ALTA IRRIGATION DISTRICT

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

MINUTES

Per Executive Order N-29-20, which allows local and state legislative bodies to hold meetings via teleconference and to make meetings accessible electronically, this Regular Meeting of the Board of Directors of Alta Irrigation District was held via teleconference on Thursday, May 13, 2021 – 9:30 a.m. and was accessed as follows:

Teleconference Number (559) 823-8500

The public participated in the meeting as otherwise permitted under the Brown Act by calling the teleconference number above.

1. **CALL TO ORDER**

   1.1. Roll Call – The Regular Board meeting for Alta Irrigation District was called to order at 9:32 a.m. by President Jack Brandt. Members present were Daniel Astiasuain, Domenic Fino, Jerry Halford, John Kalender, Tom Marshall, and Larry Tout. Others present were General Manager Chad Wegley, Operations Manager Marc Limas, Attorneys Doug B. Jensen, and Lauren D. Layne, and two (2) members of the public were present. Attorney Nick Jacobs joined the meeting for closed session item 10.5.

   1.2. Potential Conflict(s) of Interest – Director Kalender declared a conflict of interest on item 10.1 and will leave the room for that item. Director Fino declared a financial conflict of interest on item 10.5 and will leave the room for that item

2. **PUBLIC COMMENT** – None.

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

4. **COMMUNICATIONS**

   4.1. ACWA/JPIA Rate Stabilization Fund Report. (Insert 4.1)

5. **CONSENT CALENDAR** – It was M/S/C unanimously by Marshall/Astiasuain that consent calendar items be approved as presented.

   5.1. Board Meeting Minutes for Regular Board Meeting April 8, 2021.

   5.2. Collector's Report for April 2021. (Insert 5.2)

   5.3. Approve Payment of the April 2021 Warrants. (Insert 5.3)

   5.4. Collections from the County of Fresno. Adopt Resolution R2021-0501 affirming an irrigation district's authority to fix, collect, and place charges on parcels forty (40) acres or

less and parcels that previously had delinquent assessments on the 2021-2022 County of Fresno's tax roll. (Insert 5.4)

5.5. Collections from the County of Tulare. Adopt Resolution R2021-0502 affirming an irrigation district's authority to fix, collect, and place charges on parcels forty (40) acres or less and parcels that previously had delinquent assessments on the 2021-2022 County of Tulare's tax roll. (Insert 5.5)

5.6. Collections form the County of Kings. Adopt Resolution R2021-0503 affirming an irrigation district's authority to fix, collect, and place charges on parcels on the 2021-2022 County of King's tax roll. (Insert 5.6)

6. ADMINISTRATIVE/FINANCIAL

6.1. Treasurer's Report. As of April 30, 2021, the cash balance is $2,839,904.71. Accounts Receivable and Inventory total approximately $286,850. Current year revenue and expenses are approximately $2,118,615 and $1,808,505 respectively, resulting in a net cash flow of about $311,266. (Insert 6.1) It was M/S/C unanimously by Halford/Tout to accept the April 30, 2021, Treasurer's Report.

7. WATER MANAGEMENT – Review and take action as appropriate.

7.1. Water Run Update. General Manager Wegley reported on the District's annual precipitation and Kings River diversions from 2016 through 2020 and explained how those annual values compared to key historical markers for average, wet, and dry hydrologic conditions.

8. NEW BUSINESS – Review and take action as appropriate.

8.1. Quit Claim Deed Buttonwillow Pipeline. It was M/S/C unanimously by Kalender/Astiasuain to approve a Quit Claim Deed to Century Communities of California, LLC for Lot 79 of Producers Colony subject to receipt of a fully executed Common Use Agreement with the City of Reedley addressing the Buttonwillow Pipeline.

8.2. Common Use Agreement with City of Reedley. It was M/S/C unanimously by Kalender/Halford to approve a Common Use Agreement with the City of Reedley for the Buttonwillow Pipeline.

9. OLD BUSINESS

9.1. Manager's Report. General Manager reviewed the manager's report, it was added as addendum to the minutes. (Insert 9.1)

9.2. Attorney's Report. Attorney Layne commented on various pending legislation.

10. ADJOURN TO CLOSED SESSION – President Brandt adjourned to closed session at 10:45 a.m. to confer with counsel on items listed below. There will be no discussion on item 10.4. Director Kalender declared a conflict of interest on item 10.1 and was not present for discussion. Director Fino declared a financial conflict of interest on item 10.5, an exited closed session at 11:00 a.m.

Attorney Nick Jacobs joined closed session for discussion on item 10.5.

10.1. 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. (1 case)

10.2. 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*.

10.3. 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).*

10.4. Conference with Legal Counsel Regarding Existing Litigation, Government Code §54956.9(d)(1). Board of Directors will meet in closed session to confer with counsel regarding *Kings River Water Association v. R.D. #761, et al.*

10.5. 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. (1 case)

11. RECONVENE TO OPEN SESSION

11.1. Announcement(s) from Closed Session – The Board reconvened into open session at 11:40 a.m. with no reportable action taken in closed session.

12. ADJOURNMENT – There being no further items to discuss the meeting was adjourned at 11:40 a.m. until the next scheduled meeting on June 10, 2021.

Sincerely,

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Chad B. Wegley, Secretary

CBW:ml