

BOARD OF DIRECTORS - REGULAR MEETING

AGENDA

Tuesday, August 8, 2023, 10:00 a.m.

8749 9th Street, Post Office Box 757, San Joaquin, California 93660-0757

www.jamesid.org

Americans With Disabilities Act

A person with a qualifying disability under the Americans With Disabilities Act of 1990 may request the District provide a disability-related modification or accommodation in order to participate in any public meeting of the District. Such assistance includes appropriate alternative formats for the Agendas and Agenda packets used for any public meetings of the District. Requests for such assistance and for Agendas and Agenda packets shall be made in person, by telephone, facsimile or written correspondence to the General Manager at the District office at least 48 hours before a public District meeting.

Standing Request for Notice

Any request for mailed copies of Regular and Special Board Meeting agendas shall be valid for the calendar year in which it is filed and must be renewed in writing January 1st of each year. The District reserves the right to establish a fee for mailing agendas provided the fee does not exceed the cost of providing the service. Materials related to an agenda item submitted to the Board of Directors after distribution of the agenda are available for public inspection at the District office during normal business hours.

Public Comment on Agenda Items

Any member of the public may address the Board concerning any item on the Agenda before or during consideration of that item, as appropriate.

I. **CALL TO ORDER** (R.CHANEY / M.COMBS)

II. **OTHER BUSINESS / PUBLIC COMMENTS**

- A. PUBLIC COMMENTS - Any member of the public may address the Board concerning any matter not on the agenda, but within the Board's jurisdiction. For comment on matters on the current Agenda, public comment will be taken when the Agenda item is called. Public comment is limited to no more than three minutes per person. For good cause, the Chair of the Board may waive this limitation. Gov. Code §54954.3(a)
- B. ➤ ADDITIONS/CORRECTIONS TO THE AGENDA - Consider additions/corrections to the Agenda.
- C. POTENTIAL CONFLICTS OF INTEREST - Any Board member who has a potential conflict-of-interest may now identify the item(s) and recuse themselves from discussing and voting on the matter(s). FPPC §87105

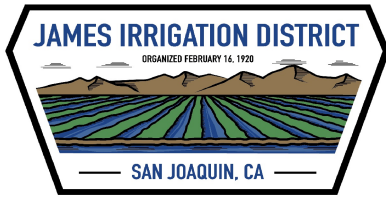
III. **MINUTES**

Minutes of the following meetings will be presented for consideration of approval:

- A. ➤ REGULAR MEETING: JULY 11, 2023

IV. **TREASURER'S REPORT** (Water Code §24273)

- A. FINANCIAL REPORTS - Reports reflecting the financial status of the District will be presented.
 - 1. ➤ Interim Warrants: July 12-August 8, 2023 - Review warrants and invoices paid since last meeting; presented for approval.
 - 2. ➤ Accounts Payable - Examine unpaid invoices presented for approval.
 - 3. Payroll Certification: Pay Periods Ending July, 2023 - President, General Manager, & Office Manager to certify listing of payroll checks issued.
 - 4. Income Statements (Budget-to-Actual): July 31, 2023 (*Unaudited*)
 - 5. Cash Position Report: July 31, 2023 (Water Code §24273)
 - 6. Accounts Receivable Activity Report: July 31, 2023



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B. FEE WAIVERS

1. ➤ ARIANA FARMS, LLC (08/08/2023) - Discussion/possible action considering granting waiver of fees for delinquent grower payment.
2. ➤ APN #030-170-30S, 030-170-31S / ARIANA, LLC (08/08/2023) - Discussion/possible action considering granting waiver of fees and/or costs for delinquent assessment payments.

C. ➤ FISCAL AUDIT: MARCH 1, 2020-FEBRUARY 28, 2021 - Presentation and discussion of Auditor's Report; consider approval. (Water Code §24274)

D. ➤ FISCAL AUDIT: MARCH 1, 2021-FEBRUARY 28, 2022 - Presentation and discussion of Auditor's Report; consider approval. (Water Code §24274)

V. GENERAL MANAGER'S REPORT

The General Manager will report on operations, maintenance, projects and other District matters.

VI. SUPERINTENDENT'S REPORT

Report on operations, maintenance, projects, equipment and other District matters within the purview of this position.

VII. DIRECTORS' REPORTS (Gov. Code §53232.3)

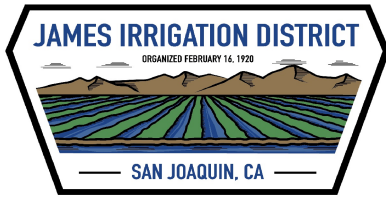
Directors will report on meetings and/or conferences attended on behalf of the District.

VIII. ACTION ITEMS

- A. ➤ WATER POLICY: ON-FARM RECHARGE (12/14/2021) - Discussion/possible action regarding grower applications submitted for participation in the 2023 On-Farm Recharge Program.
- B. ➤ WINTER DELIVERIES (08/13/2019) - Evaluate potential for winter deliveries and coordination of maintenance activities, establish billing rate. Take action if warranted.
- C. ➤ BOARD OF EQUALIZATION MEETING (08/08/2023) - Set date and time to convene as a Board of Equalization to hear public comments re: 2023-2024 Assessments (Water Code §25550-25559)
- D. ➤ TERRANOVA RANCH PROJECT (05/16/2023) - Discussion/possible action regarding operations & maintenance of Terranova Project.

IX. REPORT ITEMS

- A. FLOOD & EXCESS WATER DELIVERIES (03/14/2023) - Update on deliveries of flood and excess water to areas outside of the District boundaries.
- B. SEXUAL HARASSMENT TRAINING & EDUCATION (06/13/2023) - Reminder: Biennial training (2 hours) required by State law (SB1343); class scheduled for Tuesday, August 29, 2023, 10:00 a.m.-12:00 p.m.



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The public may comment on the following Closed Session items prior to the Board's adjourning to Closed Session.

CLOSED SESSION

X. CLOSED SESSION: GOVERNMENT CODE §54956.9 - CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

A. SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO PARAGRAPH (2) OR (3) OF SUBDIVISION (D):

4 CASES

XI. CLOSED SESSION: GOVERNMENT CODE §54956.9 - CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

A. AS DEFENDANT: 2 CASES

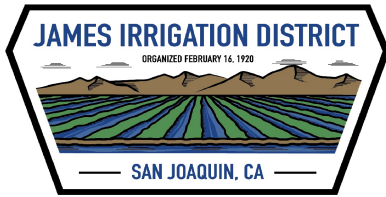
1. NATURAL RESOURCES DEFENSE COUNCIL, ET AL, V HAALAND, ET AL
U.S. District Court for the Eastern District of California
Case No. 1:5-CV-01207LJO-GSA
2. CENTER FOR BIOLOGICAL DIVERSITY, RESTORE THE DELTA AND PLANNING & CONSERVATION LEAGUE V UNITED STATES BUREAU OF RECLAMATION ET AL (06/08/2021)
United States District Court, Eastern District of California
Case No. 1:20-CV-00706 DAD-EPG

B. AS PLAINTIFF: 4 CASES

1. KINGS RIVER WATER ASSOCIATION ET AL V. JAMES VERBOON ET AL
Kings County Superior Court, Case No. 15 C0304
2. JAMES IRRIGATION DISTRICT VS. KINGS RIVER WATER ASSOCIATION ET AL
Fresno County Superior Court Case No. 19CECG00769
3. JAMES IRRIGATION DISTRICT V. WESTLANDS WATER DISTRICT
Fresno County Superior Court Case No. 20CECG00688
4. JAMES IRRIGATION DISTRICT V. McMULLIN AREA GROUNDWATER SUSTAINABILITY AGENCY - Fresno County Superior Court Case No. 23CECG00749

C. AS INTERVENOR: 1 CASE

1. CITY OF FRESNO, ET AL V. UNITED STATES OF AMERICA
United States Court of Federal Claims, Case No. 1:16-CV-01276-MCW



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XII. CLOSED SESSION: GOVERNMENT CODE §54956.8 - CONFERENCE WITH REAL PROPERTY NEGOTIATOR

A. JAMES & TRANQUILLITY NEGOTIATIONS

Negotiating Parties: James Irrigation District: General Manager/Designee

Tranquillity Irrigation District: Danny Wade

Kings River Lower River Units: Scott Sills

Under Negotiation: Price, terms & conditions of possible real property and/or water supply transactions

B. WATER BANKING & TRANSFERS (04/19/2018)

Negotiating Parties: James Irrigation District: General Manager/Designee

To Be Determined

Under Negotiation: Price, terms and conditions of possible water supply transactions.

C. WATER BANKING & TRANSFERS (06/22/2021)

Negotiating Parties: James Irrigation District: General Manager/Designee

McMullin Groundwater Sustainability Agency

Under Negotiation: Price, terms and conditions of possible water supply transactions.

OPEN SESSION

XIII. REPORT ON ANY ACTION TAKEN DURING CLOSED SESSION (Gov. Code §54957.1)

The presiding officer will report on any actions taken during the above Closed Session items.

XIV. ADJOURN

► ADJOURN to next Regular Meeting scheduled for Tuesday, September 12, 2023, unless otherwise decided by the Board.