



Approved

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 14th day of September 2010, 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	2013	JIM COSTA
Director	Div. 3	2011	TOM BARCELLOS
Director	Div. 4	2011	GARY FERNANDES - ABSENT
Director	Div. 1	2013	TONY SIMONICH
Director	Div. 5	2013	JOHN ROELOFFS

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

Also present was Michael Engelbrect from Wells Fargo, Doug Brown from Straddling, Yocca, Carlson & Rauth (10:00am) and Consulting Engineer Dennis Mills (11:00am)

**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 10th Regular and Adjourned Regular meetings were distributed for review prior to the meeting. On motion by Director COSTA, second by Director BARCELLOS and unanimously approved the minutes were accepted and ordered placed on file.

The Financial Statements for the month of August 2010 were reviewed. On motion by Director ROELOFFS, second by Director COSTA and unanimously approved the Board accepted the Financial Statements and ordered them placed on file.

The Board reviewed the actions of the Finance Committee in the payment of the July bills following the August meeting. On motion by Director BARCELLOS, second by

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Director ROELOFFS and unanimously approved the Board ratified the actions of the Finance Committee in the payment of the July bills.

Business Manager LIMAS presented for consideration a renewal of a line of credit with VALLEY BUSINESS BANK. There is currently no money borrowed on the line of credit with VALLEY BUSINESS BANK as it is used for a financing tool for short term purchases. On motion by Director COSTA, second by Director BARCELLOS and unanimously approved the Board authorized renewal of the line of credit with VALLEY BUSINESS BANK.

At 10:00am President SIMONICH called the meeting into a Board of Equalization session pursuant to California Water Code. The purpose of the Board of Equalization hearing is to determine the assessed values and the assessment rate for fiscal year 2011. After thorough review and discussion, on motion by Director COSTA, second by Director BARCELLOS and unanimously approved the Board adopted Resolution 2010-9-1, setting the 2011 assessment rate. A copy of Resolution 2010-9-1 is attached as **EXHIBIT "A"**.

## **2. WATER RESOURCES**

General Manager VINK reviewed a variety of water related activities including the current declaration for the Friant Division, which remains at 100% Class I and 10% Class II along with a considerable amount of uncontrolled season water delivered in March through June.

The Districts final Cross Valley canal reconciliation has been completed. Lower Tule will net \$440,000.00 for the 2010 water year.

General Manager VINK also reported on an exchange with TULARE LAKE BASIN wherein Lower Tule River & Pixley ID will deliver 13,000 A/F of it's Cross Valley supply to the TULARE LAKE BASIN WATER STORAGE DISTRICT in exchange for future year consideration on the Tule River. That exchange is being reviewed by the Bureau for approval.

General Manager VINK updated the Board on a variety of issues including groundwater issues, discussions with ANGIOLA representatives and the Resolution of the cost escalation issue with WATER WORKS DISTRICT #18 / FRIANT RANCH that were dealt with at the August meeting.

### **3. DISTRICT OPERATIONS**

#### Construction and Operation activities

General Manager VINK and Operations Manager BATLLES reviewed with the Board the construction and maintenance activities including the Tule River Inter-tie canal project.

General Manager VINK then presented for consideration an easement granting use of the well in the District property acquired as part of the Intertie project, per prior escrow terms with the landowner. After thorough review and discussion, on motion by Director BARCELLOS, second by Director COSTA and unanimously approved the Board authorized execution of the easement agreement.

The Board then welcomed MICHAEL ENGELBRECHT from WELLS FARGO and DOUG BROWN from STRADDLING, YOCCA, CARLSON & RAUTH into the meeting to review various documents associated with the 9d financing and the Districts long-term contract conversion. After considerable discussion, on motion by Director COSTA, second by Director BARCELLOS and unanimously approved the Board authorized the establishment of the Financing Corporation to handle the transactions associated with the bond financing. The establishment of a Financing Corporation will save the District a considerable amount of money as they make the annual payments.

The Board then spent considerable time reviewing the various financing documents including various proposals on timing and duration of the loans. After considerable discussion, on motion by Director BARCELLOS, second by Director ROELOFFS and unanimously approved, considering both the term of the loan and the source of the funding either through BANK OF AMERICA or through bond financing, the Board voted unanimously to proceed with a 30-year issuance of a bond financing.

General Manager VINK and Business Manager LIMAS will travel to San Francisco in the week following to meet with STANDARD and POOR to receive a credit rating for the District. At the October meeting the Board will finalize the documents reviewed at the September meeting.

Administrative Matters

General Manager VINK reviewed a variety of activities with the Board. At approximately 11:00am CONSULTING ENGINEERS MILLS and the Pixley Board entered the meeting to review the recently completed AG WATER STUDY. The Board provided numerous comments. General Manager VINK and CONSULTING ENGINEER MILLS will work on clarifying comments and provide a final draft of the report at a subsequent meeting.

General Manager VINK then reviewed the schedule for the 218 election. The District will be having its 218 election on the 24<sup>th</sup> of September.

**4. CROSS VALLEY CANAL**

The Board reviewed a variety of Cross Valley canal activities including an update from Business Manager LIMAS on the recent PWpra agreement and from General Manager VINK on contract renewal negotiations. No action was taken.

**5. TULE RIVER ASSOCIATION**

The Board reviewed the August 18, 2010 minutes of a meeting of the Tule River Association. The minutes of the meeting have been distributed and as such are not repeated here.

**6. FRIANT WATER USERS' AUTHORITY**

The Board reviewed the minutes of the August 26th regular meeting of the Friant Water Users Authority. The minutes of the meeting have been distributed and as such are not repeated here.

**7. FRIANT WATER AUTHORITY**

The Board reviewed the minutes of the August 26th regular meeting of the Friant Water Authority. The minutes of the meeting have been distributed and as such are not repeated here.

**8. MISCELLANEOUS AGENCIES/AUTHORITIES**

Deer Creek & Tule River Authority.

The Deer Creek and Tule River Authority will be holding its meeting on the 17<sup>th</sup> of September.

**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
- I. Family Farm Alliance
- J. California Farm Bureau
- K. California Special Districts Association
- L. Ag Leadership
- M. Tulare County Farm Bureau

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

Respectfully Submitted,

Daniel G. Vink  
General Manager

MINUTES OF A SPECIAL 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 24th day of September 2010, at 10:00 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	2013	JIM COSTA - (Entered at 10:45am)
Director	Div. 3	2011	TOM BARCELLOS
Director	Div. 4	2011	GARY FERNANDES - ABSENT
Director	Div. 1	2013	TONY SIMONICH
Director	Div. 5	2013	JOHN ROELOFFS

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

**1. BOARD ADMINISTRATION**

The purpose of the meeting was to hold a public hearing associated with the proposed assessment change and the Proposition 218 Election.

At 10:00am the Board convened the hearing and entertained comments from the public. Several landowners of Lower Tule were in attendance at the meeting to provide comments on the election. The Hearing was closed at 10:35 am.

At approximately 10:40 am the Board began opening and counting the ballots. After approximately 45 minutes of counting the ballots the Board announced the results and the passage of the Proposition 218 election.

The Board then turned it's attention to Resolution 2010-9-3, certifying the Proposition 218 results and increases the Districts assessment rate from .8% to 1.65% effective in the year 2013. On motion by Director BARCELLOS, second by Director ROELOFFS and unanimously approved the Board adopted Resolution 2010-9-3,

Approved

certifying the Proposition 218 results and increases the Districts assessment rate from .8% to 1.65% effective in the year 2013. A copy of Resolution 2010-9-3 is attached as **EXHIBIT "A"**.

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

Respectfully Submitted,

Daniel G. Vink  
General Manager