



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 7th day of February 2005, at 9:00 am at the District office in Tipton, California. The meeting was called to order by President BEN SERAFIN. It was determined the following Directors were in attendance:

Director	Div. 2	2005	BENJAMIN SERAFIN
Director	Div. 3	2007	DONALD MACMILLAN
Director	Div. 4	2007	GARY FERNANDES
Director	Div. 1	2005	TONY SIMONICH
Director	Div. 5	2005	ROBERT F. BOWMAN

District Staff Present: DANIEL G. VINK – General Manager  
ERIC LIMAS – Controller

**1. BOARD ADMINISTRATION**

On motion by Director MACMILLAN, second by Director SIMONICH and unanimously approved, the agenda was approved as presented.

The minutes of the January 11<sup>th</sup> meeting were submitted for review. On motion by Director SIMONICH, second by Director BOWMAN and unanimously approved, the minutes of the January 11<sup>th</sup> meeting were approved as presented.

The financial statements for the month of January 2005 were reviewed. On motion by Director FERNANDES, second by Director SIMONICH and unanimously approved, the financial statement for the month of January 2005 were accepted and ordered placed on file.

The Board reviewed the actions of the finance committee in paying the December bills following the January meeting. On motion by Director FERNANDES, second by Director BOWMAN and unanimously approved, the Board ratified the actions of the finance committee in the payment of the December bills following the January meeting.

The District has received an engagement letter from Adair Evans White et.al. to perform the District's 2004 audit. After thoroughly reviewing discussion on motion by



Director SIMONICH, second by Director MACMILLAN and unanimously approved the Board authorized execution of the engagement letter. The audit price, per the engagement letter, is not to exceed \$5500.00.

The District has received a letter from the County Elections Division manager indicating the District has the option to switch its regular elections from odd years to even years. After some discussion no action was taken.

## **2. WATER RESOURCES**

The Board reviewed a variety of water resources issues. The current declaration for the Friant Division 2004 remains at 100% Class 1 and 18% Class 2, although the Bureau is committed to allowing the District to use more than 18% Class 2 in order to manage flood control operations at Millerton Lake.

The Board spent considerable time reviewing the 2005 supply. The Bureau's preliminary declaration has been set at 100% Class 1 and 35% Class 2. Precipitation at snow water content graphs to date indicates at above normal on all watercourses.

At present it appears the District will be able to continue its current pre-irrigation run at least through the month of March.

### Water Supply

General Manager Vink reviewed a variety of water supply issues including:

- Potential impacts on the Poplar allocation as a result of the restricted reservoir operations. Considerable discussion will be held on that issue at the March meeting.
- The submittal to the Bureau for a Warren Act contract to pump Tule River water into the Friant Kern canal.
- 2005 Cross Valley deliveries
- Potential exchanges with Westland's Water District for 2005.
- Update on water supply exchange negotiations with Metropolitan Water District. General Manager VINK reported that Metropolitan, through its partnership with Friant Water Users Authority, has agreed to proceed with payment of the design and CEQA documentation necessary for the inter-tie canal.

- General Manager VINK updated on the status of the long-term transfer to the City of Orange Cove. No action was taken on any of these matters.

General Manager VINK presented for consideration the Districts 2005 section 215 contract. On motion by Director MACMILLAN, second by Director SIMONICH and unanimously approved the board adopted Resolution 2005-2-2 authorizing execution of the 2005 section 215 contract. The District may access water under the 215 contract in order to make deliveries to excess landholders in the District. **A copy of Resolution 2005-2-2 is attached as EXHIBIT “A”.**

## **DISTRICT OPERATIONS**

### Operations and Construction

The Board reviewed a variety of construction and operations activities. No action was taken.

### Administration Activities

General Manager VINK presented for consideration Resolutions 2005-2-4 and 2005-2-5 setting the April 12<sup>th</sup> date as the date to terminate writer redemption on APN #'s described: 293-280-007 / 293-270-016 / 293-280-010 / 293-280-013 / 293-280-023. On motion by Director BOWMAN, second by Director MACMILLAN and unanimously approved the Board adopted Resolutions 2005-2-4 and 2005-2-5. **A copy of Resolution 2005-2-3 and Resolution 2005-2-4 is attached as EXHIBIT “B” and “C”.**

The Board reviewed the 2005 goals and objectives for the District as prepared by staff. Several comments were given. No action was taken.

General Manager VINK presented for consideration an amendment to the AG Discharge Permit Agreement with the Deer Creek Tule River Authority group and several other Friant Districts. The Districts have been coordinating to manage the cost associated with the AG discharge permit requirements. On motion by Director MACMILLAN, second by Director FERNANDES an unanimously approved the Board authorized execution of the updated agreement.

General Manager VINK updated the Board on a variety of other activities including:

- Proceeding with getting acceptance of the easements for the Taylor Ditch facility
- Tule River inter-tie construction
- 404 and 1601 issues including a meeting to be held with Colonel White later in the month of February to discuss the 404 matter.

The Board then discussed the need for a general meeting to review the long-term fiscal stability of the District and the 2005 water issues. Upon consensus the meeting was set for March 3, 2005 at 6:30pm.

### **3. CROSS VALLEY CANAL**

The Board reviewed a variety of Cross Valley Canal activities including the Inter tie construction and the expansion of the Cross Valley canal and the ongoing negotiations related thereto along with the various PWRPA meetings.

General Manager VINK reported that a special meeting would need to be held on February 15<sup>th</sup> for the Board to consider an adoption of the Negative Declaration related to the Cross Valley contracts and authorized execution of the contracts.

### **4. TULE RIVER ASSOCIATION**

The Board reviewed the January meeting of the Tule River Association. The minutes of the Tule River Association Board of Directors have been distributed to the Board and are not repeated here.

General Manager VINK reported on a meeting with the Corp of Engineers relative to Corp of Engineers O& M charges for 2005 and beyond. It appears the 2005 and beyond Corp of Engineer O&M charges will be relatively stable in comparison to prior years.

#### **Success Power Project**

General Manager VINK presented for consideration the final agreement relative to the buy-out of the Success Power Project. On motion by Director MACMILLAN, second by Director SIMONICH and unanimously approved the Board authorized

execution of the buy-out contract. At present a court date has been set for February 17<sup>th</sup>, 2005, wherein the Executor of KMS, will present the contract for approval to the Bankruptcy Court.

### Success Dam

General Manager VINK reviewed a variety of Success Reservoir activities including the DSAP program along with the various meetings and correspondence related to the project, along with meetings held with the City of Porterville during the month of January to engage the City of Porterville in the matter.

### **5. FRIANT WATER USERS' AUTHORITY**

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

### **6. The Friant Water Authority**

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

### **7. MISCELLANEOUS AUTHORITY/AGENCY**

a. Mid-Valley Water Authority.

Nothing new to report

b. Deer Creek & Tule River Authority.

Nothing new to report

### **8. U.S DEPARTMENT OF THE INTERIOR**

Nothing new to report.

**9. MEETINGS, HEARINGS & NOTICES**

Nothing new to report.

**10. MISCELLANEOUS MATTERS**

Nothing new to report.

- 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 Water Alliance.

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

Respectfully Submitted,

Daniel G. Vink