

**FRESNO IRRIGATION DISTRICT
MINUTES OF THE REGULAR MEETING
HELD FEBRUARY 23, 2010**

Fresno Irrigation District's Board of Directors met in regular session in the District office located at 2907 South Maple Avenue – Fresno, California, on February 23, 2010. Meeting was called to order at 5:02 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
Chief Engineer Bill Stretch
Watermaster Jim Irwin
HR Director Regina Davis
Controller DeAnn Hailey
Recording Secretary Lynn Rowe

OTHERS PRESENT

None

REVIEW AGENDA

Staff stated that item 9 a. will be pulled from the Agenda as it is not ready for reporting or adoption. The District's legal counsel, Gary Sawyers, will be calling in at 5:15 pm to discuss legal items – at that time, the Board will go into Closed Session.

REVIEW OF FUTURE MEETINGS

No changes

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

PUBLIC PRESENTATION

None scheduled

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HELD FEBRUARY 23, 2010**

CONSENT CALENDAR

a. Approval of Regular Board Meeting Minutes – February 9, 2010

M/S/C/(Balls/Neely) That Board of Directors approved the Consent Calendar with the amended minutes by the following vote. (Ayes 5; Nays 0; Absent 0; Abstain 0)

Director Jacobsen informed Staff he would like to see verbiage for water sales, on page 17, be modified to include that the Board consented for Staff to pursue negotiations.

380: WATER REPORT

a. Current Water Conditions

The current and projected water supply information was given by Watermaster Jim Irwin. As of February 22, Pine Flat release was 127 cfs and storage was 469,366 acre-feet. Precipitation at Pine Flat is currently at 14.58 inches for the season which is approximately 116% of normal – average for this date is 12.57 inches. The Central Valley is expecting additional storms through the end of the week that would support the 100% April-July runoff. Alta Irrigation District is expected to begin deliveries on May 1. At this time Staff is preparing to begin deliveries beginning on March 16th.

CLOSED SESSION

The Board went into Closed Session at 5:15 pm with the District's attorney teleconferencing in.

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: Gary R. Serrato and Liberty Christian
Terms and Conditions: Update (Gary R. Serrato)

Government Code Section 54956.8 Real Property Transactions.

Negotiators: Gary R. Serrato, FID and Pacheco Partnership
Properties: APN 015-080-17S
Terms and Conditions: Agreement for Purchase and Sale of Real Property and Escrow Instructions

**FRESNO IRRIGATION DISTRICT
MINUTES OF THE REGULAR MEETING
HELD FEBRUARY 23, 2010**

Government Code Section 54956.8 Real Property Transactions.

Negotiators: Gary R. Serrato, FID and River Cross, Inc.

Properties: APN 015-330-15S

Terms and Conditions: Agreement for Purchase and Sale of Real Property and Escrow Instructions

REPORT OF ACTION TAKEN IN CLOSED SESSION

President Boswell stated there was nothing to report from Closed Session. Open Session resumed at 6:10 pm.

380: WATER REPORT continued

b. Water Sales

The Board of Directors directed staff to enter into an agreement that would allow for the sale of up to 20,000 acre-feet to the Westland Water District / San Luis Water District.

M/S/C/(Jacobsen/Balls) That Board of Directors approved the sale of up to 20,000 acres of water by unanimous vote. (Ayes 5; Nays 0; Absent 0; Abstain 0)

CONTROLLER'S REPORT

a. Financial Reports

- i. December 2009 Fund Statements**
- ii. December 2009 Notes to the Fund Statements**
- iii. December 2009 Treasurer's Report**
- iv. December 2009 Deposits and Investments**

Controller DeAnn Hailey reviewed the December's financial reports for the Board. The audit binder was delivered last week to the District's audit firm.

Notice of the grazing land lease will be posted in the Fresno Bee within the next week.

Staff continues to review final plans for the office furniture and accessories.

M/S/C/(Balls/Neely) That Board of Directors approved the December financial statements by unanimous vote. (Ayes 5; Nays 0; Absent 0; Abstain 0)

A short break was taken by Directors and Staff at 6:30 pm. Open Session resumed at 6:50 pm.

**FRESNO IRRIGATION DISTRICT
MINUTES OF THE REGULAR MEETING
HELD FEBRUARY 23, 2010**

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 – The North Central Canal project (Caglia) has been completed and ready to convey water.

Agency Projects – CalTrans crews have completed the work on the Hansen Canal near N/W Kings Canyon (SR 180) and Academy Avenue. City of Fresno has completed on time the pipelining project on the Bullard Canal along Herndon Avenue between Marks and Valentines Avenues. The pipe is ready to convey water.

Helm Colonial West Branch Canal Blockage - City of Clovis completed the work on removing the tree root intrusion and sediment. It will be ready to convey water within the next few days.

b. Capital Improvement Fund Projects Update for 2009-2010

Staff is currently processing one project as part of the Capital Improvement Fund program. The project is on the Victoria E. Branch Canal located S/W McKinley and Marks Avenues. Staff awarded the contract to Floyd Johnston and the project is scheduled to commence immediately and will be completed by the March 15, 2010, deadline.

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

Mr. Stretch updated the Board on the Three-Year Projects:

- Pipelines
- Regulating Structures
- Measuring Structures
- Basins
- Trashrakes
- Miscellaneous Canal Structures

See attached Engineer's Report (February 23, 2010) for complete details.

d. Consideration of Adoption of Negative Declaration for the Jameson Pond Expansion Located N/E North and Bishop Avenues. Action Request 2010-03 and Board Resolution 2010-03

Per government guidelines, the District hired a consultant to prepare an Initial Study of potential environmental impacts for the Jameson Pond Expansion Project. The project is a 64-acre recharge and banking facility at North and Bishop. The Initial Study showed there will not be an adverse effect on the environment and a Mitigated Negative

**FRESNO IRRIGATION DISTRICT
MINUTES OF THE REGULAR MEETING
HELD FEBRUARY 23, 2010**

Declaration was prepared. The San Joaquin Valley Air Pollution Control District and the Native American Heritage Commission both responded to the Declaration but neither required any action.

M/S/C/(Balls/Porter) That Board of Directors approved Resolution 2010-03 by roll call vote. (Ayes Neely, Balls, Boswell, Porter, Jacobsen; Nays 0; Absent 0; Abstain 0)

ASSISTANT MANAGER'S REPORT

Assistant General Manager Laurence Kimura reported on the following:

a. Nielsen Site Rubble Pile Update

There is nothing new to report since the last Board Meeting.

b. District Office Plan

The steel framing is still being erected – the roof line is taking shape. PG&E was out last week and installed a gas line. Framing will continue after the weather clears up.

c. General Maintenance and Equipment Update

- Crews are winding up the winter maintenance and preparing for water season
- Heavy equipment operators continue to move riprap to Little Pine Flat as stockpile material;
- The excavator is on the Houghton Extension near Kearney Blvd;
- Grading work on the Colony Main last week;
- The discing work has been completed for the maintenance season;
- Pipeline crews continue to work on work order items;
- Gate repairs were made in the 108 area;
- Trash crews are working on work-order items.

Results of the equipment auction were given. One of the 1999 Chevy Pickup was held over to the next auction. The Maintenance Report from January 16 through February 15, 2010 was passed out.

MANAGER'S REPORT

General Manager Gary Serrato reported on the following:

KINGS RIVER WATER ASSOCIATION

Starting in March, Director Neely will be assuming the role of Vice Chairman with Director Porter assuming the vacant director's position on the Kings River Water Association Executive Committee.

**FRESNO IRRIGATION DISTRICT
MINUTES OF THE REGULAR MEETING
HELD FEBRUARY 23, 2010**

KRWA Legislative Meeting

SB 7x7 Water Measurement – Meetings continue with the Department of Water Resources to help understand the details of the new bill. Volumetric measurement will be at each turnout and volumetric pricing will be a component of the new rate structure.

SB 7x6 Groundwater Elevation Reporting – A committee has been formed to work through the requirements of this bill. Staff handed out a map reporting on the groundwater levels for Fresno and the surrounding areas which should meet the requirements of the State under this new legislation.

FRIANT WATER AUTHORITY / FRIANT WATER USERS AUTHORITY

No discussion

OTHER ISSUES

Ag Waiver Discharges

Fees for participating in the Kings River Water Quality Coalition will be increased from 12 cents to 40 cents per acre.

Newsletter

The Waterways newsletter will be ready for mailing in a week or so.

ADMINISTRATIVE MATTERS

a. Damage Claim – Rhonda Wessels, W. Br. of East Branch Canal No. 5

The District's contractor was forced to remove a small walnut tree in order for the heavy equipment to reach the project. The tree did not survive and the Wessels' are asking to be reimbursed in the amount of \$250.

M/S/C/(Neely/Balls) That Board of Directors approved the \$250 claim submitted by Scott and Rhonda Wessels by unanimous vote. (Ayes 5; Nays 0; Absent 0; Abstain 0)

b. Request for Overnight Stay to Attend the Water Transfers and Supply Development – Santa Barbara, CA

Mr. Serrato is hoping to attend this conference in March. He is seeking authorization for himself or any other Director to attend this conference.

M/S/C/(Balls/Neely) That Board of Directors approved the overnight stay to attend the Water Transfers and Supply Development conference by unanimous vote. (Ayes 5; Nays 0; Absent 0; Abstain 0)

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DIRECTORS' REPORT

Directors Balls – attended the Association of Metropolitan Water Agencies Meeting in Clovis. There was nothing to report from the meeting.

ADJOURNMENT

President Boswell adjourned the meeting at 7:45 p.m.

Submitted By,



Gary R. Serrato
Board Secretary