REGULAR MEETING OF THE BOARD OF DIRECTORS

ALTA IRRIGATION DISTRICT

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

Thursday, January 11, 2024

MINUTES

1. CALL TO ORDER

1.1. Roll Call – The Regular Board Meeting for Alta Irrigation District was called to order at 9:30 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, and Attorneys Douglas B. Jensen and Lauren D. Layne. Engineer Jim Wegley joined the meeting at 9:37 a.m.

1.2. Potential Conflict(s) of Interest – Director Fino declared a financial conflict of interest on items 11.1 and 11.5 and will leave the room for those items. Director Kalender declared a conflict of interest on item 11.2 and will leave the room for that item.

2. PUBLIC COMMENT – Landowner Kristal Oliver commented on the East Reedley ditch, which is adjacent to her property. Landowner Oliver also mentioned not receiving water the last three months of the water run. Ms. Oliver was asked to provide to the District a copy of her conversation log with ditchtenders so an investigation could be opened on this matter. This was the District's second request for the log; first request was made at the December board meeting. President Brandt directed Ms. Oliver to set a meeting with District staff to discuss her concerns.

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

3.1. Water Conditions Update. General Manager Wegley provided a general overview of Pine Flat storage and river conditions for 2024. On January 8th, there was approximately 606,000 acre-feet in storage and Alta's storage account had nearly 20,000 acre-feet. While rainfall and snowpack data are trending towards dryer conditions it is too soon to declare the water year dry. District faced worse conditions in 2019 and that water year ended up being the 3rd largest headgate diversion in the last half century. General Manager Wegley also explained the types of flood flows Pine Flat dam must control and storage space allocation. Water conditions report was added as an addendum to the minutes. (Insert 3.1)

4. MAINTENANCE – Review and take action as appropriate.

4.1. Maintenance Activity Update. General Manager Wegley's summary of ongoing maintenance activities highlighted the following items: cleaning medium to large ditches with a rental bulldozer equipped with dual side blades, installing bollards around air vent chronically damaged by farm activities, and removing tumbleweeds from Traver ditch along Ave 416. The maintenance activity report was added as an addendum to the minutes. (Insert 4.1)

ADDITIONS TO OR DELETIONS FROM AGENDA – None.

5. COMMUNICATIONS

5.1. Letter from Dinuba Unified School District. (Insert 5.1)

5.2. Letter to East Reedley Ditch Landowners. (Insert 5.2) All certified mail receipts were confirmed.

6. CONSENT CALENDAR – It was M/S/C unanimously on a motion by Vice President Halford, seconded by Director Myers, that consent calendar items be approved as presented, except for item 6.1, which was tabled to the next meeting.

6.1. Board Meeting Minutes for Regular Board Meeting of December 14, 2023. Tabled until the next meeting.

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

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

7. ADMINISTRATIVE/FINANCIAL

7.1. Treasurer's Report. As of December 31, 2023, the cash balance is $4,321,122.18. Accounts Receivable and Inventory total approximately $5,621,500. The current year's revenue and expenses are approximately $5,786,561 and $997,605, respectively, resulting in a net cash flow of about $4,790,489. (Insert 7.1). It was M/S/C unanimously on a motion by Director Rossotti, seconded by Director Kalender, to accept the December 2023 Treasurer's Report.

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

7.3. Miscellaneous Fee Schedule Resolution. It was M/S/C unanimously on a motion by Director Tout, seconded by Director Kalender, to approve the Miscellaneous Fee Schedule Resolution. (Insert 7.3)

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

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

8.2. Encroachment (City of Dinuba – Smith Mountain (10092301). No update.

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

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

8.5. Encroachment (CVIN – Dinuba Town & Burum 10212302). No update.

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

update.

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

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

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

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

8.11. Encroachment (PG&E – East Branch 10322304). 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). General Manager Wegley commented on the outstanding submittals for District facilities and that Bush Construction started construction on District facilities at their own risk without approved plans by the District. General Manager Wegley stated the District received the letter in attachment 5.1 from Dinuba Unified School District.

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 (Steven Boos – Buttonwillow 10872302). No update.

8.27. Encroachment (Cutler-Orosi Unified School District – Orosi School House 10882301). No update.

8.28. Alternate Turnout (Marvin & Beck Warkentin – Traver 10892301). No update.

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

9.1. Pima Wawona Chapter 11 Bankruptcy Filing. The District has filed secured claims for the assessments owed and unsecured claims for water surcharges owed by Prima Wawona.

10. OLD BUSINESS

10.1. Manager's Report. The manager's report was added as an addendum to the minutes. (Insert 10.1)

10.2. Attorney's Report. Attorney Layne reported on various bills from the current legislative session and reminded Board members of sexual harassment and AB 1234 trainings at her office.

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

10.3.1. Maintenance Ad-Hoc Committee No update.

10.3.2. Public Relations Ad-Hoc Committee No update.

President Brandt called a recess at 12:21 p.m. President Brandt reconvened the meeting at 12:36 p.m.

11. ADJOURN TO CLOSED SESSION – President Brandt adjourned closed at 12:36 p.m. and conferred with counsel on items 11.2 through 11.5. No discussion will be held on item 11.1. Director Fino declared a financial conflict of interest on items 11.1 and 11.5 and left the meeting at 1:05 p.m. Director Kalender declared a conflict of interest on item 11.2 and left the room at 12:43 p.m. Director Kalender rejoined the meeting at 1:05 p.m. Vice President Halford left the meeting at 12:53 p.m.

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 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 1:25 p.m. with no reportable action taken during closed session.

13. ADJOURNMENT – There being no further business, President Brandt adjourned the meeting at 1:25 p.m. until the next scheduled meeting on February 8, 2024.

Sincerely,

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Chad B. Wegley, Secretary

CBW:ml