

MINUTES OF A REGULAR MEETING OF THE
BOARD OF DIRECTORS OF THE
LOWER TULE RIVER IRRIGATION DISTRICT

The Board of Directors of the Lower Tule River Irrigation District met in a regular meeting on the 15th day of January 2009, at 9:00 am at the District office in Tipton, California. The meeting was called to order by President SIMONICH. It was determined the following Directors were in attendance:

Director	Div. 2	2009	JIM COSTA
Director	Div. 3	2011	TOM BARCELLOS
Director	Div. 4	2011	GARY FERNANDES
Director	Div. 1	2009	TONY SIMONICH
Director	Div. 5	2009	JOHN ROELOFFS

District Staff Present: DANIEL G. VINK – General Manager
MIKE BATTLES – Operations Manager
ERIC LIMAS – Business Manager

1. BOARD ADMINISTRATION

On motion by Director ROELOFFS, second by Director COSTA and unanimously approved, the agenda was approved as presented.

The minutes of the December 9th, 2008 regular meeting were distributed for review prior to the meeting. On motion by Director FERNANDES, second by Director COSTA and unanimously approved the Board accepted the December 9th, 2008 minutes and ordered them placed on file.

The Board reviewed the Financial Statements for the month of December 2008. On motion by Director COSTA, second by Director ROELOFFS and unanimously approved the Board accepted the Financial Statements for the month of December and ordered them placed on file.

The Board reviewed the actions of the Finance Committee in paying the November bills following the December meeting. On motion by Director BARCELLOS, second by Director ROELOFFS and unanimously approved the Board ratified the actions of the Finance Committee in the payment of the November bills following the December meeting.

2. WATER RESOURCES

General Manager VINK reviewed a variety of water resources activities including an update on the 2009 water supply. At present the water supply is tracking at 25% below normal with no precipitation in the immediate forecast.

The Board also reviewed a variety of other related activities including:

- Groundwater pumping & anticipated meetings with Angiola Water District representatives
- A review of Riparian deliveries and potential clarifications of the Riparian agreements.

3. DISTRICT OPERATIONS

A. Construction and Operation activities

The Board reviewed a variety of construction and maintenance activities. Operations Manager BATTLES reviewed with the Board routine winter and spring maintenance. BATTLES also reviewed with the Board the new rules relative to Air Board requirements for on-road vehicles. The new rule applications will impact the District's fleet. District staff is reviewing the total numbers and will report back at a subsequent meeting.

General Manager VINK reviewed with the Board the Tule River Inter-tie canal. It was reported that the LIM property has been acquired and escrow has closed. The AMBROSE property has recently been put into escrow.

The Board reviewed a timeline for construction of the project which is currently projected on a fall 2009 timeline; That is provided the property acquisitions go smoothly. It is anticipated that at the February meeting the Board will consider setting a hearing date on a notice to proceed on imminent domain actions for the properties not yet acquired or in escrow.

General Manger VINK also reviewed with the Board the potential funding sources including stimulus money that is being projected by the State and Federal governments. The District will be preparing an executive summary of the project to be submitted for stimulus funding.

B. Personnel Matters

The Board reviewed a variety of personnel activities including a recommendation by the joint Pixley and Lower Tule River Personnel Committee consisting of Director SIMONICH and Director FERNANDES and two Pixley Board members. After thorough review and discussion, on motion by Director

COSTA, second by Director ROELOFFS and unanimously approved the Board accepted the recommendations from the Personnel Committee. The recommendations included:

- Change to the General Manager's salary and development of an employment contract
- Changes to the Operation Manager's salary
- A 2009 Cost of Living adjustment for all non-exempt employees.
- Various options available to the employees under the PERS contract

There were no unplanned budget expenditures associated with any of these items.

A copy of the Personnel Committee recommendations is attached as **EXHIBIT "A"**. (Official Record Only)

C. Legal Matters

The Board reviewed a variety of San Joaquin River settlement issues including the retention of Bond Counsel to assist the District with potential financing of the 9D contracts for the San Joaquin River Settlement. On motion by Director BARCELLOS, second by Director COSTA and unanimously approved the Board authorized the retention of STRADLING YOCCA CARLSON & RAUTH Attorneys at Law, and most specifically DOUG BROWN as Bond Counsel.

The Board also discussed potential options in the retention of the financing agent. After thorough review and discussion, on motion by Director BARCELLOS, second by Director COSTA and unanimously approved the Board authorized the retention of WELLS FARGO as the financing agent.

D. Administrative Matters

General Manager VINK reviewed with the Board a variety of administrative matters including a timeline for District wide strategic planning.

4. CROSS VALLEY CANAL

The Board reviewed a variety of Cross Valley canal activities. No action was taken.

5. TULE RIVER ASSOCIATION

The Board reviewed the December 17th meeting of the Tule River Association. The minutes of the TRA Board of Directors have been distributed to the Board and are

not repeated here.

6. SUCCESS POWER PROJECT

The Board reviewed the 2008 Net proceeds from the Success Power Project. On motion by Director FERNANDES, second by Director COSTA and unanimously approved the Board authorized distribution of \$50,000.00 of the 2008 net proceeds.

7. FRIANT WATER USERS' AUTHORITY

The Board reviewed the December 12th Friant Water Users Board of Directors meeting. The minutes of the Friant Water Users Authority Board of Directors meeting have been distributed to the Board and are not repeated here.

The District has received a call for funds in the amount of \$33,277.00. On motion by Director ROELOFFS, second by Director COSTA and unanimously approved the Board authorized payment of the call for funds. There are no unplanned expenditures associated with this item.

The District has also received a water supply mediation plan and a participation request in the amount of \$8,887.00. The water supply mediation services are going to be administered by Friant Water Users Authority, but are separate and apart from the Friant Water Users activity. On motion by Director BARCELLOS, second by Director FERNANDES and unanimously approved the Board authorized payment of the \$8,887.00 and execution of the related agreements.

8. FRIANT WATER AUTHORITY

The Board reviewed the December 12th Friant Water Board of Directors meeting. The minutes of the Friant Water Authority Board of Directors meeting have been distributed to the Board and are not repeated here.

9. MISCELLANEOUS AGENCIES/AUTHORITIES

Deer Creek & Tule River Authority.

The Deer Creek and Tule River Authority Board of Directors will be having its meeting the 16th day of January 2009.

10. U.S DEPARTMENT OF THE INTERIOR

Nothing new to report.

11. MEETINGS, HEARINGS & NOTICES

Nothing new to report.

12. MISCELLANEOUS MATTERS

- A. Association of California Water Agencies
- B. Central Valley Project Water Association
- C. California Water Resources Association
- D. National Water Resources Association
- E. California Chamber of Commerce
- F. Ag Water Committee
- G. Water Education Foundation
- H. California Farm Water Coalition
- I. Family Farm Alliance
- J. California Farm Bureau
- K. California Special Districts Association

There being no further business to be brought to the Boards attention the meeting was adjourned.

Respectfully Submitted,

Daniel G. Vink
General Manager