REGULAR MEETING OF THE BOARD OF DIRECTORS

ALTA IRRIGATION DISTRICT

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

Thursday, August 10, 2023

MINUTES

1. **CALL TO ORDER**

   1.1. Roll Call - The Regular Board Meeting for Alta Irrigation District was called to order at 9:44 a.m. by President Jack Brandt. Members present were Domenic Fino, Jerry Halford, John Kalender, Christopher "C.J." Myers, Elliott Rossotti, and Larry Tout. Others present were General Manager Chad Wegley, Operations Manager Marc Limas, Engineer Jim Wegley, and Attorney Lauren D. Layne.

   1.2. Potential Conflict(s) of Interest – Director Fino recused himself from item 11.6 due to a potential financial conflict of interest. There will be no discussion on item 11.1.

2. **PUBLIC COMMENT** – None

3. **WATER MANAGEMENT – Review and take action as appropriate.**

   3.1. Water Conditions Update. General Manager Wegley explained that Kings River runoff for this water year is projected to vary from 4.235 million acre-feet (MAF) to 4.645 MAF with an April -July runoff volume likely to exceed 3.14 MAF. Water conditions report was added as an addendum to the minutes. (Insert 3.1)

4. **ADDITIONS TO OR DELETIONS FROM AGENDA -**No discussion on items 11.1 and 11.6.

5. **COMMUNICATIONS -** None

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

   6.1. Board Meeting Minutes for Regular Board Meetings of May 19, 2023, June 8, 2023, and July 13, 2023.

   6.2. Collector's Report for July 2023. (Insert 6.2)

   6.3. Approve Payment of the July 2023 Warrants. (Insert 6.3)

   6.4. Encroachment (AT&T – Dinuba Town and Burum 10692301). Review and consider approving two (2) standard District encroachments.

6.5. Encroachment (WMJ Farms, Inc. – Kennedy School House 10842301). Review and consider approving one (1) additional standard District encroachment.

7. ADMINISTRATIVE/FINANCIAL

7.1. Treasurer's Report. As of July 31, 2023, the cash balance is $4,859,324.26. Accounts Receivable and Inventory total approximately $414,831. The current year's revenue and expenses are approximately $6,137,418 and $3,557,152 respectively, resulting in a net cash flow of about $2,584,423. (Insert 7.1). It was M/S/C unanimously on motion by Director Rossotti, seconded by Director Myers, to accept the July 2023, Treasurer's Report.

7.2. Monthly Report on Reserve Accounts, Unrestricted Funds, and Status of Investments. It was M/S/C unanimously on motion by Vice President Halford, seconded by Director Kalender, to accept, the Monthly Report on Reserve Accounts, Unrestricted Funds, and Status of Investments. (Insert 7.2)

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

8.1. Encroachment (City of Dinuba – Dinuba Town 10092201). No update.

8.2. Avenue 376 Bridge (Tulare County – Traver 10131901). No update.

8.3. Avenue 430 Bridge (Tulare County - Buttonwillow 10132201). No update.

8.4. Pipeline Development & Encroachments (Century Homes - Buttonwillow 10251901). No update.

8.5. Bridge Crossing (James & Betty Spitze – Mt. Campbell 10402002). No update.

8.6. Encroachment (PG&E – Wilson, Dinuba Town, & Van Noy 10322102). No update.

8.7. Encroachment (PG&E – Traver Canal 10322103). No update.

8.8. Encroachment (PG&E – Floyd Canal 10322201). No update.

8.9. Encroachment (PG&E – Traver Canal 10322202). No update.

8.10. Encroachment (PG&E – Bump and Edmiston 10322301). No update.

8.11. Encroachment (PG&E – Dinuba Town 10322302). No update.

8.12. Bridge Crossing (Smith Mountain Estates, LLC – Smith Mountain 10502001). No update.

8.13. Parlier Avenue Bridge (Fresno County – Traver 10532101). No update.

8.14. Englehart Bridge (Fresno County – Reedley Main 10532102). No update.

8.15. Alta Avenue Bridge (Fresno County – Traver 10532103). No update.

8.16. Manning Avenue Bridge (Fresno County – Traver 10532104). No update.

8.17. Lincoln Avenue Bridge (Fresno County – Traver 10532105). No update.

8.18. Encroachment (Megalodon Properties LLC – Buttonwillow Pipeline 10642101). No update.

8.19. Encroachment (MBN Homes LLC – Horseman Ditch 10652101). No update.

8.20. Alternate Turnout (Red Wolf Farms, LLC – California Vineyard 10662201). No update.

8.21. Pipeline Development & Encroachments (Dinuba Unified School District – Dinuba Town & Burum 10682201). No update.

8.22. Encroachment (AT&T – Smith Mountain Pipeline 10692201). No update.

8.23. Encroachment (AT&T – Dinuba Town & Burum 10692301). No update.

8.24. Pipeline Development (Castle Rock Development – Nuss Ditch 10702201). No update.

8.25. Alternate Turnout (Neil Zwart – Vannoy 10712201). No update.

8.26. Encroachment (Sultana Community Services District – Carey – Hunter 10722201). No update.

8.27. Encroachment (WMJ Farms, Inc. – Kennedy School House 10842301). General Manager Wegley commented that an irrigation company installing an on-farm irrigation system discovered multiple leaks in the Kennedy Schoolhouse pipeline that impeded their ability to work on approved encroachments. The damaged sections of the cast-in-place pipeline were repaired by another contractor finishing up emergency repairs for the District on the same type of pipe to the north of this project. The contractor resumed installation of the encroachments.

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

9.1. County of Fresno Bridge Agreements. It was M/S/C unanimously on motion by Director Kalender, seconded by Director Fino to approve, subject to legal counsel review and revision, agreements with Fresno County for various bridge improvement projects within the District. (Insert 9.1)

10. OLD BUSINESS

10.1. Kings River Floodwater Conveyance Agreement. It was M/S/C unanimously on motion by Director Fino, seconded by Director Kalender to approve draft template agreement for conveyance of Kings River water during flood operations of Pine Flat Dam. (Insert 10.1)

10.2. Manager's Report. Manager's report was added as an addendum to the minutes. (Insert 10.2)

10.3. Attorney's Report. Attorney Layne reported on various bills from this legislative session.

10.4. Ad-Hoc Committee Reports. Review and take action as appropriate.

10.4.1. Maintenance Ad-Hoc Committee No update.

10.4.2. Public Relations Ad-Hoc Committee No update.

President Brandt called a recess at 12:03 p.m. President Brandt reconvened the meeting at 12:15 p.m.

11. ADJOURN TO CLOSED SESSION– President Brandt adjourned to closed session at 12:15 p.m. and conferred with counsel on items 11.2 through 11.5. No discussion occurred on items 11.1 and 11.6.

11.1. 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.*

11.2. 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 from seepage along District canal. (2 cases)

11.3. 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)

11.4. 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).*

11.5. Conference with Legal Counsel Regarding Labor Negotiations, Government Code §54957.6(a). Board of Directors will confer with counsel for possible action regarding Local 39 labor negotiations.

11.6. 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)

12. **RECONVENE TO OPEN SESSION** – The Board reconvened into open session at 12:53 p.m. with no reportable action taken during closed session.

13. **ADJOURNMENT** – There being no further business, President Brandt adjourned the meeting at 12:53 p.m. until the next scheduled meeting on September 14, 2023.

Sincerely,

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Chad B. Wegley, Secretary

CBW:ml