

**FRESNO IRRIGATION DISTRICT  
MINUTES OF THE REGULAR MEETING  
HELD SEPTEMBER 9, 2009**

Fresno Irrigation District's Board of Directors met in regular session in the District office located at 2907 South Maple Avenue – Fresno, California, on September 9, 2009. Meeting was called to order at 5:10 pm by Board President Jeff Boswell.

**DIRECTORS PRESENT**

President Jeff Boswell  
Vice President Jeff Neely  
Steven Balls  
Ryan Jacobsen  
George Porter

**DIRECTORS ABSENT**

None

**STAFF PRESENT**

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

**OTHERS PRESENT**

District General Legal Counsel Gary Sawyers  
County of Fresno Representatives Alan Weaver and Frank Fowler

**REVIEW AGENDA**

Staff requested that Item 9 a. (CSA 51) be moved following the Consent Calendar to accommodate the schedule of the County of Fresno Representatives.

**REVIEW OF FUTURE MEETINGS**

Staff suggested combining the two currently scheduled meetings for November and meet once on November 18, 2009. The Board supported staff's recommendation.

**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 Regular Board Meeting Minutes – August 26, 2009**
- b. **August 2009 Check Register**

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- c. **August 2009 Payroll Registers**
- d. **August 2009 Unpaid Assessment Report**
- e. **August 2009 Unpaid ISIP Assessment Report**
- f. **August 2009 Investment Account**
- g. **August 2009 COP Investment Account**

**M/S/C/(Balls/Jacobsen)** That Board of Directors approved the Consent Calendar by unanimous vote. (Ayes 5; Nays 0; Absent 0; Abstain 0)

**PUBLIC PRESENTATION**

None

**ADMINISTRATIVE MATTERS**

- a. **Adoption of Water Development Agreement – Fresno County / CSA 51**

Staff presented the background information regarding the Fresno Irrigation District and Fresno County Water Development Agreement. The developed water is targeted for areas adjacent to FID's north and northeast where ground water levels have dropped considerably. Alan Weaver, Fresno County Public Works Director, expressed his appreciation of FID in negotiating the Agreement.

**M/S/C/(Neely/Balls)** That Board of Directors approved the adoption of the Water Development Agreement between the County of Fresno and Fresno Irrigation District by unanimous vote. (Ayes 5; Nays 0; Absent 0; Abstain 0)

**380: WATER REPORT**

- a. **Current Water Conditions**

Watermaster Jim Irwin reviewed the current and projected water supply information. As of September 8, Pine Flat release was 979 cfs and storage was 204,177 acre-feet. Staff is still waiting to hear if Consolidated Irrigation District will be running a post-harvest run in October.

- b. **Water Sale to JG Boswell Company**

The Board had given Staff direction to pursue the sale of 5,000 acre-feet to JG Boswell at \$90 per acre foot.

**M/S/C/(Balls/Neely)** That Board of Directors approved the selling of an additional 5,000 acre-feet at \$90 per acre foot to JG Boswell with the money to be designated to the Water Purchase Fund by unanimous vote. (Ayes 5; Nays 0; Absent 0; Abstain 0)

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Staff suggestion is that the revenue funds be divided into the following categories: the construction of the office building, 9D Contracts, Jameson Basin project, Water Purchase Fund Reserve, and transfer to the Power Revenue Fund.

**CHIEF ENGINEER'S REPORT**

Chief Engineer Bill Stretch reported on the following items:

**a. Developer and Agency Project Schedule for 2009/10 Update**

**Developer Projects** – There are no projects currently in progress.

**Agency Projects** – No projects are occurring at this time.

**b. Three-Year Maintenance and Facility Upgrade Project for 2009/10**

Staff has finalized construction plans for several projects. Maintenance season is slowly winding up. Trash screens are being installed and gates have been ordered.

The all-weather road is currently under construction and progressing well. The District is providing a significant amount of the manpower.

**c. Fresno Betsuin Buddhist Temple and the Maupin West Branch Canal No. 374 located N/W Alluvial and Willow Avenues - Update**

It is Staff's understanding the motion for deeding over the Maupin West Branch Canal to the Fresno Metropolitan Flood Control District went before their board and was passed.

**ASSISTANT MANAGER'S REPORT**

Assistant General Manager Laurence Kimura reported on the following:

**a. Nielsen Site Rubble Pile Update**

Not much change to report. Staff is encouraging Mr. Erickson to respond to FID on the City's extension offer.

Staff will follow-up with the Regional Water Quality Control Board to continue discussions regarding other potential uses of the materials.

**b. Waldron Banking Project Update**

There is nothing much new to report. Staff is patrolling the area for dove hunters.

**c. District Office Plan**

The construction continues. The office building footings have been dug and the pads are being formed. North bound Maple Avenue has been closed since last week in order

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to install the storm drain system. Maple Avenue is expected to reopen by the end of this week.

**d. General Maintenance and Equipment Update**

- Water department staff transitioning over to construction/maintenance work
- heavy equipment operators are tied-up on the all weather road
- brush removal on the Enterprise Canal
- miscellaneous pipeline repairs (G-9 last week)
- gate repairs on the G-1 and Angevine
- spot spraying as weather permits
- trash truck is collecting what the Proteus workers have removed from the canals

Staff plans to send Equipment No. 871 – 1982 Joy trailer-mounted air compressor and No. 908 – 1983 Waukesha trailer-mounted 10-inch pump to the September 30 Martella's Auction. Air quality regulations are preventing the District from using this equipment after December 31, 2009.

Staff is trying to schedule spraying around school yards during a weekend. School sport activity schedules need to be taken into consideration.

Director Jacobsen asked what steps Staff is taking to control weeds after Magnacide is not available. Marestail and fleebang are proving to be difficult to control. The District has been researching and testing other weed control products during the past two years to address these issues. Staff will be in contact with ACWA and the Family Farm Alliance for additional information and discussions.

**MANAGER'S REPORT**

General Manager Gary Serrato reported on the following:

**KINGS RIVER WATER ASSOCIATION**

Mr. Serrato reviewed with the Directors the response he sent to Alta Irrigation District and Consolidated Irrigation District on Alta's proposal on the administration of Exhibit "C" flow waters. The District has instructed Steve Haugen, KRWA Watermaster, to charge the Upper River Units account in three equal portions.

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

Interim flows are scheduled to start next month.

Friant is scheduling a trip to Washington D.C. to meet with Congressional Representatives to discuss San Joaquin River Restoration and funding. Friant is requesting Board Members from individual Districts to participate. Friant will participate in paying half of the expenses for the Board Members.

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**OTHER ISSUES**

**Proposition 50**

Staff continues to work on an alternate project for the Proposition 50 funds. A possible location has been selected with negotiations in progress.

**Miscellaneous**

Mr. Serrato attended a regional water quality control board ground water work shop. The purpose of the work shop was for the regional board to solicit inputs to identify deficiencies and conflicts with other agencies and gaps in protecting groundwater quality. The meeting was attended by representatives of environmental, farming and public agencies.

Mr. Serrato attended a meeting at the Fresno Metropolitan Flood Control District to review the new floodplain maps that have been designed to identify the floodplain of a 200 year storm event. A clarification is needed on whether this area is in the Tulare-Lake Basin or in the San Joaquin River Basin. Past mapping has always had this area in the San Joaquin River Basin.

**AB 49 – Hoffman Bill**

Staff's reviewed the AB 49 with the Board and recommended that FID oppose the bill and work with ACWA and other agriculture industries to defeat the Bill.

**ADMINISTRATIVE MATTERS**

**b. Negotiated Settlement on the Joshua Crampton Claim**

This claim was submitted to the Board at the beginning of August. The Board directed Staff to negotiate the settlement to \$230. Staff was able to lower the settlement amount to \$300. The claimant performed more work than was originally thought.

**M/S/C/(Balls/Porter)** That Board of Directors approved the damage claim for \$300 by unanimous vote. (Ayes 5; Nays 0; Absent 0; Abstain 0)

**c. Damage Claim – Barrett Bryant**

Mr. Bryant is asking for repair/replacement of approximately 40 feet of 6 foot concrete block wall. As District crews were removing sediments dredged earlier from the canal, a buried tree limb damaged Mr. Bryant's fence. Staff recommends paying the claim for \$2,690.

**M/S/C/(Porter/Balls)** That Board of Directors approved paying the claim in the amount of \$2,690 by unanimous vote. (Ayes 5; Nays 0; Absent 0; Abstain 0)

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**d. Revised 2009 Budget**

Controller DeAnn Hailey reviewed the updates to the budget. Diesel fuel prices were lower than anticipated and the District was able to save \$20,000. The Limbaugh house needs repairs to the roof, air conditioner/heating unit, and well under Lease Property Expenses. O & M Pine Flat Dam charges were less by \$65,000 due to a credit in previous years. Seminars and travel expenses have also decreased.

**M/S/C/(Balls/Neely)** That Board of Directors approved the adjusted budget as presented by Staff by unanimous vote. (Ayes 5; Nays 0; Absent 0; Abstain 0)

**DIRECTORS' REPORT**

Director Porter – inquired about sign-ups for reclaim water. Mr. Irwin explained that anyone interested in reclaim water should call the office.

Director Jacobsen – inquired about having a meeting in Division 3 or 4 sometime between November and January.

**CLOSED SESSION**

Closed Session was called at 7:48 pm.

**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)): KRWA.

**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)): Nielsen Avenue Property

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

Negotiators: Laurence Kimura and Ardismae Brooks

Properties: Portion of APN 334-320-05

Terms and Conditions: Update

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

Negotiators: Gary R. Serrato, FID and Tony Joaquin, City of Fresno

Properties: Portion of APN 487-020-15

Terms and Conditions: Update (Bill Stretch)

**REPORT OF ACTION TAKEN IN CLOSED SESSION**

President Boswell stated there was nothing to report from Closed Session

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**ADJOURNMENT**

President Boswell adjourned the meeting at 9:10 p.m.

Submitted By,

Gary R. Serrato  
Board Secretary