

May 11, 2022

The Board of Directors of the Terra Bella Irrigation District met this day in regular session, the meeting was teleconference from the District Office located at 24790 Avenue 95, Terra Bella, California.

CALL TO ORDER

President Wheaton called the meeting to order at 9:09 a.m.

ATTENDANCE participating in this meeting remotely and in person:

DIRECTORS PRESENT: Wheaton, Doyel, Martinez, Fowler

DIRECTORS ABSENT: Galloway

OTHERS PRESENT: Sean P. Geivet, General Manager
Albert Smith, District Operations Superintendent
Ann Nelms, District Secretary-Treasurer
Nick Keller, Consulting Engineer
Steve Jackson
Fernando Rios
Kristie Mattock

AGENDA – CONSIDER CHANGES OR ADDITIONS TO THE AGENDA

No changes were made to the posted agenda.

CONTINUING SUSPENSION of Public Meeting Location Resolution No. 2022-05-01 – Consider approval of resolution continuing suspension of public meeting locations pursuant to AB 361.

Upon motion by Director Doyel, seconded by Director Galloway, the following Resolution was passed and adopted:

TERRA BELLA IRRIGATION DISTRICT
RESOLUTION 2022-05-01 RE CONTINUED SUSPENSION OF PUBLIC
TELECONFERENCING LOCATIONS

WHEREAS, as modified by Assembly Bill 361, *Government Code* § 54953(e)(1) permits local agencies to dispense with the requirements for teleconference locations contained in *Government Code* § 54953(b)(3) under the conditions specified herein;

WHEREAS, the Board has reconsidered the state of emergency issued by the State of California in connection with COVID-19, and has found that the declared state of emergency remains in effect;

WHEREAS, local and state officials continue to recommend and, in some cases, require, social distancing measures;

NOW, THEREFORE, IT IS HEREBY RESOLVED, that the Board shall, consistent with *Government Code* 54953(e)(1), continue to operate without physical, public meeting or teleconference locations.

THE FOREGOING RESOLUTION was passed and adopted by the Terra Bella Irrigation District Board of Directors on this 11th day of May, 2022, by the following vote:

AYES: Wheaton, Doyel, Martinez, Fowler

NOES: None

ABSTAIN: None

ABSENT: Galloway

/s/ Edwin L. Wheaton

Edwin L. Wheaton, President

ATTEST:

/s/ Ann Nelms

Ann Nelms, Secretary

Certificate of Secretary

I do hereby certify that I am the Secretary of Terra Bella Irrigation District, a special district organized and existing under the laws of the State of California, and that the foregoing Resolution was duly adopted by the Board of Directors thereof at a meeting thereof duly and regularly held on the 11th day of May, 2022, at which meeting a quorum of the said Board of Directors was at all times present and acting, and that said Resolution has not been rescinded or amended in whole or any part thereof, and remains in force and effect.

IN WITNESS WHEREOF, I have signed this Certificate on this 11th day of May, 2022, Terra Bella, California.

/s/ Ann Nelms
Ann Nelms, Secretary

PUBLIC INPUT

President Wheaton asked for public input. There was no public input.

APPROVAL OF MINUTES

M/S/U, Doyel, Fowler to approve the minutes of the April 13, 2022 regular meeting with one correction to the inserted copy of Resolution 04-01.

AUTHORIZATION TO PAY BILLS Review and discuss outstanding bills.

M/S/U Doyel, Martinez to authorize the Treasurer to pay all outstanding bills against the District as presented.

MONTHLY REPORTS

Treasurer Nelms reviewed with the Board the financial status of the District, including TBID Investment Policy Review in Compliance with SB 564 and SB 866. Included in the review; monthly statements from California Bank & Trust, Local Agency Investment Fund, Friant Power Authority revenues and expenditure summary worksheet. Delinquent water account report was reviewed and discussed.

TBID balance sheet as of March 31, 2022 as well as Income Statements for the same period, including year-to-date statements were reviewed.

Albert Smith, Operations Superintendent, presented his monthly operating activities report for April 2022. Mr. Smith stated no accidents or injuries to report.

Equipment maintenance and repair included installing new timing relay on pump motor #3 at station #9, repacking pumps number 1 and 2 at station #4, greased all pumps and motors at station #1, #2, and #4, repacked pump numbers 2 and 4 at station #7, Car #3 had the radiator and water pump replaced. Car #1 had the battery replaced. Operations maintenance and repair report included weeding and cleaned up at stations #1, #2, and #4. Received the EAR report. Disc around the wells and treatment plant. Started up Station 6. There was a power outage at the Treatment Plant ran on generator for approximately 10 hours.

WTP average flow through the plant is around 450 gpm. Received 600 gallons of 926 polymer and 700 gallons of zinc

The total precipitation is 8.16 inches YTD. USA locates: 21. Back flow's Tested: 29

Manager Geivet presented the monthly water report. The Bureau allocation for Frait Contractors Class I water is still at 15% with 5% URF water, currently TBID has the water needed for this year. Mr Keller informed the Board of the current water schedule with 4,350-acre feet Class 1, and 1,450 URF for current year, TBID's carryover of 2,877-acre feet and 9,180 Class 1 and 3060 URF from LTRID for a total 20,917. Discussion followed on the water year allocation.

Frait Water Authority Manager Geivet informed the Board that FWA completed an audit of prior years O&M allocation method and a correction to the allocation will result in a refund for TBID

Friant Power Authority Mmanager Geivet noted there was nothing new to report.

Status of Authorities; ESPA, DCTRA, ACWA & AECA: DCTRA is working on the agreements and should have them completed soon.

Eastern Tule GSA: Discussion on ETGSA invoicing and 4-Creek contact person for questions. ETGSA has a 218 bond on the ballot for voters.

2022 DIRECTOR ELECTIONS – Consider adopting a Resolution requesting and consenting to consolidation of election and setting forth the specifications of the election order.

Board of Director's in Divisions 1, 3 and 5 terms of office expire this year. A Resolution to adopt the County Elections Office Ordering Even-Year Board of Directors Elections; Consolidation of Elections; and Specification of the Election Order for November 8, 2022.

Upon conclusion of discussion, the following Resolution was passed and adopted:

BEFORE THE BOARD OF DIRECTORS OF THE
TERRA BELLA IRRIGATION DISTRICT

Resolution Ordering Even-Year Board of Directors)
Election; Consolidation of Elections; and) RESOLUTION NO. 2022-05-02
Specifications of the Election Order)

WHEREAS, California Elections Code requires a general district election be held in each district to choose a successor for each elective officer whose term will expire on the first Friday in December following the election to be held on the first Tuesday after the first Monday in November in each even-numbered year; and

WHEREAS, other elections may be held in whole or in part of the territory of the district and it is to the advantage of the district to consolidate pursuant to Elections Code Section 10400; and

WHEREAS, Elections Code Section 10520 requires each district involved in a general election to reimburse the county for the actual costs incurred by the county elections official in conducting the election for that district; and

WHEREAS, Elections Code Section 13307(3c) requires that before the nominating period opens, the governing body must determine whether a charge shall be levied against each candidate submitting a candidate's statement to be sent to the voters; and

WHEREAS, Elections Code Section 12112 requires the elections official of the principal county to publish a notice of the election once in a newspaper of general circulation in the district;

NOW, THEREFORE, IT IS ORDERED that an election be held within the territory included in this district on the 8th day of November 2022, for the purpose of electing members to the board of directors of said district in accordance with the following specifications:

SPECIFICATIONS OF THE ELECTION ORDER

1. The Election shall be held on Tuesday, the 8th day of November, 2022. The purpose of the election is to choose members of the board of directors for the following seats (list offices and terms):

Division 1	12/02/2022 – 12/04/2026
Division 3	12/02/2022 – 12/04/2026
Division 5	12/02/2022 – 12/04/2026

2. This governing board hereby requests and consents to the consolidation of this election with other elections which may be held in whole or in part of the territory of the district, as provided in Elections Code 10400.
3. The district will reimburse the county for the actual cost incurred by the county elections official in conducting the general district election upon receipt of a bill stating the amount due as determined by the elections official.
4. The district has determined that the Candidate will pay for the Candidate's Statement.
(District or Candidate)
The Candidate's Statement will be limited to 200 words.
5. The district directs that the County Registrar of Voters of the principal county publish the notice of election in the following newspaper, which is a newspaper of general circulation that is regularly circulated in the territory: Porterville Recorder, Porterville, California.

THE FOREGOING RESOLUTION WAS ADOPTED upon motion of Director Fowler, seconded by Director Martinez, at a regular meeting on this 11th day of May, 2022, by the following vote:

Ayes: *Wheaton, Fowler, Doyel, Martinez*
Noes: *None*
Absent: *Galloway*
Abstain: *None*

/s/ Ann Nelms
Secretary of said District

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION [Government Code Section 54956.9(d)(1)] *City of Fresno, et al. v. United States of America*, Court of Federal Claims, Case No. 16-1276L.

No closed session was required.

ADJOURNMENT

There being no further business before the Board of Directors, the meeting was adjourned at 9:57 a.m. by President Wheaton.

Ann Nelms, Secretary