

**FRESNO IRRIGATION DISTRICT
MINUTES OF THE REGULAR MEETING
HELD JULY 18, 2017**

Fresno Irrigation District's Board of Directors met in regular session at the District office located at 2907 South Maple Avenue – Fresno, California, on July 18, 2017. Board President Ryan Jacobsen called the meeting to order at 4:01 p.m.

DIRECTORS PRESENT

President Ryan Jacobsen
Director George Porter
Director Gregory Beberian
Director Christopher Woolf

DIRECTORS ABSENT

Vice President Jerry Prieto, Jr.

STAFF PRESENT

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

OTHERS PRESENT

Reporter Don Wright
Maricopa Orchards Representatives

PLEDGE OF ALLEGIANCE

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

REVIEW AGENDA

No changes at this time.

REVIEW OF FUTURE MEETINGS

Staff will look into rescheduling the November 2017 Board meeting to the previous week due to the Thanksgiving Holiday.

PUBLIC PRESENTATIONS

No presentation from the public.

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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 Public Hearing Meeting Minutes – June 8, 2017**
- b. **Approval of Board of Equalization Meeting Minutes – June 12, 19, and 20, 2017**
- c. **Approval of Special Meeting Minutes – June 12, 2017**
- d. **Approval of Regular Board Meeting Minutes – June 20, 2017**
- e. **June 2017 Check Reports**
- f. **June 2017 Payroll Registers**
- g. **June 2017 Unpaid Assessment Report**
- h. **June 2017 Investment Account**

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

CONTROLLER'S REPORT

- a. **April 30 to June 30, 2017 Fund Statements and Supporting Documents**

Ms. Hailey reviewed the April through June financial reports. Delivery System Operations & Maintenance cost are above budget due to aquatic and other chemical use. Wages & Salaries are on target and Professional Services are below budget but should balance out within the next several months. Next, Ms. Hailey reviewed the three months of Treasurer's Reports as required, the Deposits and Investments, and the Revenue Chart.

M/S/C (Porter/Beberian) That the Board of Directors approved the April through June 2017 Financial Reports as presented by Staff by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter; Nays – 0; Absent – Prieto, Jr.; Abstain – 0)

- b. **2017 Investment Maturities Update – Second Quarter**

Ms. Hailey reported on the actual total earnings on the investments that matured in 2017 as of June 30, 2017.

- c. **Discussion/Possible Action on Policy 130-701: Assessing and Collecting Charges (walk in)**

Ms. Hailey reviewed the re-edited policy. Approval of this policy by the Board occurred during the June meeting; however, there were a number of edits suggested by the

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Board. Staff felt due to the number of changes it would bring the policy back to the Board to have it re-approved. Policy 130-701 conforms to the California Water Code and State Constitution and takes into consideration any changes that may occur within those regulations.

M/S/C (Porter/Woolf) That the Board of Directors approved Policy 130-701 with the additional edits as presented by Staff noting that the policy adheres to the requirements of the California Water Code and State of California Constitution and any updates or changes thereof by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter; Nays – 0; Absent – Prieto, Jr.; Abstain – 0)

d. Discussion/Possible Action on Policy 130-702: Board of Equalization Policy

This policy directs Staff on Board of Equalization procedures. The Board first reviewed this policy during the June 20 meeting and requested that Staff clarify a few points.

M/S/C (Porter/Woolf) That the Board of Directors approved Policy 130-702 as presented by Staff by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter; Nays – 0; Absent – Prieto, Jr.; Abstain – 0)

e. Request for Multi-night Stay to Attend CSDA Conference in Monterey, CA

Ms. Hailey requested Board approval for a four-night stay to attend the CSDA Conference in Monterey. By attending this conference, Ms. Hailey receives valuable information and earns the District credit incentive points towards the District's Workers' Compensation premium.

M/S/C (Porter/Woolf) That the Board of Directors approved the Controller's four-night stay to attend the 2017 CSDA Conference in September as presented by Staff by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter; Nays – 0; Absent – Prieto, Jr.; Abstain – 0)

Ms. Hailey informed the Board that the District would now work with two new Wells Fargo investment advisors in San Francisco. The Sacramento office has closed and the District's current advisor chose to terminate employment.

WATERMASTER'S REPORT

a. Current Water Conditions Report

Mr. Irwin reported on the current and projected water supply and routing information. As of July 17, Pine Flat release was 7,870 cfs with storage at 972,594 acre-feet. FID's storage as of July 9 was 122,269 acre-feet. Pre-Project for the Kings River is 6,196 cfs – FID's entitlement is 1,360 cfs. Most of the other KRWA member units are decreasing their diversion amounts. The 2017 water year is projected to be the third largest KRWA

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on record. The District requested the City of Fresno not to turn on their reclaim pumps into the Houghton and Dry Creek systems this year. Scheduled maintenance this year on the Enterprise Canal will occur in December instead of November (typical). During the one-month shutdown, FID will perform maintenance on the canal and will allow the City to help facilitate testing of the City of Fresno's Northeast Surface Water Treatment Plant.

Mr. Serrato reported that FID would transfer 1,200 acre-feet of Recovery Water Account water to Orange Cove Irrigation District as repayment for a previous transfer that occurred 17 years ago.

Mr. Serrato also reported that Exhibit "D" Flows would be require as described within the KRWA Fisheries Management Program. Exhibit "D" Flows require the release of 250 cfs from Pine Flat Dam. FID would be required to divert the water at the Fresno Head Gates.

CHIEF ENGINEER'S REPORT

Mr. Stretch stated the Chief Engineer's report was included in the Board packet. It was noted that Staff has updated the District's groundwater testing report on its website. Due to the new SGMA requirements, there is an increased interest from growers/public in this information.

ASSISTANT GENERAL MANAGER'S REPORT

Mr. Stretch stated that item 10. g. will immediately follow item 10. c.

Operations Manager Adam Claes will update the Board on the following:

a. Maintenance and Construction Update

- Kings River (Gould Headworks) – removal of large tree
- Gould Headworks – sandbagging between Gould Headworks and Kings River as a preventative measure
- Gould Canal (McKinley and Zediker) – showed new design for rodent bait station to deter theft
- Herndon Canal (Millbrook to Michigan) – crews performed "chaining" to remove aquatic weeds
- Houghton Canal (Nielsen and Teilman) – removal of aquatic weeds in canal using excavator
- American Colony Canal (Malaga and Cedar) – applying Teton aquatic algicide and herbicide
- American Colony Canal (Jefferson and Walnut) – crews created barrier in ditch for gate repair
- Herndon West Pond (Ashlan and Plumas) – drainage pipe installation

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Homeless Issues – On June 16, 2017, FID’s maintenance crews performed a massive clean-up on the Herndon Canal from McKinley Avenue to First Street using backhoes and dump truck. The clean-up effort was very successful and netted approximately 51,000 pounds of trash and debris. Since that time, the homeless encampments have returned to the canal banks as well as the liter.

District Staff sent a letter in June to local agencies (Cities, County, FMFCD), Poverello House, and the Fresno Rescue Mission requesting a round-table discussion on the impacts of the homeless to local agencies. Staff held a meeting at the District office on July 13. The Fresno Rescue Mission and Poverello House were a great source of information. FID Staff explained this issue has grown over the years and more people are calling in to complain about the trash and homeless problem on the canal banks. Staff explained that it does not have the resources to continue to clean up the canal banks and that it poses a health/safety issue for our employees. Staff stated that if the different agencies could not come to an understanding, FID would have no other option but to fence all its canal banks. Staff is working on scheduling a follow-up meeting for September.

b. Serrato Intertie Project Update

Mr. Claes stated the project is 98 – 99% complete. PG&E has provided power to the facility and the fencing installed.

c. Southwest Groundwater Banking Project Update

Mr. Claes went directly into item 10. g.

g. Consideration of Awarding a Contract – Construction (Earthwork, Structures, Electrical and SCADA) Contract as Part of the Southwest Groundwater Recharge Project. Action Request 2017-11

In May 2017, FID publicly advertised for bids on the construction of the groundwater project. Bid opening was on June 30 (two submitted) with the lowest submission coming from Emmett’s Excavation. Both bids came in significantly higher than the engineer’s construction estimate. The electrical and SCADA work added a significant cost to the project. Staff recommends that the Board reject the bids, separate the project into two components consisting of 1) earthwork and structures, and 2) electrical/SCADA, and immediately go out to bid for only the earthwork and structures components. Re-bidding should not require the need to change the original construction completion date of January 2018 for earthwork and structures. The Project received a \$3.4 million DWR Proposition 84 Integrated Regional Water Management (IRWM) grant as well as a \$1 million USBR WaterSMART grant. The project is a joint effort between FID and James ID, with a Project Cooperation Agreement executed between the two parties in August 2016.

M/S/C (Porter/Beberian) That the Board of Directors moved to reject the two open bids, restart the bidding process and follow recommended items 1 - 5 in

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Action Request 2017-11 by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter; Nays – 0; Absent – Prieto, Jr.; Abstain – 0)

d. Sustainable Groundwater Management Act (SGMA) Update

i. North Kings GSA Update

Mr. Stretch reported that the Board last met on June 22. During the meeting, Staff presented the new website and logo and North Kings GSA Board adopted the GSA's FY2017-2018 budget. President Jacobsen stated that he found the new website to be very helpful for his organization.

The Technical Committee continues to make progress and the Administrative/Fiscal Committee is researching grants.

ii. Kings Subbasin GSA Update

Mr. Stretch reported there is now a seventh GSA – known as the South Kings GSA, which was originally part of the Central Kings GSA. The new GSA consists of Parlier, Del Rey CSD, Sanger, Kingsburg and Fowler. The overlap issue between the Central Kings GSA and South Kings GSA was resolved prior to the State's June 30 filing deadline. The Kings Subbasin is in compliance. The group will continue to meet monthly and is now starting to delve into the technical issues.

iii. Miscellaneous – County/DWR/SWB

No new update at this time.

e. Friant North Authority (FNA) Update

i. Discussion/Possible Action to Approve Fiscal Budget

Staff reviewed the 2017-2018 FNA Budget during the last FNA meeting. Ms. Hailey stated there were no call for funds at this time in the budget and since Madera Irrigation District has re-joined FWA, the divisional calculations for expenditures (work plans) were modified. Ms. Hailey noted adjustments to the Executive Director, Public Relations, and Cal WaterFix line items.

M/S/C (Porter/Woolf) That the Board of Directors moved to approve the 2017/2018 Friant North Authority Budget by the following vote. (Ayes –Woolf, Jacobsen, Porter; Nays – Beberian; Absent – Prieto, Jr.; Abstain – 0)

f. Discussion/Possible Action to Approve Sending a Resolution to ACWA Regarding “ACWA’s Science Based Analysis of the Bay Delta Flow Requirements”. Resolution 2017-13

Mr. Stretch described this resolution as similar to the one the Board passed at the June FID Board of Directors' meeting for the Friant North Authority. ACWA Executive Director Tim Quinn met with Mr. Serrato and Mr. Stretch several weeks ago and requested a resolution from each of the FNA home-boards in support of ACWA's science based analysis of the Bay-Delta.

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M/S/C (Porter/Beberian) That the Board of Directors approved Resolution 2017-13 by the following roll call vote. (Ayes – Beberian, Woolf, Jacobsen, Porter; Nays – 0; Absent – Prieto, Jr.; Abstain – 0)

h. FID Water Resource Strategic Plan Update

Several months ago, Mr. Serrato presented to the Board the Scope of Work agreement with New Current Land on the Strategic Plan. The next phase is to include the Board members in the discussion. The original plan was to meet with the entire Board at one time, now New Current Land Company will be calling each Director individually within the next two weeks. The focus of the conversation will be on water and partnerships on water programs.

Miscellaneous - Mr. Stretch mentioned he met with several agencies (County, Cities of Fresno and Clovis and FMFCD) regarding Stream Group agreements. Staff wanted to address floodwaters, capacity and current/future maintenance work happening in Big Dry Creek. The meeting went well and the agencies were receptive to FID's ideas / plans. Staff plans to research grant funding options for storage improvements.

MANAGER'S REPORT

KINGS RIVER WATER ASSOCIATION

a. Kings River Water Association Update

No additional updates.

b. Friant Operations Update

No additional updates.

Miscellaneous – Bill Stretch and Gary Serrato have met with a number of locally elected officials including members of the Fresno City Council and Board of Supervisors. Discussions have centered on the Fresno Conveyance Agreement, Big Dry Creek Dam and developer issues. Staff has also met with the newly appointed State Water Resources Control Board member Joaquin Esquivel.

ADMINISTRATIVE MATTERS

a. Discussion/Possible Action on Damage Claim Request – Jeanie Avilez (Midstate Manor)

The managers of Midstate Manor submitted a claim for the cost of clean-up on a portion of the mobile home park located in the area of Shields / Valentine. A gopher hole created a breach in the reservoir next to the Victoria West Branch, which caused water to flow into the street and the mobile home park. The District will forward a claim waiver form to the managers and property owners of Midstate Manor before issuing a check.

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M/S/C (Porter/Woolf) That the Board of Directors approved the claim submitted by Midstate Manor with Staff sending a waiver form to the owners for signature prior to the issuance of the \$200 check by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter; Nays – 0; Absent – Prieto, Jr.; Abstain – 0)

b. Discussion/Possible Action on Policy 140-520: Electronic Policy (Revised Policy)

Ms. Singh explained the revisions to Policy 140-520 and provided a redlined version. The edits included the removal of archaic language, updates following the Public Records Act, privacy expectations, use of personal devices and other pertinent information. The policy will follow the statutory updates as required by governing regulations.

M/S/C (Porter/Beberian) That the Board of Directors approved revised Policy 140-520 where the policy agrees to recognize/inforce the statutory requirements of the governing agencies by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter; Nays – 0; Absent – Prieto, Jr.; Abstain – 0)

c. Discussion/Possible Action on Policy 100-602: Public Records Policy (New Policy)

FID developed Policy 100-602 to formalize the District's disclosure of records and information to the public in compliance with the California Public Records Act (CPA).

M/S/C (Porter/Beberian) That the Board of Directors approved Policy 100-602 where the policy agrees to recognize/inforce the statutory requirements of the governing agencies by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter; Nays – 0; Absent – Prieto, Jr.; Abstain – 0)

DIRECTORS' REPORT

Director Beberian – none.

Director Woolf – announced that the California tomato-processing season started on July 2 in Huron.

Director Jacobsen – announced that the junior US Senator from California (Kamala Harris) visited the Valley two weeks ago. President Jacobsen was able to discuss water issues with her, including HR 23.

Director Porter – commented on the amount of tomatoes and garlic grown in California.

Director Prieto – absent.

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Open Session concluded at 5:59 p.m. with the Directors and some Staff going into Closed Session at 6:10 p.m.

CLOSED SESSION

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.

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 incident to the marketing of Real Property (Clovis) APN 559-061-07S.

Government Code Section 54956.8 Real Property Transactions.

Negotiators: William Stretch – FID, Gary Serrato – FID, and Friesen Property Representative

Properties: APN 512-021-03 and 512-020-09

Terms and Conditions: Negotiations of Purchase of Real Property.

Government Code Section 54956.8 Real Property Transactions.

Negotiators: Adam Claes – FID, William Stretch – FID, Gary Serrato – FID and Moh Leng Kok

Properties: APN 328-021-10

Terms and Conditions: Negotiations of Purchase of Real Property.

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

CLOSED SESSION ADJOURNMENT

President Jacobsen adjourned Closed Session at 6:53 p.m.

REPORT IN OPEN SESSION OF ACTION TAKEN IN CLOSED SESSION

Mr. Serrato reported the Armstrong property closed escrow on June 21, 2017, for \$300,000, which was above the appraised value of the property.

Mr. Serrato announced negotiations between the District and the Fresno Irrigation District Supervisors Employee Association (FIDSEA) have concluded with a two-year agreement.

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ADJOURNMENT

With no further business, President Jacobsen adjourned the meeting at 6:55 p.m.

Submitted By,



Gary R. Serrato
Secretary of the Board