

July 13, 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 9:01 a.m.

ATTENDANCE participating in this meeting remotely and in person:

DIRECTORS PRESENT: Wheaton, Fowler, Martinez

DIRECTORS ABSENT: Galloway, Doyel

OTHERS PRESENT: Sean P. Geivet, General Manager
Albert Smith, District Operations Superintendent
Ann Nelms, District Secretary-Treasurer
Aubrey Mauritson, Legal Counsel
Doug Jackson
Fernando Rios
Kristie Mattock
Freddie Espinoza

AGENDA – CONSIDER CHANGES OR ADDITIONS TO THE AGENDA

No changes were made to the posted agenda.

CONTINUING SUSPENSION of Public Meeting Location Resolution No. 2022-07-01 – Consider approval of resolution continuing suspension of public meeting locations pursuant to AB 361.

Upon motion by Director Fowler, seconded by Director Martinez, the following Resolution was passed and adopted:

**TERRA BELLA IRRIGATION DISTRICT
RESOLUTION 2022-07-01 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 13th day of July, 2022, by the following vote:

AYES: Wheaton, Fowler, Martinez

NOES: None

ABSTAIN: None

ABSENT: Galloway, Doyel,

/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 13th day of July, 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 13th day of July, 2022, Terra Bella, California.

/s/ Ann Nelms

Ann Nelms, Secretary

PUBLIC INPUT

President Wheaton asked for public input. Guests had no questions at this time.

REQUEST FOR METER APPLICATION – Review and consider customer Freddie Espinoza’s request for untreated meters

The Board reviewed Mr. Espinoza’s request for additional untreated meters and the Rules and Regulations regarding the untreated meters, after discussion and consideration no change was made to the Rules and Regulations regarding untreated meters.

M/S/C, Fowler, Wheaton deny request for additional untreated meters on customer's parcel in accordance with the Rules and Regulations.

APPROVAL OF MINUTES

M/S/U, Fowler, Martinez to approve the minutes of the June 8, 2022 regular meeting as mailed.

AUTHORIZATION TO PAY BILLS Review and discuss outstanding bills.

M/S/U Fowler, 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 revenue and expenditure summary worksheet. Delinquent water account report was reviewed and discussed.

A preliminary TBID balance sheet as of May 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 June 2022. Mr. Smith stated no accidents or injuries to report.

Equipment maintenance and repair included re-installing pumps #8 and #9 at station #9, replacing starter relays on pump #3 and #4 at station #9, greased all pumps and motors at station #1, #2, and #4, ordered breaker for pump motor #1 at station #6, fixed flat on car #6. Operations maintenance and repair report included weeding and cleaned up at stations #1, #2, and #4. Pulled THM quarterly samples. One main line leak at Avenue 96 East of Road 260.

WTP average flow through the plant is around 550 gpm. Replaced sprinklers on backwash waste water.

The total precipitation is 8.16 inches YTD. USA locates: 36. Back flow's Tested: 8

Manager Geivet presented the monthly water report. The Bureau allocation increased for Frait Contractors Class I water by 5% on July 8th to 20% allocation and with the 5% URF water and LTRID transfer in TBID will have some carry over at the end of February 2023 if usage continues to follow schedule. Discussion followed on this year's water supply when the Canal is de-waters this winter.

Frait Water Authority is working on the canal repairs and focused on the water supply.

Friant Power Authority nothing new to report the transformer has been tested and waiting for installation this winter.

Status of Authorities; ESPA, DCTRA, ACWA & AECA: nothing new to report.

Eastern Tule GSA 218 bond election results are in and it did not pass. ETGSA is working on invoicing and billing process.

2021 FINANCIAL STATEMENTS – Consider accepting and placing on file the audited Financial Statements for 2021 as presented by Cuttone & Mastro, CPAs.

The Board took under review and discussion the 2021 Audit Report of the District as conducted by Cuttone & Mastro, CPA's, Fresno, California.

M/S/C, Fowler, Martinez to accept and place on file the 2022 Audit Report of the District as conducted by Cuttone & Mastro, CPA's.

Doug Jackson, Fernando Rios, Freddie Espinoza, Kristie Mattock departed from the Board room and teleconference at 10:00 a.m.

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.*

Adjourned into closed session at 10:00 a.m.

The Board of Directors met while in closed session pursuant to Government Code Section 54956.9(d)(1) to discuss the above-entitled action.

The Board adjourned from closed session at 10:13 a.m.

Report Action Taken in Closed Session Required by Government Code 54957.1

Report out of closed Session:

The Board unanimously approved initiation of an appeal of the trial court's judgment in *City of Fresno et al. v. United States et al.*, Court of Federal Claims Case No. 16-276C.

ADJOURNMENT

There being no further business before the Board of Directors, the meeting was adjourned at 10:13 a.m. by President Wheaton.

Ann Nelms, Secretary