

September 14, 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, Doyel, Galloway, Fowler, Martinez

DIRECTORS ABSENT: None

OTHERS PRESENT: Sean P. Geivet, General Manager
Albert Smith, District Operations Superintendent
Ann Nelms, District Secretary-Treasurer
Fernando Rios
Levi Paulin
Kristie Mattock
Matt Hendrick

AGENDA – CONSIDER CHANGES OR ADDITIONS TO THE AGENDA

No changes were made to the posted agenda.

CONTINUING SUSPENSION of Public Meeting Location Resolution No. 2022-09-01 – Consider approval of resolution continuing suspension of public meeting locations pursuant to AB 361.

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

**TERRA BELLA IRRIGATION DISTRICT
RESOLUTION 2022-09-01 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 14th day of September, 2022, by the following vote:

AYES: Wheaton, Doyel, Galloway, Fowler, Martinez

NOES: None

ABSTAIN: None

ABSENT: None

/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 14th day of September, 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 14th day of September, 2022, Terra Bella, California.

/s/ Ann Nelms

Ann Nelms, Secretary

PUBLIC INPUT

President Wheaton asked for public input. Customer Mr. Bassem Kabbara wrote to the Board requesting a waiver on the penalties from 2011 to present on property he purchased in 2011. The Board reviewed the letter and no action taken.

APPROVAL OF MINUTES

M/S/U, Fowler, Doyel to approve the minutes of the August 10, 2022 regular meeting as mailed.

AUTHORIZATION TO PAY BILLS Review and discuss outstanding bills.

M/S/U Doyel, Fowler 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 July 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 August 2022. Mr. Smith stated there were no accidents or injuries to report.

Equipment maintenance and repair included a new back window for the 580L backhoe, greased all pumps and motors at station #1, #3, and #4, station #6 pump motor #3 had a fuse burn out, replaced it and it is running. Fixed the brakes on the 580D backhoe. Service both backhoes. Operations maintenance and repair report included weeding and cleaned up at stations #1, #3, and #4. Clean up station #3. No main line leaks.

WTP average flow through the plant is around 600 gpm. Built a stand for the chlorine solution, fixed the pond pump sprinklers.

The total precipitation is 8.16 inches YTD. USA locates: 33. Back flow's Tested: 62

Director Martinez departed from the teleconference at 9:46 a.m

Manager Geivet presented the monthly water report and reviewed the monthly water schedule, stating there may be more than the 10% or 2,900 acre feet of carry over water to start 2023 water year, we are waiting on the Bureau to decide. The canal will de-watered this year by November 2nd for repairs and not be back in operation until February 1st, 2023. Discussion followed on this winter's canal repairs and available water from wells for M&I water.

Friant Water Authority is working on the canal repairs

Friant Power Authority nothing new to report.

Status of Authorities; ESPA, DCTRA, ACWA & AECA: DCTRA is on the agenda

Eastern Tule GSA nothing new to report

DCTRA Common Use Agreement - Review and consider authorizing Resolution for Agreement Amongst Tenants In Common For Common Use and Management of Property for Deer Creek Tule River Authority.

The Board reviewed the DCTRA's Common Use agreement and authorized the Resolution for Agreement Amongst Tenants In Common For Common Use and Management of Property for Deer Creek Tule River Authority.

M/S/C, Doyel, Galloway to authorized the DCTRA's Common Use Agreement and approve a Resolution for Agreement Amongst Tenants In Common For Common Use and Management of Property for Deer Creek Tule River Authority..

Fernando Rios, Levi Paulin, Kristie Mattock, Matt Herdrick departed from the Board room and teleconference at 9:56 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 9:56 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. Report Action Taken in Closed Session Required by Government Code Section 54957.1

The Board adjourned from closed session at 9:57 a.m.

Report Action Taken in Closed Session Required by Government Code 54957.1

No reportable action taken during closed session.

**ITEMS TO BE DISCUSSED PURSUANT TO GOVERNMENT CODE SECTION 54954.2
(Relating to items not appearing on the agenda)**

None to report.

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