

**TRI-DAM PROJECT
MINUTES OF THE JOINT BOARD
OF DIRECTORS REGULAR MEETING**

July 16, 2020
Oakdale, California

The Joint Boards of Directors of the Oakdale Irrigation District and the South San Joaquin Irrigation District met in joint session at the office of Oakdale Irrigation District located in Oakdale, California on the above date for the purpose of conducting business of the Tri-Dam Project, pursuant to the resolution adopted by each of the respective Districts on July 29, 1955.

President Orvis called the meeting to order at 9:02 a.m.

OID DIRECTORS

SSJID DIRECTORS

DIRECTORS PRESENT:

TOM ORVIS
HERMAN DOORNENBAL
LINDA SANTOS
BRAD DeBOER

DAVE KAMPER
RALPH ROOS
JOHN HOLBROOK
MIKE WESTSTEYN
BOB HOLMES

DIRECTORS ABSENT:

GAIL ALTIERI

Also, Present:

Jarom Zimmerman, General Manager, Tri-Dam Project; Brian Jaruszewski, Finance and Administrative Manager, Tri-Dam Project; Genna Modrell, Admin. and Finance Assistant, Tri-Dam Project; Susan Larson, Compliance Coordinator, Tri-Dam Project; Steve Knell, General Manager, OID; Mia Brown, Counsel, SSJID; Peter Rietkerk, General Manager, SSJID; Bere Lindley, Asst. General Manager, SSJID; Tim Wasiewski, Counsel; Tim O’Laughlin, Counsel (*arrived 9:55 a.m.*)

PUBLIC COMMENT

None.

Jarom Zimmerman introduced the new Finance and Administrative Manager Brian Jaruszewski.

CONSENT CALENDAR

ITEM #1 Approve the regular board meeting minutes of June 18, 2020.

Director Doornenbal moved to approve as presented. Director Weststeyn seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Santos (OID); Holbrook, Holmes, Kamper, Roos, Weststeyn (SSJID)

NOES: None

ABSTAINING: None

ABSENT: Altieri

ACTION CALENDAR

ITEM #2 Discussion and possible action to approve 2nd Quarter 2020 financial statements and June 2020 statement of obligations.

Brian Jaruszewski presented the 2nd Quarter financial statements and June statement of obligations and responded to director questions.

Director Holmes moved to accept the 2nd Quarter financial statements and the June 2020 statement of obligations. Director Santos seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Santos (OID); Holbrook, Holmes, Kamper, Roos, Weststeyn (SSJID)

NOES: None

ABSTAINING: None

ABSENT: Altieri

ITEM #3 Discussion and possible action to authorize the General Manager to sign the Professional Services Agreement with HDR Engineering for the annual cultural resources monitoring and reporting for Beardsley/Donnells and Tulloch required by FERC license provisions.

Susan Larson advised the Board that Tri-Dam's FERC licenses for the Beardsley/Donnells and Tulloch projects include articles requiring compliance with State and Federal regulations for the treatment and protection of cultural resources. The cultural monitoring work will include but not be limited to the Historic Property Management Plan (HPMP) for each project, and complete annual reports of cultural resources activities, and the status of the resources present. The proposed cost is \$83,000.

Director Holbrook moved to approve as presented. Director Doornenbal seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Santos (OID); Holbrook, Holmes, Kamper, Roos, Weststeyn (SSJID)

NOES: None

ABSTAINING: None

ABSENT: Altieri

ITEM #4 Discussion and possible action to approve Resolution TDP 2020.03 Authorization for Maintenance of Bank Accounts.

President Orvis presented Resolution TDP 2020.03 Authorizing Maintenance of Bank Deposit Accounts adding Finance and Administrative Manager Brian Jaruszewski.

Director Doornenbal moved to approve as presented. Director Santos seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Santos (OID); Holbrook, Holmes, Kamper, Roos, Weststeyn (SSJID)

NOES: None

ABSTAINING: None

ABSENT: Altieri

ITEM #5 Discussion and possible action to approve CalPERS annual unfunded liability payment 2020-2021.

Brian Jaruszewski recommended that the Project make a lump sum payment totaling \$259,018 for the 2020/2021 fiscal year in order to take advantage of an approximate 3.33% discount.

Director Roos moved to approve the lump sum payment of \$259,018. Director DeBoer seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Santos (OID); Holbrook, Holmes, Kamper, Roos, Weststeyn (SSJID)

NOES: None

ABSTAINING: None

ABSENT: Altieri

ITEM #6 Discussion and possible action to approve Resolution TDP 2020.04 District Distribution

Brian Jaruszewski presented the Project's funds available for distribution as of June 30, 2020, totaling \$9.8 million (\$4.91 million per District).

Director Holmes moved to approve the July 2020 distribution and Resolution TDP 2020.04. Director Santos seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Santos (OID); Holbrook, Holmes, Kamper, Roos, Weststeyn (SSJID)

NOES: None

ABSTAINING: None

ABSENT: Altieri

ITEM #7 Discussion and possible action to approve EES Consulting to provide a Hydro Revenue Forecast.

Jarom Zimmerman advised of the need to determine a reasonable estimate of future hydropower market assumptions for revenue projections in the Stanislaus River Basin Plan. EES provided a recent pricing schedule for a similar agency along with providing some additional values they recommended using in the forecast.

Jarom recommended contracting with EES Consulting not to exceed \$9,000.

Director DeBoer moved to approve as presented. Director Kamper seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Santos (OID); Holbrook, Holmes, Kamper, Roos, Weststeyn (SSJID)

NOES: None

ABSTAINING: None

ABSENT: Altieri

DISCUSSION

ITEM #8 Discussion regarding the continuation of Science Studies on the Stanislaus River.

Steve Knell provided a memo from FishBio. Tim O'Laughlin provided the history of the Science Studies on the Stanislaus River with Doug Demko, FishBio President, beginning in 1995. After much discussion, Tim recommended discontinuing the fishery studies on the Stanislaus. Staff was directed to meet with Doug to identify what we can continue that adds value.

ITEM #9 Staff Reports

In addition to the other written staff reports, GM Zimmerman responded to Director questions.

ITEM #10 Generation Report

No discussion.

ITEM #11 Fisheries Studies on the Lower Stanislaus River

No discussion.

ITEM #12 Directors Comments

Director Orvis and Doornenbal welcomed Brian.

Director Santos thanked Brian for his explanation of the financials.

Recess to Tri-Dam Power Authority

President Orvis recessed to the Tri-Dam Power Authority Board of Commissioners meeting at 10:38 a.m.

The Tri-Dam Project meeting resumed at 10:52 a.m. after the Tri-Dam Power Authority meeting adjourned.

President Orvis presented changing item 13a to (2) two cases. Director DeBoer moved to change item 13a to (2) two cases. Director Weststeyn seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Santos (OID); Holbrook, Holmes, Kamper, Roos, Weststeyn (SSJID)

NOES: None

ABSTAINING: None

ABSENT: Altieri

ITEM #13 Closed Session

President Orvis announced before closed session that the following items would be discussed:

a. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Potential Initiation of Litigation

Government Code § 54956.9(d)(4)

One (1) case

b. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Government Code § 54956.9(d)(1)

California Natural Resources Agency, et al. v. Ross, et al.

Eastern District of California Case No. 1:20-cv-426-DAD-EPG

Pacific Coast Federation of Fisherman’s Association, et al. v. Ross, et al.

Eastern District of California Case No. 1:20-cv-431-DAD-EPG

California Sportfishing Protection Alliance, et al. v. State Water Resources Control Board et al.

Alameda County Superior Court Case No. RG15780498

SJTA v. State Water Resources Control Board

Judicial Council Coordination Proceeding 5013

Tri-Dam v. MWH Americas, Inc., et al.

Tuolumne County Superior Court, Case No. CV61638

Genna Modrell, Susan Larson v. Oakdale Mutual Water Company LLC, South San Joaquin Irrigation District, Tri-Dam Project

(19-CIV-07604) San Mateo Superior Court

At the hour of 11:45 a.m., the Board reconvened to open session.

Disclosure of reportable actions taken in Closed Session, pursuant to Government Code Section 54957.1: There were no reportable actions taken in closed session.

ADJOURNMENT

President Orvis adjourned the meeting at 11:46 p.m.

The next regular board meeting is scheduled for August 20, 2020, at the offices of South San Joaquin Irrigation District, Manteca, California beginning at 9:00 a.m.

ATTEST:

Jarom Zimmerman
Secretary, Tri-Dam Project