

BOARD OF DIRECTORS - REGULAR MEETING

AGENDA

Tuesday, January 11, 2022, 10:05 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://us06web.zoom.us/j/87440673757?pwd=bnZ3V1pXRGFhT0d5VGt2aFQ5dDVUQT09>

Meeting ID: 874 4067 3757

Passcode: 165575

One tap mobile

+16699006833,,87440673757#,,,,*165575# US (San Jose)

+13462487799,,87440673757#,,,,*165575# US (Houston)

Dial by your location

+1 669 900 6833 US (San Jose)

+1 346 248 7799 US (Houston)

+1 253 215 8782 US (Tacoma)

+1 929 205 6099 US (New York)

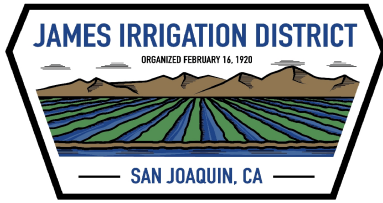
+1 301 715 8592 US (Washington DC)

+1 312 626 6799 US (Chicago)

Meeting ID: 874 4067 3757

Passcode: 165575

Find your local number: <https://us06web.zoom.us/j/87440673757>



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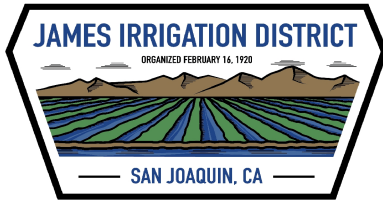
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- I. **CALL TO ORDER** (R.CHANEY / J.HUGHES)
- II. **► RESOLUTION RE-AUTHORIZING REMOTE TELECONFERENCE MEETINGS UNDER AB361** - Consider re-approving findings made in Resolution 2021-04 to enable remote teleconference and/or internet meetings to continue under the Ralph M. Brown Act so long as a state of emergency continues to exist from COVID-19.
- III. **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. Gov. Code §54954.3(a)
- B. **MOMENT OF SILENCE** to honor the passing of SIDNEY KEITH EUBANKS (08/26/1936-12/14/2021), former landowner/grower.
- 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
- IV. **MINUTES**
- Minutes of the following meetings will be presented for consideration of approval:
- A. **► REGULAR MEETING: DECEMBER 14, 2021**
- V. **TREASURER'S REPORT** (Water Code §24273)
- FINANCIAL REPORTS** - Reports reflecting the financial status of the District will be presented.
- Interim Warrants: December 15, 2021-January 11, 2022** - Review checks and supporting invoices issued since last meeting; presented for approval.
 - Accounts Payable** - Examine unpaid invoices presented for approval.
 - Payroll Certification: Pay Periods Ending December, 2021** - President, General Manager, Secretary-Treasurer & Office Manager to certify listing of payroll checks issued.
 - Annual Report of Remuneration to Board of Directors: January 1-December 31, 2021** (Gov. Code §53065.5)
 - Income Statements (Budget-to-Actual): December 31, 2021 (Unaudited)**
 - Quarterly Report of Investments: December 31, 2021** [Gov. Code §53646(b)(1)]
 - Cash Position Report: December 31, 2021** (Water Code §24273)
 - Reserve Account Balance Trend Report: December 31, 1999-December 31, 2021**
 - Schedule of Long-Term Debt/Notes Payable: December 31, 2021** - Quarterly report



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10. Accounts Receivable Activity Report: December 31, 2021
11. District Labor Cost / Acre Foot: 2021 - Report labor cost/acre foot for prior year deliveries (Min: 11/12/2002)

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 within the purview of this position.

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

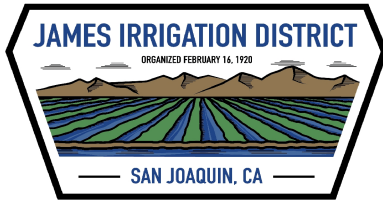
Directors will report on meetings and/or conferences attended on behalf of the District.

IX. ACTION ITEMS

- A. ► WATER POLICY: PURCHASE OF CLASS II WATER (07/13/2021) - Discussion & possible action for policy authorizing purchase of Class II water for groundwater recharge.
- B. ► WATER POLICY: ON-FARM RECHARGE (12/14/2021) - Discussion & possible action for a program allowing flood irrigation on permanent crop land (flood rather than drip), establish policy for on-farm recharge to achieve recharge credit; adjust billing rate. (Motte)
- C. ► FISCAL AUDIT: MARCH 1, 2021-FEBRUARY 28, 2022 - Discussion & possible action to (1) grant authorization to perform audit OR (2) solicit bids for services.
- D. ► DISTRICT INVESTMENT POLICIES (01/11/2022) - Annual review of District investment policies last enacted by Resolution 2017-01 and re-approved 01/12/2021. Consider amendments if warranted; otherwise re-approve. (Calif. Gov. Code 53646)
- E. ► RESERVE POLICY - Conduct annual review of guidelines. Discussion & possible action to amend policy enacted by Resolution 2017-07 and re-approved 03/09/2021, if warranted; otherwise, re-approve.
- F. ► DISTRICT EQUIPMENT RENTAL RATES (01/11/2022) - Conduct annual review of District rental rate schedule. Discussion & possible action to update rates, if warranted; otherwise, re-approve. (Min: 06/07/1994)
- G. ► FISCAL BUDGET: MARCH 1, 2022-FEBRUARY 28, 2023 (01/11/2022) - In accordance with California Water Code §24274, review, discuss and consider approval of Budget.
- H. ► ANNUAL MEETING (01/11/2022) - Discussion & possible action setting date for 2022 Annual Meeting; discuss arrangements, Agenda items.

X. REPORT ITEMS

None.



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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

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

4 CASES

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

A. AS DEFENDANT: 2 CASES

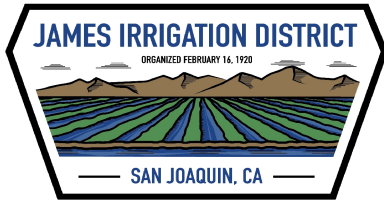
1. NATURAL RESOURCES DEFENSE COUNCIL, ET AL, V HAALAND, ET AL
U.S. District Court for the Eastern District of California
Case No. 1:5-CV-01207LJO-GSA
2. CENTER FOR BIOLOGICAL DIVERSITY, RESTORE THE DELTA AND PLANNING & CONSERVATION LEAGUE V UNITED STATES BUREAU OF RECLAMATION ET AL (06/08/2021)
United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

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



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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. 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.

C. FRESNO COUNTY APN #030-370-32S (05/11/2021)

Negotiating Parties: James Irrigation District: General Manager/Designee

Landowner: The Frank V. Motte Testamentary Trust

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

D. FRESNO COUNTY APN #030-381-10S, SAN JOAQUIN, CA

Negotiating Parties: James Irrigation District: General Manager/Designee

Landowner: Hedman Ranches, Inc.

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

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, February 8, 2022, unless otherwise decided by the Board.