

**FRESNO IRRIGATION DISTRICT
MINUTES OF THE REGULAR MEETING
HELD FEBRUARY 20, 2018**

Fresno Irrigation District's Board of Directors met in regular session at the District office located at 2907 South Maple Avenue – Fresno, California, on February 20, 2018. 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 Chris Woolf

DIRECTORS ABSENT

None

STAFF PRESENT

General Manager Gary R. Serrato
Assistant General Manager Bill Stretch
Chief Engineer Laurence Kimura
Operations Manager Adam Claes
Watermaster Jim Irwin
Construction/Maintenance Superintendent Mike Prestridge
Controller DeAnn Hailey
Legal Counsel Jeff Boswell
Staff Engineer Felix Vaquilar
Staff Engineer Sen Saetern
Staff Engineer Nick Zaninovich
Recording Secretary Lynn B. Rowe

OTHERS PRESENT

Maricopa Orchards Representative

PLEDGE OF ALLEGIANCE

President Jacobsen opened the meeting at 4:00 p.m. with the Pledge of Allegiance.

REVIEW AGENDA

President Jacobsen moved item 12 f. to follow the Controller's Report.

REVIEW OF FUTURE MEETINGS

President Jacobsen stated there were no changes.

PUBLIC PRESENTATIONS

There were no public presentations.

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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 Regular Board Meeting Minutes – January 16, 2018**
- b. **January 2018 Check Reports**
- c. **January 2018 Payroll Registers**
- d. **January 2018 Unpaid Assessment Report**
- e. **January 2018 Investment Account**

Director Prieto requested that item 6 b. (Check Reports) be pulled for further discussion.

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

Director Prieto inquired about a line item for land leveling work performed on Dry Creek Canal. Ms. Hailey provided the Board with the information.

M/S/C (Prieto/Beberian) That the Board of Directors approved Consent Calendar item 6 b. by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

CONTROLLER'S REPORT

- a. **2017 Audited Financial Statements Update**

Ms. Hailey reported that the auditors would be performing their annual on-site visit (Tuesday through Friday of next week).

- b. **December 31, 2017 and January 31, 2018 Deposits and Investments Update**

Ms. Hailey reviewed the draft copy of the cash on deposit, cash invested, and OPEB for December 2017 and January 2018. The final reports will be brought before the Board after the audit is complete.

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ADMINISTRATIVE MATTERS

f. Discussion / Possible Action to Approve Purchase of Board Room Monitor

It was reported at the last meeting Staff's recommendation for a new monitor for the Board Room. Ms. Hailey recapped the two submitted quotes. Staff's recommendation is to hire BCT Consulting to replace the projector with an 85-inch monitor. The lowest quote came in at \$6,865.93 (not including shipping). Ms. Hailey noted that the price of the monitor was lower than on the original bid.

M/S/C (Porter/Woolf) That the Board of Directors approved the purchase and installation of an 85-inch monitor by BCT Consulting at a cost of \$6,865.93 (not including shipping) in the Board Room by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

WATERMASTER'S REPORT

a. Current Water Conditions Report

Mr. Claes reported on the current and projected water supply and routing information. As of February 19, Pine Flat release was 316 cfs with storage at 523,504 acre-feet. FID's storage was 78,401 acre-feet. Pre-Project for the Kings River was 386 cfs – FID entitlement was 94 cfs. Fresno precipitation was at 1.64 inches for Year-To-Date, 23.3% of average (7.04 inches) – Pine Flat precipitation was at 3.40 inches for Year-To-Date, 27.7% of average (12.29 inches). The Bureau of Reclamation is estimating a 30% Class I allocation. The 2017 / 2018 is on track to be the driest year on record – matching the 2014 / 2015 season.

Mr. Irwin based his routings on six and eight-week water runs in June / July (30% entitlement). Director Beberian inquired about the City of Fresno's newest wastewater treatment plant and if the pipeline could be connected into the Houghton Canal at Belmont Avenue. Mr. Serrato stated that he would inquire if the City would have an interest in the connection. Mr. Serrato also reminded the Board that FID has an agreement with the City to pump a maximum of 100,000 acre-feet of water over a ten-year period.

Director Prieto stated that the City of Fresno is rezoning property from commercial to residential in the area of DeWolf and Locan (Gould Canal). Director Prieto's concern is that the City is not adhering to the Conveyance Agreement. Mr. Serrato will follow up on this.

Mr. Serrato informed the Board of the inquiries that he has received regarding the sale of water in 2018. Mr. Serrato reminded the Board that the Proposition 218 election did not increase the rate enough to support fully the general fund. The Board had elected to fund the shortfall in the General Fund with the sale of water each year. Mr. Serrato is

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in talks with other districts interested in purchasing water. Mr. Serrato will keep the Board updated as warranted.

Mr. Stretch informed the Board that Staff has scheduled District's growers meetings in March for the Easton, Kerman, and Clovis areas. Presented information will include water supply outlook and SGMA update. The Waterways Newsletter is being drafted and is expected to be mailed during the first part of March.

b. Discussion / Possible Action on 2018 Annex Area Water and Cost Per Acre-Foot

This will be brought back to the Board for a decision at the next Board meeting. Four annex area growers received approximately 400 – 500 acre-feet of water in 2014 (critically dry year) at a cost of \$1,200 acre-foot.

CHIEF ENGINEER'S REPORT

Chief Engineer Laurence Kimura reported on the following:

a. Developer Projects Update 2017-18

- Staff reviewed projects for the 2017-18 Maintenance Season
- Four projects in progress
- Seven projects under review
- Commented on 26 developer review notices and 13 utility search requests

b. Agency Projects Update 2017-18

- Staff worked on projects under construction and reviewed projects for the 2017-18 Maintenance Season
- Seven projects in progress
- Six projects under review

i. High Speed Rail (HSR)

- Construction work at Dry Creek Canal and Fresno Colony Canal is in progress
- Fill material is being excavated from Pursell and Ventura ponds to be used in the HSR project

c. Landowner Initiated Projects Update for 2017-18

- Two projects in progress
- No projects under review for the 2017-18 Maintenance Season

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d. Other Activities

- Groundwater levels were measured as part of the banking facility monitoring plan
- Plans are being drawn up for future maintenance projects
- Staff is assisting or working on ten FID maintenance/construction projects (six currently in progress)
- Several surveys were performed for project design and construction
- Staff has been very busy locating pipelines and rights-of-ways for crop conversions
- Over the last month 16 construction, structure, or water permits were issued and monitored

Project(s)

- Pursell Pond (S/W Jefferson and Cedar) – removal of borrow material (for HSR project)
- Ventura Pond (S/W Clayton and Orange) – removal of borrow material (for HSR project)
- Fresno Colony Canal (N/W North and Cedar) – substitution and relocation of open canal with approximately 115 feet of 66-inch RGRCP (part of HSR project)
- Dry Creek Canal (Divisadero and “G” Street) – three-cell concrete box culvert project
- Lower Dry Creek (N/E Church and Valentine) – pipeline crossing and constructed check and turnout structure – FMFCD Basin NN project
- Gould Canal (S/E Ashlan and Locan) – completed culvert project
- Gould Canal (S/E Ashlan and Leonard) – completed bypass for bridge construction
- Redbanks Canal (S/E Ashlan and Leonard) – pipeline substitution of approximately 1,100 feet of open channel with 30-inch RGRCP
- Malaga Extension (N/W American and Clovis) – pipeline replacement of approximately 1,300 feet of 20-inch NRCP with 21-inch PVC PIP 100

ASSISTANT GENERAL MANAGER’S REPORT

Operations Manager Adam Claes reported on items a. - d. for the Board:

a. Maintenance and Construction Update

- Hansen Canal (Butler and DeWolf) – gate repair after a vehicle damaged the valves
- Dane Canal (Central and Hughes) – gate repair
- Paragon Canal (Whitesbridge and Bryan) – gate repair
- Empire Banking Facility; Lambrecht Banking Facility; Waldron Banking Facility; and Pacheco – discing of basins
- Mortensen Canal (Whitesbridge and Cornelia) – FID crews sloping canal

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- Briggs Canal (Butler and Temperance) – FID crews brushing along canal bank
- Briggs Canal (Lincoln and Peach) – HDPE lining installation; first time used in a FID canal
- Kennedy #2 (S/E Olive and Jameson) – substitution of approximately 1,450 feet of open canal with 24-inch PVC pipe
- Lower Dry Creek (S/E Jensen and Blythe) – installation of Langemann Gate and check structure retrofit

b. Southwest Groundwater Banking Project Update

Mr. Claes reviewed the construction progress on the 100-acre recharge pond (one 60-acre pond and two 20-acre ponds) southeast of Lincoln and Madera avenues. This is a joint venture between James Irrigation District (JID) and FID. The contract was extended one month so that monitoring wells could be installed (change order). Metalwork and catwalks are under construction. JID's Board, in conjunction with FID, would like to hold a dedication ceremony on the completion of the project.

c. Central Basin Project CEQA IS/MND Adoption

i. Discuss / Possible Action on Engineers Action Request 2018-02

Mr. Claes stated the environmental documents (CEQA – Mitigated Negative Declaration) were noticed and circulated for public review with a Comment period from January 17, 2018, to February 15, 2018. Comments were received from the State of California Department of Transportation stating they had no concerns. After the 30-day public review period was closed, comments were received from the California Department of Fish and Wildlife (DFW) offering comments and recommendations for strengthening mitigation measures for Swainson's hawk. None of the comments presented showed substantial evidence or would have a significant impact on the project. Mr. Boswell stated the DFW's comments were a little more specific (i.e. type of bird) but that the material was covered in the District's CEQA documents. The CEQA document prepared by FID will cover and include the new information from the State.

M/S/C (Porter/Prieto) That the Board of Directors approved the revised Engineering Action Request 2018-02 by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

ii. Discuss / Possible Action on Resolution 2018-05

Mr. Claes stated Resolution 2018-05 is for the adoption of the Mitigated Negative Declaration and contains the revised mitigation measures.

M/S/C (Porter/Prieto) That the Board of Directors approved Resolution 2018-05, by the following roll call vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

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d. Sustainable Groundwater Management Act (SGMA) Update

i. North Kings GSA Update

Mr. Stretch reported the North Kings GSA Board last met on January 25. The Advisory Committee met on January 12 where updates on the subcommittees were presented. The Technical Committee is working on completing the GSP within the next eleven months. The Outreach Committee's efforts are increasing.

ii. Kings Subbasin GSA Update

The preliminary over-draft numbers and boundary flows for the seven GSAs were made available. The group continues to work on an agreement for dispute resolution and choice of mediator; two names are under consideration. The Kings Subbasin was awarded a \$1.5 million dollar grant by the DWR. The group agreed to split the grant among the seven groups (\$214,000 per group). The North Fork Kings Basin group stated they are heavily impacted by Westlands Water District and asked that the Kings Subbasin GSA join as a group to negotiate a remedy – data is being collected.

iii. Miscellaneous – County/DWR/SWB

Nothing new to report.

e. Friant Water Authority – Update

i. Discuss / Possible Action to Adopt Resolution 2018-01 to Rejoin Friant Water Authority

Mr. Stretch stated Friant requires a resolution to accompany the membership agreement. The Board voted to rejoin the Friant Water Authority during the January meeting.

M/S/C (Porter/Prieto) That the Board of Directors approved Resolution 2018-01 by the following roll call vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

ii. Discussion / Possible Action to Approve Resolution 2018-02 – Bureau of Reclamation For Sale of Unreleased Restoration Flows Contract

Mr. Stretch stated the District received the contracts from the Bureau of Reclamation for the sale of Unreleased Restoration Flows (URF). A resolution is required for each contract.

M/S/C (Porter/Prieto) That the Board of Directors approved Resolution 2018-02 by the following roll call vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

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**iii. Discussion / Possible Action to Approve Resolution 2018-04 –
Bureau of Reclamation 215 Water Contract**

Mr. Stretch stated the District received the contracts from the Bureau of Reclamation for Section 215 water. A resolution is required for each contract.

M/S/C (Porter/Prieto) That the Board of Directors approved Resolution 2018-04 by the following roll call vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

**iv. Friant Water Authority Annual Meeting Update (March 27,
2018)**

Mr. Stretch announced the second annual Friant Water Authority Growers Meeting would be on March 27 at the Double Tree in Fresno. FWA is encouraging growers to attend. Several Directors and Staff members from FID will be attending.

f. FID Water Resource Strategic Plan Element Update

Staff met with members of New Current Land and Water. Staff believes it will receive a draft summary of the Plan sometime in March.

g. Trails Along FID Canals with the City of Fresno Update

Mr. Stretch stated the parties are very close to executing an agreement. FID and City staff continue to meet.

MANAGER’S REPORT

KINGS RIVER WATER ASSOCIATION

a. Kings River Water Association Update

No further update.

b. Friant Operations Update

No further update.

c. Miscellaneous Updates

City of Clovis Conveyance Agreement

Mr. Serrato stated staff from the City of Clovis and FID are reviewing the draft Restated City of Clovis and Fresno Irrigation District Conveyance Agreement. Discussions are going well and Staff expects the renegotiated agreement to be ready by March or April. Staff will schedule ad hoc meetings with Directors Jacobsen, Prieto, and Staff as needed.

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Apex Banking Facility

Mr. Serrato reported on the court decision between the Kings County Water District (KCWD), which owns and operates the Apex Groundwater Banking Facility, and the area landowners. The judge ruled that there were no adverse impacts to the surrounding landowners caused by the operations of the Apex Banking Facility.

ADMINISTRATIVE MATTERS

- a. **Discussion / Possible Action on Overnight Stays for HR Director and Safety Manager to Attend the 2018 SDRMA Safety Training Workshop – Sacramento, CA (March 2018)**

Ms. Singh requested an overnight stay for the future Safety Manager and the HR Director to attend the annual SDRMA Safety Training Workshop.

M/S/C (Prieto/Woolf) That the Board of Directors approved the HR Director and the future Safety Manager's request for an overnight stay by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

- b. **Discussion / Possible Action for Fresno Irrigation District to Join the Board of the San Joaquin Valley Water Infrastructure Authority (walk in)**

The San Joaquin Valley Water Infrastructure Authority Directors invited FID to join their Board during their February meeting. Staff's recommendation is to send a letter of appreciation but to decline.

M/S/C (Porter/Beberian) That the Board of Directors declined to accept the invitation to join the Board of the San Joaquin Valley Water Infrastructure Authority and to send a letter of appreciation by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

- c. **Discussion / Possible Action to Approve Revised Vehicle Policy 140-522**

Ms. Singh explained two corrections were incorporated into Policy 140-522 regarding non-District employee passengers riding in District vehicles and IRS tax code for commuting. Director Prieto inquired about headlights being on when vehicles are moving. Ms. Singh stated she would check with the District's insurance carrier and make any appropriate adjustment to the policy.

M/S/C (Prieto/Porter) That the Board of Directors approved the corrections to Policy 140-522 and any provisional changes needed in regards to headlights being on while District's vehicles are moving by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

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- d. **Discussion / Possible Action on Overnight Stays for Directors and Staff to Attend the 2018 ACWA Spring Conference in Sacramento, CA (May 2018)**

Mr. Stretch requested overnight stays for any Director and Staff member to attend the 2018 ACWA Spring Conference in Sacramento, CA.

M/S/C (Prieto/Porter) That the Board of Directors approved the overnight stays for Directors and Staff to attend the 2018 ACWA Spring Conference in Sacramento, CA by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

- e. **Discussion / Possible Action on Overnight Stays for Directors and Staff to Attend the 2018 ACWA Legislative Symposium in Sacramento, CA (March 2018)**

Mr. Serrato recommended an overnight stay, if necessary, for Staff or Directors to attend the 2018 ACWA Legislative Symposium in Sacramento, CA. There is a four-hour meeting in the morning followed by an outreach opportunity to visit local legislators at the State Capital.

M/S/C (Prieto/Porter) That the Board of Directors approved the overnight stays to attend the 2018 ACWA Legislative Symposium in Sacramento, CA by the following vote. (Ayes – Beberian, Woolf, Jacobsen, Porter, Prieto, Jr.; Nays – 0; Absent – 0; Abstain – 0)

- g. **SDRMA Workers' Compensation Credit Incentive Program Update**

Ms. Singh provided a list to the Board of the qualified webinars/seminars Board Members can attend to receive credit towards the District's workers' compensation premiums (savings up to \$11,000). The Directors will look at their calendars and get back to Ms. Singh with their availabilities.

DIRECTORS' REPORT

Director Beberian – none.

Director Woolf – none.

Director Jacobsen – none.

Director Porter – none.

Director Prieto – none.

Open Session concluded at 6:10 p.m. with the Directors and some Staff going into Closed Session at 6:20 p.m. No District business was discussed during the break.

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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.

Government Code Section 54956.8 Real Property Transactions.

Negotiators: William Stretch – FID, Gary Serrato – FID; and William H. Wagner and William H. Wagner as Trustee

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

Terms and Conditions: Negotiations of Purchase of Real Property
Resolution 2017-14

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 claim by third party: Goulart Litigation

CLOSED SESSION ADJOURNMENT

President Jacobsen adjourned Closed Session at 8:00 p.m.

REPORT IN OPEN SESSION OF ACTION TAKEN IN CLOSED SESSION

President Jacobsen announced that the Joint Powers Insurance Authority settled the Goulart claim.

ADJOURNMENT

With no further business, President Jacobsen adjourned the meeting at 8:01 p.m.

Submitted By,



Gary R. Serrato
Secretary of the Board