

**FRESNO IRRIGATION DISTRICT  
MINUTES OF THE REGULAR MEETING  
HELD MAY 14, 2008**

Fresno Irrigation District's Board of Directors met in regular session at the District office located at 2907 South Maple Avenue – Fresno, California on May 14, 2008. Meeting was called to order at 5:00 pm by Board President Jeff Boswell.

**DIRECTORS PRESENT**

President Jeff Boswell  
Vice President Jeff Neely  
Eddie Niederfrank  
Steven Balls  
Tom Steffen

**DIRECTORS ABSENT**

None

**STAFF PRESENT**

General Manager Gary Serrato  
Assistant General Manager Laurence Kimura  
Chief Engineer Bill Stretch  
Watermaster Jim Irwin  
Human Resources Director Regina Davis  
Controller DeAnn Hailey  
Recording Secretary Lynn B. Rowe  
Engineering Technician II James Shields

**OTHERS PRESENT**

Kings River Water Association Representative Clifton Lollar  
West Star Construction Representative Sandra Staats  
West Star Construction President Dave Crinklaw  
West Star Construction Representative Chad McCardle  
Freelance Journalist Don Wright

**REVIEW AGENDA**

Staff requested pulling item 6 c. from the agenda. This item will be brought back to the Board at a later date. Staff notified the Board that item 6 d. will be moved to the beginning of the meeting to accommodate the West Star Construction representatives. Chief Engineer Stretch corrected the listing of item 4 j. as a standard developer project and not a defer pipeline project.

**REVIEW OF FUTURE MEETINGS**

The 2009 Board of Equalization meeting will begin on June 2, at 5 pm

**FRESNO IRRIGATION DISTRICT  
MINUTES OF THE REGULAR MEETING  
HELD MAY 14, 2008**

**CHIEF ENGINEER'S REPORT**

- c. Developer Project – Three Crowns is Proposing to Defer Piping the Briggs Canal #7 Located N/W Lincoln Avenue and Golden State Boulevard in Accordance with Board Policy. Action Request 2008-18**

This project was originally brought before the Board on April 22, 2008. The Board gave direction to the Engineering Staff to: 1) include a covenant to be recorded with the final map or some other guarantee besides the deferral agreement, and 2) a waiver of liability for the District or a physical improvement to the canal's south bank. After Staff's meeting with Three Crowns representatives, the developer has agreed to make physical improvements to the canal's bank. Staff met with the developer who agreed to the covenant and physical improvements. Staff recommends the Board approve the project as described in Action Request 2008-18. Directors' spoke about their concerns about the completion of the project. They do not want to see a partial built project. The option of developing or selling the property will trigger the piping of the canal.

**M/S/C/(Niederfrank/Balls)** That Board of Directors approve the deferment of piping the project located on the Assessor's Parcel Number listed in Engineering Action Request 2008-18 until the project is either developed or sold within five years by a unanimous vote. (Ayes 5, Nays 0, Absent 0, Abstain 0)

**PUBLIC PRESENTATION**

Mr. Clifton Lollar, from KRWA, gave a presentation regarding the Zebra and Quagga Mussel. A group known as the 100<sup>th</sup> Meridian Initiative has been formed to inform and educate the public about the spread of these invasive species. The group had hoped to keep them from traveling further west than the 100<sup>th</sup> Meridian, unfortunately this has already happened. These mussels can attach themselves to any surface with the use of visal threads which allow the mussels to attach to anything and everything. They can reproduce at a dramatic rate of one female producing a million eggs in one year. They are considered the greatest environment and economic threat in the western states.

Brett Mosekian came to the Board to request using an existing District pipeline to transfer water from one property owned by Mr. Mosekian family to another property owned by his family. Staff will research this further and put it on the agenda for the next regular meeting.

**POTENTIAL CONFLICTS OF INTEREST**

**(Any Board Member who has a potential conflict of interest may now identify the item and recuse themselves from discussing and voting on the matter.) [FPPC §87105]**

None stated

**CONSENT CALENDAR**

- a. Approval of Special Board Meeting Minutes – April 22, 2008**  
**b. Approval of Special Board Meeting Minutes – April 30, 2008**  
**c. April 2008 Check Register**

**FRESNO IRRIGATION DISTRICT  
MINUTES OF THE REGULAR MEETING  
HELD MAY 14, 2008**

- d. April 2008 Special Check Register**
- e. April 2008 Payroll Register**
- f. April 2008 Attorney Fees**
- g. April 2008 Consultant Fees**
- h. April 2008 Investment Account**
- i. April 2008 COP Investment Account**
- j. Developer Project – Fresno Builder Investment is proposing a Standard Developer piping the H-Ditch Canal No. 128 Located S/W Bullard and Figarden Avenues in Accordance with Board Policy**

M/S/C/(Balls/Steffen) That Board of Directors approve the Consent Calendar with the correction to the wording of item 4 j. by a unanimous vote. (Ayes 5, Nays 0, Absent 0, Abstain 0)

**380: WATER REPORT**

**a. Current Water Conditions**

Watermaster Jim Irwin reviewed the water condition report and the current and projected water supply. As of May 13, Pine Flat release was 2,782 cfs and storage was 467,794 acre feet.

Snow pillows are at 41.8% for April 30 or 38.9% of the April 1 average. Higher temperatures will increase through the weekend. With the lack of precipitation and the increase in temperatures, new projections indicate deliveries through the end of July.

**CHIEF ENGINEER’S REPORT**

Chief Engineer reported on the following items:

**a. Developer and Agency Project Schedule for 2008/09 Update**

**Developer Projects** – Staff has processed ten Developer pipeline projects for the 2008-09 Maintenance Season. No projects are taking place at this time.

**Agency Projects** – FID is currently processing six Agency projects for the 2008-09 Maintenance Season. No projects are taking place at this time. Staff met with City of Fresno representatives about fencing bridges in locations throughout Fresno. Discussions are continuing.

**b. Three-Year Maintenance Facility Upgrade Project for 2008/09**

Engineering Staff is currently preparing for the 2008-09 Maintenance Season. Staff is gathering data for next year’s projects including surveying, gathering flow data from historical records and the Water Systems Operators, and gathering pertinent maintenance records. Staff is also preparing a construction report of the 2007-08 projects completed as part of the Three-Year MFUP. The report is expected to be completed within one – two months.

**FRESNO IRRIGATION DISTRICT  
MINUTES OF THE REGULAR MEETING  
HELD MAY 14, 2008**

During water season, Staff continues to work on regulating structures and devices and measuring structures and devices.

Progress is being made with PG& E on the Fancher Flume replacement. With any luck, power should be available within a week.

- d. Award Contract – Well Equipping Contract 184-1284-I as part of the Waldron Banking Facility Project. Action Request 2008-17**

This item has been pulled from the agenda.

- e. Developer Project – Ahmed Hawari is Proposing to Defer Piping the Clovis S. Br. #115 located N/W Barstow and Sunnyside Avenues in Accordance with Board Policy. Action Request 2008-13**

Ahmed Hawari is developing 0.5 acres into an auto sales facility located N/W of Barstow and Sunnyside Avenues. The project will be developed in two phases. The developer has asked the pipeline replacement be deferred until Phase II of the project or the construction of a permanent structure. Staff has outlined in Action Request 2008-13 the requirements to approve this project and request the Board approve the delay in the pipeline replacement as recommended by Staff. As the plan is now structured, the District would have no recourse to enforce the piping. After some discussion, the Directors voiced concern about this and the increase of requested deferred piping projects.

M/S/C/(Niederfrank/Neely) That Board of Directors moved to deny the request to defer piping the Clovis S. Br. #115 by a unanimous vote. (Ayes 5, Nays 0, Absent 0, Abstain 0)

- f. Discuss Alternatives on the Tarpey East No. 100 and Sunnyside No. 501 Canals Located Near Shields and Fowler Avenues and Impacts to Sam Pellisi and Other Landowners. Action Request 2008-12 (walk-in)**

At the March 26, 2008, meeting, Staff discussed issues about the Tarpey East Canal No. 100 located N/W of Shields and Fowlers Avenues. Staff presented a report to the Board outlining several options. No action was being requested. This item will be brought back to the Board for further action.

**ASSISTANT MANAGER’S REPORT**

Assistant General Manager Laurence Kimura reported on the following:

- a. Nielsen Site Rubble Pile Update**

Work at the site continues on a slow but steady basis. There has been no significant change in the project since the last report. A letter was mailed to the City of Fresno requesting an extension to the abatement deadline; Staff is waiting for a reply.

**FRESNO IRRIGATION DISTRICT  
MINUTES OF THE REGULAR MEETING  
HELD MAY 14, 2008**

**b. Waldron Banking Project Update**

Arthur & Orum well drilling work still has one well to complete. Arthur & Orum is scheduled to complete the construction of the inner liner, perform pump testing, and video tape the well for final completion no later than the end of May.

Provost & Pritchard and District staff are currently advertising the next set of plans and specifications for equipping the three new wells. The pre-bid walk-through will take place this week and the project bid opening was scheduled for May 13.

District Staff is working with Provost & Pritchard to monitor and evaluate the water levels at the Lambrecht Basins so that sloughing along the Big Sandridge Canal between the basins does not reoccur.

**c. District Office Plan**

The plans and specifications for the storage buildings are currently being advertised. The pre-bid walk-through is scheduled for the week of May 19 and the bid opening is to occur the week of May 26. The County of Fresno has not responded to the submittal of the site plan. SIM is in contact with the County to ascertain a rough time schedule for the site plan review. Staff is also working with SIM on miscellaneous information for the new office building.

**d. General Maintenance and Equipment Update**

Maintenance crews are busy performing maintenance activities as necessary for water deliveries. Heavy equipment operators have been busy with earthwork and/or riprap placement at various locations including the G1 and Fresno Canal. Gopher holes and ditch bank leaks are being addressed as necessary. The spray applicators are spraying on the Gow, Sunnyside, and Red Banks systems and applying Magnacide. The trash truck is working in town and along the Herndon system and addressing work orders. Staff will set up an Equipment Committee Meeting during the week of May 26.

**MANAGER'S REPORT**

General Manager Gary Serrato reported on the following:

**KINGS RIVER WATER ASSOCIATION**

**Upper Kings River Water Forum**

The Fresno Irrigation District has been awarded \$3,600,000 during the second round of Proposition 50 Grant monies for construction of the Kings County Groundwater Bank (Apex Ranch). The Kings River Conservation District will be the lead agency to administer the funds. The District is preparing itself for the next round of grants funds under Proposition 84.

The \$300,000 grant funds were received from the Bureau of Reclamation for the Fancher Creek Bypass (3030 Challenge Grant). The check presentation ceremony was held in March 2007.

**FRESNO IRRIGATION DISTRICT  
MINUTES OF THE REGULAR MEETING  
HELD MAY 14, 2008**

Brent Graham has retired as General Manager of the Tulare Lake Basin Water Storage District after 40 years of service – a retirement party is being planned for him sometime in July.

**City of Clovis**

Mr. Serrato has scheduled a meeting with the City of Clovis City Manager, Kathy Millison, to discuss the details of the joint banking facility project.

**Miscellaneous**

Mr. Kimura and Mr. Serrato attended a meeting regarding solar power. Staff was looking to see if a project of this type would be beneficial in the operations of the Waldron Banking Facility.

**FRIANT WATER AUTHORITY / FRIANT WATER USERS AUTHORITY**

The Senate Energy and Natural Resources Committee approved legislation sponsored by Senator Feinstein (Senate Bill 27) advancing federal legislation needed to implement San Joaquin River Restoration and Water Management Goals.

**OTHER ISSUES**

**ACWA Spring Conference - Monterey, CA**

Staff attended several meetings while at the conference. Overall, the conference went well.

**Chowchilla Water District**

Mr. Kole Upton, Board of Director from the Chowchilla Water District informed Mr. Serrato that Chowchilla has voted unanimously to withdrawal from the Friant Water Users Authority.

**Madera Irrigation District**

Lance Johnson has been hired as the new general manager of the Madera Irrigation District.

**ADMINISTRATIVE MATTERS**

**a. Kings River Watershed Coalition Authority Joint Powers Agreement – Resolution 2008-09**

Staff recommends that the Fresno Irrigation District approve and become part of the Kings River Watershed Coalition Authority by signing the Joint Powers Agreement. By signing Resolution 2008-09 and the Agreement, the District would become part of a new joint powers authority which serves as the coordinator of the coalition group for the Kings River sub-watershed under the “Conditional Waiver of Waste Discharge Requirements for Discharges From Irrigated Lands”. Director Niederfrank and Gary Serrato have been selected to serve as the designated District director and designated alternate respectively.

**M/S/C/(Neely/Balls)** That Board of Directors approve the Resolution 2008-09 by a roll call vote. (Ayes Neely, Balls, Boswell, Steffen, Niederfrank, Nays 0, Absent 0, Abstain 0)

**FRESNO IRRIGATION DISTRICT  
MINUTES OF THE REGULAR MEETING  
HELD MAY 14, 2008**

- b. April 2008 Unpaid Assessment Report (new)**
- c. April 2008 Unpaid ISIP Assessment Report (new)**

Ms. Hailey reviewed the new reports outlining unpaid assessments. District has less than .1% due in unpaid fees. The next installment of assessment fees is due to the District from the County of Fresno on June 1.

**d. Property Damage Claim – T. Mattos**

Rodent holes caused flooding to Mr. Mattos' alfalfa cutting. Staff recommends paying the claim for \$769.50

M/S/C/(Neely/Niederfrank) That Board of Directors approve paying the Mattos claim in the amount of \$769.50 by unanimous vote. (Ayes 5, Nays 0, Absent 0l, Abstain 0)

**e. Property Damage Claim – “A” Class RV, Inc.**

This claim is for cleaning up a flooded site due to an abandoned board blowing out. Approximately 2,500 lbs. of mud and dirt was washed onto the claimant's asphalt property. Staff is recommending paying the \$1,420 claim.

M/S/C/(Niederfrank/Steffen) That Board of Directors approve the claim filed by “A” Class RV, Inc. in the amount of \$1,420 by a unanimous vote. (Ayes 5, Nays 0, Absent 0, Abstain 0)

**DIRECTORS' REPORT**

**Director Boswell** – attended the ACWA Spring Conference. Director Boswell spoke about what a precious commodity water is.

**Director Niederfrank** – the conditions are also extremely dry in the Northern California coastal area – equivalent to end of July.

**CLOSED SESSION**

The Board went into Closed Session at 7:40 pm.

**Conference with Legal Counsel–Anticipated Litigation (Government Code Section 54956.9(b)).** Conference with Legal Counsel – Anticipated Litigation (G.C. §54956.9. Significant Exposure to Litigation pursuant to subdivision (b)).

**Natural Resource Defense Council vs. Rodgers (Government Code Section 54956.9).** To confer with counsel on pending litigation.

**Government Code Section 54956.8 Real Property Transactions.**

Negotiators: Laurence Kimura and Queensland Cotton/Anderson Clayton Corp.  
Properties: Portion of APN 487-042-19S (.2 acres)

**FRESNO IRRIGATION DISTRICT  
MINUTES OF THE REGULAR MEETING  
HELD MAY 14, 2008**

Terms and Conditions: Update

**Conference with Legal Counsel – Anticipated Litigation (Government Code Section 54956.9(b)).**

The Board will meet in closed session to confer with Counsel on potential litigation arising out of claims by third parties to water rights on the Kings River.

**Government Code Section 54957. Personnel Matters.**

The Board concluded Closed Session at 8:00 pm.

**REPORT OF ACTION TAKEN IN CLOSED SESSION**

President Boswell stated the escrow on the land purchase from Anderson Clayton has closed.

**ADJOURNMENT**

President Boswell adjourned the meeting at 8:01 p.m.

Respectfully Submitted,

Gary R. Serrato  
Board Secretary