

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

June 20, 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
HERMAN DOORNENBAL
GAIL ALTIERI
BRAD DeBOER

BOB HOLMES
RALPH ROOS
JOHN HOLBROOK
DAVE KAMPER

DIRECTORS ABSENT:

TOM ORVIS

Also, Present:

Genna Modrell, Finance Assistant, Tri-Dam Project; Susan Larson, License Compliance Coordinator, Tri-Dam Project; Mia Brown, Counsel, SSJID; Tim O'Laughlin, Counsel, OID; Steve Knell, General Manager, OID; Peter Rietkerk, General Manager, SSJID; Bere Lindley, Asst. General Manager, SSJID; *arrived at 10:30 a.m.:* Rick Dodge, Finance Manager, Tri-Dam Project; Troy Hammerbeck, Maintenance Supervisor, Tri-Dam Project; Brian Belitz, Operations Supervisor, Tri-Dam Project

PUBLIC COMMENT

Jack Cox provided a handout to the Board and spoke regarding his dock at Tulloch.

Dan Holman, of HCI Docks addressed the Board regarding riggers liability insurance, shared his interest in purchasing the Tri-Dam barge he has been using, and requested a meeting to update his current lease agreement.

Scott Frasier addressed the Board regarding the property he owns adjacent to the Tri-Dam property on O'Byrnes Ferry Road.

Director Kamper closed public comment at 9:20 a.m.

ITEM #1 Closed Session

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

- a. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant Exposure to Potential Litigation
Government Code § 54956.9(d)(2)
Four (4) cases

- c. PUBLIC EMPLOYEE APPOINTMENT / EMPLOYMENT / DISCIPLINE / DISMISSAL /
RELEASE
Government Code section 54957

At the hour of 11:20 a.m. the Board reconvened to open session.

Reportable Actions Taken in Closed Session:

Director Holbrook moved to terminate any existing lease with Dan Holman and Featherknot Inc., and that all equipment and personal property be removed from Tri-Dam property until a current and proper lease can be entered into. Director DeBoer seconded the motion. The motion passed OID 3-1 (Directors Altieri, DeBoer, and Santos in favor; Director Doornenbal opposed), SSJID 3-1 (Directors Holbrook, Holmes, Kamper in favor, Director Roos opposed).

ITEM #2 Review and approve the regular board meeting minutes of May 16, 2019.

President Kamper presented the May 16, 2019 minutes of the Regular Board meeting. Director Roos moved to approve the May 16, 2019 minutes of the Regular Board meeting. Director Doornenbal seconded the motion. The motion passed OID 4-0, SSJID 4-0.

ITEM #3 Financial Matters

- a) **Review and Approve the Financial Statements**
Finance Manager Dodge reviewed the May 2019 financial statements, noting net revenue of \$4.6 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 Altieri moved to approve the financial statements and statement of obligations as presented. Director Holbrook seconded the motion. The motion passed OID 4-0, SSJID 4-0.

ITEM #4 Discussion and possible action to adopt Resolution TDP 2019.04 Authorization for Maintenance of Bank Accounts.

President Kamper presented Resolution TDP 2019.04 Authorization for Maintenance of Bank Deposit Accounts removing recently retired General Manager Ron Berry. Director DeBoer moved to approve resolution TDP 2019.04 as presented. Director Holbrook seconded the motion. The motion passed with a roll call vote OID 4-0, SSJID 4-0.

ITEM #5 Discussion and possible action/direction to staff in commencing procedures to appoint an interim General Manager.

Director Doornenbal moved that the District General Managers negotiate and propose a general offer to the selected candidate for Interim General Manager, with contract terms to be determined by the Board in a subsequent meeting. Director Holbrook seconded the motion. The motion passed OID 4-0, SSJID 4-0.

ITEM #6 Discussion and possible/direction to staff in commencing procedures to hire a new General Manager.

Director Holmes moved to approve a dual path of 1) direct advertising in known sources, and 2) preparation of a request for proposal for a professional recruiter, with options to be brought back to the Board at the July meeting. Director Doornenbal seconded the motion. The motion passed OID 4-0, SSJID 4-0.

ITEM #7 Discussion and possible action to approve a contract with Gannett Fleming for Emergency Action (EAP) Functional Exercise in October 2019.

Brian Belitz advised the Board that Tri-Dam is required under FERC License #2005 and #2067 to possess and manage an Emergency Action Plan. Under FERC's Chapter VI Tri-Dam is required every five years to hold a Table Top and Functional Exercise with any agency within our inundation areas. In addition, a re-write is required every five years to update and ensure all areas of our plan are updated and meet the guidelines of Chapter VI. Gannett Fleming has experience with assisting in any function of FERC's Chapter VI guidelines of the EAP.

Director Holbrook moved to approve Gannett Fleming as presented. Director Santos seconded the motion. The motion passed OID 4-0, SSJID 4-0.

ITEM #8 Discussion and possible action to approve a contract with Gannett Fleming to update the inundation maps for Tri-Dam's Emergency Action Plan.

Brian Belitz advised that Tri-Dam's inundation maps need to be updated to comply with the most recent FERC, California Department of Safety of Dams, and Cal OES guidelines. The updates need to include the locations of critical infrastructure and population-at-risk sites that may require protective measures, warnings, and evacuation planning (schools, hospitals, fire stations, law enforcement facilities, prisons, and major roads).

Director Holmes moved to approve the Gannett Fleming proposal as presented. Director Doornenbal seconded the motion. The motion passed OID 4-0, SSJID 4-0.

ITEM #9 Discussion and possible action to approve Work Release No. 020 Professional Services Agreement with Condor Earth Technologies for Engineering and Design Services for Tulloch Dam Spillway, and authorize OID's General Manager to execute the same.

Jason Jones, OID, updated the Board regarding recent onsite meetings and discussions with staff and Condor Earth to incorporate short-term repairs into long-term repairs.

Director Doornenbal moved to approve Work Release No. 020 to OID Professional Services Agreement 2009-PSA-003, and authorize OID's General Manager to execute the same. Director Holmes seconded the motion. The motion passed OID 4-0, SSJID 4-0.

ITEM #10 Discussion and possible action authorizing SSJID's General Manager to sign the Memorandum of Agreement with USFS and California State Historic Preservation Office (SHPO) and the service agreement with HDR Engineering, Inc. for the Beardsley Data Recovery Project.

Susan Larson reminded the board that in 2006 our FERC license for the Beardsley-Donnells Project required an undertaking of work, as part of the Historic Properties Management Plan to include the placement of riprap along the shoreline to protect cultural resources. For a variety of reasons associated with fluctuations of water levels and dispersed camping/use at the site revealed that the site conditions were affecting cultural resources present at the site. It was also determined that installation of the riprap along the shoreline could potentially have additional environmental impacts.

TDP staff along with HDR proposed, as an alternative to installation of the shoreline riprap project, that Data Recovery of the resources be approved. Once complete, Data Recovery would eliminate annual monitoring in this area, as all cultural resources would be recovered, documented and project declared complete. The work will begin in fall 2019, and the remainder done in 2020.

Director Santos moved to authorize SSJID's General Manager to sign the Memorandum of Agreement with USFS and California State Historic Preservation Office (SHPO) and the service agreement with HDR Engineering as presented. Director Holbrook seconded the motion. The motion passed OID 4-0, SSJID 4-0.

ITEM #11 Discussion and possible action regarding A-bay maintenance repair work (Phase I) to amend the scope of work, for Condor Earth and Condor sub-consultant, Monk & Associates and for additional services on the Beardsley A-Bay project.

Susan Larson advised the Board that Forrest Killingsworth and Chad Parsons would be the Project Managers. Forrest also advised the Board that the project would be out to bid on June 21, 2019, ending July 26, 2019 and plan to award at the August board meeting. Anticipated start date will be September 2019 with an estimated completion of November 17, 2019.

Director Roos moved to approve the amended scope of work and additional services as presented. Director DeBoer seconded the motion. The motion passed OID 4-0, SSJID 4-0.

ITEM #12 Discussion and consider approval of the budget for the FERC Shoreline Management Workshop scheduled for September 2019.

As previously discussed with the Board, the workshop will be held at the Black Oak Conference Center in Tuolumne, CA from Monday evening, September 23 until Thursday September 26, 2019. The conference will consist of workshop sessions and two (2) field trips – one to Pinecrest and the other to Tulloch.

Director Holbrook moved to approve the preliminary budget as presented. Director Santos seconded the motion. The motion passed OID 4-0, SSJID 4-0.

ITEM #13 Discussion and possible action to approve the Single Audit prepared by Maze & Associates related to receipt of Federal Disaster Recovery Funding.

Rick Dodge presented Tri-Dam Project's 2018 Single Audit relating to receipt of federal disaster recovery funds for 2017 storm damage on Hells Half Acre Road, and Bull and Cascade Creek crossings. Dodge advised that this was the work headed up by Susan Larson and Genna Modrell, and advised that Maze & Associates has issued an unqualified (clean) opinion.

Director Holbrook moved to accept Tri-Dam's 2018 Single Audit as presented. Director Santos seconded the motion. The motion passed OID 4-0, SSJID 4-0.

ITEM #14 Discussion and possible action related to designating the location of the July 18, 2019 Tri-Dam Project regular meeting.

Director Holbrook moved to keep the July regular meeting in Strawberry, as previously approved. Director Santos seconded the motion. The motion passed OID 4-0, SSJID 4-0.

Addition of late agenda item

Mia Brown advised that after posting of the agenda, it came to the attention of Tri-Dam that it would be necessary to schedule a special board meeting on July 2, 2019. Ms. Brown advised the Board that it could add discussion and action on this item pursuant to Government Code 54954.2(b)(2).

Director Doornenbal moved to add the holding a special board meeting to the agenda for discussion, noting that the item came to the attention of the Board after the posting of the agenda, and there is need to take immediate action. Director Holmes seconded the motion. The motion passed OID 4-0, SSJID 4-0.

Director Holbrook moved to approve a special board meeting on July 2, 2019, 9:00 a.m. at the Oakdale Irrigation District office. Director DeBoer seconded the motion. The motion passed OID 4-0, SSJID 4-0.

ITEM #15 Discussion and update on the Stanislaus River Basin Plan

No discussion.

ITEM #16 Staff Reports

In addition to the written reports, Brian added that Beardsley started filling on June 6, and expects the reservoir to be full by July 4, 2019.

Susan Larson advised she had received a message complimenting the Board for all you do and successfully managing Tulloch.

ITEM #17 Generation Report

No discussion.

ITEM #18 Fisheries Studies on the Lower Stanislaus River

No discussion.

ITEM #19 Directors Comments

Director's Altieri and Santos reported they attended an electro fishing tour with FishBio.

Director Holmes thanked staff for their efforts during this challenging time.

ADJOURNMENT

Director Holmes moved to adjourn the meeting. Director Doornenbal seconded the motion. The motion passed OID 4-0, SSJID 4-0.

President Kamper adjourned the meeting at 12:28 p.m.

The next regular board meeting is scheduled for July 18, 2019, at Tri-Dam Project in Strawberry, California beginning at 9:00 a.m.

ATTEST:

Jeff Shields
Interim Secretary, Tri-Dam Project