

JAMES IRRIGATION DISTRICT

BOARD OF DIRECTORS - SPECIAL MEETING

MINUTES January 16, 2023

ATTENDANCE

DIRECTORS PRESENT

Riley Chaney, President
Micah Combs, Vice-President
Robert Motte
Robert Barcellos
Vacant

LANDOWNERS / GROWERS

Thomas Coleman (Zoom)

- RECLAMATION DISTRICT NO. 1606
Wm. Cory Carvalho, Vice-President

LEGAL COUNSEL

- BARTKIEWICZ, KRONICK & SHANAHAN
Ryan Bezerra (Zoom)

EXCUSED

None

ABSENT

None

STAFF PRESENT

Manny Amorelli, General Manager,
Treasurer/Assessor-Collector
Melissa Benner, Clerk

I. CALL TO ORDER

A Special Meeting of the Board of Directors of JAMES IRRIGATION DISTRICT ("District") was held Monday, January 16, 2023, in the District office located at 8749 Ninth Street, San Joaquin, California. The meeting was called to order at 1:00 p.m., by President, Riley Chaney. A quorum was at all times present and acting.

Members of the public were encouraged to access the meeting via internet/Zoom or by utilizing the call-in number to allow them to fully participate in the meeting without having to be present.

II. RESOLUTION RENEWING USE OF REMOTE TELECONFERENCE MEETINGS UNDER AB361

As all members of the Board of Directors were present, no action was taken to adopt this Resolution allowing the Board to conduct meetings via teleconference and/or remotely in conformity with Government Code section 54953(e) as amended by AB361.

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III. OTHER BUSINESS / PUBLIC COMMENTS

A. PUBLIC COMMENTS

There were no Public Comments.

B. ADDITIONS / CORRECTIONS TO THE AGENDA

There were no corrections/additions to the Agenda.

C. POTENTIAL CONFLICTS OF INTEREST [FPPC §87105]

Directors were given an opportunity to identify potential conflicts-of-interest with items appearing on the Agenda.

IV. GENERAL MANAGER'S REPORT

Staff has been coordinating with the Bureau and the Water Authority regarding Friant water situation.

V. DIRECTORS' REPORTS

None were presented.

VI. ACTION ITEMS

A. RESOLUTION APPROVING SECTION 215 CONTRACT (01/16/2023)

M/S/C (M.COMBS / R.MOTTE), to APPROVE Resolution 2023-01 Approving a Contract for Surplus Central Valley Project Water Under Section 215 of the Reclamation Reform Act of 1982 Between the District and the U.S. Bureau of Reclamation. (Att.1)

AYES: 4 (M.Combs, R.Barcellos, R.Motte, R.Chaney)

ADJOURNED TO CLOSED SESSION AT 1:06 P.M.

Directors Attending:

Riley Chaney, President

Micah Combs, Vice-President

Robert Motte

Robert Barcellos

Staff Attending

Manny Amorelli, General Manager

Legal Counsel

- Bartkiewicz, Kronick & Shanahan
Ryan Bezerra (Zoom)

VII. 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

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VIII. 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: 3 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

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

IX. 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

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- B. SOUTHWEST GROUNDWATER RECHARGE PROJECT (11/13/2012)
Negotiating Parties: James Irrigation District: General Manager/Designee
Fresno Irrigation District: Bill Stretch
Under Negotiation: Price, terms and conditions of possible real property and/or water supply transactions/Department of Water Resources Proposition 84 Grant Application
- C. 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.
- D. 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.
- E. WHITE PINE RENEWABLES (04/13/2021)
Negotiating Parties: James Irrigation District: General Manager/Designee
White Pine Renewables: Evan Riley
Under Negotiation: Price, terms and conditions of possible real property transaction.
- F. FRESNO COUNTY APN 030-090-29S (4.66 ACRES), APN 030-090-30S (2.03 ACRES) (06/11/2019)
Negotiating Parties: James Irrigation District: General Manager/Designee
Landowner
Under Negotiation: Price, terms of payment.
- G. FRESNO COUNTY APN #040-030-46S (6.51 ACRES)
Negotiating Parties: James Irrigation District: General Manager/Designee
Landowner
Under Negotiation: Price, terms and conditions of possible real property and/or water supply transactions.

RECONVENED IN OPEN SESSION AT 1:28 P.M.

- X. **REPORT ON ACTIONS TAKEN DURING CLOSED SESSION** Gov. Code 54957.1
General Manager, Manny Amorelli, stated there were no reportable actions taken during Closed Session.

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XI. ADJOURN

There being no further business to come before the Board, the meeting was ADJOURNED at 1:28 p.m., until the next Regular Meeting scheduled for Tuesday, February 14, 2023.

RECORDED BY:

APPROVED BY:

Walter Flores-Barboza, Office Manager

Riley Chaney, President

Manny Amorelli, General Manager

ATTACHMENTS:

1. Resolution 2023-01 Approving a Contract for Surplus Central Valley Project Water Under Section 215 of the Reclamation Reform Act of 1982 Between the District and the U.S. Bureau of Reclamation, Approved January 16, 2023