

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

October 21, 2021  
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 Holmes called the meeting to order at 9:00 a.m.

**OID DIRECTORS**

**SSJID DIRECTORS**

***DIRECTORS PRESENT:***

TOM ORVIS  
ED TOBIAS  
LINDA SANTOS  
BRAD DeBOER

BOB HOLMES  
GLENN SPYKSMA  
JOHN HOLBROOK  
MIKE WESTSTEYN  
DAVE KAMPER

***DIRECTORS ABSENT:***  
HERMAN DOORNENBAL

***Also, Present:***

Jarom Zimmerman, General Manager, Tri-Dam Project; Brian Jaruszewski, Finance and Administrative Manager, Tri-Dam Project; Genna Modrell, Admin. & Finance Asst., Tri-Dam Project; Susan Larson, Compliance Coordinator, Tri-Dam Project; Steve Knell, General Manager, OID; Sharon Cisneros, CFO, OID; Peter Rietkerk, General Manager, SSJID; Mia Brown, General Counsel, SSJID; Brandon Nakagawa, Water Resources Coordinator, SSJID

***PUBLIC COMMENT***

None.

***CONSENT CALENDAR***

***ITEM #1 Approve the regular board meeting minutes of September 16, 2021.***

Director Orvis moved to approve the consent calendar. Director Holbrook seconded the motion.

The motion passed by the following roll call vote:

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

NOES: None

ABSTAINING: None

ABSENT: Doornenbal, DeBoer

## **ACTION CALENDAR**

### ***ITEM #4 Discuss and consider adoption of Resolution TDP 2021-06 to implement teleconferencing requirements during a proclaimed state of emergency.***

Mia Brown provided a brief overview and responded to Director questions.

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

The motion passed by the following roll call vote:

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

NOES: None

ABSTAINING: None

ABSENT: Doornenbal, DeBoer

### ***ITEM #2 Discussion and possible action to approve 3<sup>rd</sup> quarter 2021 financial statements and September 2021 statement of obligations.***

Brian Jaruszewski presented the fiscal year 2021 3<sup>rd</sup> quarter financial statements and September 2021 statement of obligations, and responded to Director questions.

Director Holbrook moved to approve as presented. Director 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 #3 Approve Silicon Valley Power Purchase Agreement Amendment.***

Jarom Zimmerman presented an amendment to the power purchase agreement to ensure SVP is aware of the transition between Project and Authority and agrees to continue with the responsibilities outlined in the power purchase agreement, whether we are acting as Tri-Dam Project, Tri-Dam Power Authority, or collectively as both.

Director Kamper moved to approve as presented. Director 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 Annual / Multi-Year SCADA System Licensing and Support Agreement.***

Jarom Zimmerman presented a 3-year support contract with Siemens including software updates and responded to Director questions.

Director Spyksma moved to approve as presented. Director Orvis 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 #6 Vehicle Purchase Request – 2021 Ford Super Duty F-250 XL***

Jarom Zimmerman presented a 2021 Ford Super Duty F250 XL currently on the lot and explained the need to replace a 1997 Ford and the opportunity to order a 2022 has passed and responded to Director questions.

Director Holbrook moved to approve as presented. Director 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 #7 CalPERS Unfunded Liability Update***

President Holmes suggested moving item #7 to the action calendar as requested by Jarom Zimmerman and Brian Jaruszewski.

Director Holbrook moved to approve moving item #7 to the action calendar. Director Santos seconded the motion.

The motion fails due to lack of quorum.

AYES: Santos, Holbrook, Holmes, Kamper, Spyksma, Weststeyn

NOES: DeBoer, Orvis, Tobias

ABSTAINING: None

ABSENT: Doornenbal

The current balance of the unfunded accrued liability was discussed, as well as the range of options for reducing the amount of the liability. A preliminary analysis indicates that there would be a long-term cost savings by making an additional discretionary payment. Because no action was taken, the amount of the liability and funding options will be revisited.

***ITEM #8 Tri-Dam Project and Tri-Dam Power Authority Transition and Draft Resolution.***

Jarom Zimmerman updated the Board on progress relating to the deeds and issues with CalPERS regarding the Classic members and added that the new target date will be July 2022 as there are still many unanswered questions.

## **COMMUNICATIONS**

### **ITEM #9 Staff Reports**

In addition to the written staff reports, Susan Larson provided an update on the Emergency Action Plan with CalOES, advised she would be filing for a FERC extension and added that the pre-bid meeting at the day use site was held on October 20<sup>th</sup>.

### **ITEM #10 Generation Report**

No discussion.

### **ITEM #11 Fisheries Studies on the Lower Stanislaus River**

No discussion.

### **ITEM #12 Directors Comments**

Directors Holbrook and Santos thanked staff for the information presented. Director Orvis advised that he attended the TuCARE Summit with Jarom Zimmerman and enjoyed listening to the new USFS Chief talk about logging, grazing, thinning, and fire suppression as future options for forest management.

### **Recess to Tri-Dam Power Authority**

President Holmes recessed to the Tri-Dam Power Authority Board of Commissioners meeting at 10:43 a.m.

The Tri-Dam Project meeting resumed at 10:53 a.m. after the Tri-Dam Power Authority meeting adjourned.

*President Holmes announced before closed session that the following items would be discussed. The Board took a brief recess at 10:53 a.m. and convened to Closed Session at 11:00 a.m.*

### **ITEM #12 Closed Session**

- a. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Government Code § 54956.9(d)(1)
  1. *SJTA v. State Water Resources Control Board*  
Judicial Council Coordination Proceeding 5013
  2. *Tri-Dam v. MWH Americas, Inc., et al*  
Tuolumne County Superior Court, Case No. CV61638
- b. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Possible Initiation of Litigation  
Government Code § 54956.9(d)(4)  
Two (2) cases

- c. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Significant Exposure to Litigation  
Government Code § 54956.9(d)(2)  
Two (2) cases
  
- d. CONFERENCE WITH REAL PROPERTY NEGOTIATOR  
Government Code § 54956.8  
Negotiating Parties: Oakdale Irrigation District, South San Joaquin Irrigation District,  
and Chicken Ranch Rancheria Band of Mi-Wuks  
Property: Water  
Agency Negotiators: OID & SSJID General Managers and Water Counsel  
Under Negotiations: Price and Terms of payment of sale

At the hour of 11:47 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 Holmes adjourned the meeting at 11:48 a.m.

The next regular board meeting is scheduled for November 18, 2021, at the offices of South San Joaquin Irrigation District, Manteca, California beginning at 9:00 a.m.

ATTEST:

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Jarom Zimmerman  
Secretary, Tri-Dam Project