

May 08, 2024

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, Parsons, Galloway and Martinez

DIRECTORS ABSENT: None

OTHERS PRESENT: Sean Geivet, General Manager
Albert Smith, District Operations Superintendent
Ann Nelms, District Secretary-Treasurer
Nick Keller, Consulting Engineer
Rick & LeeAnn Beals
Doug Jackson

AGENDA – CONSIDER CHANGES OR ADDITIONS TO THE AGENDA

No changes were made to the posted agenda.

PUBLIC INPUT

President Wheaton asked for public input. Present Wheaton received a complaint regarding late fee.

APPROVAL OF MINUTES

M/S/U, Doyel, Parsons to approve the minutes of the April 10, 2024 regular meeting as mailed.

AUTHORIZATION TO PAY BILLS Review and discuss outstanding bills.

M/S/U Doyel, Parsons 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, California Asset Management Program and Local Agency Investment Fund, Friant power Authority revenues and expenditure summary worksheet. Delinquent water account report was reviewed.

TBID balance sheet as of March 31, 2024, as well as Income Statements for the same period, including a year to date statement, was reviewed.

Albert Smith, Operations Superintendent, presented his monthly operating activities report for April 2024. Mr. Smith stated there was one accident with none when Alex Martinez hit a fertilizer tank and ruptured the tank belonging to Nutrien AG solutions-Delano.

Equipment maintenance and repair included installing a soft start on pump motor #3 Station #7. Serviced both backhoes. Grease all pumps and motors at stations #7, #8, and #9.

Operations maintenance and repair report included weeding and cleaned up at Stations #7, #8, and #9. Disc around the treatment plant and wells.

3 main line leak; on the on the south side of Avenue 96 and Road 264, Road 256 and Aveune 96, Station 3 line north of Deer Creek Citrus.

WTP average flow through the plant is around 400 gpm. Claibrated both turbidity meters.

The total precipitation is 11.44 inches YTD. USA locates: 13. Back flow's Tested: 50

Manager Geivet presented his monthly report. The Bureau current allocation for 2024-25 water year increased to 100% Class 1. Current water schedule reviewed.

Fraint Water Authority: CEO Jason email's updates.

Friant Power Authority: Nothing to report.

Status of Authorities; ESPA & AECA: ESPA sending out newsletter.

Eastern Tule GSA working on subsidence along the canal.

Director Geoffery Galloway entered the Board room at 9:16 a.m.

2024 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 2 and 4 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 5, 2024.

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. 2024-05-01
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 5th day of November 2024, 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 5th day of November, 2024. The purpose of the election is to choose members of the board of directors for the following seats (list offices and terms):

Division 2	12/06/2024 – 12/01/2028
Division 4	12/06/2024 – 12/01/2028
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 Parsons, seconded by Director Martinez, at a regular meeting on this 8th day of May, 2024, by the following vote:

Ayes: Wheaton, Parsons, Doyel, Martinez, Galloway

Noes: None

Absent: None

Abstain: None

/s/ Ann Nelms
Secretary of said District

BEALS LEASE -- Discuss and consider action to letter to the Board from Rick and LeeAnn Beals

Rick Beal addressed the Board regarding the flood damage to TBID's property. At the conclusion of discussion, the following motion was made:

M/S/C, Galloway, Doyel agreed to repair the corral and fencing back to the original condition before the flood removed them at a cost of no more than \$25,000, Manager Geivet and Operations Superintendent Albert Smith were directed to verify all work and material invoices; and operation to repair the water line.

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:

**[Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2)(4)]
Number of Potential Cases: One Approval of San Joaquin River Restoration Settlement Joint Defense Agreement**

No closed session was required.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

(Paragraph (1) of subdivision (d) of Section 54956.9) Friant Water Authority v. Eastern Tule Groundwater Sustainability Agency Tulare County Superior Court Case No. VCU306343 Approval of Common Interest Agreement between ETGSA and Member Agencies

No closed session was required.

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 10:23 a.m. by President Wheaton.

Ann Nelms, Secretary