

**TRI-DAM POWER AUTHORITY  
MINUTES OF REGULAR MEETING**

February 17, 2022  
Manteca, California

The Commissioners of the Tri-Dam Power Authority met at the offices of the So. San Joaquin Irrigation District in Manteca, on the above date for conducting business of the Tri-Dam Power Authority, pursuant to the resolution adopted on October 14, 1984.

Vice President Spyksma called the meeting to order at 10:27 a.m.

**COMMISSIONERS PRESENT:**

**OID COMMISSIONERS**

ED TOBIAS  
LINDA SANTOS  
TOM ORVIS  
BRAD DeBOER

**SSJID COMMISSIONERS**

BOB HOLMES  
GLENN SPYKSMA  
DAVE KAMPER  
MIKE WESTSTEYN  
JOHN HOLBROOK

**COMMISSIONERS ABSENT:**

HERMAN DOORNENBAL

**ALSO PRESENT:**

Jarom Zimmerman, General Manager, Tri-Dam Project; Brian Jaruszewski, Admin. & Finance Manager, Tri-Dam Project; Genna Modrell, Admin. & Finance Asst., Tri-Dam Project; Susan Larson, Compliance Coordinator, Tri-Dam Project; Peter Rietkerk, General Manager, SSJID; Mia Brown, General Counsel, SSJID; Steve Knell, General Manager, OID; Tim Wasiewski, Counsel, Tim O'Laughlin, Counsel

**PUBLIC COMMENT**

None

**CONSENT CALENDAR**

**ITEM #1 Approve the regular board meeting minutes of January 20, 2022.**

**ITEM #2 Approve the January financial statements and statement of obligations.**

Commissioner Santos moved to approve the consent calendar. Commissioner Holbrook seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Orvis, Santos, Tobias, Holbrook, Holmes, Kamper, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Doornenbal

## **ACTION CALENDAR**

### ***ITEM #3 Discuss and consider adoption of Resolution TDPA 2022-03 to implement teleconferencing requirements during a proclaimed state of emergency.***

Commissioner DeBoer moved to approve Resolution TDPA 2022-03 as presented. Commissioner Weststeyn seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Orvis, Santos, Tobias, Holbrook, Holmes, Kamper, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Doornenbal

#### TRI-DAM POWER AUTHORITY RESOLUTION No. TDPA 2022-03 RESOLUTION TO IMPLEMENT TELECONFERENCING REQUIREMENTS DURING A PROCLAIMED STATE OF EMERGENCY

WHEREAS, the Ralph M. Brown Act requires that all meetings of a legislative body of a local agency be open and public and that any person may attend and participate in such meetings;

WHEREAS, the Brown Act allows for legislative bodies to hold meetings by teleconference, but imposes specific requirements for doing so;

WHEREAS, on March 17, 2020, in order to address the need for public meetings during the present public health emergency, Governor Newsom issued Executive Order No. N-29-20, suspending the Act's teleconferencing requirements; and

WHEREAS, on June 11, 2021, Governor Newsom issued Executive Order No. N-8-21, continuing the suspension of the Brown Act's teleconferencing requirements through September 30, 2021; and

WHEREAS, these Executive Orders allowed legislative bodies to meet virtually as long as certain notice and accessibility requirements were met; and

WHEREAS, the State Legislature amended the Brown Act through Assembly Bill No. 361 (AB 361) on September 16, 2021; and

WHEREAS, AB 361 amended the Brown Act so that a local agency may use teleconferencing without complying with the regular teleconferencing requirements of the Act, where the legislative body holds a meeting during a proclaimed state of emergency and makes certain findings; and

WHEREAS, Government Code section 54953 requires that the legislative body make additional findings every 30 days in order to continue such teleconferencing.

NOW THEREFORE, the Board of Commissioners of the Tri-Dam Power Authority hereby finds, determines, declares, orders, and resolves as follows:

1. That the foregoing recitals are true and correct and incorporates them by this reference.
2. The Board of Commissioners (“Board”) of the Tri-Dam Power Authority (“TDPA”) finds, by a majority vote, the following:
  - a. That there exists a proclaimed state of emergency; and
  - b. State or local officials have imposed or recommended measures to promote social distancing.
3. TDPA staff is authorized to take all steps and perform all actions necessary to execute and implement this Resolution in compliance with Government Code section 54953.
4. That this Resolution shall take effect immediately and shall remain in effect for thirty (30) days thereafter, provided the conditions set forth in Section 2 remain.

***ITEM #4 Discussion and possible action to change the time and/or date of the March regular Tri-Dam Power Authority board meeting due to a scheduling conflict with the Oakdale Annual Ag Scholarship Luncheon.***

Jarom Zimmerman stated the Authority meeting would begin directly after the Project meeting which will begin at 8:00am.

Commissioner Holbrook moved to approve as presented. Commissioner Santos seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Orvis, Santos, Tobias, Holbrook, Holmes, Kamper, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Doornenbal

***ITEM #5 Commissioners Comments***

None.

***ADJOURNMENT***

Vice President Spyksma adjourned the meeting at 10:31a.m.

The next Board of Commissioners meeting will be March 17, 2022 at the offices of the Oakdale Irrigation District, Oakdale, California immediately following the Tri-Dam Project meeting, which commences at 8:00 a.m.

ATTEST:

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Jarom Zimmerman  
Secretary  
Tri-Dam Power Authority