

SPECIAL MEETING OF THE BOARD OF DIRECTORS
ALTA IRRIGATION DISTRICT
MINUTES
Wednesday, May 16, 2018

1. CALL TO ORDER

- 1.1. Roll Call - The Special Board Meeting for Alta Irrigation District was called to order at 1:30 p.m. by President Jack Brandt. Members present were Daniel Astiasuain, Jerry Halford, John Kalender, Tom Marshall, Larry Tout, and Norman Waldner. Others present were General Manager Chad Wegley, Executive Assistant Maria L. Zamora, Engineer Jim Wegley, and Attorney Doug B Jensen.
- 1.2. Potential Conflict(s) of Interest – None.

2. PUBLIC COMMENT – None.

3. ADDITIONS TO OR DELETIONS FROM THE AGENDA – None.

4. COMMUNICATIONS – General Manager Wegley reviewed a presentation he gave at the California Specialty Crop Council regarding last year's water run and SGMA.

5. BOARD MEMBERS' REPORTS

- 5.1. Kings River Water Association (KRWA) Executive Committee - No update.
- 5.2. Other Organizations and Items of Interest – None.

6. WATER MANAGEMENT

- 6.1. Pine Flat Storage Report & Precipitation Summary - The District's current storage in Pine Flat Dam is nearly 108,000 acre-feet. The district measured 0.79 inches of precipitation in April at the corporation yard as compared to 2.37 inches for the same month last year.
(Insert)
- 6.2. Water Run Update - Water run starts May 17, 2018 with an initial allocation of 1 cfs per 20 acres for 3 days in a 14-day cycle for lands with 100% entitlement with entitlement-days prorated as follows: 2.25 days for 75% entitlement land, 1.5 days for 50% entitlement land, 0.75 days for 25% entitlement land, and groundwater-only will receive water equal to 25% entitlement land plus a \$3.00 per acre-foot surcharge. The allocation formula may be adjusted as necessary based on supply.
- 6.3. Monthly Water Banking Report - No update.

7. ADMINISTRATIVE/FINANCIAL

- 7.1. Board Meeting Minutes for April 12, 2018 and Special Board Meeting for April 25, 2018. It was M/S/C unanimously by Astiasuain/Waldner to approve the minutes as written. (Insert)
- 7.2. Warrants. It was M/S/C unanimously by Waldner/Kalender to approve the March 2018 warrants in the amount of \$129,279.68. (Insert)
- 7.3. Collector's Report. The Collector's Report was reviewed and made an addendum to the minutes. (Insert)
- 7.4. Treasurer's Report. As of April 30, 2018, the projected Treasurer's General Fund Balance was \$440,363 plus \$324,767 in A/R, inventory and deposits, less allocated and restricted reserves of \$625,000 leaving a project balance in operational reserves of \$140,130 for the fiscal year ending September 31, 2018. As of April 30, 2018, the LAIF account balance was \$1,818,607 earning an interest rate of 1.7%. (Insert)
- 7.5. Collector's Request. The Board did not take action addressing California Department of Fish and Wildlife's refusal to pay District assessments; this matter will be discussed at the next board meeting. (Insert)
- 7.6. Collections from the County of Fresno. It was M/S/C unanimously by Halford/Waldner to adopt a resolution affirming an irrigation district's authority to fix, collect, and place charges on parcels greater than 5 acres with 3 or more years of delinquent assessments on the 2018-19 County of Fresno's tax roll. (R2018-05-01)
- 7.7. Collections from the County of Tulare. It was M/S/C unanimously by Marshall/Astiasuain to adopt a resolution affirming an irrigation district's authority to fix, collect, and place charges on parcels greater than 5 acres with 3 or more years of delinquent assessments on the 2018-19 County of Tulare's tax roll. (R2018-05-02)
- 7.8. Compliances Certificate and Hold Harmless Statement for Collections. It was M/S/C unanimously by Astiasuain/Kalender to authorize signature on the Compliance Certification and Hold Harmless Statement for adding district assessments onto rolls for the Counties of Fresno and Tulare. (Insert)

8. CURRENT PROJECTS

- 8.1. Avenue 416 Widening (Tulare Co – Caesar/AB Clark 9922 & 9923). No update.
- 8.2. City of Reedley Floral and Reed Avenue (Reedley Pond; 9917). No update.
- 8.3. Caltrans Hwy 180 (Mt. Campbell; 7025). General Manager Wegley is working on revising an encroachment agreement and plans to incorporate all the District's requirements. The District cleaned out a culvert under State Route 180 in preparation for water; cleaning of the culvert is the responsibility of Caltrans, not the District.

- 8.4. Tulare County Road D39 Bridge (Traver, 9926). No update.
- 8.5. Fresno County Parlier Avenue Bridge (Traver; 9928). No update.
- 8.6. Fresno County Lincoln Avenue Bridge (Traver; 9929). No update.
- 8.7. Fresno County Englehart Avenue Bridge (Reedley Main; 9930). General Manager Wegley mentioned reviewing an Initial Study (IS) and was surprised to find the Reedley Main, a man-made canal, classified as “jurisdictional waters.” District will be commenting on the IS and reaching out to County staff to resolve this erroneous classification of the Reedley Main.
- 8.8. City of Reedley Randle Avenue (Nuss, 9937). No update.
- 8.9. Tulare County Nebraska Bridge (Traver, 9936). No update.
- 8.10. Fresno County Frankwood Avenue Bridge (Alta Main; 9931). No update.
- 8.11. DUSD Alta-Kamm High School (Dinuba Town, Burum; 9932). No update.
- 8.12. Fresno County Manning Avenue Bridge (Traver; 9933). No update.
- 8.13. KCUSD Pipeline Replacement @ Reedley College (West Reedley Main; 9941). General Manager Wegley reported that KCUSD is revising its plans so as to avoid encroaching onto District facilities.
- 8.14. Quail Run Estates South Avenue 416 and Road 72 (Horseman; 9944). General Manager Wegley reported that a contractor for Quail Run potholed irrigation facilities without coordinating with the District. Staff will observe this section of pipe to make sure the illegal potholing did not damage the pipeline.
- 8.15. Yettem-Seville Water Distribution System Improvements (Button & Sontag; 9940). No update.
- 8.16. Cutler-Orosi Joint USD Sports Complex (Orosi School House; 7030). No update.
- 8.17. Tulare County Bridge (Traver; 9943/7029). No update.
- 8.18. Trinitas Farms Encroachment (Smith Mountain; 9953). The encroachment agreement with Trinitas is being reviewed by AID staff.
- 8.19. City of Dinuba Encroachment (Horsman; 9948). No update.
- 8.20. City of Dinuba Avenue 416 Widening (Traver Bridge; 9914). No update.
- 8.21. City of Reedley Encroachment (East Reedley; 9949). No update.
- 8.22. City of Dinuba Stormwater Drain (Horsman; 9945). No update.

8.23. Soto Bridge Crossing (Button; 9956). General Manager Wegley sent a comment letter on May 2017 to Stephen Sparshott from Design and Drafting outlining requirements for crossing Button Ditch with a free-span bridge. Mr. Sparshott re-submitted plans but has not incorporated any of the District's crossing requirements.

8.24. Vast Networks CVIN, LLC/KCUSD Encroachments (District Wide; 9958). No update.

9. NEW BUSINESS

9.1 Even Year Elections for Counties of Fresno and Tulare. It was M/S/C unanimously by Astiasuain/Kalender to adopt a resolution Ordering Even-year Board of Directors Election; Consolidation of Elections, and Specifications of the Election Order, including determining who pays for the Candidates Statement and instructing counties which publication to post the notice of election. (R2018-05-03)

9.2 Vast Networks CVIN, LLC/KCUSD Encroachments (District Wide; 9958). It was M/S/C unanimously by Halford/Astiasuain to execute individual agreements (nine) allowing Vast Networks/CVIN to encroach (underground and overhead) at multiple locations. (Insert)

9.3 Olson Encroachment (Caesar; 7047). It was M/S/C unanimously by Astiasuain/Marshall to execute an agreement authoring James R. Paulsen to encroach underneath Caesar Ditch. (Insert)

9.4 Controller Salary. No action taken; it will be addressed next month.

10. OLD BUSINESS

10.1 Kings River East GSA. – General Manager Wegley explained that invoices will be sent to a local print shop tomorrow for printing and mailing.

10.2 Nitrate Study. - General Manager Wegley explained that staff is working on a draft letter to landowners asking for permission to enter their property and to collect water samples from their wells as part of the second phase of nitrate testing.

10.3 Legislative.

10.3.1. ACWA Legislative Committee. Attorney Jensen mentioned that AB 2649, water rights: water measurement, is being advanced in the legislature by Assemblyman Arambula. The intent of this bill is to list groundwater recharge as a beneficial use and to create a temporary permit process for recharging flood water. Northern and southern California members of ACWA are split on this issue so ACWA has a watch position on the bill. No action taken.

10.3.2. Valley Ag Water Coalition. Attorney Jensen mentioned KRWA favors the amendment of the temporary permit. No action taken.

10.3.3. Kings River Water Association Legislative Committee. No update.

10.4 Federal Legislation Regarding Waters of the United States (WOTUS). Attorney Jensen mentioned that President Trump issued Executive Order 13778, which would reduce regulatory uncertainty and reign in some of the powers the EPA assumed during the prior presidential administration. Actions by the federal government could be undone by the California state legislature.

10.5 Manager's Report – No update.

11. ADJOURN TO CLOSED SESSION – Director Brandt adjourned the meeting into closed session about 11:23 a.m. and the Board of Directors conferred with counsel for possible action regarding the following items.

11.1. Conference with Legal Counsel Regarding Pending Litigation, Government Code 54956.9(d)(1). Possible action regarding *Kings River Water Association, et al. v. James Verboon, et al.*

11.2. Conference with Legal Counsel Regarding Anticipated Litigation, Government Code 54956.9(d)(2). Possible action on potential litigation arising out of claims by third parties to water rights on the Kings River. (1 case)

11.3. Conference with Legal Counsel Regarding Anticipated Litigation, Government Code 54956.9(d)(2). Possible action on potential litigation arising out of unauthorized encroachment(s) into District canal. (1 case)

12. RECONVENE TO OPEN SESSION – Director Brandt reconvened the meeting back into general session about 12:10 p.m. with no reportable action taken during closed session.

13. FUTURE AGENDA ITEM(S) – None.

14. ADJOURNMENT – Director Brandt adjourned the meeting until the next regularly scheduled meeting on June 14, 2018 since no more items were discussed during this session.

Sincerely,

Chad B. Wegley, Secretary
CBW: mlz