

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 9th day of September 2008, 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 - <b>ABSENT</b>
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 COSTA, second by Director BARCELLOS and unanimously approved, the agenda was approved as presented.

The minutes of the August 12th Regular Meeting were submitted for review prior to the meeting. On motion by Director BARCELLOS, second by Director COSTA and unanimously approved, the Board accepted the August 12<sup>th</sup> Regular Meeting minutes and ordered them placed on file.

The Board reviewed the Financial Statements for the month of August 2008. Included in the Financial Statements was the renewal of the Districts line of credit at VALLEY BUSINESS BANK for purchases, as they are needed. On motion by Director BARCELLOS, second by Director COSTA and unanimously approved the Board accepted the Financial Statements for the month of August and ordered them placed on file and authorized execution of the documentation necessary to continue the line of credit at VALLEY BUSINESS BANK for an additional year.

The Board reviewed the actions of the Finance Committee in paying the July bills

following the August meeting. On motion by Director COSTA, second by Director ROELOFFS and unanimously approved the Board ratified the actions of the Finance Committee in the payment of the July bills following the August meeting.

At approximately 9:30am WELLS FARGO representative MICHAEL ENGLEBRIGHT entered the meeting to review 9d financing issues associated with the San Joaquin River Settlement. Considerable discussion was held regarding financing and achievable credit ratings. After some discussion with MR. ENGLEBRIGHT the Board concluded that it would be appropriate to seek additional input from other lending institutions and expressed considerable appreciation to MR. ENGLEBRIGHT for attending the meeting.

General Manager VINK reported that Business Manager LIMAS has been selected for the California Ag Leadership program and will begin that program in November of 2008.

## **2. WATER RESOURCES**

The Board reviewed a variety of water resources activities including an update on the current supply which is at 100% Class I and 5% Class II.

The Board spent considerable time discussing groundwater pumping and ground water monitoring within the District boundaries.

General Manager VINK reported that a series of grower meetings would be held later in the month to review several issues including groundwater pumping and the status of groundwater in the District.

General Manager VINK updated the Board on several other matters including:

- Delivery of the District Cross Valley water
- Completion of the District summer water run
- The accounting of the deliveries and sales for the water year
- Delta efforts and initiatives and the significant cost that will be associated with a Delta fix and;
- An update on the Poplar Ditch shareholder meeting.

## **3. DISTRICT OPERATIONS**

### Construction and Operation activities

The Board reviewed a variety of construction and maintenance activities including an update from Operation Manager BATTLES on various maintenance work and routine fall activities including gate replacement and a variety of custom work jobs.

General Manager VINK discussed with the Board the Tule River Inter-tie canal. General Manager VINK reported that the Bureau of Reclamation has reviewed the grant

application that the District had submitted for funding on portions of the Inter-tie canal under the Water 2025 program. The preliminary notice indicates that the grant was not successful in obtaining the grant. District staff and consultants will be following up with the Bureau for a debriefing session on the matter.

The Board then considered the appraisal document as prepared by GORDON BERGTHOLD / HR MACKLIN and reviewed by District Counsel, Staff and Right of Way Acquisition Specialist. After considerable discussion, on motion by Director BARCELLOS, second by Director ROELOFFS and unanimously approved, the Board directed that a statutory offer to purchase be made associated with the appraisal and the necessary right of way for the Inter-tie project.

#### Personnel Matters

General Manager VINK reviewed several personnel activities including the development of a contract for services with the General Manager, PERS contract valuation of the merger of the Lower Tule & Pixley contract and various work going on in the GIS department.

#### Legal Matters

The Board spent considerable amount of time discussing various legal matters including the San Joaquin River Settlement, letters received from various landowners and an upcoming trip to Washington D.C in which, District landowners Vincent Sola along with Director COSTA will represent the District.

The Board convened into executive session to confer with counsel on existing litigation in accordance with Government Code section 54956.9. President SIMONICH recused himself from the meeting due to a potential Conflict of Interest. Upon coming out of closed session it was reported that no action was taken. SIMONICH rejoined the meeting.

#### Administrative Matters

General Manager VINK reviewed several administrative matters with the Board. No action was taken.

At approximately 11:00am the Board convened as the Board of Equalization pursuant to the California Water Code. The purpose of the meeting was to determine the assessed values and to set the assessment rate for Fiscal year 2009. On motion by director BARCELLOS, second by Director COSTA and unanimously approved the Board adopted Resolution 2008-9-1, setting the 2009 assessment rate. A copy of Resolution 2008-9-1 is attached as **Exhibit "A"**.

**4. CROSS VALLEY CANAL**

The Board reviewed a variety of Cross Valley Canal activities including the development of an agreement with the other various CVC parties on capacity sharing. No action was taken.

**5. TULE RIVER ASSOCIATION**

The Board reviewed the minutes of the August 13th Tule River Association. Considerable time at that meeting was discussing TRA transition issues. The Board spent a brief amount of time discussing those as well.

General Manager VINK reported that the Corp of Engineers would be having a Dam Safety Remediation Project stakeholders meeting on the 23<sup>rd</sup> along with a public meeting that same evening.

**6. FRIANT WATER USERS' AUTHORITY**

The Board reviewed the August 28th meeting of the Friant Water Users Authority Board. The minutes of the FWUA Board of Directors have been distributed to the Board and are not repeated here.

**7. FRIANT WATER AUTHORITY**

The Board reviewed the August 28th meeting of the Friant Water Authority Board. The minutes of the FWA Board of Directors have been distributed to the Board and are not repeated here.

**8. MISCELLANEOUS AUTHORITY/AGENCY**

Deer Creek & Tule River Authority.

The Deer Creek and Tule River Authority will be having its meeting on the 19<sup>th</sup> day of September 2008. The minutes of the DCTRA Board of Directors have been distributed to the Board and are not repeated here.

**9. U.S DEPARTMENT OF THE INTERIOR**

Nothing new to report.

10. **MEETINGS, HEARINGS & NOTICES**

Nothing new to report.

11. **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 - The District will be hosting the CFWC on its annual tour dinner on September 18<sup>th</sup>.

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