

BOARD OF DIRECTORS - REGULAR MEETING

AGENDA

Tuesday, February 9, 2021, 10:00 a.m.

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

www.jamesid.org

Executive Orders N-29-20 and N-35-20

In accordance with the Governor's Executive Orders (N-29-20 and N-35-20) and the declared State of Emergency, including social distancing directives as a result of the threat of the COVID-19 virus, this meeting will be conducted by telephone and in person to the extent possible given local government directives. Board members and select District Staff will be participating in this meeting by teleconference from a conference room provided by the District or from a remote location of their choosing. Members of the public may participate in this meeting by attending in person or by using the teleconference information referenced above. The District will strictly adhere to all public health directives and guidance. Attendees will be required to wear masks at all times and will maintain the appropriate distance from other attendees. In-person attendance will be limited to twenty (20) people, including Directors and District Staff. Members of the public are encouraged to use the call-in number, which will allow them to fully participate in the meeting without having to be present in person. If members of the public have any problems using the call-in number during the meeting, please contact the District Office at (559) 693-4356.

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.

Join Zoom Meeting

<https://zoom.us/j/91270287646?pwd=amwxek1iUXNQbEw2VTcrRVd2aWdjdz09>

Meeting ID: 912 7028 7646

Passcode: 325242

One tap mobile

+16699006833,,91270287646#,,,,*325242# US (San Jose)

+12532158782,,91270287646#,,,,*325242# US (Tacoma)

Dial by your location

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 929 205 6099 US (New York)

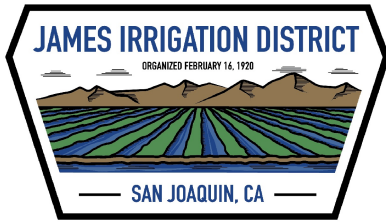
+1 301 715 8592 US (Washington DC)

+1 312 626 6799 US (Chicago)

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Find your local number: <https://zoom.us/u/abBiucdh7>



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I. CALL TO ORDER (R.CHANEY / J.HUGHES)

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. Public comment is limited to no more than three minutes per person. For good cause, the Chair of the Board may waive this limitation.
- B. JAMES IRRIGATION DISTRICT ANNIVERSARY OF FORMATION - February 16th marks the 101st anniversary of the District's formation
- C. ➤ ADDITIONS/CORRECTIONS TO THE AGENDA - Consider approving additions/corrections as necessary
- D. 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: JANUARY 12, 2021
- B. ➤ SPECIAL MEETING: FEBRUARY 2, 2021

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

- A. FINANCIAL REPORTS - Reports reflecting the financial status of the District will be presented.
 - 1. ➤ Interim Warrants: January 13-February 9, 2021 - Presented for review/approval.
 - 2. ➤ Accounts Payable - Review invoices submitted for approval.
 - 3. Payroll Certification: Pay Periods Ending January, 2021 - President, General Manager & Secretary-Treasurer to certify listing of payroll checks issued.
 - 4. Income Statements (Budget-to-Actual): January 31, 2021 (Unaudited)
 - 5. Cash Position Report: January 31, 2021 (Water Code §24273)
 - 6. Accounts Receivable Activity Report: January 31, 2021

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

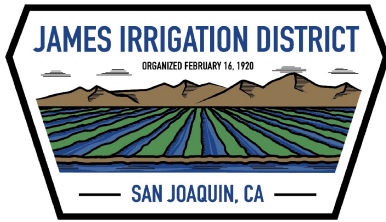
Directors will report on meetings and/or conferences attended on behalf of the District.

VI. GENERAL MANAGER'S REPORT

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

VII. SUPERINTENDENT'S REPORT

Report on operations, maintenance, projects, equipment and other District matters



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VIII. ACTION ITEMS

- A. ► RESOLUTION 2021-01 CORPORATE AUTHORIZATION RESOLUTION (02/09/2021) - Consider approving Resolution updating authorized bank and/or financial institution signatories.
- B. ► FEE WAIVER: APN 040-040-30S / ULRICI (02/09/2021) - Consider granting waiver of fees and/or costs for delinquent payment first installment 2020-2021 Assessments.
- C. ► FISCAL BUDGET: MARCH 1, 2021-FEBRUARY 28, 2022 - Consider approval of budget forecast.
- D. ► SOLAR INSTALLATION (02/02/2021) - Discuss landowner request to serve Fresno County APN #030-080-36 with solar installations on District's property, Fresno County APN #030-080-17T, #030-080-13T

IX. REPORT ITEMS

- A. SEXUAL HARASSMENT TRAINING & EDUCATION (01/12/2021) - Discuss scheduling of biennial training (2 hours) for Board members as required by State law (SB1343).
- B. ANNUAL FILING OF STATEMENT OF ECONOMIC INTEREST FORMS (02/09/2021) - As required by the Political Reform Act, Gov. Code §81000-91015, all Directors must file annual Conflict-of-Interest forms (Form 700) no later than April 1, 2021.

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 §54957 - PUBLIC EMPLOYMENT

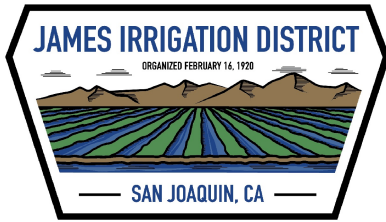
- A. TITLE: OFFICE MANAGER (1)
- B. TITLE: IN-HOUSE COUNSEL (1)

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

1 CASE

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

- A. AS DEFENDANT: 3 CASES
 1. NATURAL RESOURCES DEFENSE COUNCIL, ET AL, V BERNHARDT, ET AL
U.S. District Court for the Eastern District of California
Case No. 1:5-CV-01207LJO-GSA
 2. MCMULLIN AREA GROUNDWATER SUSTAINABILITY AGENCY VS. JAMES IRRIGATION DISTRICT; JAMES GROUNDWATER SUSTAINABILITY AGENCY
Fresno County Superior Court Case No. 20CECG00507
 3. AMY BEZERA VS. JAMES IRRIGATION DISTRICT
Fresno County Superior Court Case No. 20CECG00572



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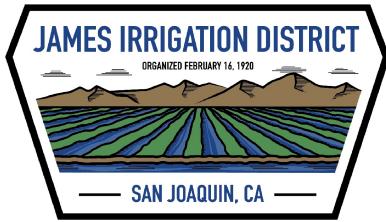
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- B. AS PLAINTIFF: 3 CASES
1. KINGS RIVER WATER ASSOCIATION ET AL V. JAMES VERBOON ET AL
Kings County Superior Court, Case No. 15 C0304
 2. JAMES IRRIGATION DISTRICT VS. KINGS RIVER WATER ASSOCIATION ET AL
Fresno County Superior Court Case No. 19CECG00769
 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

XIII. 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. CENTRAL VALLEY PROJECT (CVP) REPAYMENT CONTRACT (06/11/2019)
Negotiating Parties: James Irrigation District: General Manager/Designee
Scott K. Kuney, Esq., Alan F. Doud, Esq.
U.S. Bureau of Reclamation: Michael Jackson, P.E.
Under Negotiation: Price, terms and conditions of water supply contract
- C. BURFORD FARMS (03/10/2020)
Negotiating Parties: James Irrigation District: General Manager/Designee
Burford Farms: Jill Burford Minnick
Under Negotiation: Price, terms and conditions of possible water supply transactions.
- D. FRESNO COUNTY APN 035-060-64 PTN (10/14/2014)
Negotiating Parties: James Irrigation District: General Manager/Designee
Landowner: Abrahamian Trust, Kenneth Abrahamian, Jr.
Under Negotiation: Price, terms and conditions of possible real property and/or water supply transactions



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OPEN SESSION

XIV. 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.

XV. ADJOURN

► ADJOURN to next Regular Meeting scheduled for Tuesday, March 9, 2021, unless otherwise decided by the Board.