

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

December 16, 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
BRAD DeBOER
HERMAN DOORNENBAL

BOB HOLMES
GLENN SPYKSMA
MIKE WESTSTEYN
DAVE KAMPER

DIRECTORS ABSENT:

LINDA SANTOS, JOHN HOLBROOK

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; Bere Lindley, Asst. General Manager, SSJID; Mia Brown, General Counsel, SSJID; Tim Wasiewski, Counsel; Tim O'Laughlin, Counsel

PUBLIC COMMENT

None.

CONSENT CALENDAR

ITEM #1 Approve the regular board meeting minutes of November 18, 2021.

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

Director Orvis moved to approve the consent calendar as presented. Director Weststeyn seconded the motion.

The motion passed by the following roll call vote:

AYES: Doornenbal, DeBoer, Orvis, Tobias, Holmes, Kamper, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Holbrook, Santos

ACTION CALENDAR

ITEM #3 Discuss and consider adoption of Resolution TDP 2021-08 to implement teleconferencing requirements during a proclaimed state of emergency.

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, Tobias, Holmes, Kamper, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Holbrook, Santos

ITEM #4 Discussion and possible action regarding Resolution TDP 2021-09 Surplus Property

Jarom Zimmerman presented Resolution TDP 2021-09, and advised that the only item for disposal is the 1997 Ford F350 Flatbed. Jarom also responded to Director questions.

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

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Tobias, Holmes, Kamper, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Holbrook, Santos

ITEM #5 Discussion and possible action regarding Resolution TDP 2021-10 Establishment of a Flexible Spending Account Deposit Account at Oak Valley Community Bank.

Brian Jaruszewski presented a request to establish a separate flexible spending bank account, and responded to Director questions.

Director Orvis moved to approve as presented. Director Spyksma seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Tobias, Holmes, Kamper, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Holbrook, Santos

ITEM #6 Discussion and possible action to approve FY2022 Public Relations / Marketing Services Agreement – MHD Group, Inc.

Brian Jaruszewski presented the FY2022 Agreement and responded to Director questions.

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

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Tobias, Holmes, Kamper, Spyksma, Weststeyn
NOES: None
ABSTAINING: None
ABSENT: Holbrook, Santos

ITEM #9 Tri-Dam Project and Tri-Dam Power Authority Transition Update.

Jarom Zimmerman advised the Directors of the next steps in the transition process; specifically, to prepare a Joint Powers Agreement for Tri-Dam Project. Jarom expects to bring it to the Board for approval this spring.

COMMUNICATIONS

ITEM #10 Staff Reports

In addition to the written reports Jarom Zimmerman gave a brief summary of the General Manager's report.

ITEM #11 Generation Report

No discussion.

ITEM #12 Fisheries Studies on the Lower Stanislaus River

No discussion.

ITEM #13 Directors Comments

Directors thanked staff for an excellent job on the Tulloch ground breaking and wished everyone a Merry Christmas and Happy New Year.

Recess to Tri-Dam Power Authority

President Holmes recessed to the Tri-Dam Power Authority Board of Commissioners meeting at 9:50 a.m.

The Tri-Dam Project meeting resumed at 10:08 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 10:08 a.m. and convened to Closed Session at 10:20 a.m.

ITEM #14 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. *SJTA v. State Water Resources Control Board*
Fresno County Superior Court, Case No. 21CECG02632

- b. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Possible Initiation of Litigation
Government Code § 54956.9(d)(4)
Three (3) cases
- c. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant Exposure to Litigation
Government Code § 54956.9(d)(2)
Two (2) cases
- d. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Government Code § 54957(b)(1)
Title: General Manager

At the hour of 11:34 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.

The following items were undertaken following closed session:

ITEM #7 Discuss and consider Tri-Dam response to letter dated November 24, 2021 from Congressman Tom McClintock.

Director Kamper moved to approve the proposed response letter to Congressman Tom McClintock. Director DeBoer seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Tobias, Holmes, Kamper, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Holbrook, Santos

ITEM #8 Discuss and possible action regarding annual compensation of General Manager.

Director Spyksma moved to approve a 7% increase for the General Manager's annual compensation. Director Orvis seconded the motion.

The motion passed by the following roll call vote:

AYES: DeBoer, Doornenbal, Orvis, Tobias, Holmes, Kamper, Spyksma, Weststeyn

NOES: None

ABSTAINING: None

ABSENT: Holbrook, Santos

ADJOURNMENT

President Holmes adjourned the meeting at 11:36 a.m.

The next regular board meeting is scheduled for January 20, 2022, at the offices of South San Joaquin Irrigation District, Manteca, California beginning at 9:00 a.m.

ATTEST:

Jarom Zimmerman
Secretary, Tri-Dam Project