

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

April 18, 2019
Manteca, 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 South San Joaquin Irrigation District located in Manteca, 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 Kamper called the meeting to order at 9:00 a.m.

OID DIRECTORS

SSJID DIRECTORS

DIRECTORS PRESENT:

LINDA SANTOS
TOM ORVIS
GAIL ALTIERI
BRAD DeBOER
HERMAN DOORNENBAL

BOB HOLMES
RALPH ROOS
JOHN HOLBROOK
DALE KUIL (left at 10:47)
DAVE KAMPER

DIRECTORS ABSENT: None

Also, Present:

Ron Berry, General Manager and Secretary, Tri-Dam Project; Rick Dodge, Finance Manager, Tri-Dam Project; Genna Modrell, Finance Assistant, Tri-Dam Project; Susan Larson, License Compliance Coordinator, Tri-Dam Project; Troy Hammerbeck, Maintenance Supervisor, Tri-Dam Project; Brian Belitz, Operations Supervisor, Tri-Dam Project; Mia Brown, Counsel, SSJID; Tim O’Laughlin, Counsel, OID; Jason Larrabee, VNF Solutions; David Alvey, Maze & Associates

PUBLIC COMMENT

GM Berry noted that Terra Land Group wrote a letter to the Board, dated April 15, 2019. Copies are available to the directors.

ADDITION OR DELETION OF AGENDA ITEMS

President Kamper proposed the following items to be taken out of sequence and in the order listed:

Items 3, 8, 13, 1, 2, 4, 5, 6, 7, 9, 10, 11, 12

Director DeBoer moved to approve taking agenda items out of sequence as requested. Director Holbrook seconded the motion. The motion passes OID 5-0, SSJID 5-0.

ITEM 3. Consider approval of the 2018 Audited Financial Statements – Presentation by Maze & Associates

David Alvey from Maze & Associates presented Tri-Dam Project’s 2018 audited financial

statements, noting that his firm has issued an unqualified opinion. Mr. Alvey advised that there were no difficulties or issues encountered during the audit and that the Project's accounting records received a clean opinion.

Director Orvis moved to accept Tri-Dam's 2018 audited financial statements as presented. Director Kuil seconded the motion. The motion passed OID 5-0, SSJD 5-0.

Recess to Tri-Dam Power Authority

President Kamper recessed to the Tri-Dam Power Authority Board of Commissioners meeting at 9:13 a.m.

The Tri-Dam Project meeting resumed at 9:19 a.m. after the Tri-Dam Power Authority meeting adjourned.

ITEM #8 Discussion and update on Washington D.C. activities – Jason Larrabee

Jason Larrabee of VNF Solutions provided an update on his and VNF's advocacy efforts at the federal level on behalf of the Districts. Mr. Larrabee discussed his recent contacts with various members of congress and federal agencies, including discussions with Bureau of Reclamation officials regarding New Melones operations, EPA officials with respect to the California Water Quality Control Plan and water rights, and various members of congress regarding California's proposed water flows and related voluntary settlement agreements. Mr. Larrabee stated that most members of congress appear to be in favor of VSAs, which they view as potentially long-term solutions.

In response to questions, Mr. Larrabee also discussed a) the Waters of the U.S. rule, which is under review by the Trump Administration in an effort to make it more durable and more consistent with the Clean Water Act, and b) Congressmen Harder's and McClintock's positions as they relate to water issues impacting the Districts and the region.

The Board entered into closed session at 9:46 a.m.

ITEM #13 Closed Session

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

- a. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Government Code § 54956.9(d)(1)
Tyler v. Oakdale Irrigation District, South San Joaquin Irrigation District, Tri-Dam Project
Calaveras County Superior Court Case Number. 17CV42319
- b. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Government Code § 54956.9(d)(1)
One (1) case – San Joaquin Tributaries Authority, et al v. State Water Resources Control Board – Tuolumne County Superior Court Case Number CV62094

- c. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant Exposure to Potential Litigation
Government Code § 54956.9(d)(2)
Four (4) cases
- d. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION
Government Code § 54956.9(d)(4)
- e. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
Government Code section 54957(b)

At the hour of 11:20 a.m. the Board reconvened to open session. President Kamper stated that no reportable action was taken.

Director Kuil left the meeting during closed session. Counsel O’Laughlin left the meeting at the conclusion of closed session.

ITEM #1 Review and approve the regular board meeting minutes of March 21, 2019

President Kamper presented the March 21, 2019 minutes of the Regular Board meeting. Director DeBoer moved to approve the March 21, 2019 minutes of the Regular Board meeting. Director Holbrook seconded the motion. The motion passed OID 5-0, SSJID 4-0.

ITEM #2 Financial Matters

- a) **Review and Approve the Financial Statements**
Finance Manager Dodge reviewed the March 2019 financial statements, noting net revenue of \$2.9 million for the month.
- b) **Review Investment Portfolio and Reserve Fund Status**
Finance Manager Dodge presented the monthly activity and securities held in each of the Project’s reserve funds.
- c) **Review and Approve the Statement of Obligations**
Finance Manager Dodge reviewed the monthly statement of obligations and responded to questions.

Director Holbrook moved to approve the financial statements and statement of obligations as presented. Director Orvis seconded the motion. The motion passed OID 5-0, SSJID 4-0.

ITEM #4 Review and consider approval of Beardsley Abay Maintenance Repair Project

The original estimate prepared by Condor (2/7/2019) showed the total project cost to be \$3.192 million for 2019/2020 phases. The adopted 2019 budget showed project costs at \$1.7 million. With the new phasing approach outlined above, Condor has prepared a new budget and schedule, with a total project cost estimate for 2019 to be \$1.6 million. Final approval of the revised phasing approach will be subject to DSOD (Division of Safety of Dams) approval, but the work components are the same, and the thorough investigation this year in advance of the work is a more conservative approach, thus it is expected to meet with their approval.

The maintenance project scope will be completed during time periods as agreed by DSOD, September through mid-November 2019 and September through October 2020.

Director Orvis moved to approve the phasing change as requested by Condor. Director Holmes seconded the motion. The motion passed OID 5-0, SSJID 4-0.

ITEM #5 Review and consider approval of Purchase Authorizations

- a. 2019.04.01 Beardsley Abay Repair Addendum, Task 3 Condor

Director Doornenbal moved to approve PA 2019.04.01 to carry through the bidding process. Director Holbrook seconded the motion. The motion passed OID 5-0, SSJID 4-0.

ITEM #6 Consider approval to change one regular meeting location to Strawberry, CA

After a brief discussion, the Board agreed to move the July 18, 2019 regular meeting location to the Tri-Dam office in Strawberry, CA.

Director Doornenbal moved to approve changing the July 18, 2019 regular meeting location to Strawberry. Director Holmes seconded the motion. The motion passed OID 5-0, SSJID 4-0.

ITEM #7 Discussion and update on the Stanislaus River Basin Plan

No discussion.

ITEM #9 Staff Reports

In addition to the written reports, GM Berry advised he hopes to bring an update to the Board in July regarding the consolidation of Tri-Dam Project into Tri-Dam Power Authority. GM Berry also advised that there will be no advisory meeting in May, the road to Donnell's Dam is open as of April 15, the tipping bucket rain gauge at Donnell's Dam has been installed, and the spare Donnell's bearings are scheduled to be picked up from Kingsbury next week.

Brian Belitz advised that a temporary employee has been hired and will focus on digitizing water records.

ITEM #10 Generation Report

No discussion.

ITEM #11 Fisheries Studies on the Lower Stanislaus River

No discussion.

ITEM #12 Directors Comments

None.

ADJOURNMENT

President Kamper adjourned the meeting at 12:02 p.m.

The next regular board meeting is scheduled for May 16, 2019, at Oakdale Irrigation District in Oakdale, California beginning at 9:00 a.m.

ATTEST:

Peter Rietkerk
Secretary, Tri-Dam Project