

**FRESNO IRRIGATION DISTRICT
MINUTES OF THE REGULAR MEETING
HELD OCTOBER 8, 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 October 8, 2008. Meeting was called to order at 5:00 pm by Board President Jeff Boswell.

DIRECTORS PRESENT

President Jeff Boswell
Vice President Jeff Neely
Tom Steffen
Ryan Jacobsen

DIRECTORS ABSENT

Steve Balls

STAFF PRESENT

General Manager Gary R. Serrato
Assistant General Manager Laurence Kimura
Chief Engineer Bill Stretch
Watermaster Jim Irwin
Human Resources Director Regina Davis
Controller DeAnn Hailey
Engineer Jennifer Williams
Recording Secretary Lynn B. Rowe

OTHERS PRESENT

Landowner Representatives Teresa Ochoa and Amanda Wong
Landowner Mr. Mike Mehling
Mr. Alan Blacksill, member of the Easton Lion Club
Attorney Alex Peltzer (arrived at 5:57 pm – left at 7:00 pm after Closed Session)

REVIEW AGENDA

Mr. Richard Chavez's daughters are in attendance and Staff requests moving item 6 c. to the beginning of the meeting. Mr. Mike Mehling is in attendance to discuss his situation on the Silvia Ditch.

REVIEW OF FUTURE MEETINGS

Staff requests canceling the December 24 meeting and move the November 26 meeting to November 25 at 5 pm. Board President Jeff Boswell informed the Board of a previous commitment and that he will not be attending the meeting.

M/S/C/(Neely/Steffen) That Board of Directors approve the change in meetings dates for the remainder of the year by the following vote. (Ayes Neely, Boswell, Steffen, Jacobsen; Nays 0; Absent Balls; Abstain 0)

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PUBLIC PRESENTATION

None

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]

Director Jacobsen stated that due to a conflict, he would not be able to participate in any discussion/vote dealing with the Lion's Club Turkey Shoot – Director Jacobsen is a member of the Easton branch of Lion's Club that is requesting use of District property for upcoming events. Item 9a.

CONSENT CALENDAR

- a. **Approval of Regular Board Meeting Minutes – September 24, 2008**
- b. **September 2008 Check Register**
- c. **September 2008 Payroll Register**
- d. **September 2008 Unpaid Assessment Report**
- e. **September 2008 Unpaid ISIP Assessment Report**

M/S/C/(Neely/Jacobsen) That Board of Directors approve the Consent Calendar by the following vote. (Ayes Neely, Boswell, Steffen, Jacobsen; Nays 0; Absent Balls; Abstain 0)

ADMINISTRATIVE MATTERS

- a. **Easton Lion's Club Turkey Shoot – Little Pine Flat Basin**

Mr. Alan Blacksill, member of the Easton Lion Club, requests to hold the Annual Lion's Club turkey shoot at the Little Pine Flat Basin near Clayton and Marks Avenues that is owned by the District. Mr. Blacksill provided the District a million dollar insurance policy and stated that no alcohol will be allowed on premises. The club uses environmentally safe skeet and continues to have a clean safety record. The turkey shoot is a community fund raisers to be held on November 2, 2008; January 25, 2009; and February 22, 2009.

M/S/C/(Steffen/Neely) That Board of Directors approve the use of Little Pine Flat Basin by the Easton Lion's Club by the following vote. (Ayes Neely, Boswell, Steffen; Nays 0; Absent Balls; Abstain Jacobsen)

CHIEF ENGINEER'S REPORT

- c. **Request by Landowner Richard Chavez to be Compensated for Vine Removal as Part of the Pipeline Replacement on the Silvia Canal No. 47 located S/W Shields and Chateau Fresno Avenues. Item 2008-51**

See Engineering Action Request 2008-51 for Staff's recommendation. Project is expected to start late November or early December 2008

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Ms. Ochoa and her sister Ms. Wong representing their father Richard Chavez, expressed their concerns with the Silvia pipeline which is scheduled to be replaced this year. Their concerns were as follow:

- Reimbursement of removal of stakes and vines
- Reimbursement of vine replacement
- Unaware of easement right

Director Boswell reviewed board policy regarding pipeline repairs and replacement. and explained that the District does not reimburse landowners for removal of vines or other items that are within the FID easement.

See Engineering Action Request 2008-52 for Staff's recommendation.

- Mr. Mehling was requesting the delay of replacing the pipeline for seven to eight years. Stating that he did not believe that the magnitude of the leaks would not hinder the ability to farm his land. Directors suggested removing the olive trees and replanting them after the construction has been done.

M/S/C/(Neely/Jacobsen) That Board of Directors make a motion to follow Staff's recommendation to deny the Mehling request and the Chavez request 2008-52 and 2008-51 by the following vote. (Ayes Neely, Boswell, Steffen, Jacobsen; Nays 0; Absent Balls; Abstain 0)

Closed Session 6:09 – Open Session reopened at 7:25

CLOSED SESSION

Staff went into Closed Session at 6:09 p.m.

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

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)): one potential case.

REPORT OF ACTION TAKEN IN CLOSED SESSION

President Boswell states there was nothing to report.

Closed Session concluded at 7:00 p.m. with Open Session resuming at 7:16 p.m.

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380: WATER REPORT

a. Current Water Conditions

Watermaster Jim Irwin reviewed the current and projected water supply. As of October 7, Pine Flat release was 266 cfs and storage was 120,580 acre-feet. Cooler weather is expected by the weekend.

Hardship water continues to be delivered on the east side of the District until the end of September. Demands for Reclaim water deliveries on the west side of the District continue to be requested.

b. Reclaim Water Deliveries

Staff is recommending shutting down deliveries of reclaim water on October 31, 2008, in order to begin maintenance work required on the Dry Creek and Houghton systems.

M/S/C/(Steffen/Neely) That Board of Directors approve shutting down the reclaim water on October 31, by the following vote. (Ayes Neely, Boswell, Steffen, Jacobsen, Nays 0, Absent Balls, Abstain 0)

CHIEF ENGINEER'S REPORT

Chief Engineer Bill Stretch reported on the following items:

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

Developer Projects – Staff is processing approximately 15 Developer Pipeline projects for the 2008/09 season. One project is taking place that impacts the Tracy Canal located southwest of Clinton and Blythe Avenues. Several more projects will start within the next few weeks.

Agency Projects – Staff is processing approximately ten Agency projects for the 2008-09 season. Three projects are in progress that affects the Grantland Avenue Bridge replacement on Herndon Canal located south of Barstow Avenue; 2) the Temperance Avenue Bridge replacement on the Gould Canal located south of Ashlan Avenue; and Helm Colonial W. Br. Canal located southeast of Herndon and Willow Avenues. The Grantland Avenue Bridge does have a bypass channel to pass water through the site.

Running Horse – the District's contractor is installing fence around Kearney Basin located southeast of Kearney and Marks Avenue.

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

Mr. Stretch provided the Board an update on the Maintenance and Facility Upgrade Plan (MFUP) – a detailed list of current projects are attached.

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ASSISTANT MANAGER'S REPORT

Assistant General Manager Laurence Kimura reported on the following:

a. Nielsen Site Rubble Pile Update

A considerable amount of progress has been made. Staff is working on setting up a progress update meeting with the City and the County.

b. Waldron Banking Project Update

The closing of the Arthur & Orum contract is complete. The contract issues have been resolved. Provost & Pritchard is working with PG&E for getting electrical power to the new pumps at the Waldron and Lambrecht sites.

c. District Office Plan

BMY Construction is currently waiting while SIM Architects works out the plan check items for the two metal buildings. The County is requiring the new tool building (Building B) to be at least 30 feet from the equipment storage (carport). SIM Architects is finalizing the submittals from BMY and working with FID Staff on the responses.

d. General Maintenance and Equipment Update

Winter maintenance and construction activities continue to take place. Heavy equipment operators have finished repairing the banks along the Herndon Canal near Golden State Blvd. and have initiated dredging work on the Gould Canal near Fowler Ave. Heavy equipment operators continue preparing sites in advance of the construction crews. The motor graders continue to work on the Herndon Canal system and are currently near Jameson Ave. The operators continue to work westerly along the main canal and the laterals. The spray trucks are working in the southern part of the District along the Briggs, Central, and Fancher systems while the tractor sprayer works on the Victoria and Cole systems just west of town. Miscellaneous structure, pipeline, and gate repairs are being made on the East Branch, Anthony, and Brown systems. Liner repair work on the north branch of the Oleander near Cedar Avenue is also being performed. The trash truck is working on the Houghton system and work order items. The brush removal crew has initiated work on the major brush removal project along the Fancher Creek Canal near DeWolf Avenue and will stay in that stretch of the canal for quite a while.

Staff would like to schedule an equipment meeting to discuss the purchase of a spray tractor and a particulate filter where the District can take advantage of the double point program. The Board suggests discussing the Equipment Committee items during a regular board meeting, since the discussion will not take too much time.

MANAGER'S REPORT

General Manager Gary Serrato reported on the following:

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KINGS RIVER WATER ASSOCIATION

Kings River Water Association has informed the units that releases from Pine Flat Dam will begin to decrease by the end of this week. Exhibit "C" flows are expected to take affect on October 4th. Currently there are 10 cfs of non-demand flows being released over the Fresno Weir. Exhibit "C" flows require that 45 cfs will be required over the Fresno Weir. Staff will be conducting necessary maintenance on and around the head gates which will not allow FID to divert any Exhibit "C" flow waters; therefore, all 95 cfs will be flowing beyond the Fresno Weir. Staff has made arrangements for Kings County Water District to divert all of the Upper River Flows.

Upper Kings River Water Forum

The Upper Kings River Water Forum met on Thursday to discuss the Joint Powers Agreement and Governance as it pertains to the selection process for projects that the Forum would support. State Representatives with Department of Water Resources discussed the recently passed bill SB 2x (Perata) which provides monies under Proposition 84 to be distributed in a condensed time frame. Under Proposition 84 the State is required to have monies awarded within nine (9) months. Staff will be meeting with consultants to review any projects that will be constructed under the "Three Year Plan" that could qualify for funding.

KRWA External Issues Committee

KRWA is exploring the utilization of and development of flood waters from the Kings River.

FRIANT WATER AUTHORITY / FRIANT WATER USERS AUTHORITY

Friant water matters were discussed during Closed Session.

OTHER ISSUES

Meeting with Tim Bakman

Mr. Serrato will be meeting with Tim Bakman concerning a water education program/exhibit at the Fresno fair.

Meeting with Dan Souza

Staff conducted a very positive meeting with Mr. Souza. Mr. Souza understands that the District does not have any funds available toward pipeline projects and will therefore move forward on his own with his own funds.

Area Meetings

Staff suggested an evening or morning meeting with farmers to answer their questions they may have pertaining to the District business. Director Steffen suggested the Lion's Ag Fest in Kerman may be a good program for the District to participate in.

CSA 51 – Appaloosa Acres

Staff met with Fresno County representative, Alan Weaver, last week. The County is interested in pursuing an agreement with the District. Financing issues are being worked out.

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ADMINISTRATIVE MATTERS

b. 2009 Contribution – Valley Ag Water Coalition

Staff suggests a contribution of \$4,000. This item is tabled for further discussion. The Board would like to review a list of the organizations that the District contributes to.

c. 2008 Revised Budget

Staff described the mid-year review and adjustment to the budget.

M/S/C/(Jacobsen/Steffen) That Board of Directors approve to accept the revised budget by the following vote. (Ayes Neely, Boswell, Steffen, Jacobsen; Nays 0; Absent Balls; Abstain 0)

d. September 2008 Investment Account (walk in)

e. September 2008 COP Investment Account (walk in)

Staff reviewed the stated financial reports for September and answered questions from the Board.

M/S/C/(Neely/Steffen) That Board of Directors approve the Investment Report and the COP Investment Report by the following vote. (Ayes Neely, Boswell, Steffen, Jacobsen; Nays 0; Absent Balls; Abstain 0)

DIRECTORS' REPORT

Director Steffen – Stated a landowner complained about the Jamison/North area of stagnant water.

Stated a landowner in the Tarpey Village area (Gould Canal) complained about the dredging sand from the canal. Staff is working on cleaning up the area.

ADJOURNMENT

President Boswell adjourned the meeting at 9:00 p.m.

Respectfully Submitted,

Gary R. Serrato
Board Secretary