

February 8, 2023

The Board of Directors of the Terra Bella Irrigation District met this day in regular session, the meeting was also 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
Nick Keller, Consulting Engineer
Doug Jackson
Matt Hendrick
Luke Pelter

CONTINUING SUSPENSION of Public Meeting Location Resolution No. 2022-2-01 – Consider approval of resolution continuing suspension of public meeting locations pursuant to AB 361.

The Board discussed the termination of the Resolution for Suspension of Public meeting location.

Upon motion by Director Galloway, seconded by Director Doyel, the Board will meet in person with teleconference option and the following Resolution was passed and adopted for February 8, 2023:

TERRA BELLA IRRIGATION DISTRICT
RESOLUTION 2023-02-02 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 8th day of February, 2023, by the following vote:

AYES: Wheaton, Doyel, Galloway, Fowler, Martinez

NOES: None

ABSTAIN: None

ABSENT: None

ATTEST: None

/s/ Edwin L Wheaton

Edwin L. Wheaton, President

/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 8th day of February, 2023, 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 8th day of February, 2023, 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, Fowler, Galloway to approve the minutes of the January 11, 2023 regular meeting as mailed.

AUTHORIZATION TO PAY BILLS Review and discuss outstanding bills.

M/S/U Doyel, Galloway 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.

TBID's balance sheet as of December 30, 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 January 2023. Mr. Smith stated there were no accidents or injuries to report.

Equipment maintenance and repair included repacking pumps #5, #7 and #6 at station #1. Greased all pumps and motors at stations #7, #8 and #9. Pulled Well #72 motor which had a direct ground. Repacked pumps #1, #2, #3, #4, #5, #6, #7, and #8 at station #9. Changed oil in all pump motors at station #9, station #1, station #8, station #4 and station #3. Operations maintenance and repair report included weeding and cleaned up at Stations #7, #8, and #9.

WTP average flow through the plant is around 300 gpm.

The total precipitation is 10.33 inches YTD. USA locates: 12. Back flow's Tested: 12

Nick Keller updated the Board on the current water status for water year 2023-24 and reviewed the monthly water schedule with the Board.

Manager Geivet presented the monthly agency reports and discussed the canal repairs as TBID is still off the canal, more discussion followed on canal repairs and the upcoming water supply.

Friant Water Authority Discussion continued on the Middle Reach Correction project construction delay and possible date for TBID to be tied back in. CEO Jason Phillips has reported a financial shortfall with the project and discussion followed.

Friant Power Authority transformer installation still in progress.

Status of Authorities; ESPA, DCTRA, ACWA & AECA: Nothing new to report, receiving emails from AECA

Eastern Tule GSA is still working on their collection process and transitional pumping billing.

AGRICULTURAL ENERGY CONSUMERS ASSOCIATION – Consider authorizing membership in the AECA and paying the \$1000 annual membership dues.

M/S/C, Doyel, Fowler to approve membership in the Agricultural Energy Consumers Association and to authorize payment of the annual dues in the amount of \$1,000.00.

2023 BUDGET & WATER RATES – Review and consider adopting the draft 2023 Budget and Water Rates, posting for public review, and setting a public hearing on said budget and rates for April 12, 2023.

The Board took under review and discussion the 2023 draft budget and water rates.

M/S/C, Galloway, Martinez to approve the 2023 TBID Budget as discussed; to approve the 2023 TBID Water Rates as follows; and to set a Public Hearing to review the water rates for April 12, 2023 at 9:00 a.m. at the District office, after which the budget and water rates will be adopted:

	Untreated Domestic & Irrigation	Untreated M&I
Zone 9	\$213.50	\$222.47
Zone 1	\$244.38	\$253.35
Zone 6 & 7	\$264.32	\$273.29
Zone 4 & 8	\$323.70	\$332.67
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WQIP Rates	> 5 Acres \$419.57	< 5 Acres \$428.54

(A copy of the 2023 Budget as approved is incorporated in the minutes by reference and is on file in the office of the District.)

CONSUMER CONFIDENCE REPORT – Consider authorizing Dennis R. Keller Consulting Civil Engineer, Inc to complete the 2022 Consumer Confidence Report.

M/S/C, Galloway, Doyel to authorize Dennis R. Keller Consulting Civil Engineer to complete the TBID 2021 Annual Water Quality Report as required, and to participate in the Title 22 water testing program.

2023 TEMPORARY 215 WATER CONTRACTS – Consider adopting a resolution authorizing execution of 2023 Contract Year Temporary 215 Water Service Contract with USBR.

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

**RESOLUTION NO. 2023-02-01
AUTHORIZING THE EXECUTION OF A
CONTRACT FOR TEMPORARY WATER SERVICE
FOR SECTION 215 WATER WITH THE
UNITED STATES BUREAU OF RECLAMATION**

WHEREAS, the Board of Directors of the Terra Bella Irrigation District have met this day in regular session, and

WHEREAS, the Board of Directors has determined it is in the long term best interest of the District to enter into contracts for temporary water service for Section 215 water with the United States Bureau of Reclamation on an annual basis;

NOW, THEREFORE BE IT RESOLVED by the Board of Directors of Terra Bella Irrigation District that it approves annually executing a contract for temporary water service for Section 215 water with the United States Bureau of Reclamation as long as the relevant terms remain unchanged;

BE IT FURTHER RESOLVED by the Board of Directors of Terra Bella Irrigation District that Edwin L. Wheaton, President of the Board, is hereby authorized to execute said contracts on behalf of the District.

PASSED AND ADOPTED this 8th day of February 2023 by the following vote:

AYES:	Wheaton, Doyel, Galloway, Fowler, Martinez
NOES:	None
ABSENT:	None
ABSTAIN:	None

I HEREBY CERTIFY that I am the Secretary of Terra Bella Irrigation District and that the foregoing resolution was adopted by the Board of Directors of said District at a meeting held on the 8th day of February, 2023, at which meeting a quorum was present at all times and acting.

IN WITNESS WHEREOF, I have hereunto set my hand and the Seal of the Terra Bella Irrigation District this 8th day of February 2023.

/s/ Ann Nelms
Ann Nelms, Secretary

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.

**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 9:56 a.m. by President Wheaton.

Ann Nelms, Secretary