

REGULAR MEETING OF THE BOARD OF DIRECTORS

ALTA IRRIGATION DISTRICT

289 North L Street, Dinuba, CA (559) 591-0800

**Thursday, March 10, 2022**

**1. CALL TO ORDER**

- 1.1. Roll Call – The Regular Board Meeting for Alta Irrigation District was called to order at 9:38 a.m. by President Jack Brandt. Members present were Daniel Astiasuain, Domenic Fino, Jerry Halford, John Kalendar, Tom Marshall, and Larry Tout. Others present were General Manager Chad Wegley, Operations Manager Marc Limas, Engineer Jim Wegley, and Attorney Lauren D. Layne. Attorney Douglas B. Jensen joined the meeting at 10:40 a.m.
- 1.2. Potential Conflict(s) of Interest – Director Fino declared a financial conflict of interest on item 12.4 and will leave the room for that item.

**2. PUBLIC COMMENT** – Jack Schreuder with Dinuba Unified School District stated he was present to answer any questions regarding the Dinuba Unified School District project.

**3. ADDITIONS TO OR DELETIONS FROM AGENDA** –Item 6.1- February 10, 2022, Regular Board Meeting Minutes was tabled until the next meeting.

**4. COMMUNICATIONS** – None.

**5. 2022 REDISTRICTING – Register online at [altheid.org](https://altheid.org) for a Zoom link for Public Hearing #2**

- 5.1. 2022 PUBLIC HEARING #2 to receive input and testimony on proposed redistricting maps. President Brandt opened the Public Hearing at 9:39 a.m. Sarah Sieloff, Senior Planner with Maul Foster & Alongi, Inc., commented on the redistricting process and three (3) proposed plans for redistricting. Director Fino commented on map three (3), requesting an adjustment in the boundary between Divisions 4 & 5 to improving grouping of similar types of agricultural operations with each divisions. President Brandt asked if the deviation between the divisions should be the focus when adopting new divisions. Sarah Sieloff, responded it is better to have a lower deviation, but it is not the only criteria when deciding on division boundaries. Map 3a was created based on Director Fino’s comments. The public hearing was closed at 10:26 a.m.
- 5.2. Review and consider adopting Resolution 2022-0301 adjusting the District’s division boundaries. It was M/S/C unanimously on motion by Director Halford, seconded by Director Astiasuain, to adopt Resolution 2022-0301 adjusting the District’s division boundaries consistent with map 3a. (Insert 5.2)

6. **CONSENT CALENDAR** – It was M/S/C unanimously on motion by Vice President Marshall, seconded by Director Astiasuain, that consent calendar items be approved as presented.

- 6.1. Board Meeting Minutes for Regular Board Meeting of January 13, 2022.
- 6.2. Collector’s Report for February 2022. (Insert 6.2)
- 6.3. Approve Payment of the February 2022 Warrants. (Insert 6.3)
- 6.4. PG&E Encroachment 10322104 (Wilson Ditch). Approve one (1) District standard encroachment agreement on the Wilson Ditch.
- 6.5. AT&T Encroachment 10692201 (Smith Mountain Pipeline). Approve three (3) District standard encroachment agreements on the Smith Mountain Pipeline.

7. **ADMINISTRATIVE/FINANCIAL**

- 7.1. Treasurer’s Report. As of February 28, 2022, the cash balance is \$2,778,278.27. Accounts Receivable and Inventory total approximately \$882,000. Current year revenue and expenses are approximately \$2,557,829 and \$1,146,187 respectively, resulting in a net cash flow of about \$1,412,025 (Insert 7.1). It was M/S/C unanimously on motion by Director Tout, seconded by Director Kalendar, to accept the February 28, 2022, Treasurer’s Report.

8. **CURRENT PROJECTS – Information Items Only; No Action Will be Taken**

- 8.1. Avenue 416 Widening (Tulare County – Caesar 9922). No update.
- 8.2. Encroachment (San Joaquin Valley Homes – Horseman 10022201). No update.
- 8.3. City of Reedley Well #12 (City of Reedley – East Reedley 10082001). No update.
- 8.4. Bridge Crossing (M&G Farms Inc – Tout 10101901). No update.
- 8.5. Alternate Turnout (M&G Farms Inc. – Lovell 10102001). No update.
- 8.6. Avenue 376 Bridge (Tulare County – Traver 10131901). No update.
- 8.7. Encroachment (CVIN, LLC – Traver & California Vineyard 10212201). No update.
- 8.8. Pipeline Development & Encroachments (Century Homes - Buttonwillow 10251901). No update.
- 8.9. Bridge Crossing (James & Betty Spitze – Mt. Campbell 10402002). No update.
- 8.10. Encroachment (PG&E – Traver Canal 10322101). No update.
- 8.11. Encroachment (PG&E – Wilson & Dinuba Town 10322102). No update.
- 8.12. Encroachment (PG&E – Traver Canal 10322103). No update.
- 8.13. Encroachment (PG&E – Wilson Canal 10322104). General Manager Wegley reported the District and PG&E were able to come to a resolution regarding placement of a new power pole. The new power pole will be placed outside the District’s easement. PG&E will add a

transformer to the existing power pole, an illegal encroachment, on the south bank of the Wilson and run an electrical line across the Wilson Ditch to the new power pole outside the District's right of way.

- 8.14. Bridge Crossing (Smith Mountain Estates, LLC – Smith Mountain 10502001). No update.
- 8.15. Parlier Avenue Bridge (Fresno County – Traver 10532101). No update.
- 8.16. Englehart Bridge (Fresno County – Reedley Main 10532102). No update.
- 8.17. Alta Avenue Bridge (Fresno County – Traver 10532103). No update.
- 8.18. Manning Avenue Bridge (Fresno County – Traver 10532104). General Manager Wegley reported Fresno County has begun clearing the channel upstream and down stream of the bridge crossing.
- 8.19. Lincoln Avenue Bridge (Fresno County – Traver 10532105).
- 8.20. Alternate Turnout (Creeside Farms – Banks Ditch 10542101).
- 8.21. Alternate Turnout (Wonderful Citrus – Wilson Ditch 10562101).
- 8.22. Alternate Turnout (Cardenas Farms – California Vineyard Ditch 10582101).
- 8.23. Encroachment (Megalodon Properties LLC – Buttonwillow Pipeline 10642101).
- 8.24. Encroachment (MBN Homes LLC – Horseman Ditch 10652101).
- 8.25. Alternate Turnout (Red Wolf Farms, LLC – California Vineyard 10662201).
- 8.26. Pipeline Development & Encroachments (Dinuba Unified School District – Dinuba Town & Burum 10682201). General Manager Wegley reported the District has received the project deposit and is working with legal on comments on a proposed amendment to the District Standard Pipeline Development Agreement. The District is still waiting on a list of encroachments and plans for the proposed roundabout from 4Creeks Engineering.
- 8.27. Encroachment (AT&T – Smith Mountain Pipeline 10692201). No update.
- 8.28. Pipeline Development (Castle Rock Development – Nuss Ditch 10702201). No update.

## **9. WATER MANAGEMENT – Review and take action as appropriate.**

- 9.1. Water Conditions Update. Water conditions report was added as an addendum to the minutes. (Insert 9.1)

## **10. NEW BUSINESS – None.**

## **11. OLD BUSINESS**

- 11.1. Manager's Report. General Manager Wegley explained the Proposition 218 and recharge facility progress; manager's report was added as an addendum to the minutes. (Insert 11.1)
- 11.2. Attorney's Report. Attorney Layne reported on progress of various bills from this legislative session.

## **12. ADJOURN TO CLOSED SESSION – President Brandt adjourned to closed session at 11:41 a.m.**

and conferred with counsel on items listed below. Director Fino declared a financial conflict of interest on item 12.4 and left the meeting at approximately 11:41 a.m.

- 12.1. Conference with Legal Counsel Regarding Anticipated Litigation, Government Code §54956.9(d)(2). Board of Directors will confer with counsel for possible action on potential litigation arising out of unauthorized encroachment(s) into District canal. (2 cases)
- 12.2. Conference with Legal Counsel Regarding Existing Litigation, Government Code §54956.9(d)(1). Board of Directors will confer with counsel for possible action regarding *Jesse Alvarado v. Alta Irrigation District Case # ADJ9776072*.
- 12.3. Conference with Legal Counsel Regarding Existing Litigation, Government Code §54956.9(d)(1). Board of Directors will confer with counsel for possible action regarding *James Irrigation District v. Kings River Water Association (Fresno Co. Case #19CECG00769)*.
- 12.4. Conference with Legal Counsel Regarding Anticipated Litigation, Government Code §54956.9(d)(2). Board of Directors will confer with counsel for possible action on potential litigation arising out of claims by third parties to water rights on the Kings River. (2 cases)

**13. RECONVENE TO OPEN SESSION** – The Board reconvened into open session at 1:06 p.m. with no reportable action taken during closed session.

**14. ADJOURNMENT** – There being no further business, President Brandt adjourned the meeting at 1:06 p.m. until the next scheduled meeting on April 14, 2022.

Sincerely,

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Chad B. Wegley, Secretary

CBW:ml