

**FRESNO IRRIGATION DISTRICT
MINUTES OF THE SPECIAL MEETING
HELD JANUARY 24, 2017**

Fresno Irrigation District's Board of Directors met in special session at the District office located at 2907 South Maple Avenue – Fresno, California, on January 24, 2017. Board President Ryan Jacobsen called the meeting to order at 4:00 p.m.

DIRECTORS PRESENT

President Ryan Jacobsen
Vice President Jerry Prieto, Jr.
Director George Porter
Director Gregory Beberian
Director Christopher Woolf

DIRECTORS ABSENT

None.

STAFF PRESENT

General Manager Gary R. Serrato
Assistant General Manager Bill Stretch
Chief Engineer Laurence Kimura
Watermaster Jim Irwin
Controller DeAnn Hailey
Human Resources Director September Singh
Interim Maintenance/Construction Superintendent Mike Prestridge
In House Legal Counsel Jeff Boswell
Special Projects Coordinator Adam Claes
Staff Engineer Felix Vaquilar
Staff Engineer Sen Saetern
Recording Secretary Lynn B. Rowe

OTHERS PRESENT

Landowner

PLEDGE OF ALLEGIANCE

Board President Jacobsen opened the meeting at 4:01 p.m. with the Pledge of Allegiance.

BOARD OF DIRECTORS REORGANIZATION

President Jacobsen turned the gavel over to Board Secretary Gary Serrato to proceed with the Board Reorganization. Mr. Serrato called for nominations for Board President. Director Porter nominated Director Jacobsen for president with Director Woolf making the second. Director Beberian nominated Director Prieto; however, Director Prieto withdrew his nomination for president.

M/S/C/(Prieto/Woolf) That the Board of Directors elected Director Ryan Jacobsen to another two-year term as Board President by the following vote. (Ayes – Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – Beberian)

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Mr. Serrato returned the gavel to President Jacobsen where he called for nominations for Vice President. Director Beberian nominated Director Prieto for Vice President with Director Porter making the second. With no other nominations, President Jacobsen called for a vote.

M/S/C/(Beberian/Porter) That the Board of Directors elected Director Prieto, Jr. as Vice President to another two-year term by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

APPOINTMENT OF BOARD SECRETARY AND ASSISTANT BOARD SECRETARY

President Jacobsen stated that historically the general manager has held this position. The Board approved having General Manager Gary Serrato as Board Secretary and Assistant General Manager Bill Stretch as the Assistant Board Secretary.

M/S/C/(Porter/Woolf) That the Board of Directors designated Gary Serrato as Board Secretary and Bill Stretch as Assistant Board Secretary by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

REVIEW AGENDA

Item 14. a. was removed from the agenda.

REVIEW OF FUTURE MEETINGS

No changes at this time.

PUBLIC PRESENTATIONS

None given.

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 – December 20, 2016
- b. December 2016 Check Reports
- c. December 2016 Payroll Registers
- d. December 2016 Unpaid Assessment Report
- e. December 2016 Investment Account

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Director Prieto requested that item 8 b. be pulled for discussion.

M/S/C/(Porter/Prieto) That the Board of Directors approved Consent Calendar items 8. a., c., d., and e. by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

Director Prieto requested further explanation concerning three items from the check request report. Staff provided the requested explanations.

M/S/C/(Porter/Woolf) That the Board of Directors approved Consent Calendar items 8. b. by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

CONTROLLER’S REPORT

a. 2016 Investment Account Maturities

Ms. Hailey reported the total realized gains for 2016 was \$122,419.85.

WATERMASTER’S REPORT

a. Current Water Conditions Report

Mr. Irwin reported on the current and projected water supply and routing information. As of January 23, Pine Flat release was 56 cfs with storage at 586,989 acre-feet. Pre-Project for the Kings River is 10,927 cfs – FID’s entitlement is 764 cfs. Pine Flat precipitation is currently at 203.4% (18.31 inches for the season – average is 9.00 inches). FID’s Special Projects Coordinator Adam Claes will participate this week in a snow survey on the Kings River watershed.

President Jacobsen commented on the great job that Staff and crews are doing in diverting and banking storm water to prevent flooding. The investments that the District and the Fresno Metropolitan Flood Control District have made over the last ten to twenty years have significantly improved the diversion of water. In addition, the new and repaired facilities have minimized flooding in the area and are working incredibly well.

Mr. Irwin based the routing information on an eight-month run.

Mr. Serrato stated that flood releases were coming down the San Joaquin River and diverted into the Kings River via the Friant-Kern Canal. Mr. Serrato reviewed the storage amounts in Pine Flat and stated FID utilized its Temperature Control Pool obligation in preparation for wet years. Mr. Serrato requested that the Board consider authorizing the District to run a modified water schedule. The crews would complete all construction / maintenance projects and prepare the systems to begin to divert water in the majority of the canals. Water Systems Operators will moved over to the Water Department and a press release sent out notifying the news agencies of the modified schedule. Mr. Serrato suggested not charging growers for the delivery of water in hopes

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the growers will take the water, which would benefit the groundwater recharge. Staff will be placing a request for an official start date of March 1 for the 2017 Irrigation Season on the February Board meeting agenda.

M/S/C/(Porter/Beberian) That the Board of Directors approved immediately starting a modified water run and diverting as much flood water as possible from both the Kings River and the San Joaquin River at no cost to the growers by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

b. Water Transfers / Kern-Tulare Water District

Staff has been able to negotiate the sale of up to 2,000 acre-feet of water to the Kern-Tulare Water District. This sale will provide the opportunity to test the new pumps at the Gould Canal facility. The transfer of the water would take place in June or July.

M/S/C/(Porter/Prieto) That the Board of Directors approved the sale of up to 2,000 acre-feet of water to the Kern-Tulare Water District as presented by Staff by the following vote. (Ayes – Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – Beberian; Absent – 0; Abstain – 0)

ASSISTANT GENERAL MANAGER’S REPORT

b. Gould and Friant-Kern Canals Intertie Project Update

i. Resolution 2017-02 Regarding the Gould Canal/Friant-Kern Intertie Facility

President Jacobsen read Resolution 2017-02 that authorizes naming the Gould Canal/Friant-Kern Intertie facility to the Gary R. Serrato Intertie facility.

M/S/C/(Prieto/Porter) That the Board of Directors approved Resolution 2017-02 as presented by the following roll call vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

CHIEF ENGINEER’S REPORT

Chief Engineer Laurence Kimura reported on the following:

a. Developer Projects Update 2016-17

Engineering Staff is working on reviewing projects scheduled for construction during the 2016-17 Maintenance Season. Currently, there are two projects in progress and Staff is working on several reviews for the 2016-17 Maintenance Season (seven are currently under review). Staff also provided comments on 29 developer review notices and one utility search request during the last month.

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b. Agency Projects Update 2016-17

Engineering Staff is working on several projects that are under construction and working on reviewing projects scheduled for construction during the 2016-17 Maintenance Season. Currently, there are three projects in progress and Staff is working on reviews for next maintenance season (three are currently under review).

i. High Speed Rail (HSR)

- High Speed Rail project will impact approximately 20 FID facilities
- TPZP (contractor for north section) is working on Segment 1 (north of American Avenue);
- Plans have been signed off on the box culvert for the Dry Creek crossing at Thorne and the permit issued;
- Caltrans is working on the relocation of SR99 between Ashlan and Clinton avenues which is expected to take until late 2018;
- Installation of the Victoria and Victoria Colony pipelines is in progress;
- Relocation of the Tracy pipeline will follow shortly;
- DFJV (contractor for south section) is working on Segment 2-3 (south of American Avenue); and
- FID is working with all of the entities on design, agreements, issues, etc.

c. Landowner Initiated Projects Update for 2016-17

There was one project in progress during the past month. Currently there are no projects under review for the 2016-17 Maintenance-Construction Season; however, Staff anticipates other projects planned in the near future.

d. Other Activities

- Monthly groundwater levels were measured as part of the banking facility monitoring plan;
- Plans are being made for future maintenance projects;
- Staff is currently assisting or working on 15 FID maintenance/construction projects;
- Several surveys were performed for project design and construction;
- Eleven construction, water or structure permits were issued during the last month; and
- Staff has been busy locating pipelines and rights-of-ways for crop conversions.

Mr. Kimura reviewed the following projects:

- Victoria and Victoria Colony (Dakota and Valentine) – Caltrans State Route 99 pipeline relocation project;
- Enterprise-Holland Colony (S/E Herndon and Fresno) pipeline replacement of approximately 300 feet of 48-inch CIP with 48-inch RGRCP;

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- Redbanks Canal (S/E Ashlan and Leonard) – pipeline replacement of approximately 650 feet of 16-inch NRCP with 30-inch RGRCP;
- Axt Pond (N/W Barstow and Chateau Fresno) – installation of fencing around pond; and
- Herndon West Basin (Ashlan and Lake) – installation of fencing around basin.

Director Prieto explained to the rest of the Board the work performed in the Redbank Creek by Fresno Metropolitan Flood Control District. Director Beberian inquired on the process / results of the well monitoring that takes place. Mr. Kimura explained Staff is running into difficulty obtaining access to wells, others are urbanized and some wells are going dry. Director Beberian offered his well if it is needed.

ASSISTANT GENERAL MANAGER’S REPORT (continued)

Assistant General Manager Bill Stretch reported on the following:

a. Maintenance and Construction Update

Mr. Stretch reported that FID is capturing 100% of storm water coming from eastside creeks and urban pumping (FMFCD basins). FID’s four banking facilities, 17 FID ponds, Leaky Acres, and FMFCD basins are handling the rain diversions.

Mr. Stretch noted Construction / Maintenance crews are wrapping-up projects and preparing canals for the water season. Some of the crews have already transitioned into the Water Department.

Following are some of the projects that FID crews and sub-contractors have been working on:

- Oleander North Branch (N/E Sumner and Cherry) – pipeline substitution project with approximately 860 feet of 30-inch PVC;
- Little Houghton (Nielsen and Dickenson) – replacing box structure that was damaged by vehicle;
- Gould Canal (@ Redbank Creek) – crews performed liner repair;
- Kutner Colony (S/W Shields and Leonard) pipeline leak repair;
- Fancher Creek Canal (Belmont E/O Temperance) – brushing crews went into the canal and removed brush and trees;
- Dry Creek Canal (S/W McKinley and Millbrook) – crews were cleaning out the trash and debris brought down by the first storms;
- Enterprise Canal (N/E Ashlan and Academy) – brushing crews cut up and removed tree limbs that fell across canal bank;
- Ventura Pond (S/W Clayton and Orange) – crews have completed discing ponds throughout the District;
- Washington Center Branch (S/W Jefferson and Elm) – sloping was performed along the sides of the canal;
- South Central (S/E Central and West) – crews sloped along the sides of the canal;

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- Dry Creek Extension (Annadale Line and Madera) – crews are repairing or replacing hub gates as needed – cameras were run through the pipe; there were no illegal connections found;
- Dry Creek Extension (Annadale Line and Del Norte) – repair of pipeline leak; and
- Oleander N. Br. (N/E South and Cherry) – pipeline was damaged by ripper shank – Staff is working to have landowner pay for all repairs (pipeline damaged in a minimum of eight locations, which will mean replacement of 600 feet of 36-inch CIP);

Mr. Adam Claes reported on the following Fresno Headgate Area Projects:

- FID's inspection and maintenance to the Fresno Canal Headgates structure is complete. The necessary cofferdam has been removed upstream of the headgates structure;
- Fresno Canal channel improvements (dredging, shaping and adding rip-rap) between the Headgates and Trimmer Springs Road for the City of Fresno as part of their SE-Surface Water Treatment Facility - project is complete;
- City of Fresno's Kings River Pipeline Diversion site as part of its Southeast Surface Water Treatment Facility consists of a new weir and turnout to the City's 72-inch diameter pipeline on the Fresno Canal immediately downstream of Trimmer Springs Road. The weir and turnout are complete and are ready for unrestricted Fresno Canal flows. Approximately 900 cubic yards of concrete was poured for the weir canal lining.

b. Gould and Friant-Kern Canals Intertie Project Update – Now Known as the Gary R. Serrato Intertie Project

Mr. Claes updated the Board on the progress of the installation of pumps at the Gould – Friant/Kern canals. Work has slowed down due to the wet weather. The contractor completed the pump intake structure at the end of November and completed the outlet structure in the Friant-Kern Canal on December 22 using an accelerated construction schedule due to the high likelihood of flood releases from Millerton Lake into the Friant-Kern Canal. USBR initiated flood releases at the beginning of the year.

c. Southwest Groundwater Banking Project Update

Mr. Claes stated the design and environmental documentation / permitting is in progress on the recently purchased 100 acres for the future recharge facility. The environmental documentation continues to be under US Fish & Wildlife Service consultation. Completion of the Consultation is expected by the end of February. Staff plans to go out to bid in March 2017 and award the contract in April 2017.

d. Sustainable Groundwater Management Act (SGMA) Update

i. North Kings GSA Update

The NKGSA Board approved to hold their regular Board meetings on the fourth Thursday of each month at 6:00 pm starting on January 26, 2017. The Board plans to

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seat the seventh Board member at the next meeting. The qualified agencies eligible for seating are Bakman Water Company, City of Kerman and Fresno Metropolitan Flood Control District. The Board also expects to appoint new legal counsel and a technical engineering consulting firm. Staff submitted the GSA formation packet to the DWR in early January.

ii. Kings Subbasin GSA Update

Meetings included discussions and presentations regarding status updates of Kings Subbasin GSA formation, third-party facilitation services, outreach, funding and future Kings Subbasin GSA coordination. Eighteen tasks have been suggested with the first four being agreed to and starting in January or February. Representatives from each of the six member participants have started to meet with a local engineering consultant firm to plan the process necessary to coordinate SGMA efforts. Discussions cover what type of data exists, how to share data, costs and proposals.

iii. Miscellaneous – County/DWR/SWB

The next scheduled quarterly meeting is set for February 16, 2017. The County is moving on a parallel tract as the default agency if local agencies are unable to form a GSA.

e. Friant North Authority (FNA) Update

i. Consideration of Sending a Support Letter for Congressman’s David Valadao’s Legislation H.R. 23 Known as Gaining Responsibility on Water Act (GROW Act)

Mr. Stretch stated this was discussed during the January 9 FNA meeting. The FNA Board felt it prudent that each agency obtain the approval from their home Board to have FNA develop a support letter similar to the one from Friant Water Authority. Staff requested authorization from the FID Board that FNA create a letter of support to US Representative Valadao. The letter would include language of support for H.R. 23 as a timely and comprehensive approach to eliminating a major portion of the California water supply shortfall. Also included would be language referring to specific provisions of the 2009 San Joaquin River Settlement Act and a way where the program can be handled in a reasonable, prudent and feasible way. President Jacobsen stated that the general manager may use his discretion to pull FID’s endorsement of the support letter if he had any concerns about the wording.

M/S/C/(Beberian/Porter) That the Board of Directors approved having FNA provided a letter of support for H.R. 23 contingent upon approval of the FID general manager by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

ii. Consideration of the Third Amendment to the FNA JPA Regarding Funding Special Activities

This agreement would allow FNA member agencies to undertake special activities by at least two members but fewer than all the members and still act under FNA. Madera Irrigation District (MID) rejoined the Friant Water Authority. Under this agreement MID’s

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costs for any special activities with FWA would only be occurred once and not through both authorities.

M/S/C/(Prieto/Porter) That the Board of Directors approved signing the Third Amendment to the Friant North Authority JPA as presented by Staff by the following vote. (Ayes – Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – Beberian 0; Absent – 0; Abstain – 0)

- f. Kings River Fishery Management System – History and Update**
 - i. Potential Exhibit “D” Flows in 2017**

This item was tabled to the February meeting.

MANAGER’S REPORT

KINGS RIVER WATER ASSOCIATION

- a. Kings River Water Association Update**

Nothing additional to discuss.

- b. Friant Operations**

Nothing additional to discuss.

- c. Board Approval to Proceed with Proposition 218 Election in 2017**

Mr. Serrato reiterated the regulations covering Proposition 218 elections and reminded the Board that the last election was in 2005 with the final assessment increase in 2010. The differences between Section 4 and Section 6 of Proposition 218 were each explained. Mr. Serrato stated that FID’s options to cover the coming years’ General Fund shortfall are property assessments or sell water. The District has made cuts to the General Fund and had hiring freezes in the past to stay within the General Fund budget. Mr. Serrato reminded the Board that equipment purchases were once made from the General Fund but are now made from the Power Revenue Fund. Mr. Serrato asked the Board to approve Staff moving forward with the preparation of a 218 election under Section 4, authorize the development of an engineer’s report and scheduling of the election. Staff’s goal is to hold the election in May or June (Staff will calendar back from the Board of Equalization dates held in June) so there will be time to place the new assessment rate on the County roll for 2018. Contingent upon the election passing, there would be a substantial cost savings to the District by incorporating the new rate during the timeframe of the Board of Equalization as opposed to sending out a supplemental assessment.

M/S/C/(Porter/Prieto) That the Board of Directors approved to proceed with moving forward with a 2017 Proposition 218 election under Section 4 and authorize the development of an engineer’s report which will be brought to the

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Board for review as presented by Staff by the following vote. (Ayes – Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – Beberian; Absent – 0; Abstain – 0)

ADMINISTRATIVE MATTERS

- a. **Right-of-Way / Fencing Neighborhood Issue (Angus between First and Fresno Streets)**

Pulled from the agenda.

- b. **Amended 2016 Conflict of Interest Code**

Mr. Boswell explained the minor clarification on the annual distribution procedures of the 700 Forms. Staff will review Appendix B for clarification.

i. Resolution 2017-01

Staff recommends the approval of Resolution 2017-01 approving the amended conflict of interest code.

M/S/C/(Prieto/Porter) That the Board of Directors approved Resolution 2017-01 by the following roll call vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

- c. **Landowner Meetings to Discuss Water Supply and SGMA – Late February / Early March Update**

Mr. Stretch stated that Staff is preparing to hold growers meetings in Kerman, Easton and possibly Clovis during the first week of March. Staff plans to discuss SGMA and the Proposition 218 election during the meetings.

- d. **2017 Waterways Newsletter Publication in Late February Update**

A Waterways Newsletter is being developed for printing / mailing in mid-February. Included will be the dates of the upcoming growers meetings.

- e. **Damage Claim Request – Curt Blank (walk in)**

Ms. Singh reviewed the damage claim submitted by Mr. Blank. Staff's recommendation is to pay the claim in the amount of \$650.

M/S/C/(Prieto/Beberian) That the Board of Directors approved the claim by Mr. Blank for \$650 by the following vote. (Ayes – Woolf, Jacobsen, Porter; Nays – 0; Absent – Prieto, Jr.; Abstain – Beberian)

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f. Special District Risk Management Authority (SDRMA) Credit Incentive Program

Ms. Singh reviewed the annual credit incentive program from the SDRMA. By having Board members and Staff attend qualified seminars / training it will reduced the cost of the District's workers claim insurance. Director Beberian volunteered to attend one of the approved training seminars.

g. Statement of Economic Interest (700 Forms) County Filing Procedure Update

President Jacobsen reminded the Directors that their 700 Forms are due to Staff by the end of March.

h. Authorization for Overnight Stay for Board Members and Staff to Attend ACWA Conference in Washington, D.C. from February 28 – March 2, 2017

The Board Members discussed the decision on whether to send a representative to Washington, D.C. for the ACWA Conference in late February.

M/S/C/(Porter/Woolf) That the Board of Directors motioned to deny approval for the overnight stay for the ACWA Washington, D.C. trip by the following vote. (Ayes – Woolf, Jacobsen, Porter; Nays – Beberian, Prieto, Jr.; Absent – 0; Abstain – 0)

i. Authorization for Overnight Stay for Board Members and Staff to Attend ACWA's Legislative Symposium in Sacramento, CA on March 8, 2017

Director Beberian stated this symposium would cover new legislation and a chance to meet with local lawmakers. Director Beberian is interested in attending.

M/S/C/(Prieto/Woolf) That the Board of Directors approved the overnight stay in Sacramento CA for Director Beberian to attend the ACWA Legislative Symposium by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter; Nays – 0; Absent – 0; Abstain – 0)

Open Session concluded at 6:45 p.m. A short break was taken prior to the Directors and executive Staff going into Closed Session at 6:53 p.m.

CLOSED SESSION

Conference with Legal Counsel – Existing Litigation Pursuant to Government Code Section 54956.9(d)(1) – Matter: Proceedings before the State Water Resources Control Board Regarding Petition Requesting Changes in Water Rights of

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the Department of Water Resources and the U.S. Bureau of Reclamation for the California WaterFix Project.

Conference with Legal Counsel – Anticipated Litigation Government Code 54956.9(d)(2). 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. On advice of counsel, the staff has concluded that, based on existing facts and circumstances, there is significant exposure to litigation by or against the KRWA.

Government Code Section 54956.8 Real Property Transactions.

Negotiators: William Stretch – FID, DeAnn Hailey – FID, and Anderson Clayton Corporation

Properties: APN 487-042-43S

Terms and Conditions: Negotiations of Purchase of Real Property.

Government Code Section 54956.8 Real Property Transactions.

Negotiators: William Stretch – FID, DeAnn Hailey – FID

Properties: APN 559-061-07S

Terms and Conditions: Negotiations of Sale of Real Property (Clovis).

CLOSED SESSION ADJOURNMENT

President Jacobsen adjourned Closed Session at 8:19 p.m.

REPORT OF ACTION TAKEN IN CLOSED SESSION

President Jacobsen stated there was no reportable action from Closed Session.

DIRECTORS' REPORT

Director Beberian – None

Director Woolf – None

Director Jacobsen – None

Director Porter – None

Director Prieto – None

ADJOURNMENT

With no further business, President Jacobsen adjourned the meeting at 8:20 p.m.

Submitted By,



Gary R. Serrato
Secretary of the Board