

**BOARD OF DIRECTORS - REGULAR MEETING**  
**Tuesday, March 9, 2021, 10:15 a.m.**  
8749 9<sup>th</sup> 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 1<sup>st</sup> 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/98239588607?pwd=UIFtKzU1cEYySIB3W XFHOGZ hNVoxdz09>**

**Meeting ID: 982 3958 8607**

**Passcode: 800599**

**One tap mobile**

**+16699006833,,98239588607#,,,,\*800599# US (San Jose)**

**+13462487799,,98239588607#,,,,\*800599# 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)**

**+1 312 626 6799 US (Chicago)**

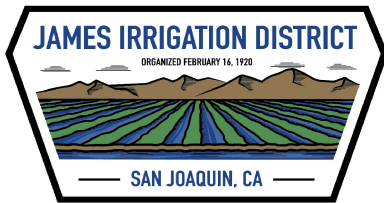
**+1 929 205 6099 US (New York)**

**+1 301 715 8592 US (Washington DC)**

**Meeting ID: 982 3958 8607**

**Passcode: 800599**

**Find your local number: <https://zoom.us/u/abL8FtVsc5>**



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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. ➤ ADDITIONS/CORRECTIONS TO THE AGENDA - Consider approving additions/corrections as necessary
- 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: FEBRUARY 9, 2021

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

- A. FINANCIAL REPORTS - Reports reflecting the financial status of the District will be presented.
- Interim Warrants: February 10-March 9, 2021 - Presented for review/approval.
  - Accounts Payable - Review invoices submitted for approval.
  - Payroll Certification: Pay Periods Ending February, 2021 - President, General Manager & Office Manager to certify listing of payroll checks issued.
  - Income Statements (Budget-to-Actual): February 28, 2021 (*Unaudited*)
  - Cash Position Report: February 28, 2021 (Water Code §24273)
  - Accounts Receivable Activity Report: February 28, 2021
- B. FISCAL AUDIT: MARCH 1, 2019-FEBRUARY 28, 2020 - Progress report

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

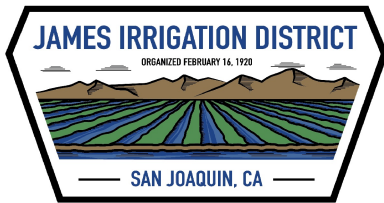
Directors will report on meetings and/or conferences attended on behalf of the District.

**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. ► SOLAR PROPOSAL: WHITE PINE SOLAR (03/09/2021) - Consider proposal; possible action.
- B. ► SOLAR PROPOSAL: CENERGY SOLAR (03/09/2021) - Consider proposal; possible action.
- C. ► ANNUAL SALARY REVIEW (03/09/2021) - Appoint two Board members to serve with the General Manager as an ad hoc committee to develop recommendations to the full Board for salary increases, salary ranges, benefit package modifications and/or employee policy changes to take effect June 1

**IX. REPORT ITEMS**

- A. SEXUAL HARASSMENT PREVENTION TRAINING & EDUCATION (01/12/2021) - Reminder: Biennial training (2 hours) required by State law (SB1343) scheduled for Tuesday, April 20, 2021, 9:00 a.m.
- B. SEMI-ANNUAL STAFF APPRECIATION LUNCHEON (03/09/2021) - Discuss

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

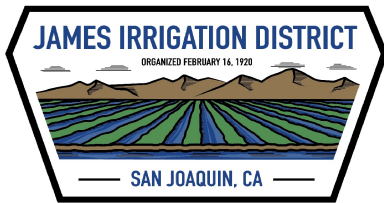
**CLOSED SESSION**

**X. CLOSED SESSION: GOVERNMENT CODE §54957 - PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

- A. TITLE: DITCHTENDER / MAINTENANCE (1)

**XI. 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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- 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

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

- A. FRESNO COUNTY APN #030-080-13T, #030-080-17T  
Negotiating Parties: James Irrigation District: General Manager/Designee  
Larry W/Terri E. Chaney Trust: Riley Chaney  
Under Negotiation: Price, terms & conditions of possible real property and/or water supply transactions
- B. 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
- 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.

**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, April 13, 2021, unless otherwise decided by the Board.