

**FRESNO IRRIGATION DISTRICT
MINUTES OF THE REGULAR MEETING
HELD AUGUST 23, 2011**

Fresno Irrigation District's Board of Directors met in regular session in the District office located at 2907 South Maple Avenue – Fresno, California, on August 23, 2011. Meeting was called to order at 5:00 p.m. by Board President Jeff Neely.

DIRECTORS PRESENT

President Jeff Neely
Vice President Ryan Jacobsen
Steven Balls
George Porter
Jerry Rebensdorf

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
Assistant Human Resources Director September Singh
Controller DeAnn Hailey
Recording Secretary Lynn B. Rowe

OTHERS PRESENT

Legal Counsel Dave Holland (arrived 5:15 pm)

REVIEW AGENDA

Mr. Serrato stated that Dave Holland will be attending tonight's meeting. Mr. Serrato asks that Closed Session follow the Water Report.

REVIEW OF FUTURE MEETINGS

Staff reminded the Board that the second meetings in November and December may be cancelled due to holiday schedules.

PUBLIC PRESENTATIONS

None scheduled.

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.

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CONSENT CALENDAR

a. Approval of Regular Board Meeting Minutes – August 9, 2011

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

CONTROLLER'S REPORT

DeAnn Hailey reported on the status of last week's audit by the State Department of Finance which covered grants received through Propositions 13 and 50. Mr. Serrato reported to the Board that the audit went extremely well and quickly with the auditor giving the District's Engineering and Accounting staff high marks. There were no reportable issues. The District will receive a copy of the report that will be sent to the State Department of Water Resources.

The following financial reports were presented:

- a. July 2011 Fund Statements (walk in)**
- b. July 2011 Notes to the Fund Statements (walk in)**
- c. July 2011 Treasurer's Report (walk in)**
- d. July 2011 Deposits and Investments (walk in)**

M/S/C/(Balls/Porter) That the Board of Directors approved the financial reports as presented by Staff by unanimous vote. (Ayes, 5; Nays 0; Absent 0; Abstain 0)

Ms. Hailey reported on a fire that started in the kitchen at a District owned house on Olive and McCall (Limbaugh House). The insurance adjuster has inspected the damage and will be developing a report. Staff will report back to the Board after receiving the report.

380: WATER REPORT

a. Current Water Conditions

Watermaster Jim Irwin reported on the current and projected water supply information. As of August 22, Pine Flat release was 5,073 cfs with storage at 771,146 acre-feet. Pine Flat Reservoir is currently at 184% of average. Overall, demands have been lower this year over last year's. KRWA's early projections are indicating a flood release in January. Staff continues to work on reducing the amount of carry-over water.

Mr. Serrato is working on a water banking agreement with Consolidated Irrigation District (CID) to transfer a volume of water, as yet, to be determined. Mr. Serrato is also working on a plan where FID and CID would assist each other on reservoir operations issues during certain times of the year.

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b. Sale of Recapture/Recirculation Water (Friant)

Staff requests approval from the Board to work on an agreement with Dudley Ridge to sell them Recapture / Recirculation Water currently held in the San Luis Reservoir. Estimated amount of water is between 1,000 to 2,000 acre feet.

M/S/C/(Balls/Porter) That the Board of Directors approved the possible sale of Recapture / Recirculation Water to Dudley Ridge at \$45 per acre-foot by unanimous vote. (Ayes, 5; Nays 0; Absent 0; Abstain 0)

CLOSED SESSION

Closed Session started at 5:40 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)): Nielsen Avenue Property.

Government Code Section 54956.7. Conference with Labor Negotiators Regarding Terms and Conditions of Employment with Represented Bargaining Groups.

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)): Applegate Johnston, Inc.

REPORT OF ACTION TAKEN IN CLOSED SESSION

Closed Session concluded at 6:35 pm with President Neely stating there was no reportable action.

After a brief recess, Open Session resumed at 6:50 pm.

CHIEF ENGINEER’S REPORT

Chief Engineer Bill Stretch reported on the following items:

a. Developer and Agency Project Schedule Update for 2011-2012

Developer Projects – there are no current Developer Projects taking place at this time.

Agency Projects – there are no current Agency Projects taking place at this time.

City of Fresno’s Temporary SWTF – Improvements to the Jefferson and Gunn Canals

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Staff met with the City of Fresno to discuss the remaining issues that need to be resolved. Once finalized, it will take four – six months to energize the site. The project is proceeding on schedule and is still expected to be operational by July 2012.

b. FID Projects Update for 2011-12

Flowmeters

Washington-Oleander – PG&E has energized the site.

Fresno Colony and American Colony – Staff continues to wait on PG&E.

Vernon Drain – SCADA work remains but should be completed over the next several months.

AB 303 Basin Meters – Five meters remain to be installed.

Basins

Herndon West Basin – Staff has almost completed reviewing the CEQA documents in preparation for submission to the State Clearinghouse. Staff anticipates awarding the construction contract on October 11, start construction in November, and complete the project in time for the 2012 Irrigation Season depending on budgetary issues.

Boswell Groundwater Banking Facility – Staff has signed the plans for the Well Equipping Contract and anticipates awarding the Contract during the September 13 Board Meeting, start construction in October, and complete the project in December.

Oleander Basin – Staff has finalized the plans and expects to award the construction contract during the September 27 Board Meeting, start construction in October, and complete the project prior to the 2012 Irrigation Season.

Nordstrom Pond – Will be discussed as two Action Request items under items 8 c. and 8 d.

FID Miscellaneous Projects

Briggs Improvements – FID has received comments (draft) of the environmental documents – both CEQA and NEPA. Staff expects to have the project completed prior to the 2012 Irrigation Season.

Landowner Pipeline Projects – Staff has prepared an Action Request that will be presented under item 8 e.

c. Proposed Expansion of Nordstrom Pond Located Northwest of Lincoln and Fig Avenues. FID Action Request 2011-08

Staff recommends that the District's existing Nordstrom Pond be enlarged from 5.0 to 7.3 acres. The project is expected to cost \$470,000 and will be split into two phases. Phase I will be completed during the next several months which will include acquiring

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the additional basin property, pipeline easements, and completion of construction plans. Phase II will consist of reconstructing the basin, constructing the pipeline, SCADA, and fencing.

M/S/C/(Balls/Porter) That the Board of Directors approved moving ahead with the Nordstrom Pond project in two phases with the monies to come from the Capital Improvement Funds by unanimous vote. (Ayes, 5; Nays 0; Absent 0; Abstain 0)

- d. Purchase Pipeline Easement from Ms. Janice Carstens as Part of the Nordstrom Pond Project Located Northwest of Lincoln and Walnut Avenues. Action Request 2011-09**

Staff recommends the adoption of Action Request 2011-09 to purchase a 30 foot easement in the amount of \$6,680 from Ms. Carstens with the monies to come from the Capital Improvement Funds.

M/S/C/(Rebensdorf/Balls) That the Board of Directors approved purchasing the easement from Ms. Carstens in the amount of \$6,680 with the monies to come from the Capital Improvement Funds by unanimous vote. (Ayes, 5; Nays 0; Absent 0; Abstain 0)

- e. Proposed Pipeline Replacement Project with Mr. Richard Bonner on the Empire Canal Located Southwest of McKinley and Howard Avenues. Action Request 2011-10**

Staff recommends the replacement of a 636 foot section of pipe on the Empire Canal. This 30-inch pipe was originally constructed in 1933. There has been considerable leakage in a 165 foot section in an area farmed by Mr. Bonner. Staff has entered into an agreement with Mr. Bonner to pay 50% of the cost of replacing the shorter section. The pipe will be upgraded to a 36-inch rubber gasketed reinforced concrete pipe (RGRCP) at no additional expense to Mr. Bonner. Mr. Bonner's share will come to \$8,817.80 for the 165 foot portion of the project. Mr. Bonner is also considering granting to the District a new 30-foot wide easement. Staff is proposing that the monies come from the Capital Improvement Fund.

M/S/C/(Porter/Balls) That the Board of Directors approved replacing 636 feet of pipe and entering into an agreement with Mr. Bonner as outlined by Staff with the monies to come from the Capital Improvement Fund by unanimous vote. (Ayes, 5; 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 has been no change in the status of this project.

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b. District Office Plan

This item was discussed during Closed Session.

c. General Maintenance and Equipment Update

- Heavy equipment operators have been moving dirt, handling work order repairs, and performing embankment work on the G1 near Goldenrod and Belmont avenues and will now be moving over to the Thompson Canal;
- Backhoe operator has been assisting with trash removal and addressing miscellaneous work orders;
- Spray trucks operators sprayed the Fresno, Enterprise, and Mill canals last week – this week they are on the Herndon, Herndon West and G Ditches;
- Spray tractor operators finished spraying the Fresno Colony and North Central last week – this week they will work on the Teilman and Hawn ditches;
- Crews have finished clearing out the trees from the Gould Canal near Temperance and Ashlan;
- Pipeline repairs last week were made on the Berg #2 Line and the Cornelia – this week they will be made on the South Branch of the South Oleander, G7, and Flume, and;
- Trash crews continue to be busy at the usual hotspots and trashrakes which this week included the Easton area.

Mr. Kimura informed the Board that the Maintenance Report from July 16 – August 15, 2011, was passed out.

MANAGER'S REPORT

General Manager Gary Serrato reported on the following:

President Neely has assigned and distributed the new 2011 FID Committee Assignments for the Directors.

Mr. Serrato informed the Board that water deliveries, for the purpose of groundwater recharge and to the two surface water treatment plants, were measured at 46,600 acre-feet.

KINGS RIVER WATER ASSOCIATION

Mr. Serrato attended a Fish and Game Committee meeting. The discussion centered on the impacts on the Kings River with the closure of angling on the San Joaquin River.

KRCD staff also presented the latest data collected associated with the electro shocking.

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FRIANT WATER AUTHORITY

Friant allocation remains at 100% Class I and 5% Class II.

OTHER

City of Clovis

Mr. Leonardo will deliver the fully executed agreement for the Boswell Banking Facility, along with the first check, to the District within the next one to two weeks.

SBX 7-7

Staff attended an informational meeting sponsored by KRWA and KRCD regarding the final interpretation and requirements under Senate Bill X 7-7. Staff will be meeting with the District's engineering consultants on how the District will proceed.

City of Clovis v. Shell Oil Company

The District was served a subpoena for information regarding the City of Clovis' suit against Shell Oil Company. The suit stems from the contamination of DBCP and TCP that is being detected in the City's groundwater wells. Shell Oil Company is interested in all the information on surface water deliveries to areas within and adjacent to the City from 1975 to present day.

ADMINISTRATIVE MATTERS

a. Resolution 2011-10 Authorization for Removal and Addition of Trustees

Staff recommends the removal of Regina Davis (in preparation of her up-coming retirement) and replacing her with September Singh as a trustee for the 401(k) Plan, the Deferred Compensation Retirement Plan, and the Section 125 Benefit Plan.

M/S/C/(Jacobsen/Balls) That the Board of Directors approved Resolution 2011-10 by the following roll call vote. (Ayes, Rebensdorf, Balls, Neely, Porter, Jacobsen; Nays 0; Absent 0; Abstain 0)

DIRECTORS' REPORT

No Directors' Reports were given.

ADJOURNMENT

President Neely adjourned the meeting at 7:50 pm.

Submitted By,

Gary R. Serrato
Secretary of the Board