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, August 12, 2021, and was accessed as follows:

Teleconference Number (559) 823-8500

The public did not participate 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 9:49 a.m. by President Jack Brandt. Directors 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, Engineer Jim Wegley, Attorney Douglas B. Jensen, Attorney Joe Hughes joined the meeting for closed session Item 10.4.

   1.2. Potential Conflict(s) of Interest – Director Fino declared a financial conflict of interest on Items 10.4 and 10.5 and will leave the room for those items.

2. **PUBLIC COMMENT** – None.

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

4. **COMMUNICATIONS** – None.

5. **CONSENT CALENDAR** – It was M/S/C unanimously on motion by Director Halford, seconded by Director Tout, that consent calendar items be approved as presented.

   5.1. Board Meeting Minutes for Special Board Meeting July 2, 2021.

   5.2. Board Meeting Minutes for Special Board Meeting July 15, 2021.

   5.3. Collector's Report for July 2021. (Insert 5.3)

   5.4. Approve Payment of the July 2021 Warrants. (Insert 5.4)

   5.5. Marshall Family Trust 10602101 (East Branch). Approve one (1) District standard encroachment agreement on the East Branch Ditch.

   5.6. ACWA Committee Appointments. Appoint as District representatives, Douglas Jensen to the ACWA Legal Affairs Committee and Lauren Layne to the ACWA State Legislative Committee.

6. ADMINISTRATIVE/FINANCIAL

6.1. Treasurer's Report. As of July 31, 2021, the cash balance is $2,227,045.83. Accounts Receivable and Inventory total approximately $173,043. Current year revenue and expenses are approximately $2,140,205 and $2,615,038 respectively, resulting in a net deficit cash flow of about -$473,101(Insert 6.1). It was M/S/C unanimously on motion by Director Tout, seconded by Director Fino to accept the July 31, 2021, Treasurer's Report.

6.2. Claim. Review and consider claim filed by Eric Johnson for property damage along Alta Main. – Item was moved to closed session.

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

7.1. Water Run Update. No update.

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

9. OLD BUSINESS

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

9.2. Attorney's Report. No update.

10. ADJOURN TO CLOSED SESSION – President Brandt adjourned to closed session at 10:40 a.m. to confer with counsel on items listed below. Director Fino declared a financial conflict of interest on items 10.4 and left the room at 10:40 a.m. Attorney Douglas B. Jensen left the room at 10:40 a.m. for item 10.4, Attorney Joe Hughes joined closed session at 10:40 a.m. for item 10.4. Attorney Douglas B. Jensen and Director Fino rejoined closed session at 11:15 a.m. Director Fino declared a financial conflict of interest on item 10.5 and left the room at 11:37 a.m.

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. (2 cases)

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. (2 cases)

11. RECONVENE TO OPEN SESSION

11.1. Announcement(s) from Closed Session. – The Board reconvened into open session at 11:47 a.m. with the following action taken during closed session. On Agenda Item 6.2 it was M/S/C unanimously on motion by Director Kalender, seconded by Director Astiasuain to pay the first $390.00 of a claim and to reject the remainder, $1,200.00, associated with removal of a eucalyptus tree.

12. ADJOURNMENT – There being no further business, President Brandt adjourned the meeting at 11:48 a.m. until the next scheduled meeting on September 9, 2021.

Sincerely,

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Chad B. Wegley, Secretary

CBW:ml