REGULAR MEETING OF THE BOARD OF DIRECTORS

ALTA IRRIGATION DISTRICT

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

Thursday, October 10, 2024

MINUTES

1. CALL TO ORDER

1.1. Roll Call – The Regular Board Meeting of Alta Irrigation District was called to order at 9:35 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 Attorney Douglas B. Jensen.

1.2. Potential Conflict(s) of Interest – Director Fino declared a financial conflict of interest on items 12.1 and 12.5 and will leave the room for that item. Director Kalender declared a conflict of interest on item 12.3 and will leave the room for that item.

2. PUBLIC COMMENT – None.

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

3.1. Water Conditions Update. T General Manager Wegley explained that rainfall for WY 2024 has remained unchanged since May and that December is the most probable month for measurable rainfall. On October 6th there was about 400,000 acre-feet (AF) in storage behind Pine Flat Dam and nearly 22,000 AF or 5% belonged to Alta ID. Inflow into Pine Flat dropped 50% from the previous month to about 160 cubic feet per second (cfs) and will continue to oscillate around this for the remainder of the calendar year. Total headgate diversion this water year exceeded 187,000 AF, which helped create the largest change in the 9-yr centered moving average for headgate diversions since the mid-1960s. 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 described ongoing and upcoming activities for this maintenance season. Crews are removing trash piles from ditch banks and working on weed control. Gate manufacture is developing shop drawings for 30 canal gates. Sections of the Alta Main upstream and downstream were reshaped with the District's bulldozer. A rental bulldozer is being used to reshape the Sontag Ditch downstream of Avenue 384 and will be utilized at other locations once this work is finished. Upstream reach is too wet for in-channel cleaning with a bulldozer, so the District will use a backhoe or excavator. The maintenance activity report was added as an addendum to the minutes. (Insert 4.1)

5. ADDITIONS TO OR DELETIONS FROM AGENDA – None.

President Brandt took item 10.3 out of order.

6. **COMMUNICATIONS** – None.

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

   7.1. Board Meeting Minutes for Regular Board Meeting of September 12, 2024, and Special Board Meeting minutes of September 27, 2024.

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

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

8. **ADMINISTRATIVE/FINANCIAL**

   8.1. Treasurer's Report. As of September 30, 2024, the cash balance is $5,553.160. Accounts Receivable and Inventory total approximately $583.730. The current year's revenue and expenses are approximately $7,277,074 and $5,193,327, respectively, resulting in a net cash flow of approximately $2,090,500. (Insert 8.1). It was M/S/C unanimously on a motion by Director Rossotti, seconded by Director Myers, to accept the September 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 Rossotti, seconded by Director Myers to accept the Monthly Report of Reserve Accounts, Unrestricted Funds, and Status of Investments for the month of September 2024. (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). No update.

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

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

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

   9.5. Avenue 376 Bridge (Tulare County – Traver 10131901). General Manager explained that the District had an onsite meeting with the Tulare County to review preliminary improvement plans. The District will be providing comments on preliminary plans.

   9.6. Avenue 430 Bridge (Tulare County - Buttonwillow 10132201). General Manager explained the District met with Tulare County and will be providing comment on preliminary plans.

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

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

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

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

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

9.12. Encroachment (PG&E – Carey Hunter 10322403). No update.

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

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

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

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

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

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

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

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

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

9.22. Pipeline Development & Encroachments (Dinuba Unified School District – Dinuba Town & Burum 10682201). General Manager Wegley explained that there is a standing weekly meeting with DUSD staff and other key representatives from the project team. The District is still waiting to receive submittals from Bush Construction for flow meter vaults. .

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

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

9.25. Encroachment (SoCalGas – Banks 10782201). No update.

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

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

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

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

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

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

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

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

9.34. Pipeline Development (Family Healthcare Network – Orosi School House 10962401). No

update.

9.35. Encroachment (G300 Farms – Kenndey School House 10982401). No update.

9.36. Pipeline Development (BN Dinuba, LP – Horseman 10992401). General Manager Wegley explained that the city Dinuba is allowing Bonadelle Neighborhoods to grade a parcel at the northwest corner of Sierra and Englehart Avenues at risk. This development will impact the the Horseman Ditch and an existing stormwater discharge for the City from Centennial Park.

9.37. Encroachment (DR Horton – Buttonwillow 11002401). No update.

9.38. Encroachment (Cablecom – Dinuba Town 11012401). No update.

9.39. Encroachment (DWK Ventures III, LLC & M&J, LP -Horseman – 11022401). No update.

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

10.1. Nyhart Engagement Letter. It was M/S/C unanimously on a motion by Vice President Halford, seconded by Director Rossotti, to approve Nyhart engagement letter for GASB 75 valuation services. (Insert 10.1)

10.2. Encroachment Policy. It was M/S/C unanimously on a motion by Director Fino, seconded by Director Kalender, to approve the revised Encroachment Policy. (Insert 10.2)

10.3. Moshier Family Request. Three members of the Moshier family were present at the board meeting and they provided a general overview of their proposed 8-lot urban development project located at the northeast corner of Road 32 and Avenue 400. Moshiers have requested a variance to the Urban Policy requiring a development project to pipe a ditch adjacent to the project. T.C. Moshier originally proposed a 23-lot urban development in 2008; a preliminary construction cost estimate was prepared for the project by Keller/Wegley. No action taken.(Insert 10.3)

10.4. Noreen Pipeline Damage. The Board directed staff to work with the landowner to repair the damaged pipeline.

10.5. Traver North Recharge Basin Property. It was M/S/C unanimously on a motion by Director Myers, seconded by Director Tout to approve a one (1) year extension to an existing arrangement with Prime Crop Orchard Management for farm management services on a parcel that will be developed into a recharge basin.

11. OLD BUSINESS

11.1. Manager's Report. No update.

11.2. Attorney's Report. No update.

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

11.3.1. Maintenance Ad-Hoc Committee – Director Rossotti reported the committee met with staff and is encouraged with maintenance planned and being completed this maintenance season.

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

President Brandt called a recess at 11:30 a.m. President Brandt reconvened the meeting at 11:42 a.m.

12. **ADJOURN TO CLOSED SESSION** – President Brandt adjourned to closed session at 11:42 a.m. to confer with counsel. There will be no discussion on item 12.1. Director Fino declared a financial conflict of interest on items 12.1 and 12.5 and left the meeting at 12:20 p.m. Director Kalander declared a conflict of interest on item 12.3 and left the meeting at 12:35 p.m.

    12.1. 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*. (Not discussed; see note above.)

    12.2. Conference with Real Property Negotiators.

Property:	043-020-025
Agency Negotiator:	Chad Wegley
Negotiating Parties:	Mark & Janet Laemmlen
Under Negotiation:	Price and terms of payment

    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 12:42 p.m. There was no reportable action taken during closed session.

14. **ADJOURNMENT** – There being no further business, President Brandt adjourned the meeting at 12:42 p.m. until the next scheduled meeting on November 14, 2024.

Sincerely,

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Chad B. Wegley, Secretary

CBW:ml