

**FRESNO IRRIGATION DISTRICT
MINUTES OF THE REGULAR MEETING
HELD JANUARY 26, 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 January 26, 2010. Meeting was called to order at 5:00 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

OTHERS PRESENT

None

REVIEW AGENDA

Staff informed the Board that there is an updated resolution covering item 10 a.

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

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CONSENT CALENDAR

a. Approval of Regular Board Meeting Minutes – January 12, 2010

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

380: WATER REPORT

a. Current Water Conditions

The current and projected water supply information was given by Watermaster Jim Irwin. As of January 25, Pine Flat release was 54 cfs and storage was 402,038 acre-feet. Precipitation at Pine Flat is currently at 12.92 inches to date which is approximately 142.3% of normal – average for this date is 9.08 inches.

KRWA will perform its first snow survey as soon as weather permits and transportation is available. With the information provided by the snow survey, staff will provide a recommendation for the start of the 2010 water delivery season.

Mr. Serrato commended Watermaster Jim Irwin and the Water Department for their diligent and hard work they performed during the past week's storms.

CONTROLLER'S REPORT

a. District's Financial Position

Mr. Serrato reviewed the Controller's report for the Directors. The Controller is in the process of preparing December's financial statements and 2009 financial reports for the auditor. The District is anticipating receiving the first installment from Fresno County for the 2010 assessments.

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 Orange Avenue Landfill pipe has been laid and will be tied in to the existing pipe next week.

Agency Projects – Caltrans took time off from the Hansen project due to the rain.

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b. 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 (January 26, 2010) for complete details. Slides were provided.

ASSISTANT MANAGER'S REPORT

Assistant General Manager Laurence Kimura reported on the following:

a. Nielsen Site Rubble Pile Update

There has been very little change on the site. Small amounts of finished product have been removed from time to time. Staff met with the Regional Water Quality Control Board. Staff will have Provost & Pritchard draft a letter addressing the Board's concern on the groundwater issues.

b. District Office Plan

Progress is slowly being made on the new office building. Work was halted during the recent storms.

c. General Maintenance and Equipment Update

- Heavy equipment operators moved to riprap work on the Mill Ditch at McKinley Avenue;
- The excavator work was finished on the Enterprise Canal;
- Graders are on the American Colony and North Central systems in the south side of the District;
- Ripping of basins are taking place at Deadwood and Jameson basins;
- Pipeline crews are on the Fresno Colony and the Tielman systems;
- Brush removal crews are working where trees fell from the recent storms;
- Start up of spraying this week.

Staff was able to reduce the bid price of the John Deere tractor by approximately \$1,200.

A Maintenance Report covering November 16, 2009 – January 15, 2010 was handed out.

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d. Disposal of Old Equipment

The majority of the equipment ordered last year has arrived. The District purchased four ½ ton pickups, a lowboy tractor, three flatbed trucks, and a six-inch pump. Staff is requesting the old vehicles/equipment be sent to auction to be disposed of, as per District policy. The following is a list of items to be taken to Martella's Auction:

1999 Chevy Pickup (+/- 200,000 miles, worn out)
2000 Ford Pickup (+/- 165,000 miles, quart of oil per day, worn out)
2000 Ford Pickup (+/- 200,000 miles, worn out)
1984 Chevy 1-ton truck (worn out, parts issues, high mileage)
1971 Ford F600 (worn out, parts issues, high mileage)
1980 GMC General (air pollution regulations deadline 12/31/2009)
1960's Wisconsin trailer pump
Honda 3500 watt generators (2)

M/S/C/(Balls/Porter) That Board of Directors approved the disposal of the listed used equipment, at Martella's Auction, by unanimous vote. (Ayes 5; Nays 0; Absent 5; Abstain 0)

Mr. Serrato directed the Directors to the Maintenance Report, identifying the safety training that each employee is required to perform as part of his or her position. Safety Manager Steve Day keeps accurate and up-to-date records of safety training and tailgate meetings the employees participate in. Staff also participates in a Safety Committee comprised of approximately eight people covering all departments of the District.

MANAGER'S REPORT

General Manager Gary Serrato reported on the following:

KINGS RIVER WATER ASSOCIATION

Upper Kings Agreement

Mr. Serrato stated that the three Upper River Districts had come to resolution on the negotiations of the Upper River Agreement and presented a power point presentation which reviewed the Exhibit C Flow requirements of the Fisheries Management Program and the negotiated issues. The KRWA Watermaster is reviewing the agreement to ensure that the agreement is consistent with both the Framework and Implementation Agreement. Negotiated issues include a more equitable water contribution by all districts for Exhibit C flows, recognition of the imported water agreement, and retention of FID identity of Mill & Hughes water.

Partnership with Consolidated Irrigation District

CID and FID will be meeting with the engineering firm of Provost & Pritchard to begin the process of reviewing and directing the study.

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Fishery Management Program Committee

At the last committee meeting, KRCD staff presented its annual report regarding the Kings River Fishery Management Program. The report consisted of a variety of data collection from habitat creation to fish counts. The Committee agreed to fund new habitats in the river by planting native grasses, trees, and shrubs; planting of trout eggs and fish planting. Staff is currently working on receiving both Army Core of Engineers 404 permits and Fish and Game 1601 permits to continue the work in the river channel

South San Joaquin Watershed Coalition Authority Meeting

The Kings River participates in the South San Joaquin Watershed Coalition which is the organization that administers the "Ag Waiver Discharge Permit". Director Neely and Mr. Serrato attended the annual meeting that provided the members an update in water quality analyzes and additional requirements the Regional Water Quality Control Board is requesting. The members also finalize the budget for 2010. Funds for the budget are collect from area farmers who participate in the watershed coalition.

FRIANT WATER AUTHORITY / FRIANT WATER USERS AUTHORITY

9d Contract Negotiation Meetings

Two negotiation meetings with the Bureau of Reclamation have taken place with additional meetings scheduled to be held in Fresno next week. Mr. Serrato informed the FID Directors that they are also eligible to participate in the negotiation process.

OTHER ISSUES

Congressional Hearing

Mr. Serrato attended the congressional hearing held in Fresno yesterday which was assembled by Congressman Nunes. Testimonies were taken by water agencies, city official and members of the public. Staff also informed the Board that the proposed construction of the Two-Gates project for the Delta will not take place as previously planned.

ACWA Region 6 and 7 Workshop

Mr. Serrato and Mr. Kimura attended the ACWA (Region 6 & 7) legislative workshop regarding the recently passed legislation affecting water districts on January 25, at the Fresno County Farm Bureau.

Legislative Bills

SBX77 – Water conservation. Affects any agriculture irrigation district delivering surface water to over 10,000 irrigated acre. Key issues in the legislation require affected Districts to begin implementing specific efficient water management practices, including volumetric measurement and pricing by 2013. Staff will be working on plan on how to fulfill this requirement and will review it with the Board.

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State Water Resources Control Board Amendment

FID received a letter from the State Water Resources Control Board, stating that the amendment to the application to terminating the Kings County banking project and replacing it with the Jameson Pond project for the Proposition 50 IRWM grant funds had been approved.

KRCD Newsletter

Mr. Serrato suggested taking the opportunity to read the latest KRCD Newsletter. One of the articles covered the passing of Mr. Garvin White, who was a past director of the Fresno Irrigation District.

ADMINISTRATIVE MATTERS

- a. **Resolution 2010 – 02 / Designate Contractor Representatives to Negotiation of Long-Term Repayment Contracts for Water Service – Central Valley Project, CA**

Staff recommends the passage of Resolution 2010 – 02 which will include FID Directors, FID General and Assistant Managers, Gary Sawyers, and Ron Jacobsma from Friant Water Authority as negotiators for FID in the Contract renewal process.

M/S/C/(Neely/Balls) That Board of Directors approved Resolution 2010 - 02 by the following roll call vote. (Ayes Neely, Balls, Boswell, Porter, Jacobsen; Nays 0; Absent 0; Abstain 0)

- b. **Request for Overnight Stay for Chief Engineer – USCID Conference, Sacramento, CA**

Mr. Stretch will be presenting a paper at one of the sessions and requests authorization to spend three nights in Sacramento to attend the conference.

M/S/C/(Balls/Porter) That Board of Directors approved the overnight stay of Mr. Stretch to attend the USCID Conference in Sacramento, CA by the following unanimous vote. (Ayes 5; Nays 0; Absent 0; Abstain 0)

DIRECTORS' REPORT

Director Jacobsen – requested an update at the next meeting on the groundwater level associated with pumping at Waldron Groundwater Banking Facilities. Director Jacobsen suggested an article explaining the reasons behind the District starting water in March and one updating the growers on the latest information on the Magnacide situation.

A short break was called at 6:45 pm.

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CLOSED SESSION

Closed Session started at 7:15 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)): 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

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. Closed Session was adjourned at 8:05 pm

ADJOURNMENT

President Boswell adjourned the meeting at 8:06 p.m.

Submitted By,

Gary R. Serrato
Board Secretary