	\$ 227,239,246	\$ 2,666,356

FOR INTERNAL REPORTING PURPOSES ONLY

Page 1

Oakdale Irrigation District
Statement of Revenues, Expenses, and Changes in net position
For the Month Ended December 31, 2022

DRAFT



	Current Month	YTD Actual	2022 Budget	Budget Remaining	% of 2022 Budget Remaining
Operating revenues:					
Agricultural water deliver charges (base rate)	\$ -	\$ 2,199,590	\$ 2,171,900	\$ (27,690)	0%
Water sales	(1,911)	3,330,350	2,120,000	(1,210,350)	0%
Domestic water delivery fee	11,793	231,001	235,000	3,999	2%
Improvement District Fees	-	45,898	47,450	1,552	3%
Other water related revenues	72,555	144,749	65,000	(79,749)	0%
Total operating revenues	82,436	5,951,588	4,639,350	(1,312,238)	0%
Operating expenses:					
Operation and maintenance	571,062	6,290,882	6,304,470	13,588	0%
Water operations	162,155	3,942,306	3,919,640	(22,666)	0%
General and administrative	952,371	3,324,978	3,620,875	295,897	8%
Depreciation / amortization	352,449	3,465,286	3,490,000	24,714	1%
Total operating expenses	2,038,037	17,023,451	17,334,985	311,534	2%
Operating Income (loss)	(1,955,601)	(11,071,863)	(12,695,635)	(1,623,772)	13%
Nonoperating revenues (expenses):					
County property tax appropriations	1,978,976	3,681,871	3,900,000	218,129	6%
Net Investment income (loss)	(534,306)	745,733	725,000	(20,733)	0%
Gain (loss) sale of assets	-	99,047	-	(99,047)	0%
Debt service interest	(414,032)	(1,031,202)	(1,036,000)	(4,798)	0%
Tri-Dam Project distributions	-	9,850,000	7,000,000	(2,850,000)	0%
Tri-Dam Power Authority distributions	-	400,000	2,100,000	1,700,000	81%
Other non-operating revenue	1,000	12,000	12,000	0	0%
Total non-operating rev. (exp.)	1,031,638	13,757,449	12,701,000	(1,056,449)	0%
Capital contributions	(923,963)	2,685,585	5,365	(2,680,220)	
Change in net position	\$ (923,963)	\$ 2,685,585	\$ 5,365	\$ (2,680,220)	0%
Capital expenditures & debt obligations	\$ 1,691,801	\$ 7,648,149	\$ 10,675,100	\$ 3,026,951	28%

Oakdale Irrigation District
Revenues
For the Month Ended December 31, 2022

DRAFT



	Current Month	YTD Actual	2022 Budget	Budget Remaining	% of 2022 Budget Remaining
Operating revenues					
Agricultural water service fees					
Tier 1	\$ -	\$ 1,948,697	\$ 1,921,000	\$ (27,697)	0%
Tier 2	-	250,893	250,900	7	0%
Water sales					
Tier 1	(898)	823,982	705,000	(118,982)	0%
Tier 2	-	869,269	815,000	(54,269)	0%
Local out-of-district	(1,013)	235,849	600,000	364,151	61%
Out-of-district	-	1,401,250	-	(1,401,250)	0%
Domestic water sales	11,793	231,001	235,000	3,999	2%
Improvement District Admin Fees	-	45,898	47,450	1,552	3%
Miscellaneous revenues					
Service Charges & Penalties	72,555	144,749	65,000	(79,749)	0%
Total Operating Revenue	82,436	5,951,588	4,639,350	(1,312,238)	0%
Non-operating revenues					
County property tax appropriations	1,978,976	3,681,871	3,900,000	218,129	6%
District Rental Properties	1,000	12,000	12,000	0	0%
Domestic Annexation Revenue	-	-	-	-	0%
Investment earnings					0%
Investment earnings (Loss)	(649,826)	376,669	325,000	(51,669)	0%
Other Interest income	115,520	369,064	400,000	30,936	8%
Gain (loss) sale of assets	-	99,047	-	(99,047)	0%
Change in investment Tri-Dam Project	-	9,850,000	7,000,000	(2,850,000)	0%
Change in investment Tri-Dam Authority	-	400,000	2,100,000	1,700,000	81%
Total Nonoperating Revenues	1,445,670	14,788,651	13,737,000	(1,051,651)	-8%
Capital Contributions	-	-	-	-	
Total Revenues	\$ 1,528,107	\$ 20,740,239	\$ 18,376,350	\$ (2,363,889)	-13%

Oakdale Irrigation District
Operating Expenses Summary
For the Month Ended December 31, 2022

DRAFT



	Current Month	YTD Actual	2022 Budget	Budget Remaining	% of 2022 Budget Remaining
Operating expenses					
Maintenance					
SSJID Main Supply Diversion Works	\$ 9,340	\$ 10,812	\$ 30,000	\$ 19,188	64%
North Main Canal Maintenance	72,997	602,747	357,410	(245,337)	0%
South Main Canal Maintenance	52,778	459,255	413,210	(46,045)	0%
Irrigation Water Lateral Maint-North Side	221,760	2,256,866	2,153,360	(103,506)	0%
Irrigation Water Lateral Maint - South Side	105,487	1,180,070	1,529,990	349,920	23%
Pumping Plant Operations and Maintenance	14,243	360,958	472,550	111,592	24%
Drainage System Maintenance	14,314	485,599	359,260	(126,339)	0%
Building and Grounds Maintenance	32,962	293,387	321,670	28,283	9%
Vehicle and Equipment Maintenance	47,182	641,188	667,020	25,832	4%
Total Maintenance	571,062	6,290,882	6,304,470	13,588	0%
Water Operations					
Domestic Water System Maintenance	39,369	397,570	433,450	35,880	8%
Irrigation Water Operations - North Division	45,756	1,741,088	1,728,260	(12,828)	0%
Irrigation Water Operations - South Division	66,938	1,754,836	1,713,370	(41,466)	0%
Drainage Water Operations	9,721	23,456	19,600	(3,856)	0%
Water Measurement Management	370	25,355	24,960	(395)	0%
Total Water Operations	162,155	3,942,306	3,919,640	(22,666)	0%
General and Administrative					
General and Administrative	952,371	3,324,978	3,620,875	295,897	8%
Depreciation and Amortization	352,449	3,465,286	3,490,000	24,714	1%
Total General, Administrative and Depreciation	1,304,820	6,790,264	7,110,875	320,611	5%
Total Operating expenses	2,038,037	17,023,451	17,334,985	311,534	2%
Non-operating expenses					
Interest and investment expenses	414,032	1,031,202	1,036,000	4,798	0%
Investment expenses				0	#DIV/0!
Total non-operating expenses	414,032	1,031,202	1,036,000	4,798	0%
Total Expenses	\$ 2,452,069	\$ 18,054,654	\$ 18,370,985	\$ 316,331	2%

Oakdale Irrigation District
Capital and Debt Expenditures
For the Month Ended December 31, 2022

DRAFT



GL ACCOUNT NO.	GL DESCRIPTION	PROJECT DESCRIPTION	2022 YTD ACTUAL	2022 AMENDED ANNUAL BUDGET
00-000-15200-00	Capital Work	Capital construction projects (Water Resources Plan)		
		Canal and Lateral Rehabilitation	\$ 346,402	\$ 409,000
		Domestic Water Projects	-	125,000
		Flow Control and Measurement Structures	199,825	936,000
		Irrigation Service Turnout Replacement	213,323	929,000
		Main Canals and Tunnels Improvement Projects	-	113,800
		Outflow Management Projects	-	-
		Pipeline Replacement	1,403,808	996,000
		Reclamation Projects	72,895	-
		Subtotal for Water Resources Plan Improvements	2,236,252	3,508,800
		Tunnel 8 Rehabilitation Project	1,138,464	1,500,000
		Ag Pump Replacements	181,818	82,500
		Asset Management Program Implementation	400	-
		Operating Headquarters Design	1,380,540	500,000
		Canyon Tunnel-Joint with SSJID (1.15M x 28%)	55,314	325,000
		Joint Main Canal Stabilization project (800k x 28%)	-	350,000
		South Main Canal - Tunnel 9 downstream design	-	60,000
		South Main Canal - Segment 3 Project	1,573,884	2,500,000
		North Main Canal Seepage Mitigation Project-90% Design	5,097	64,800
			6,571,770	8,891,100
00-000-15181-00	Backhoes & Heavy Equipment			
		Priority Valve Kits SK140 #2 & #3	19,349	50,000
			19,349	50,000
00-000-15183-00	Miscellaneous Construction Equipment			
		12" Chipper	-	100,000
		Submersible 3" Electric Pump with Control Panel	9,197	-
			9,197	100,000
00-000-15184-00	Autos/Pickups/Trucks/ Trailers			
		1/2 Ton Pickup 2WD (DSO)	38,993	35,000
		1/2 Ton Pickup 4WD (DSO)	44,003	40,000
		3/4 Ton Pickup 4WD (C&M) - 2	-	100,000
		Dump truck, 3-axle (diesel) 2021 Truck #21 CF from 2021	-	200,000
		Water Truck 3 axle 2021 replace #26	-	250,000
			82,997	625,000
00-000-15185-00	Shop/Whse/Yard			
		Fuel Island Upgrade	-	45,000
			-	45,000
00-000-15187-00	Office and Engineering Equipment			
		Computer upgrades and replacements	7,290	15,000
		Computer Server Storage expansion	-	9,000
		Engineering GPS Unit (Purchase or Lease)	-	45,000
		Ransomware Recovery Hardware	65,548	65,000
			72,838	134,000
00-000-15189-00	Office Building, Yard & Carport			
		Air Conditioners for Admin Building Offices	12,000	-
			12,000	-
		TOTAL CAPITAL PROJECTS AND PURCHASES EXPENDITURES	6,768,149	9,795,100
00-000-22320-00	Current portion - COP Debt		880,000	880,000
		TOTAL CAPITAL AND DEBT EXPENDITURES	\$ 7,648,149	\$ 10,675,100

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FOR INTERNAL REPORTING PURPOSES ONLY

BOARD AGENDA REPORT

Date: April 4, 2022
Item Number: 6
APN: N/A

SUBJECT: APPROVE THE FINANCIAL STATEMENTS FOR THE ONE MONTH ENDING JANUARY 31, 2023

RECOMMENDED ACTION: Approve the Financial Statements for the One Month Ending January 31, 2023

BACKGROUND AND/OR HISTORY:

The Financial Statements demonstrate the income and expenditures for the District for the one month ending January 31, 2023.

As of the financial statement date, the District realized 39.8% of the budgeted revenues, and actual expenditures (including capital projects and purchases) utilized 4.3% of the budgeted expenditures. Additional information is provided within the attached reports.

FISCAL IMPACT: None

ATTACHMENTS:

- Treasurer's Report
- Monthly Financial Report (*unaudited*)

Board Motion:

Motion by: _____ Second by: _____

VOTE

Orvis (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No) Tobias (Yes/No)

Action(s) to be taken:

OAKDALE IRRIGATION DISTRICT



MONTHLY FINANCIAL STATEMENTS

January 31, 2023

FOR INTERNAL REPORTING PURPOSES ONLY

OAKDALE IRRIGATION DISTRICT



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Oakdale Irrigation District
Statement of Net Position
For the Month Ending January 31, 2023 and 2022



	2023	2022	Change
ASSETS			
Current assets:			
Cash and cash equivalents	\$ 11,005,261	\$ 6,777,805	\$ 4,227,456
Restricted Cash and cash equivalents	1,594,411	1,580,588	13,823
Investments	64,013,963	67,630,121	(3,616,158)
Receivables			
Accrued Interest	355,587	168,344	187,243
Annexation fees	967,832	939,643	28,189
Agricultural water fees	628,350	626,411	1,939
Property Taxes Receivable	-	-	-
Due from other governmental agencies	121,462	1,965	119,497
Miscellaneous	(511)	39,076	(39,587)
Domestic water fees	(4,796)	(1,084)	(3,712)
Inventory of materials and supplies	897,365	731,031	166,333
Prepaid expenses	6,999	584	6,415
Due from Improvement Districts	17,805	10,684	7,121
Total current assets	79,603,728	78,505,167	1,098,561
Noncurrent assets:			
Accounts receivable - delinquencies	8,059	8,003	57
Due from other governmental agencies	-	297,277	(297,277)
Annexation fees receivable	10,431,532	11,665,972	(1,234,440)
Investments in Tri-Dam Project/Authority	58,615,544	58,615,544	-
Capital assets:			
Not being depreciated	10,288,037	10,462,592	(174,555)
Being depreciated, net	104,447,981	102,030,790	2,417,191
Total noncurrent assets	183,791,152	183,080,177	710,976
Total assets	263,394,880	261,585,344	1,809,536
Deferred outflows of resources			
Pensions	2,372,153	760,863	1,611,290
Bonds	2,620,565	2,784,350	(163,785)
Total deferred outflows of resources	4,992,718	3,545,213	1,447,505
TOTAL ASSETS AND DEFERRED OUTFLOWS OF RESOURCES	268,387,598	265,130,557	3,257,041
LIABILITIES			
Current liabilities:			
Payable from nonrestricted assets			
Accounts payable	945,740	1,177,467	(231,727)
Accrued salaries, wages and related benefits	935,282	982,664	(47,382)
Unearned revenue	121	309,269	(309,148)
Deposits payable	83,079	70,070	13,008
Due to Improvement Districts	12,947	14,055	(1,107)
Claims payable	75,000	50,000	25,000
Interest expense payable	-	-	-
Long-term liabilities, due within one-year	940,818	889,854	50,964
Total current liabilities	2,992,986	3,491,806	(498,819)
Noncurrent liabilities:			
Long-term liabilities, due in more than one-year, net	23,035,022	24,208,817	(1,173,795)
Pensions	6,348,945	2,320,868	4,028,077
Total noncurrent liabilities	29,383,967	26,529,685	2,854,282
TOTAL LIABILITIES	32,376,954	30,021,491	2,355,463
DEFERRED INFLOWS OF RESOURCES			
Pensions	-	2,025,996	(2,025,996)
Total deferred inflows of resources	-	2,025,996	(2,025,996)
Net Position			
Net investment in capital assets	93,428,108	89,208,529	4,219,578
Restricted	1,594,411	1,580,588	13,823
Unrestricted	140,988,127	142,293,954	(1,305,827)
TOTAL NET POSITION	\$ 236,010,645	\$ 233,083,071	\$ 2,927,574

FOR INTERNAL REPORTING PURPOSES ONLY

Page 1

Oakdale Irrigation District
Statement of Revenues, Expenses, and Changes in net position
For the Month Ended January 31, 2023



	Current Month	YTD Actual	2023 Budget	Budget Remaining	% of 2023 Budget Remaining
Operating revenues:					
Agricultural water deliver charges (base rate)	\$ -	\$ 2,257,254	\$ 2,263,000	\$ 5,746	0%
Water sales	-	0	3,081,900	3,081,900	100%
Domestic water delivery fee	10,591	10,591	247,000	236,409	96%
Improvement District Fees	-	-	58,820	58,820	100%
Other water related revenues	30,869	30,869	69,000	38,131	55%
Total operating revenues	41,460	2,298,714	5,719,720	3,421,006	60%
Operating expenses:					
Operation and maintenance	447,582	447,582	6,763,470	6,315,888	93%
Water operations	273,815	273,815	4,195,220	3,921,405	93%
General and administrative	535,872	535,872	3,514,455	2,978,583	85%
Depreciation / amortization	280,000	280,000	3,585,000	3,305,000	92%
Total operating expenses	1,537,268	1,537,268	18,058,145	16,520,877	91%
Operating Income (loss)	(1,495,809)	761,445	(12,338,425)	(13,099,870)	106%
Nonoperating revenues (expenses):					
County property tax appropriations	196,767	196,767	3,500,000	3,303,233	94%
Net Investment income (loss)	698,808	698,808	725,000	26,192	4%
Gain (loss) sale of assets	-	-	-	0	0%
Debt service interest	(79,192)	(79,192)	(995,000)	(915,808)	92%
Tri-Dam Project distributions	4,380,000	4,380,000	7,000,000	2,620,000	37%
Tri-Dam Power Authority distributions	-	-	2,100,000	2,100,000	100%
Other non-operating revenue	2,000	2,000	12,000	10,000	83%
Total non-operating rev. (exp.)	5,198,384	5,198,384	12,342,000	7,143,617	58%
Capital contributions	-	-	-	-	-
Change in net position	\$ 3,702,575	\$ 5,959,829	\$ 3,575	\$ (5,956,254)	0%
Capital expenditures & debt obligations	\$ 210,588	\$ 210,588	\$ 24,363,300	\$ 24,152,712	99%

Oakdale Irrigation District
Revenues
For the Month Ended January 31, 2023



	Current Month	YTD Actual	2023 Budget	Budget Remaining	% of 2023 Budget Remaining
Operating revenues					
Agricultural water service fees					
Tier 1	\$ 1,998,746	\$ 1,998,746	\$ 2,005,000	\$ 6,254	0%
Tier 2	258,508	258,508	258,000	(508)	0%
Water sales					
Tier 1	-	-	695,000	695,000	100%
Tier 2	-	-	786,900	786,900	100%
Local out-of-district	-	-	1,600,000	1,600,000	100%
Out-of-district	-	-	-	-	0%
Domestic water sales	10,591	10,591	247,000	236,409	96%
Improvement District Admin Fees	-	-	58,820	58,820	100%
Miscellaneous revenues					
Service Charges & Penalties	30,869	30,869	69,000	38,131	55%
Total Operating Revenue	2,298,714	2,298,714	5,719,720	3,421,006	60%
Non-operating revenues					
County property tax appropriations	196,767	196,767	3,500,000	3,303,233	94%
District Rental Properties	2,000	2,000	12,000	10,000	83%
Domestic Annexation Revenue	-	-	-	-	0%
Investment earnings					
Investment earnings (Loss)	690,714	690,714	325,000	(365,714)	0%
Other Interest income	8,094	8,094	400,000	391,906	98%
Gain (loss) sale of assets	-	-	-	-	0%
Change in investment Tri-Dam Project	4,380,000	4,380,000	7,000,000	2,620,000	37%
Change in investment Tri-Dam Authority	-	-	2,100,000	2,100,000	100%
Total Nonoperating Revenues	5,277,575	5,277,575	13,337,000	8,059,425	60%
Capital Contributions	-	-	-	-	
Total Revenues	\$ 7,576,289	\$ 7,576,289	\$ 19,056,720	\$ 11,480,431	60%

Oakdale Irrigation District
Operating Expenses Summary
For the Month Ended January 31, 2023



	Current Month	YTD Actual	2023 Budget	Budget Remaining	% of 2023 Budget Remaining
Operating expenses					
Maintenance					
SSJID Main Supply Diversion Works	\$ -	\$ -	\$ 30,000	\$ 30,000	100%
North Main Canal Maintenance	49,382	49,382	459,930	410,548	89%
South Main Canal Maintenance	45,860	45,860	451,140	405,280	90%
Irrigation Water Lateral Maint-North Side	124,200	124,200	2,319,650	2,195,450	95%
Irrigation Water Lateral Maint - South Side	96,968	96,968	1,566,650	1,469,682	94%
Pumping Plant Operations and Maintenance	11,340	11,340	456,520	445,180	98%
Drainage System Maintenance	8,953	8,953	435,890	426,937	98%
Building and Grounds Maintenance	59,764	59,764	344,210	284,446	83%
Vehicle and Equipment Maintenance	51,115	51,115	699,480	648,365	93%
Total Maintenance	447,582	447,582	6,763,470	6,315,888	93%
Water Operations					
Domestic Water System Maintenance	29,223	29,223	473,800	444,577	94%
Irrigation Water Operations - North Division	99,702	99,702	1,846,460	1,746,758	95%
Irrigation Water Operations - South Division	113,757	113,757	1,832,220	1,718,463	94%
Drainage Water Operations	30,844	30,844	18,660	(12,184)	0%
Water Measurement Management	289	289	24,080	23,791	99%
Total Water Operations	273,815	273,815	4,195,220	3,921,405	93%
General and Administrative					
General and Administrative	535,872	535,872	3,514,455	2,978,583	85%
Depreciation and Amortization	280,000	280,000	3,585,000	3,305,000	92%
Total General, Administrative and Depreciation	815,872	815,872	7,099,455	6,283,583	89%
Total Operating expenses	1,537,268	1,537,268	18,058,145	16,520,877	91%
Non-operating expenses					
Interest and investment expenses	79,192	79,192	995,000	915,808	92%
Investment expenses				0	#DIV/0!
Total non-operating expenses	79,192	79,192	995,000	915,808	92%
Total Expenses	\$ 1,616,460	\$ 1,616,460	\$ 19,053,145	\$ 17,436,685	92%

Oakdale Irrigation District
Capital and Debt Expenditures
For the Month Ended January 31, 2023



GL ACCOUNT NO.	GL DESCRIPTION	PROJECT DESCRIPTION	2023 YTD ACTUAL	2023 AMENDED ANNUAL BUDGET
00-000-15200-00	Capital Work	Capital construction projects (Water Resources Plan)		
		Canal and Lateral Rehabilitation	\$ 1,444	\$ 458,500
		Domestic Water Projects	-	655,000
		Flow Control and Measurement Structures	3,669	422,000
		Irrigation Service Turnout Replacement	12,740	877,000
		Main Canals and Tunnels Improvement Projects	-	-
		Groundwater Wells Replacement	-	250,000
		Outflow Management Projects	-	-
		Pipeline Replacement	53,242	980,800
		Reclamation Projects	-	5,000
		Subtotal for Water Resources Plan Improvements	71,095	3,648,300
		Ag Pump Replacements	14,929	80,000
		Operating Headquarters Design	124,565	190,000
		Phase 1 of Greger Facility	-	10,000,000
		North Main Canal Seepage Mitigation Project	-	1,500,000
		North Main Canal Tunnels 3 & 4 Rehabilitation Project	-	5,051,000
		Canyon Tunnel - Joint with SSJID (\$1.786M x 28%)	-	500,000
		North Main Canal Bridge Replacement	-	100,000
		South Main Canal - Segment 3 Long Term Repair Project	-	1,500,000
			210,588	22,569,300
00-000-15181-00	Backhoes & Heavy Equipment			
		Excavator (16.6-17 ton)	-	240,000
		Skeleton Bucket for Excavator - Large Size	-	20,000
			-	260,000
00-000-15183-00	Miscellaneous Construction Equipment			
		12" Brush Chipper (Trailer Mounted) (CF from 2022)	-	70,000
		25KW Trailer Mounted Generator	-	38,000
		Pest Sprayer for RTV	-	2,000
			-	110,000
00-000-15184-00	Autos/Pickups/Trucks/ Trailers			
		1/2 Ton Pickup 2WD (DSO)	-	45,000
		3/4 Ton Pickup 4WD (C&M) - 2	-	120,000
		Dump truck, 3-axle (diesel)	-	275,000
			-	440,000
00-000-15185-00	Shop/Whse/Yard			
		Mini Split AC Unit for C&M Supervisor Office	-	4,000
			-	4,000
00-000-15187-00	Office and Engineering Equipment			
		Computer upgrades and replacements	-	10,000
		Engineering GPS Unit (Purchase or Lease)	-	50,000
			-	60,000
00-000-15189-00	Office Building, Yard & Carport			
			-	-
			-	-
		TOTAL CAPITAL PROJECTS AND PURCHASES EXPENDITURES	210,588	23,443,300
00-000-22320-00	Current portion - COP Debt		-	920,000
		TOTAL CAPITAL AND DEBT EXPENDITURES	\$ 210,588	\$ 24,363,300

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FOR INTERNAL REPORTING PURPOSES ONLY

BOARD AGENDA REPORT

Date: April 4, 2023
Item Number: 7
APNs: 010-016-012, 010-017-003
& 010-073-020

SUBJECT: ADOPT RESOLUTION TO ABANDON A PORTION OF THE UNION LATERAL AND FORMALLY ADOPT THE NEW ALIGNMENT OF OID’S UNION LATERAL AND HIGGINS PIPELINE AS DISTRICT FACILITIES (APNs: 010-016-012, 010-017-003, AND 010-073-020)

RECOMMENDED ACTION: Adopt resolution to abandon a portion of the Union Lateral and formally adopt the new alignment of OID’s Union Lateral and Higgins Pipeline as District facilities.

BACKGROUND AND/OR HISTORY:

As part of the Oakdale Irrigation District’s (OID’s) recently completed Union Lateral Pool 2 Pipeline Realignment Project (Project), the existing Union Lateral within the parcels noted above was relocated to better accommodate the landowners’ on-farm operations and improve OID’s access. The existing pipeline was in deteriorated condition and beyond the point of repair, requiring replacement. The landowners recently granted OID new easements through APNs: 010-016-012, 010-017-003, and 010-073-020, recorded as Inst. No. 2022-0062946, 2022-0062947, 2022-0076272, and No. 2022-0076273, respectively. Please refer to the Project Site Map within the attached Draft Abandonment Resolution for clarification. The new Union Pipeline ties into the existing Union Pipeline approximately 30 linear feet upstream (east) of the point the Union Lateral crosses Stoddard Road. The new portion of the Higgins Pipeline stubs off of the Union Pipeline and ties into the old Higgins headgate box structure. With the new easements fully executed and recorded and the new pipelines in place, OID staff recommends formally adopting the pipelines in their new alignments as OID facilities.

FISCAL IMPACT: Staff time for document preparation.

ATTACHMENTS:

- Draft Abandonment Resolution
-

Board Motion:

Motion by: _____ **Second by:** _____

VOTE

Orvis (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No) Tobias (Yes/No)

Action(s) to be taken:

**OAKDALE IRRIGATION DISTRICT
RESOLUTION NO. 2023-NIL**

ABANDONMENT OF A PORTION OF A DISTRICT FACILITY

UNION LATERAL

APNs: 010-017-003 & 010-073-020

WHEREAS, a portion of the Oakdale Irrigation District facility known as the Union Lateral is located within the southwest quarter of Section 29 and the southeast quarter of Section 30, Township 2 South, Range 11 East, Mount Diablo Base and Meridian in the unincorporated area of Stanislaus County; and

WHEREAS, the Union Lateral within the parcels noted above excepting therefrom that portion as described in those certain Grant of Easements with Instrument No. 2022-0076272 and 2022-0076273, recorded November 30, 2022, in the Office of the Stanislaus County Recorder, has been reviewed by the Water Operations Department and has been determined to be operationally unnecessary; and

WHEREAS, Oakdale Irrigation District has no plan to expand or modify the use of that portion of the Union Lateral and has no need to maintain the said facilities as described, and the abandonment of that portion of the said facilities will not be detrimental to the irrigation operations of the Oakdale Irrigation District.

NOW, THEREFORE BE IT RESOLVED, that we find the abandonment of the Union Lateral within the parcels noted above excepting therefrom that portion as described in those certain Grant of Easements with Instrument No. 2022-0076272 and 2022-0076273, recorded November 30, 2022, in the Office of the Stanislaus County Recorder, and as shown on the attached Project Site Map attached hereto as "Exhibit "A" is appropriate and be adopted.

Upon motion of Director _____, seconded by Director _____, and duly submitted to the Board for its consideration, the above-titled resolution was adopted this fourth day of April, 2023.

Yes:

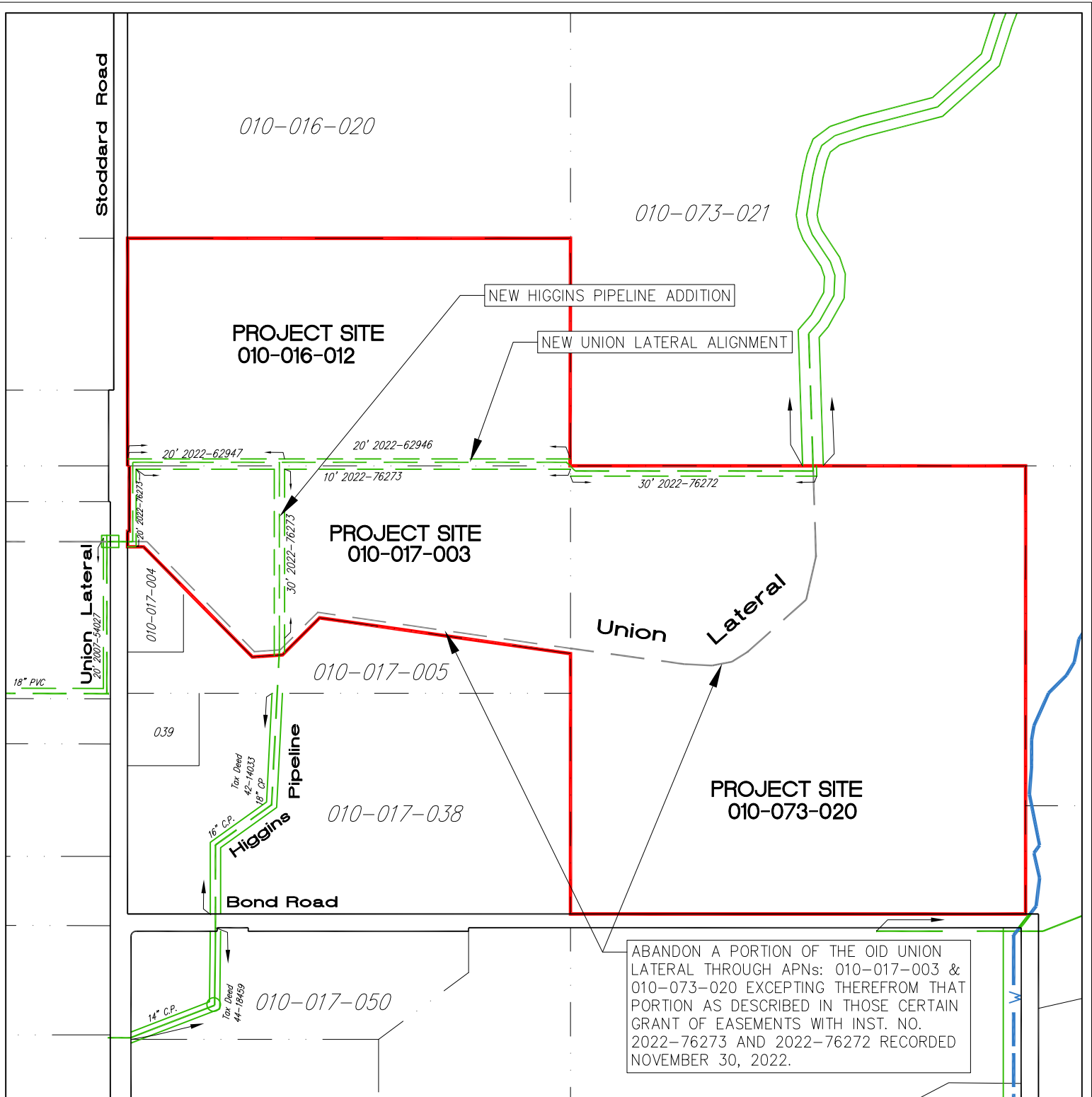
No:

Absent:

OAKDALE IRRIGATION DISTRICT

Thomas D. Orvis, Board President

Scot A. Moody, Secretary



OAKDALE IRRIGATION DISTRICT
1205 EAST F STREET
OAKDALE CALIFORNIA 95361

PROJECT SITE MAP
ABANDONMENT OF A PORTION OF THE
UNION LATERAL
APNS: 010-017-003 & 010-073-020



DATE: MAR. 21, 2023
DRAWN BY: TWH
CHECKED BY: ECT

EXHIBIT "A"

NOT TO SCALE
SHEET 1 of 1

BOARD AGENDA REPORT

Date: April 4, 2023
Item Number: 8
APNs: 010-016-012, 010-017-003, & 010-073-020

SUBJECT: ADOPT RESOLUTION TO QUITCLAIM TWO EXISTING UNION LATERAL EASEMENTS (APNs: 010-017-003 AND 010-073-020)

RECOMMENDED ACTION: Adopt resolution to quitclaim two existing Union Lateral easements.

BACKGROUND AND/OR HISTORY:

As part of the Oakdale Irrigation District's (OID's) recently completed Union Lateral Pool 2 Pipeline Realignment Project (Project), the existing Union Lateral within the parcels noted above was relocated to better accommodate the landowners' on-farm operations and improve OID's access. The existing pipeline was in deteriorated condition and beyond the point of repair, requiring replacement. The landowners recently granted OID new easements through APNs: 010-016-012, 010-017-003, and 010-073-020, recorded as Inst. No. 2022-0062946, 2022-0062947, 2022-0076272, and 2022-0076273, respectively. Now, having the new easements, OID has determined that the requested quitclaim of the existing easements, Inst. No. 1966-1140 and 1966-5535, for the Union Lateral on APNs: 010-017-003 and 010-073-020 will not be detrimental to the operations of OID. OID staff recommends that the Board of Directors formally quitclaim said easements.

FISCAL IMPACT: Staff time for document preparation.

ATTACHMENTS:

- Quitclaim Deeds (2)
 - Quitclaim Resolutions (2)
-

Board Motion:

Motion by: _____ **Second by:** _____

VOTE

Orvis (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No) Tobias (Yes/No)

Action(s) to be taken:



RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

OAKDALE IRRIGATION DISTRICT

1205 East F Street
Oakdale, CA 95361

Mail Tax Statements to:

Peter and Katelyn Hauselmann
6412 Stoddard Road
Oakdale, CA 95361

APN: 010-017-003

Revenue and Tax Code 11911
Documentary Transfer \$0.00
[] computed on full value of property conveyed, or
[] computed on full value less liens &
encumbrances remaining hereon at time of sale.

Signature of declarant or agent determining tax-firm
name.

The undersigned declares Documentary Transfer Tax is \$0.00

QUITCLAIM DEED – UNION LATERAL PIPELINE AND EASEMENT

FOR A CONSIDERATION, receipt of which is hereby acknowledged,

OAKDALE IRRIGATION DISTRICT, an irrigation district organized and existing under the laws of the State of California, does hereby remise, release and forever quitclaim to the property owners of record, Peter Chase Hauselmann and Katelyn Zelda Hauselmann, any interest in that certain easement Inst. No. 1966-1140 within the parcel noted above dedicated to the Oakdale Irrigation District and recorded January 12, 1966, in the Office of the Stanislaus County Recorder. Said easement is indicated on the attached Project Site Map Exhibit "B".

Approved by Board Action on April 4, 2023, as shown in the Resolution attached hereto as Exhibit "A".

OAKDALE IRRIGATION DISTRICT

Thomas D. Orvis, President

Date

Scot A. Moody, Secretary

Date

CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of **Stanislaus**

On _____ before me _____,
personally appeared _____
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s)
is/are subscribed to the within instrument and acknowledged to me that he/she/they executed
the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the
instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the
instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the
foregoing paragraph is true and correct.

WITNESS my hand and official seal

Signature (Seal)

CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of **Stanislaus**

On _____ before me _____,
personally appeared _____
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s)
is/are subscribed to the within instrument and acknowledged to me that he/she/they executed
the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the
instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the
instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the
foregoing paragraph is true and correct.

WITNESS my hand and official seal

Signature (Seal)

**OAKDALE IRRIGATION DISTRICT
RESOLUTION NO. 2023-NIL**

**AUTHORIZING QUITCLAIM DEED TO
PETER CHASE HAUSELMANN AND KATELYN ZELDA HAUSELMANN**

APN: 010-017-003

WHEREAS, the Oakdale Irrigation District facility known as the Union Lateral is located within the parcel noted above in the southeast quarter of Section 30, Township 2 South, Range 11 East, Mount Diablo Base and Meridian in the unincorporated area of Stanislaus County; and

WHEREAS, to accommodate an alternative pipeline alignment for the Oakdale Irrigation District's Union Lateral the landowners have granted the Oakdale Irrigation District a new easement, recorded as Inst. No. 2022-0076273 per Stanislaus County Records; and

WHEREAS, the new easement, recorded as Inst. No. 2022-0076273, is sufficient for the Oakdale Irrigation District's continued access, operations, maintenance, and replacement of its facilities, and OID staff has determined quitclaim of the existing 30 foot easement, recorded as Inst. No. 1966-1140, will not be detrimental to OID operations.

NOW THEREFORE BE IT RESOLVED, that any interest in the easement Inst. No. 1966-1140 granted to the Oakdale Irrigation District and recorded January 12, 1966, in the Office of the Stanislaus County Recorder be quitclaimed to the titled owners of said properties, and that said Quitclaim in its entirety is incorporated herein by reference to this Resolution.

Upon Motion of Director _____, seconded by Director _____, and duly submitted to the Board for its consideration, the above-titled Resolution was adopted this fourth day of April, 2023.

OAKDALE IRRIGATION DISTRICT

Thomas D. Orvis, President

Scot A. Moody, Secretary

Stoddard Road

010-016-020

010-073-021

NEW HIGGINS PIPELINE ADDITION

NEW UNION LATERAL ALIGNMENT

010-016-012

20' 2022-62947

20' 2022-62946

10' 2022-76273

30' 2022-76272

PROJECT SITE
010-017-003

Union Lateral
20' 2007-54027

18" PVC

010-017-004

30" MCP

30' 66-1140

Union

Lateral
20' 66-5535

30" MCP

010-017-005

QUITCLAIM THE OLD UNION LATERAL
EASEMENT WITH INST. NO. 1966-1140
THROUGH APN: 010-017-003.

039

Tax Deed
42-14033
18" CP
Higgins Pipeline

010-017-038

010-073-020

Bond Road

14" C.P.
Tax Deed
44-18459

010-017-050

010-073-018

010-017-052

Bond Road



OAKDALE IRRIGATION DISTRICT

1205 EAST F STREET
OAKDALE CALIFORNIA 95361

PROJECT SITE MAP
QUITCLAIM OF THE UNION LATERAL
EASEMENT INST. NO. 1966-1140
APN: 010-017-003

DATE: MAR. 21, 2023
DRAWN BY: TWH
CHECKED BY: ECT

EXHIBIT "B"

NOT TO SCALE
SHEET 1 of 1



RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

OAKDALE IRRIGATION DISTRICT
1205 East F Street
Oakdale, CA 95361

Mail Tax Statements to:

Kenneth C. Johnson Jr and
Laura C. Johnson 2013 Trust
446 Meyenbeerg Ave
Ripon, CA 95366

APN: 010-073-020

Revenue and Tax Code 11911
Documentary Transfer \$0.00
[] computed on full value of property conveyed, or
[] computed on full value less liens & encumbrances
remaining hereon at time of sale.

Signature of declarant or agent determining tax-firm
name.

The undersigned declares Documentary Transfer Tax is \$0.00

QUITCLAIM DEED – UNION LATERAL PIPELINE AND EASEMENT

FOR A CONSIDERATION, receipt of which is hereby acknowledged,

OAKDALE IRRIGATION DISTRICT, an irrigation district organized and existing under the laws of the State of California, does hereby remise, release and forever quitclaim to the property owners of record, Kenneth C. Johnson, Jr and Laura C. Johnson, Trustees of the Kenneth C. Johnson, Jr and Laura C. Johnson 2013 Trust, dated July 9, 2013 and Brian J Lemons and Kelly M.B. Lemons, husband and wife as community property, any interest in that certain easement Inst. No. 1966-5535 within the parcel noted above, dedicated to the Oakdale Irrigation District and recorded February 14, 1966, in the Office of the Stanislaus County Recorder. Said easement is indicated on the attached Project Site Map Exhibit "B".

Approved by Board Action on April 4, 2023, as shown in the Resolution attached hereto as Exhibit "A".

OAKDALE IRRIGATION DISTRICT

Thomas D. Orvis, President

Date

Scot A. Moody, Secretary

Date

CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of **Stanislaus**

On _____ before me _____,
personally appeared _____
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s)
is/are subscribed to the within instrument and acknowledged to me that he/she/they executed
the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the
instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the
instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the
foregoing paragraph is true and correct.

WITNESS my hand and official seal

Signature (Seal)

CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of **Stanislaus**

On _____ before me _____,
personally appeared _____
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s)
is/are subscribed to the within instrument and acknowledged to me that he/she/they executed
the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the
instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the
instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the
foregoing paragraph is true and correct.

WITNESS my hand and official seal

Signature (Seal)

**OAKDALE IRRIGATION DISTRICT
RESOLUTION NO. 2023-NIL**

**AUTHORIZING QUITCLAIM DEED TO
KENNETH C. JOHNSON, JR AND LAURA C. JOHNSON 2013 TRUST & BRIAN J
LEMONS AND KELLY M.B. LEMONS**

APN: 010-073-020

WHEREAS, the Oakdale Irrigation District facility known as the Union Lateral is located within the parcel noted above in the southwest quarter of Section 29, Township 2 South, Range 11 East, Mount Diablo Base and Meridian in the unincorporated area of Stanislaus County; and

WHEREAS, to accommodate an alternative pipeline alignment for the Oakdale Irrigation District's Union Lateral the landowners have granted the Oakdale Irrigation District a new easement, recorded as Inst. No. 2022-0076272 per Stanislaus County Records; and

WHEREAS, the new easement, recorded as Inst. No. 2022-0076272, is sufficient for the Oakdale Irrigation District's continued access, operations, maintenance, and replacement of its facilities, and OID staff has determined quitclaim of the existing 20 foot easement, recorded as Inst. No. 1966-5535, will not be detrimental to OID operations.

NOW THEREFORE BE IT RESOLVED, that any interest in the easement Inst. No. 1966-5535 granted to the Oakdale Irrigation District and recorded February 14, 1966 in the Office of the Stanislaus County Recorder be quitclaimed to the titled owners of said properties, and that said Quitclaim in its entirety is incorporated herein by reference to this Resolution.

Upon Motion of Director _____, seconded by Director _____, and duly submitted to the Board for its consideration, the above-titled Resolution was adopted this fourth day of April, 2023.

OAKDALE IRRIGATION DISTRICT

Thomas D. Orvis, President

Scot A. Moody, Secretary

Stoddard Road

010-016-020

010-073-021

NEW HIGGINS PIPELINE ADDITION

NEW UNION LATERAL ALIGNMENT

010-016-012

20' 2022-62947

20' 2022-62946

10' 2022-76273

30' 2022-76272

010-017-003

30' 66-1140

010-017-005

Union

Lateral

30" MCP

PROJECT SITE
010-073-020

QUITCLAIM THE OLD UNION LATERAL
EASEMENT WITH INST. NO. 1966-5535
THROUGH APN: 010-073-020.

010-017-038

Stoddard Road

Bond Road

14" C.P.
Tax Deed
44-18459

010-017-050

010-073-018

010-017-052



OAKDALE IRRIGATION DISTRICT
1205 EAST F STREET
OAKDALE CALIFORNIA 95361

PROJECT SITE MAP
QUITCLAIM OF A UNION LATERAL
EASEMENT INST. NO. 1966-5535
APN: 010-073-020

DATE: MAR. 21, 2023
DRAWN BY: TWH
CHECKED BY: ECT

EXHIBIT "B"

NOT TO SCALE
SHEET 1 of 1



AGENDA ITEMS ACTION CALENDAR

BOARD MEETING OF APRIL 4, 2023

BOARD AGENDA REPORT

Date: April 4, 2023
Item Number: 9
APN: N/A

SUBJECT: REVIEW AND TAKE POSSIBLE ACTION TO ADOPT RESOLUTION APPROVING A TEMPORARY WATER TRANSFER AGREEMENT BY AND BETWEEN OAKDALE IRRIGATION DISTRICT, SOUTH SAN JOAQUIN IRRIGATION DISTRICT, AND STOCKTON EAST WATER DISTRICT

RECOMMENDED ACTION: Adopt resolution approving a Temporary Water Transfer Agreement by and between Oakdale Irrigation District, South San Joaquin Irrigation District, and Stockton East Water District

BACKGROUND AND/OR HISTORY:

OID and SSJID (collectively the “Districts”) have historically jointly entered into agreements with Stockton East Water District (SEWD) for the temporary transfer of water under the Districts’ pre-1914 water rights. The Districts are contemplating a temporary water transfer to SEWD for 1,200 acre-feet for the 2023 water year ending September 30th. The water would be diverted by SEWD at Goodwin Dam and conveyed via the Upper Farmington Canal to out-of-district properties along SEWD’s conveyance infrastructure. If approved, the properties to be served would use Stanislaus River water in-lieu of pumping groundwater. The water transfer would be effectuated using only existing infrastructure.

SEWD currently has a CVP contract with the Bureau of Reclamation for New Melones water. Due to record snow pack from extreme precipitation events over the winter and spring, SEWD is expected to receive their full 155,000 acre-feet allocation; however, SEWD is prohibited by contract from serving areas outside of their boundaries including areas adjacent to the Upper Farmington Canal. SEWD requests 1,200 acre-feet of pre-1914 Stanislaus water from the Districts to serve these lands.

The proposed temporary water transfer is materially different from the proposed 10-year water transfer by and between SEWD and the Districts, which is currently pending CEQA compliance. The 10-year transfer contemplates serving lands entirely within SEWD’s boundaries. The proposed temporary water transfer is also separate from OID’s 10-year Out-of-District program for which participating lands have already been determined. OID will receive its full 300,000 acre-feet entitlement for the 2023 irrigation season.

Staff recommends that the Board adopt the Resolution as drafted.

FISCAL IMPACT: SEWD will pay \$200 per acre-foot for 1,200 acre-feet for the 2023 irrigation season, which is the current rate for OID’s Out-of-District Program. The Districts are 50/50 partners in the temporary water transfer with each receiving up to \$120,000.

ATTACHMENTS:

- Resolution

Board Motion:

Motion by: _____ **Second by:** _____

VOTE:

Orvis (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No) Tobias (Yes/No)

Action(s) to be taken:

**OAKDALE IRRIGATION DISTRICT
RESOLUTION NO. 2023-NIL**

**RESOLUTION APPROVING A TEMPORARY WATER TRANSFER AGREEMENT
BY AND BETWEEN OAKDALE IRRIGATION DISTRICT,
SOUTH SAN JOAQUIN IRRIGATION DISTRICT, AND
STOCKTON EAST WATER DISTRICT**

WHEREAS, the Oakdale Irrigation District and South San Joaquin Irrigation District (collectively called “Districts”) are California irrigation districts operating under and by virtue of Division 11 of the California Water Code; and,

WHEREAS, Districts are the owners of certain senior water rights to the waters of the Stanislaus River, including pre-1914 appropriative water rights; and

WHEREAS, Stockton East Water District (“SEWD”) supplies irrigation, municipal and industrial (M&I) and domestic water to its customers within the Eastern San Joaquin Groundwater Subbasin from a combination of surface water and groundwater sources; and,

WHEREAS, SEWD and the Districts desire to reduce groundwater pumping in the Eastern San Joaquin Groundwater Subbasin by serving surface water in-lieu of groundwater pumping; and,

WHEREAS, SEWD desires to acquire by temporary transfer one thousand two-hundred (1,200) acre-feet of the Districts’ pre-1914 Stanislaus River supply for the water-year ending September 30, 2023; and,

WHEREAS, SEWD would divert the transferred water at Goodwin Dam and deliver the water using existing infrastructure to agricultural lands outside of SEWD’s boundaries for use in-lieu of groundwater pumping; and,

WHEREAS, this Board of Directors has determined that surplus water is available for temporary transfer during the water year ending September 30, 2023.

NOW, THEREFORE, BE IT RESOLVED that the Oakdale Irrigation District Board of Directors does hereby approve a Temporary Water Transfer Agreement by and between Oakdale Irrigation District, South San Joaquin Irrigation District and Stockton East Water District, and authorizes the General Manager to sign the agreement upon negotiation of final terms as directed by the Board of Directors.

Upon motion of Director _____, seconded by Director _____, and duly submitted to the Board for its consideration the above titled resolution was adopted this 4th day of April 2023.

OAKDALE IRRIGATION DISTRICT

Thomas D. Orvis, President

Scot A. Moody, Secretary

BOARD AGENDA REPORT

Date: April 4, 2023
Item Number: 10
APN: N/A

SUBJECT: REVIEW AND TAKE POSSIBLE ACTION TO ADOPT RESOLUTION APPROVING A NOTICE OF EXEMPTION UNDER CEQA FOR A TEMPORARY WATER TRANSFER AGREEMENT BY AND BETWEEN OAKDALE IRRIGATION DISTRICT, SOUTH SAN JOAQUIN IRRIGATION DISTRICT, AND STOCKTON EAST WATER DISTRICT

RECOMMENDED ACTION: Adopt resolution approving a Notice of Exemption under CEQA for a Temporary Water Transfer Agreement by and between Oakdale Irrigation District, South San Joaquin Irrigation District, and Stockton East Water District

BACKGROUND AND/OR HISTORY:

In the previous agenda item, the Board of Directors adopted a resolution approving a Temporary Water Transfer Agreement by and between Oakdale Irrigation District, South San Joaquin Irrigation District, and Stockton East Water District (Project). The Project is categorically exempt from CEQA based on: the ongoing operation exemption in 14 Cal. Code Regulations, Section 15261; projects designed to protect the environment (14 Cal. Code Regulations, Section 15307); and no change or expansion of existing diversion and pumping facilities (14 Cal. Code Regulations, Section 15301). All conveyance infrastructure necessary to facilitate the Project is existing and no new construction is required. If approved, the Notice of Exemption will be filed at the Stanislaus County Clerk's Office.

Staff recommends that the Board adopt the Resolution as drafted.

FISCAL IMPACT: Staff time for filing at the Stanislaus County Clerk's Office.

ATTACHMENTS:

- Notice of Exemption
 - Resolution
-

Board Motion:

Motion by: _____ **Second by:** _____

VOTE:

Orvis (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No) Tobias (Yes/No)

Action(s) to be taken:



SOUTH SAN JOAQUIN
IRRIGATION DISTRICT

SPACE ABOVE RESERVED FOR CLERK'S/OPR USE

April 4, 2023

From:

South San Joaquin Irrigation District
11011 E. Highway 120
Manteca, CA 95336

Oakdale Irrigation District
1205 East F Street
Oakdale CA 95361

Lead Agency Contact Person:
Brandon W. Nakagawa, P.E.
Water Resources Coordinator
South San Joaquin Irrigation District
Telephone (209) 305-8442
Email: bnakagawa@ssjid.com

To:

☒ County Clerk
County of San Joaquin
44 N. San Joaquin Street, Suite 260
Stockton, CA 95202

☒ County Clerk
County of Stanislaus
1021 "I" Street, Suite 101
Modesto, CA 95354-0847

California Environmental Quality Act (CEQA)

NOTICE OF EXEMPTION

Title: Temporary Water Transfer Agreement By and Between the Oakdale Irrigation District, South San Joaquin Irrigation District, and Stockton East Water District

Project Location: Stanislaus River, San Joaquin and Stanislaus Counties

Project Description:

Oakdale Irrigation District and South San Joaquin Irrigation District (OID and SSJID) intend to temporarily transfer up to 1,200 acre-feet of conserved water to Stockton East Water District (SEWD) for agricultural purposes outside of SEWD's boundaries along SEWD's conveyance infrastructure. The transfer is anticipated to begin as soon as April 2023 and end no later than September 30, 2023. The diversion and delivery of water will be made using existing facilities and under existing operational criteria. The intended recipients of the water have existing physical connections to serve as points of delivery on existing SEWD conveyance facilities. The water to be transferred is based on OID's and SSJID's pre-1914 water rights to the Stanislaus River and is surplus to the needs of OID and SSJID as a result of ongoing conservation efforts and efficiency improvements.

Project Purpose:

The purpose of the temporary water transfer is to deliver surface water for agricultural use in lieu of groundwater pumping. The recipients of the transfer water are located in Stanislaus County along SEWD's conveyance infrastructure and would otherwise pump groundwater from the Eastern San Joaquin Subbasin. The California Department of Water Resources has designated the Eastern San Joaquin Subbasin to be in critical groundwater overdraft.

Project Proponents: Oakdale Irrigation District and South San Joaquin Irrigation District

Project Beneficiary: Stockton East Water District

Name of Public Agencies Approving Project: Oakdale Irrigation District and South San Joaquin Irrigation District

Exempt Status: ☒ Categorical Exemption (14 Cal. Code of Regulations, Sec. 15301 Class 1, Existing Facilities).

Reasons Why Project is Exempt: This transaction is exempt from California Environmental Quality Act (CEQA) based on the ongoing operation exemption in 14 Cal. Code Regs. 15261; projects designed to protect the environment (14 Cal. Code Regs. 15307); the project will use existing, public facilities of OID, SSJID and SEWD, including Goodwin Dam diversion facilities, and there will be no change or expansion of existing diversion and pumping facilities (14 Cal. Code Regs. 15301); and on the basis that the project will cause no significant impacts in the environment.

Dated: April 4, 2023

Brandon W. Nakagawa, P.E.
Water Resources Coordinator
South San Joaquin Irrigation District

**OAKDALE IRRIGATION DISTRICT
RESOLUTION NO. 2023-NIL**

**RESOLUTION APPROVING A NOTICE OF EXEMPTION UNDER CEQA FOR A
TEMPORARY WATER TRANSFER AGREEMENT BY AND BETWEEN OAKDALE
IRRIGATION DISTRICT, SOUTH SAN JOAQUIN IRRIGATION DISTRICT, AND
STOCKTON EAST WATER DISTRICT**

WHEREAS, the Oakdale Irrigation District and South San Joaquin Irrigation District (collectively called “Districts”) are California irrigation districts operating under and by virtue of Division 11 of the California Water Code; and

WHEREAS, Stockton East Water District (“SEWD”) supplies irrigation, municipal and industrial (M&I) and domestic water to portions of the Eastern San Joaquin Groundwater Subbasin from a combination of surface water and groundwater sources; and,

WHEREAS, Districts are the owners of certain senior water rights to the waters of the Stanislaus River, including pre-1914 appropriative water rights; and,

WHEREAS, OID adopted a Resolution approving a Temporary Water Transfer Agreement by and between OID, SSJID and SEWD (Project) for the water year ending September 30, 2023; and,

WHEREAS, the Project would utilize existing infrastructure to effectuate the transfer of water; and,

WHEREAS, only water under the Districts pre-1914 water rights (i.e., no stored water) would be transferred as part of the Project; and,

WHEREAS, the Project is intended to serve Stanislaus River water in-lieu of groundwater to only lands outside of SEWD’s boundaries near SEWD’s existing conveyance infrastructure; and,

WHEREAS, the lands intended to be served by the Project are outside of the area specified by the Bureau of Reclamation to receive water under SEWD’s existing Central Valley Project contract; and,

WHEREAS, the Project is located in the Counties of Calaveras, San Joaquin, Stanislaus, and Tuolumne.

NOW THEREFORE, BE IT RESOLVED, by this Board of Directors that:

1. The foregoing recitals are true and correct.
2. The proposed Project has been determined by the Board of Directors to be categorically exempt from California Environmental Quality Act (CEQA) based on the ongoing operation exemption in 14 Cal. Code Regulations, Section 15261;

projects designed to protect the environment (14 Cal. Code Regulations, Section 15307); no change or expansion of existing diversion and pumping facilities (14 Cal. Code Regulations, Section 15301); and on the basis that there are no significant impacts on the environment.

3. A Notice of Exemption is hereby approved by the OI Board of Directors
4. Staff is authorized and directed to file a Notice of Exemption at the Stanislaus County Clerk's Office in the manner prescribed by the CEQA.

Upon motion of Director _____, seconded by Director _____, and duly submitted to the Board for its consideration the above titled resolution was adopted this 4th day of April 2023.

OAKDALE IRRIGATION DISTRICT

Thomas D. Orvis, President

Scot A. Moody, Secretary

BOARD AGENDA REPORT

Date: April 4, 2023
Item Number: 11
APN: N/A

SUBJECT: REVIEW AND TAKE POSSIBLE ACTION TO APPROVE THE 2023 OID AGRICULTURAL SCHOLARSHIPS

RECOMMENDED ACTION: Approve

BACKGROUND AND/OR HISTORY:

The Oakdale Irrigation District Scholarship Program has been in effect since 2004, assisting high school seniors to achieve their goals in future agriculture development. Applicants must meet the following program eligibility criteria:

- Reside within the OID boundaries
- Pursue a degree in an Agricultural related field
- Be accepted as a full-time student to an accredited college, university or vocational trade school for the fall semester
- Have a minimum 3.0 GPA.

The Planning & Public Relations Committee met on March 7, 2023, to review the six scholarship applications that were received. Four of the applicants met the eligibility criteria, and two of the applicants did not.

The Committee has recommended that the Board approve four scholarship awards in the amount of \$1,250 to each of the following candidates:

- Claire Van Laar – Oakdale High School
- Colton Silva – Oakdale High School
- Molly Terpstra – Escalon High School
- Tyler Cooley – Oakdale High School

FISCAL IMPACT: \$5,000 (2023 budgeted amount)

ATTACHMENTS:

Board Motion:

Motion by: _____ **Second by:** _____

VOTE

Orvis (Yes/No) Tobias (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No)

Action(s) to be taken:

BOARD AGENDA REPORT

Date: April 4, 2023
Item Number: 12
Staff: Scot A. Moody

SUBJECT: REVIEW AND TAKE POSSIBLE ACTION TO APPROVE OPPOSE POSITION ON LEGISLATIVE BILLS AB460, AB676, AB 1337, SB389, AND AUTHORIZE THE BOARD PRESIDENT TO TAKE POSITIONS ON FUTURE LEGISLATIVE BILLS IF TIME DOES NOT PERMIT FOR PRESENTATION TO THE FULL BOARD OF DIRECTORS

RECOMMENDED ACTION: Approve

BACKGROUND AND/OR HISTORY:

The attached bills affect water rights and, in some cases, give the State Board (SWRCB) increased power for curtailments etc. This is obviously something that most water agencies would consider alarming and OID would like to join ACWA and an untold number of other agencies in vehemently opposing these bills.

Additionally, there are many times within the legislative session when an author of a bill will make decisions that can make an existing bill better or worse in the eyes of the district with little time for the district to react. For those instances, I would like to request that the Board consider authorizing the Board President to take a position on behalf of the district and direct staff to send a letter of opposition.

FISCAL IMPACT: Staff Time

ATTACHMENTS:

AB 460, AB 676, AB 1337 and SB 389

Board Motion:

Motion by: _____ **Second by:** _____

VOTE

Orvis (Yes/No) Tobias (Yes/No) Doornenbal (Yes/No) Santos (Yes/No) DeBoer (Yes/No)

Action(s) to be taken:

In addition, the revised draft includes edits requested by attorneys in Regions 6 and 7 to revise section 3200(c) to more clearly exempt rivers like the Kings River and the Kern River that have a watermaster that allocates water in all years under existing agreements.

Recommended Action: Pending Committee Input

Rumors that this legislative session would include a pronounced focus on water rights have proven to be true. The consequences of the legislation that has been introduced for ACWA members would be severe. This proposal was originally brought to the SLC to give ACWA an opportunity to present a comprehensive set of ideas that would substantively improve water rights administration and enforcement during very dry years and improve permitting for groundwater recharge, all while respecting local decision making. However, some within ACWA’s membership have expressed concerns, both with the substance of the proposal and the broader legislative strategy. This proposal would only serve its intended purpose if it’s something the water agency community can rally behind. At this point, it does not appear the proposal would be a unifying force.

ASSEMBLY BILLS:

AB 460: State Water Resources Control Board: interim relief.		
Author: Bauer-Kahan (D-Orinda)	Introduced: 02-06-2023	Amended: N/A
Sponsors: Planning and Conservation League Trout Unlimited California Trout	Current Position: NYC	Recommended Position: Pending Committee Input
Assigned to: Kristopher Anderson/Richard Filgas		

Bk
oppose

Existing Law

The California Constitution requires the reasonable and beneficial use of water. Under the public trust doctrine, the State Water Resources Control Board (State Water Board), among other state agencies, is required to take the public trust into account in the planning and allocation of water resources and to protect the public trust whenever feasible. The State Water Board and the California regional water quality control boards are required to set forth water quality objectives in state and regional water quality control plans. Existing law establishes the Water Rights Fund (Fund), which consists of various fees and penalties. The moneys in the Fund are available upon appropriation by the Legislature for the administration of the State Water Board’s water rights program.

Bill Summary

This bill would authorize the State Water Board to issue an interim relief order in appropriate circumstances, after notice and an opportunity for a hearing, in adjudicative proceedings to apply or enforce any of the following:

- 1) Section 2 of Article X of the California Constitution;
- 2) The public trust doctrine;
- 3) Water quality objectives or principles and guidelines adopted under subdivision (b) of Section 13142, Section 13149, Section 13170, or 13241;
- 4) The requirements set forth in permits, licenses, certificates, and registrations issued under Part 2 (commencing with Section 1200), including actions that invoke the State Water Board's reserved jurisdiction or continuing authority;
- 5) Section 5937 of the Fish and Game Code.

The bill would prohibit the State Water Board from accepting a petition that does not include all of the following information:

- 1) The name and mailing address of the petitioner.
- 2) A description of the specific diversion or use of water that the petitioner is contesting.
- 3) A statement of the petitioner's interest in the contested diversion or use of water.
- 4) Identification of the adjudicative proceedings in which interim relief is requested.
- 5) A description of the harm or injury complained of.
- 6) An explanation of the nexus between the diversion or use and the alleged harm or injury.
- 7) The relief the petitioner is requesting.
- 8) A statement of reasons explaining why the relief is justified.
- 9) Any additional information that the State Water Board may deem appropriate.

The bill would give the State Water Board the discretion to require that the evidence to be considered be based on declarations under penalty of perjury, the testimony of witnesses at the hearing, or both. The bill would also require the State Water Board to consider oral or written legal arguments provided in a timely manner by the parties. The bill would authorize the State Water Board to dismiss a petition that does not raise substantial issues that are appropriate for review.

The State Water Board may commence an interim relief proceeding on its own motion or upon the petition of an interested party. The bill would require the State Water Board provide at least 20 days' notice before the hearing date, unless the State Water Board concludes that consideration of the matter is urgent. If an interim relief order is issued without providing at least 20 days' notice before the hearing date, or if the State Water Board issues an interim relief order after considering the declaration of any witness who is not available for cross-examination, the interim relief order shall remain in effect for no more than 180 days, unless the party to whom the order is issued agrees to an extension of that period.

The bill requires the State Water Board, when determining whether to provide interim relief, and the nature and extent of the relief, to consider all relevant circumstances, including the effects on other legal users of water, fish, wildlife, and other instream beneficial uses, the extent of harm, the necessity for relief, and any appropriate measures to minimize any adverse effects of providing interim relief. The bill stipulates sufficient grounds shall exist for interim relief upon the same showing as would be required for a superior court to grant a preliminary injunction.

As part of the interim relief order, the State Water Board may require a water diverter or user to do any of the following:

- 1) Cease all harmful practices;
- 2) Employ specific procedures and operations to prevent or mitigate the harm;
- 3) Complete technical and monitoring work and prepare and submit reports on that work, including draft environmental documentation;
- 4) Participate in, and provide funding for, studies that the State Water Board determines are reasonably necessary to evaluate the impact of the diversion or use that is the subject of the adjudicative proceeding;
- 5) Reimburse the State Water Board's expenses for the preparation of any necessary environmental documentation;
- 6) Take other required action.

The bill would require the State Water Board to set a schedule for compliance with any relief order. The bill also requires the State Water Board to set a schedule, as soon as reasonably possible, for consideration of permanent relief. The bill specifies that any permanent relief shall be granted after notice and an opportunity for a hearing.

The bill provides that any interim relief order issued by the State Water Board is exempt from the California Environmental Quality Act (CEQA) as long as (1) the State Water Board finds that providing interim relief will not have a significant adverse effect on the environment, or (2) that providing interim relief will result in environmental benefits or prevent harm to environmental resources, and the benefits provided or harm prevented outweighs any adverse effects that may result from providing interim relief. If the State Water Board makes these findings, the bill would require the State Water Board to adopt a reporting and monitoring program in accordance with Section 21081.6 of the Public Resources Code.

The bill authorizes the State Water Board to review and revise any part of an interim relief order at any time after notice to all interested parties and an opportunity for a hearing.

If a water diverter or user does not comply with an interim relief order, the bill would require the Attorney General, upon the request of the State Water Board, to petition the Superior Court for prohibitory or mandatory injunctive relief, as necessary, through the issuance of a temporary restraining order, preliminary injunction, or permanent injunction. The bill would require the Superior Court to impose the civil penalty if it determines by a preponderance of

the evidence that the water diverter or user subject to the interim relief order has violated the order.

Any person or entity that violates an interim relief order would be liable for a civil penalty not to exceed the sum of \$10,000 for each day in which the violation occurs and \$5,000 for each acre-foot of water diverted in violation of the interim relief order. In determining the appropriate amount, the court or the State Water Board, as the case may be, would be required to consider all the relevant circumstances, including the extent of harm caused by the violation, the nature and persistence of the violation, the length of time over which the violation occurs, and any corrective action undertaken by the violator. All funds recovered pursuant to these violations are to be deposited in the Water Rights Fund.

Amendment History

According to staff, the author of the bill plans to include an amendment that would increase penalties in Water Code Section 1846 from \$500 per day to \$10,000 per day, as well as add a \$5,000 per acre foot penalty. The author is also considering increasing the penalty under Water Code, Section 1052 (trespass). The increase is still TBD and will not be as high as in Section 1846.

Staff Comments

AB 460 derives from a recommendation in the Planning and Conservation League's (PCL) recent report, *Updating California Water Laws to Address Drought and Climate Change* (Report). The Report stipulates that effective water rights administration depends, in part, on adequate and timely enforcement and that providing the State Water Board with the ability to impose interim relief orders would allow urgent decisions to be made in a timely manner, eliminate the need for duplicative proceedings in court, and better protect the state's water resources.

The PCL Report notes the State Water Board and the courts have concurrent jurisdiction to enforce water rights law, including proceedings brought in response to violations of water right permits and licenses, violation of the public trust doctrine, or waste or unreasonable use of water. Although both entities maintain jurisdiction, the processes to take enforcement action differ. Courts maintain the ability to take immediate relief action, through a temporary restraining order or a preliminary injunction, without opportunity for a full evidentiary hearing. The State Water Board on the other hand may only impose requirements after providing an opportunity for an evidentiary hearing. Further, the courts are not required to comply with CEQA before taking action, whereas the State Water Board must comply with CEQA or rely on an exemption from CEQA before taking action.

What AB 460 Seeks to Resolve

According to the PCL Report, existing law doesn't include any specific authority or administrative procedures to provide for interim relief during the pendency of an enforcement action. The Report argues that without the ability to impose interim relief, irreparable damage can continue to occur to the environment and other water right holders during the length of an adjudicative proceeding. Between procedural requirements with particular time frames that

must be met before final action can be taken, and compliance with CEQA, the State Water Board is routinely unable to take swift action on urgent matters.

Inspiration for AB 460

AB 460 is inspired by an incident last August where a group of farmers, collectively representing the Shasta River Water Association, knowingly violated a curtailment order issued by the State Water Board. For several days the farmers illegally diverted water from the Shasta River, opting to face a fine from the State Water Board rather than the mounting costs from hauling water and purchasing hay to replace dried out pastures. Under existing law, the State Water Board could only assess a penalty of up to \$500 per day for violation of the curtailment order, which ultimately resulted in a \$4,000 fine for the ranchers. In addition, existing law prevented the State Water Board from acting more swiftly. Execution of a cease and desist order (CDO) is delayed because the party receiving the CDO has 20 days to request a hearing. As a result, the State Water Board may have to wait 20 days before it can stop harmful activities. The author of AB 460 argues that the small penalties and long delay underscore the limited powers that the State Water Board has to quickly respond to illegal diversions.

While the author states that AB 460 is meant to respond to this incident on the Shasta River, the bill would authorize the State Water Board to issue interim relief to address much more than violations of curtailment orders. In addition to enforcing curtailment orders, the bill would apply to:

- Enforcement of Fish and Game Code Section 5937, which provides protection for fishes below dams.
- Enforcement of the public trust doctrine, which could authorize the State Water Board to adopt an interim relief order imposing new minimum instream flows.
- Section 2 of Article X of the California Constitution.
- Enforcement of water quality objectives or principals and guidelines, which could result in interim relief orders to address discharges, in addition to diversions.

Legislative Initiatives to Require Interim Relief

Limitation on the ability of the State Water Board to require interim relief has resulted in multiple bills over the last three decades. SB 681 (Pavley, 2009) included many of the same provisions present in AB 460. It, too, would have authorized the State Water Board to issue interim relief orders in appropriate circumstances, authorize the State Water Board to require water diverters or user to take numerous actions including completing technical studies and environmental documentation, as well as authorize fines for any person or entity who violates any interim relief order. ACWA held an "Oppose Unless Amended" position on SB 681, on the grounds that the State Water Board is already authorized to enforce water rights and that water users should not be burdened with unnecessary requirements and penalized for the State's inability to direct the State Water Board to exercise its existing authorities. SB 681 ultimately died in first house.

Concerns with AB 460

Public trust doctrine – AB 460 authorizes the State Water Board to issue an interim relief order to enforce the public trust doctrine, however, the bill provides no definition for that term. Despite its function as a foundational aspect of environmental law, courts have been unable to come to an agreement on a precise definition and when and where it applies. The doctrine requires the state to hold in trust designated resources for the benefit of the people; however, which natural resources it applies to have been subject to debate. Providing the State Water Board with the power to determine what the public trust doctrine applies to and when could result in troubling precedents being set.

Section 5937 of the Fish and Game Code – AB 460 also authorizes the State Water Board to issue interim relief to apply or enforce Section 5937 of the Fish and Game Code. This section of the FGC stipulates that the owner of any dam shall allow sufficient water at all times to pass through a fishway, or in the absence of a fishway, allow sufficient water to pass over, around or through the dam, to keep in good condition any fish that may be planted or exist below the dam. The key actionable item in this section being that fish must be maintained in “good condition” below the dam. AB 460 would allow interested parties upset with dam releases to seek immediate state intervention and authorize the State Water Board to essentially take over operations, potentially at a moments notice. It is worth noting that the PCL report recommends amending Section 5937 to allow sufficient water *of sufficient flow and temperature* at all times to pass through a fishway, or in the absence of a fishway, allow sufficient water of sufficient flow and temperature to pass over, around or through the dam.

Notice, hearing, and standard of review – This bill would allow the State Water Board to issue interim relief without a notice and hearing if the Board considered the matter to be “urgent.” The prospect of the State Water Board taking extremely punitive actions without due process is concerning enough. The lack of clarity regarding the standard of review compounds these concerns. The bill specifies that sufficient grounds for an interim relief order would require the same showing as would be required for a superior court to grant a preliminary injunction. It is not clear whether this is in reference to the burden of proof, standard of review, process, or all three. It is also difficult to reconcile this directive with other aspects of the bill that allow the State Water Board to take into account other considerations when deciding whether to issue interim relief.

AB 460 would also authorize the State Water Board to issue an interim relief order with less notice, and potentially under a lower standard, than any state or federal court is required to meet in order to grant similar relief.² It is also worth noting that the lines between plaintiff and judge are blurred in AB 460. Unlike a preliminary injunction where an independent court would determine whether “sufficient grounds” exist to issue an order, AB 460 would place this authority with the State Water Board, which may be acting on its own motion.

² California Code of Civil Procedure section 527 prohibits a court from issuing a preliminary injunction without notice to the opposing party.

Requirements and Fines for Water Rights Holders - AB 460 could place onerous and costly requirements on water users involved in interim relief. Water users could be ordered to complete technical and monitoring work at their own expense, whether that be the water user conducting the studies or reimbursing the State Water Board for the preparation of any necessary environmental documentation. Water users could also be required to participate in, and provide funding for, any studies that the State Water Board determines are reasonably necessary to evaluate the impact of the diversion or use that is the subject of the adjudicative proceeding. In addition, if a water right holder violates the interim relief order, they would be liable for penalties of up to \$10,000 per day plus \$5,000 per acre-foot.

Recommended Position: Pending Committee Input

AB 460 is one of several water right bills that have been introduced this year. ACWA's Water Rights Legislative Working Group has met several times over the previous couple of months to discuss issues we expect to see addressed in legislation. A bill focused on interim relief has been part of those discussion. While the fact sheet for the bill states this bill is intended to respond to last year's incident on the Shasta River, the scope of the bill applies far beyond violations of curtailment orders during emergency drought conditions. It is worth noting that the author of the bill is the Chair of the Assembly Water, Parks and Wildlife Committee. Regardless, this bill presents substantial concerns for ACWA members based on the far-reaching punitive authority it would grant the State Water Board. Given the other issues related to water rights, the State Legislative Committee will hold a special meeting on March 9 to consider this bill and other water rights legislation. The staff recommendation is "Pending Committee Input."

Support: N/A

Opposition: N/A

AB 676: Water: general state policy.

Author: Bennett (D-Ventura)

Introduced: 02-13-2023

Amended: N/A

Sponsors:
N/A

Current Position:
NYC

Recommended Position:
Pending Committee Input

Assigned to: Kristopher Anderson/Richard Filgas

Oppose

Existing Law

Existing law declares that the protection of the public interest in the development of the water resources of the State is of vital concern to the people of the State and that the State shall determine in what way the water of the State, both surface and underground, should be

developed for the greatest public benefit. Existing law establishes that it is the policy of the State that every human being has the right to safe, clean, affordable, and accessible water adequate for human consumption, cooking, and sanitary purposes.

Existing law establishes that it is the policy of the State that the use of water for domestic purposes is the highest use of water and that the next highest use is for irrigation.

Bill Summary

This bill would instead declare that the use of water for health and safety purposes is the highest use of water and that the next highest use is for irrigation.

Amendment History

N/A

Staff Comments:

AB 676 is just another in a tsunami of water rights legislation that has been introduced this year. The bill seeks to amend Water Code Section 106, a foundational code section for California's water rights system. This code section provides a clear policy directive that the highest use of water in California is for domestic purposes and that the next highest use is for irrigation. AB 676 would replace "domestic" with "health and safety." The author's intent is to substantially narrow the highest use. Domestic use is defined to include water in homes, resorts, motels, organization camps, camp grounds, and incidental watering of domestic stock, lawns, ornamental shrubbery, and gardens. Whether referencing "health and safety" would actually result in reduced allocation is another question, as "health and safety" means different things in different contexts. For example, in State Water Project contracts, the Department of Water Resources uses "health and safety" to refer to minimum domestic supply needs, fire protection, and sanitation—which is broader than just domestic uses. This is likely one of the reasons the author is planning further amendments to the bill.

Recommended Position: Pending Committee Input

The author's office has informed ACWA staff that AB 676 is a "substantive spot bill" and that the author is planning future amendments. The author's office expressed a desire to add the environment to the priority list in Section 106. However, it appears the author's plans are fluid. Despite the plan for future amendments, AB 676 has already been set for hearing on March 28 in the Assembly Water, Parks, and Wildlife Committee. While ACWA staff does not know at this point what future amendments will be, the author's stated intent for the bill is concerning. The next time the State Legislative Committee would be able to consider this bill is March 24, four days before the Assembly committee hearing. This would not provide enough time to register opposition in advance of that hearing. Given this time constraint, ACWA staff wanted to bring this bill to the attention of the SLC.

Support: N/A

Opposition: N/A

AB 1337: State Water Resources Control Board: water shortage enforcement.

Author: Wicks (D-Oakland)

Introduced: 02-16-2023

Amended: N/A

Sponsors:

California Coastkeeper Alliance
Planning and Conservation League

Current Position:

NYC

Recommended Position:

Pending Committee Input

Assigned to: Kristopher Anderson/Richard Filgas

OPPOSE

Existing Law

Existing law establishes the State Water Resources Control Board (State Water Board) in the California Environmental Protection Agency and vests the State Water Board with various powers and duties, including, among other things, to ascertain whether or not water filed upon or attempted to be appropriated is appropriated under the laws of this state. Existing law authorizes the State Water Board to adopt emergency regulations if, among other things, the regulations are adopted to prevent the waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion, of water, to promote water recycling or water conservation, to require curtailment of diversions when water is not available under the diverter's priority of right, or in furtherance of any of the foregoing, to require reporting of diversion or use or the preparation of monitoring reports.

The California Environmental Quality Act (CEQA) requires a lead agency to prepare, or cause to be prepared, and certify the completion of an environmental impact report (EIR) on a project that the lead agency proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect.

Bill Summary

The bill would authorize the State Water Board to adopt regulations for any of the following reasons:

- A) To prevent the waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of water;
- B) To promote water recycling or water conservation;
- C) To protect public trust resources;
- D) To require curtailment of diversions when water is not available under the diverter's priority of right; and,
- E) In furtherance of any of the purposes of this section, to require reporting of diversion or use or the preparation of monitoring reports.

The bill would authorize the State Water Board to implement regulations through orders curtailing the diversion or use of water under any claim of right. The bill would require the State Water Board to provide notice and an opportunity to be heard, except where an opportunity to be heard before the issuance of an order would be impractical given the likelihood of harm to the purposes outlined in the above A-E, or other relevant circumstances. The bill stipulates if the State Water Board does not provide an opportunity to be heard before the issuance of an order, the board shall promptly provide the opportunity after the issuance of the order. In the event the State Water Board issues an order without a hearing, the bill provides the process for reconsideration described in Chapter 4 of the Water Code (commencing with section 1120) as an example of a process the Board could utilize for a subsequent hearing. However, the bill does not prescribe a process for that subsequent hearing. The bill would allow the State Water Board to tailor the hearing to the circumstances of the order and allow the hearing to be collective, rather than an individual, process. Additionally, the bill would allow the hearing to be oral or written.

The bill stipulates a person or entity may be civilly liable for a violation of any regulation or order issued under this chapter in an amount not to exceed the sum of the following:

- 1) \$1,000 for each day in which the violation has occurred; and,
- 2) \$2,500 for each acre-foot of water diverted or used in violation of the applicable requirement.

The bill would authorize civil liability to be imposed by the superior court. The bill would also authorize civil liability to be imposed administratively by the State Water Board pursuant to Section 1055 of the Water Code.

Lastly, the bill exempts any regulation or order issued by the State Water Board under this chapter from CEQA.

Amendment History

N/A

Staff Comments:

California's water rights system

There are multiple types of water rights in California, with the most common being riparian, pre-1914 appropriative, and post-1914 appropriative. Riparian rights typically come with owning a parcel of land adjacent to a water source. A riparian right allows the landowner to take as much water as can be reasonably and beneficially used on the riparian property, however, riparian owners must share with other riparian owners along the same water body, and they cannot waste water or unreasonably affect public trust resources. Riparian right holders typically do not have priorities with respect to other riparians.

The appropriative rights system is governed by the "first in time, first in right" rule in which the first person to use the water acquires the right to its future use against later users. In 1914, the

Water Commission Act formalized the appropriation system and required new appropriators to obtain a permit from the State prior to diverting water. While there has never been a requirement to obtain permission from any governmental authority to exercise pre-1914 appropriative water rights, pre-1914 right holders are now required to file a statement of water diversion and use with the State Water Board and they may not waste water or unreasonably affect public trust resources. Water users today can obtain appropriative rights only through applying to the State Water Board for a permit.

Existing enforcement mechanism

Under Section 1052 of the Water Code, water use under a curtailed water right is considered to be an unauthorized diversion and a trespass against the state. Section 1052 provides:

An action for the issuance of injunctive relief as may be warranted by way of temporary restraining order, preliminary injunction, or permanent injunction, may be brought by the Attorney General on behalf of the State Water Board, or in the Attorney General's independent capacity in the name of the people of the State of California, where the diversion or use of water is threatened, is occurring, or has occurred.

Further, a person or entity committing a trespass during a critically dry year immediately preceded by two or more consecutive below normal, dry, or critically dry years, or during a period for which the Governor has issued a proclamation of a state of emergency under the California Emergency Services Act based on drought conditions may be liable in an amount not to exceed \$1,000 for each day in which the trespass occurs and \$2,500 for each acre-foot of water diverted or used in excess of that diverter's water rights. If the unauthorized diversion or use occurs during any other time outside the time frames listed above, the person or entity may be liable in an amount not to exceed \$500 for each day in which the unauthorized diversion or use occurs.

Additionally, civil liability for a violation of Section 1052 may be imposed by the superior court or the State Water Board as follows:

- 1) The superior court may impose civil liability in an action brought by the Attorney General, upon the request of the State Water Board, to impose, assess, and recover the sums listed above.
- 2) The State Water Board may impose civil liability in accordance with Section 1055.

Section 1058.5 grants the State Water Board the authority to adopt emergency regulations in certain drought years in order to:

Prevent the waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion, of water, to promote water recycling or water conservation, to require curtailment of diversions when water is not available under the diverter's priority of right, or in furtherance of any of the

foregoing, to require reporting of diversion or use or the preparation of monitoring reports.

Emergency regulations adopted under this section may remain in effect for up to one year and are deemed repealed immediately upon a finding by the State Water Board that due to changed conditions it is no longer necessary for the regulations to remain in effect.

AB 1337

AB 1337 greatly expands the authority of the State Water Board to restrict diversions through regulation and to implement these regulations through orders curtailing the diversion or use of water under any claim of right. The authority to adopt regulations in AB 1337 is similar to section 1058.5. However, section 1058.5 only authorizes the State Water Board to adopt emergency regulations in certain drought years that remain in effect for up to one year. AB 1337 would authorize the State Water Board to adopt permanent regulations in any water year. Additionally, the bill would allow the State Water Board to adopt regulations to “protect public trust resources,” which is not included in section 1058.5.

While the bill stipulates the State Water Board would be required to provide notice and opportunity to be heard before issuance of an order, the bill additionally authorizes the State Water Board to issue a curtailment order *before* opportunity to be heard in the event it feels it would be impractical given the likelihood of harm to the purposes described in Section 1065 (to prevent the waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of water, to promote water recycling or water conservation, to protect public trust resources, to require curtailment of diversions when water is not available under the diverter’s priority of right, or in furtherance of any of these purposes to require reporting of diversion or use or the preparation of monitoring reports) or *other relevant circumstances*.

The practice of issuing curtailment orders before a hearing would have serious implications for water diverters. It would be infeasible for the State Water Board to fill up every Board agenda for months with hearings, and water diverters who have been curtailed without opportunity to be heard first, would be at the mercy of whenever the State Water Board can put their hearing on the agenda. Essentially, AB 1337 would provide unfettered authority for the State Water Board to adopt regulations when it sees fit and for any purpose it sees fit. Once those regulations are adopted, the bill would hand the State Water Board a hammer to swing first and ask questions later. ACWA was on the losing end of a recent Court of Appeal decision that upheld the State Water Board’s authority to adopt emergency drought regulations that set minimum flows without holding evidentiary hearings and to enforce them with orders to individual diverters. That court decision would pale in comparison to the authority AB 1337 proposed to give the State Water Board.

The bill also provides that any regulation or order issued by the State Water Board pursuant to the provisions in this bill or Section 1058.5 of the Water Code would be exempt from the requirements of CEQA. While AB 460 (Bauer-Kahan) also provides the State Water Board with a CEQA exemption for any interim relief order issued, it does however require the State Water

Board to first make any finding that the regulation or order will not have a significant adverse effect on the environment, or that implementing the regulation or order will result in environmental benefits or prevent harm to environment resources, and that the benefits provided or harm prevented outweighs any adverse effects that may result from adopting a regulation or implementing an order. This requirement is not present in AB 1337.

Recommended Position: Pending Committee Input

AB 1337 is just part of a wave of water rights legislation that has been introduced this year. Observers of this legislation session have probably noticed a coordinated effort among a certain constituency to fundamentally change the way California's water system is implemented and enforced. AB 1337 is arguably the most concerning of the bills that have been introduced this year, as it does not just provide the State Water Board the tools to enforce the water rights system—it gives the State Water Board the authority to significantly re-write the water rights system. However, as mentioned in other staff analyses, this bill cannot be evaluated in a vacuum. Therefore, the staff recommendation is "Pending Committee Input."

Support: N/A

Opposition: N/A

Senate Bills:

OPPOSE

SB 389: State Water Resources Control Board: determination of water right.

Author: Allen (D-Santa Monica) **Introduced:** 02-09-2023 **Amended:** N/A

Sponsors: Planning and Conservation League **Current Position:** NYC **Recommended Position:** Pending Committee Input

Assigned to: Kristopher Anderson/Richard Filgas

Existing Law

Existing law establishes the State Water Resources Control Board (State Water Board) within the California Environmental Protection Agency. Existing law provides generally for the appropriation of water. Existing law provides that it is the intent of the Legislature that the state take vigorous action to enforce the terms and conditions of permits, licenses, certifications, and registrations to appropriate water, to enforce State Water Board orders and decisions, and to prevent the unlawful diversion of water.

Bill Summary

The bill would authorize the State Water Board to investigate the diversion and use of water from a stream system to determine whether the diversion and use are based upon appropriation, riparian right, or other basis of right. The bill would authorize the State Water Board to, in furtherance of an investigation, issue an information order to a water right claimant, diverter, or user to provide technical reports or other information related to a diversion and use of water, including but not limited to all of the following:

- 1) Information in addition to any information required to be reported pursuant to Part 5.1 (commencing with Section 5100);
- 2) Information related to the basis of the water right claimed;
- 3) Information related to the patent data claimed for the place of use;
- 4) Information related to the notice date of the appropriation and the date of actual delivery of water to beneficial use;
- 5) Information related to prior diversions and use, including direct diversions and diversions to storage; and,
- 6) Information related to the diversions and use of transferred water.

The bill authorizes the State Water Board to, after notice and opportunity for hearing, issue a decision or order determining the diversion and use basis of right, including the authorized scope of the diversion and use, or issue a decision or order determining that the diversion and use is not authorized under any basis of right.

In determining under this article whether a holder of an appropriative water right has forfeited the right or any portion of the right pursuant to Water Code section 1240 and 1241, the bill would not require the State Water Board to find the existence of a conflicting claim by any water right holder within the stream system during the period of forfeiture. The bill stipulates that in any State Water Board proceeding to determine a diversion and use basis of right under this article, the water right claimant, diverter, or user shall have the burden of proving by the preponderance of evidence the elements of the basis of right.

Amendment History

N/A

Staff Comments:

California's water rights system

In California, there are two main types of water rights: riparian rights and appropriative rights.

Riparian rights are based on the idea that those who own land adjacent to a river or stream have a right to use the water from that source. This right is tied to the land itself, meaning that if someone buys a piece of property with riparian rights, they inherit the right to use the water from that source. Riparian rights holders are entitled to a reasonable use of the water, which means that they cannot take more than they need, and they cannot use the water in a way that harms other riparian rights holders downstream.

Appropriative rights, on the other hand, are based on the principle of "first in time, first in right." This means that the first person or entity to use water from a particular source for a beneficial purpose has the right to continue using that water, as long as they continue to put it to a beneficial use. Beneficial uses include irrigation, municipal and industrial uses, and environmental uses. Appropriative rights are not tied to the land, so they can be bought, sold, or transferred to other parties.

In addition to these two main types of water rights, there are also pre-1914 water rights, which are based on the state's water laws prior to 1914. These rights are generally considered to be the most senior rights in the state, and they have special legal protections.

Reporting water use

The State Water Board requires all water right holders who have previously diverted or intend to divert more than 10 acre-feet per year (including riparian and pre-1914 claims) or are authorized to divert more than 10 acre-feet per year under a permit, license, or registration to measure the water they divert and report that information to the Division of Water Rights. These reports are required to be submitted annually and shall document the diversions made during the previous calendar year. The State Water Board uses the diversion data within these reports for their Water Unavailability Methodology, which identifies when available data indicates that natural and abandoned water supplies are unavailable for diversion by water right holders and claimants in the Delta watershed under their priority of right.

Verifying claims

Because the State Water Board did not approve permits for riparian water right holders and pre-1914 appropriative right holders, their self-reported data is the State Water Board's primary information source about the extent and scope of their respective rights. There are concerns some senior water rights claims overlapping or inflated, ultimately resulting in lower availability of water for junior water right holders and for fishery and other beneficial uses of water. Section 1051 of the Water Code authorizes the State Water Board to investigate stream systems, however, it does not explicitly grant them the power to *verify* the water rights of holders claiming they are riparian or pre-1914. Section 2500-2900 of the Water Code authorizes the State Water Board to *determine* all rights to water of a stream system whether based upon appropriation, riparian rights, or other basis of rights, but it does not authorize them to initiate an adjudication of rights to a stream system. The power to initiate a statutory adjudication is only provided to claimants to water from a stream.

SB 389 derives from a recommendation in the Planning and Conservation League's (PCL) report, *Updating California Water Laws to Address Drought and Climate Change* (Report). The Report argues the State Water Board presently lacks the tools for promptly investigating and determining whether senior water right claims are inflated or represent the amounts that the claimants have the right to divert and use. To address this gap in State Water Board authority, the Report recommended amending the Water Code to authorize the State Water Board to selectively investigate and determine whether a water right claimant, diverter, or user is diverting or using water under a defensible claim of right.

Concerns with SB 389

SB 389 presents significant concerns. The issues identified are as follows:

The investigation process outlined in this bill would apply to permittees and licensees who are operating under permits or licenses issued by the State Water Board or a predecessor state agency. There is no need for the State Water Board to be provided with the authority to investigate the basis for rights it or its predecessors issued.

SB 389 would authorize the State Water Board to order a diverter to submit many technical reports in support of a claimed right. Water right adjudications can involve multiple rounds of testimony that included both sides presenting extensive historical, engineering, and agricultural expert testimony. Compiling technical reports of this level could be incredibly time consuming and costly for diverters and should not be required simply because the State Water Board is interested in the basis of right. An alternative approach to this process would be for the first submission to the State Water Board be from whatever *existing* material the diverter has, with any additional information being based on a determination by the State Water Board that the submission is inadequate.

Next, the bill provides that after notice and opportunity for hearing, the State Water Board may issue a decision or order determining the diversion and use basis of right, including the authorized scope of the diversion and use, or may issue a decision or order determining that the diversion and use is not authorized under any basis of right. It's unclear what "after notice and opportunity for hearing" means and whether or not a diverter may obtain a hearing. Further, this language does not stipulate the conditions in which a requested hearing could be denied.

SB 389 would implement a rule that there doesn't have to be a conflicting water use for a non-use to be a partial or complete forfeiture. This provision would reverse the Court of Appeal's decision in the *North Kern Water Storage Dist. v. Kern Delta Water Dist. (Cal. Ct, App. Jan 31, 2003)* and *Millview County Water Dist. v. State Water Resources Control Bd. (2014)* 229Cal.App.4th 879 (*Millview I*). ACWA staff is uncertain how the water community feels about the reversal of these rulings.

Lastly, this bill places the burden of proving by the preponderance of evidence the elements of the basis of right on the diverter. According to the PCL Report, imposing the burden of proof upon a water right claimant in a State Water Board proceeding allows the State Water Board more promptly to identify and quantify the rights to surface water that remain outside of the Water Commission Act statutory system than is possible under existing law. The Report further argues this burden principle is like the one the State Water Board uses when it conducts a statutory adjudication of a stream system to determine the basis of right of claimants to a stream. Section 2528 of the Water Code reads "Whenever proceedings are instituted for the determination of rights to water, it is the duty of all claimants interested therein and having notice thereof as provided in this chapter, to notify the board of their intention to file proof of

claim and to appear and submit proof of their respective claims at the time and in the manner required by this chapter.” The Report goes on to argue that if the State Water Board can require all water right claimants to meet the burden of proving up their water rights during an adjudication of an entire stream system, then there exists no policy justification to impose a lesser burden when the State Board investigates and initiates a proceeding as to individual water rights. A statutory adjudication also requires the State Water Board to give notice to all interested parties, receive claims, conduct an investigation, and hold hearings before making an order of determination. These same due process protections are not guaranteed in SB 389. At the very least, however, the State Water Board should presume a right exists at the level of documented historical use and use similar procedures to those provided in the Water Code’s statutory adjudication statutes.

Recommended Position: Pending Committee Input

While SB 389’s overarching intention is to ensure water right claimants are in fact diverting what they have the right to divert and use, it includes some troubling provisions that unjustly expand the authority of the State Water Board and subject water diverters to potentially costly and resource intensive investigations. ACWA staff believe some amendments could make this bill workable and would rely on input from the Water Rights Working Group to determine acceptable amendments. However, given other water rights bills the State Legislative Committee is considering, ACWA staffs’ recommendation is “Pending Committee Input.”

Support: N/A

Opposition: N/A



DISCUSSION ITEMS

BOARD MEETING OF APRIL 4, 2023

BOARD AGENDA REPORT

Date:	April 4, 2023
Item Number:	13
APN:	N/A

SUBJECT: DISCUSSION ON POSTPONEMENT OF NOTICE OF DETERMINATION FOR A NEGATIVE DECLARATION UNDER CEQA FOR THE TRANSFER OF WATER BY OAKDALE IRRIGATION DISTRICT AND SOUTH SAN JOAQUIN IRRIGATION DISTRICT TO STOCKTON EAST WATER DISTRICT

RECOMMENDED ACTION: Board Discussion

BACKGROUND AND/OR HISTORY:

A notice of intent for the Transfer of Water by Oakdale Irrigation District and South San Joaquin Irrigation District to Stockton East Water District (Project) was posted at the County Clerk's office and published in several local newspapers at the beginning of the Project comment period on February 15, 2023. The notice of intent stated that the OID Board of Directors would consider the Negative Declaration at their April 4, 2023 Board Meeting. This discussion item is providing an update on the status of the Project and formally notifying the public that the Notice of Determination for the Project Negative Declaration will be postponed to a later Board meeting.

BOARD AGENDA REPORT

Date:	April 4, 2023
Item Number:	14
APN:	N/A

SUBJECT: DISCUSSION REGARDING OID HAVING AN ONLINE PRESENCE IN ADDITION TO THE OID WEBSITE

RECOMMENDED ACTION:

BACKGROUND AND DISCUSSION:

There has been some mention during the past few months of OID having a more active online presence. Staff would like to gather input from the Board of Directors.

FISCAL IMPACT: Staff Time

ATTACHMENTS:

Board Comments



COMMUNICATIONS

BOARD MEETING OF APRIL 4, 2023



CLOSED SESSION ITEMS

BOARD MEETING OF APRIL 4, 2023