REGULAR MEETING OF THE BOARD OF DIRECTORS

ALTA IRRIGATION DISTRICT

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

Thursday, June 13, 2024

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, Engineer Jim Wegley, and Attorney Douglas B. Jensen.

1.2. Potential Conflict(s) of Interest – Director Fino declared a financial conflict of interest on items 12.2, 12.4, and 12.5 and will leave the room for those items.

2. PUBLIC COMMENT – Attorney Jensen introduced Baker Manock and Jensen summer law clerks Melanie Clement and Alyssa Wagner. Manny Amorelli from James Irrigation District introduced himself.

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

3.1. Water Conditions Update. General Manager, Chad Wegley, noted that the District received about 11.5 inches of rainfall to date this water year. Average and median rainfall totals for the District are 11.49 inches and 9.85 inches, respectively. U.S. Army Corp of Engineers ended its second flood release operation of Pine Flat at midnight on June 5th. Storage behind Pine Flat Dam peaked at nearly 995,000 acre-feet on June 9th while the District's storage account on that day was approximately 115,200 acre-feet. The District is projected to gain 800 to 1200 cfs-day of entitlement as long as inflow into Pine Flat reservoir is greater than 3,850 cfs. The 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, Chad Wegley, explained that maintenance activity is on hold during water run and that the District will only be responding to emergency issues. New leaks have surfaced on the Frey pipeline – last year five repairs were made to this pipeline. Emergency repairs were completed on a pipeline damaged by a recent washout of Smith Mountain Ditch. The maintenance activity report was added as an addendum to the minutes. (Insert 4.1)

5. ADDITIONS TO OR DELETIONS FROM AGENDA – None.

6. COMMUNICATIONS

6.1. ACWA AB 2257 Support Letter. (Insert 6.1)

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

7.1. Board Meeting Minutes for Regular Board Meetings of March 14, 2024, May 16, 2024, and Special Board Meetings of April 18, 2024, and May 3, 2024.

7.2. Collector's Report for May 2024. (Insert 7.2)

7.3. Approve Payment of the May 2024 Warrants. (Insert 7.3)

7.4. Pipeline Development Agreement (San Joaquin Valley Homes - Horseman 10022401) Approve one (1) District standard pipeline development agreement.

7.5. Pipeline Development Agreement (Family Healthcare Network – Orosi School House 10962401). Approve one (1) District standard pipeline development agreement.

7.6. County Elections Resolution R2024-0601. Adopt Resolution R2024-0601 ordering even-year Board of Directors election, consolidation of elections, and specifications of the election order. (Insert 7.5)

8. ADMINISTRATIVE/FINANCIAL

8.1. Treasurer's Report. As of May 30, 2024, the cash balance is $7,103,636.44. Accounts Receivable and Inventory total approximately $846,389. The current year's revenue and expenses are approximately $5,967,635 and $3,279,644, respectively, resulting in a net cash flow of about $2,693,079. (Insert 8.1) It was M/S/C unanimously on a motion by Director Rossotti, seconded by Director Kalender, to accept the May 2024 Treasurer's Statement.

8.2. Monthly Report of Reserve Accounts, Unrestricted Funds, and Status of Investments. It was M/S/C unanimously on a motion by Director Fino, seconded by Director Myers, to accept the Monthly Report of Reserve Accounts, Unrestricted Funds, and Status of Investments. (Insert 8.2)

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

9.1. Pipeline Development Agreement (San Joaquin Valley Homes – Horseman 10022401). General Manager Wegley gave an update on plans San Joaquin Valley Homes submitted.

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

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

9.4. Encroachment (City of Dinuba – Dinuba Town & Burum 10092302). No update.

9.5. Encroachment (City of Dinuba – Smith Mountain 10092402). No update.

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

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

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

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

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

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

9.12. Encroachment (PG&E – East Branch 10322304). No update.

9.13. Encroachment (PG&E – Dinuba Town 10322401). No update.

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

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

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

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

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

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

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

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

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

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

9.24. Pipeline Development & Encroachments (Dinuba Unified School District – Dinuba Town & Burum 10682201). General Manager Wegley explained that staff continues to meet on a weekly basis with DUSD representatives and their design/construction consultants. This project continues to be a drain on District resources as staff are now having to deal with impacts from PG&E, which should have been resolved over four years ago.

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

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

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

9.28. Encroachment (SoCalGas – Banks 10782201). General Manager commented that SoCalGas finally installed a gas line across a portion of Banks Ditch, northwest of the intersection of Road 132 and Avenue 368. District staff has been working with SoCalGas for the past few years on this project and now the project is complete.

9.29. Alternate Turnout (Frankwood LLC – Wahtoke 10862301). No update.

9.30. Encroachment (Steven Boos – Buttonwillow 10872302). No update.

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

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

9.33. Alternate Turnout (Gerben Leyendekker – Carey Hunter 10902401). No update.

9.34. Alternate Turnout (Gerben Leyendekker – Banks 10902402). No update.

9.35. Alternate Turnout (Smittcamp Ag Enterprises – Carey Hunter 10912401). No update.

9.36. Encroachment (Otani Properties – West Reedley 10932401). No update.

9.37. Encroachment (Huerta L Farms, LLC – Elter 10952401). No update.

9.38. Pipeline Development (Family Healthcare Network – Orosi School House 10962401). General Manager, Chad Wegley, gave an update on a recent meeting with Family Healthcare Network. The key purpose of the meeting was to talk about the District's requirements and potential alignments for realignment of the Orosi Schoolhouse pipeline.

9.39. Encroachment (Joel & Judith Isaak/M&J, LP – Driver 10972401). No update.

9.40. Encroachment (G300 Farms – Kenndey School House 10982401). General Manager Wegley reported that the District worked with the contractor to expedite installation of crossings of Kennedy Schoolhouse pipeline so that the landowner could start irrigating recently planted young trees. Encroachment agreement will be finalized once the contractor provides the final information.

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

10.1. Prima Wawona Chapter 11 Bankruptcy Filing. An update was provided on paid assessments, paid water surcharges, and outstanding assessments.

10.2. Trinitas Farming, LLC Chapter 11 Bankruptcy Filing. An update was provided on outstanding assessment balances.

10.3. Encroachment Agreement (G300 Farms – Kennedy School House 10982401). It was M/S/C unanimously (Myers abstained) on a motion by Director Rossotti, seconded by Director Kalander, to approve five (5) District standard encroachment agreements.

10.4. Real Property Purchase APN 043-010-037. It was M/S/C unanimously on a motion by Director Myers, seconded by Director Fino, to adopt Resolution R2024-0602 approving the purchase of APN 043-010-037 and authorizing the President and Secretary to sign necessary documents and close escrow on property. (Insert 10.4)

10.5. California Infrastructure and Economic Development Bank Resolution. It was M/S/C unanimously on a motion by Director Kalender, seconded by Director Fino to approve Resolution R2024-0603 authorizing the District to submit an application for long term, low interest financing from California Infrastructure and Economic Development Bank for the construction of a surface water utilization project. (Insert 10.5)

10.6. USDA Community Facilities Grant Application and Preliminary Engineering Report for the Traver North Recharge Basin. It was M/S/C unanimously on a motion by Director Fino, seconded by Director Rossotti, to approve a proposal from Provost & Pritchard Consulting Group to provide professional services on a time and materials basis, not to exceed $12,000, for preparing a preliminary engineering report and grant application. (Insert 10.6)

10.7. City of Dinuba Non-Standard Encroachment Agreement for a Future PG&E Encroachment Across Dinuba Town. It was M/S/C unanimously on a motion by Director Rossotti, seconded by Director Myers, to approve a non-standard encroachment

agreement with the city of Dinuba across Dinuba Town for a future PG&E encroachment so that work may continue on the proposed roundabout at the intersection of Alta and Kamm Avenues. (Insert 10.7)

11. OLD BUSINESS

11.1. Manager's Report. General Manager, Chad Wegley, review the various rules and regulations of the District that cover system operations and encroachments. First edition of the District rules and regulations were created in 1909 and have generally remained unchanged for over a century. Since the release of the inaugural rules and regulations the District has only added 7 additional rules. (Insert 11.1)

11.2. Attorney's Report. Attorney Jensen reported on various bills from the current legislative session.

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

11.3.1. Maintenance Ad-Hoc Committee – Director Rossotti explained the Maintenance Ad-Hoc Committee had a meeting with Jordan McCullough, Superintendent, Steve Crittenden, Supervisor II/Water Master, and Marc Limas, Operations Manager and that the committee is happy with direction everything is headed.

11.3.2. Public Relations Ad-Hoc Committee – No update.

President Brandt called a recess at 11:41 a.m. President Brandt reconvened the meeting at 11:50 a.m.

12. ADJOURN TO CLOSED SESSION – President Brandt adjourned to closed session at 11:50 a.m. to confer with counsel. There will be no discussion on item 11.2. Director Fino declared a financial conflict of interest on items 12.2, 12.4, and 12.5 and left the meeting at 12:38 p.m.

12.1. Conference with Real Property Negotiators.

Property:	043-010-037
Agency Negotiator:	Chad Wegley
Negotiating Parties:	Wawona Farm Co. LLC
Under Negotiation:	Price and terms of payment

12.2. 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.*

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

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 unauthorized encroachment(s) into District canal. (2 cases)

12.5. 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. (3 cases)

13. **RECONVENE TO OPEN SESSION** – The Board reconvened into open session at 1:01 p.m. with no reportable action taken during closed session.

14. **ADJOURNMENT** – There being no further business, President Brandt adjourned the meeting at 1:01 p.m. until the next scheduled meeting on July 11, 2024.

Sincerely,

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Chad B. Wegley, Secretary

CBW:ml