

**MINUTES OF REGULAR MEETING OF THE BOARD OF DIRECTORS
OF THE TULARE IRRIGATION DISTRICT
HELD AT 6826 AVEUE 240,
TULARE, CALIFORNIA 93274
VIA ZOOM TELECONFERENCE ON THE
8th DAY OF DECEMBER, 2022 AT THE HOUR OF 9: 00 A.M.**

Call to Order and Roll Call:

Mr. Fukuda reported due to the Governor's Executive Order (N-29-20) and the declared state of emergency, including current social distancing directives as a result of the threat of the COVID-19 virus, the Tulare Irrigation District (TID) Board Members met in person at the Tulare Irrigation District Administration Office, under social distancing guidelines. There was no physical location for this meeting for the public. Members of the public and other officials participated in the Open Session portion of the meeting remotely via Zoom teleconference.

Directors present at the meeting held at the date and time above designated were President David Bixler, Rick Borges, Scott Rogers, and Mike Thomas. Absent was Director Dave Martin. Staff present at the meeting were Aaron Fukuda, General Manager; Kathi Artis, Controller and Treasurer; Beth Holmes, Senior Administrator and Assessor-Collector; James Fisher, Water Resources Engineer; Wayne Fox, Superintendent; Jeremy Barroll, Assistant Engineer; Diana Zegarra, Assistant Water Resources Engineer; and Alex Peltzer, District Counsel. Present via Zoom teleconference were Marco Crenshaw, Watermaster; Don Wright, Water Wrights; Johnny Gailey, Delta View Water Association; Geoff Vanden Heuvel; Austin Williams; Andrew Hart; and Matt Klinchuch, Provost & Pritchard Consulting Group. Mr. Bixler thanked everyone for attending and announced that there was a full quorum of the Board of Directors present. President Bixler asked if there were any changes, additions, or deletions to the agenda, of which Mr. Fukuda reported there was none. The meeting was thereupon called to order by President Bixler.

Oath of Office:

At the start of the meeting Mike Thomas, Director Division 1, recited the sworn oath of office before the Board of Directors.

Mr. Fukuda then moved the meeting to Closed Session.

Closed Session:

The Board thereupon entered into closed session under §54956.8, §54956.9(a)), §54956.9(b)), §54956.9(c)), §54957.6, §54957, and §54956.95 of the Government Code.

Upon returning to Open Session, President Bixler noted that there were no actions taken in Closed Session.

Introduction:

Mr. Fukuda welcomed and introduced Diana Zegarra, the newly hired TID Assistant Water Resources Engineer. Ms. Zegarra introduced herself to the Board of Directors.

Matters for Consideration of Board Action:

Resolution No. 22-21 - Virtual Meeting Resolution. A Resolution of the Board of Directors to the Tulare Irrigation District proclaiming a local emergency, ratifying the proclamation of a State of Emergency by the California Governor's Executive Order N-15-21 and authorizing remote teleconference meetings of Tulare Irrigation District Board of Directors for the period December 13, 2022 to January 13, 2023 pursuant to Brown Act provisions. By the motion of Director Thomas

and seconded by Director Rogers, unanimously carried by all Directors present, Resolution No. 22-21 was thereupon approved as presented.

Public Comments:

There was no public comment to come before the Board.

Approval of Minutes:

Director Bixler then noted that the minutes of the Regular Meeting of November 8, 2022 were distributed and asked if any errors or omissions were noted therein. By the motion of Director Borges and seconded by Director Rogers, unanimously carried by all Directors present, the minutes of the Regular Meeting of November 8, 2022, were thereupon approved as presented.

Watermaster Report:

Lake Kaweah Storage and Operations: Mr. Crenshaw reported on Lake Kaweah Storage and Operations/Water Supply Outlook - Mr. Crenshaw began his report by noting the Terminus Reservoir total inflow as of December 9th was 140 CFS, and the storage at Terminus Reservoir for the previous day was 19,564 AF. He then reported that the daily release from Terminus Reservoir was 1 CFS.

Thereupon, Mr. Crenshaw mentioned that the Millerton Lake total inflow was 914 CFS and the entire storage at Millerton Lake was 297,504 AF. He reported that the total daily release from Millerton was 569 CFS.

Mr. Crenshaw provided a 2001-2022 Kaweah River Snow Water Content chart, which showed the Kaweah River Surrounding Snow Sensor Water Content Below Average Years 195% of the December 11th Average and 400% of the April 1st Average. Then, Mr. Crenshaw reported on Kaweah River Surrounding Snow Sensor Water Content Above Average Years 195% of the December 11th Average and 40% of the April 1st Average.

Mr. Crenshaw cited precipitation amounts to date at the District yard totaling 110% of the average.

Mr. Crenshaw presented for discussion the Average SST Anomalies for October 10, 2021 - December 3, 2022.

Water Supply Outlook - Mr. Crenshaw continued his report by indicating that the District's current water supply stood at 6,266 AF. The January 2022 to November 2022 cumulative diversions to TID were 27,878 AF. The 2022 Central Valley Project (CVP) Supply Contract totaled: 5,132 AF.

Water Management Activities and Issues - Mr. Fukuda discussed several of the local precipitation totals and forecasts along with statewide water conditions and reservoir levels.

Fall 2022 Groundwater Report: Mr. Fukuda reported on the following: TID Fall 2021 Depth to Groundwater Map; TID Fall 2022 Depth to Groundwater Map; TID 1922-2022 Depth to Groundwater historical trends; 1993-2022 Depth to Groundwater Fall Measurements; and TID 2016 - 2022, Section 1-3 Averages.

O&M Superintendent Report:

Routine Work - Mr. Fox reported on the maintenance activities undertaken during the past month. Mr. Fox highlighted the following work: mowing, grading, preparing for water delivery, building a turnout on Cate Ditch due to property split, pre-emergent applications, TIC headgate repairs, equipment maintenance, backhoe and dump truck Repairs. Mr. Fox then added he was down two employees noting one employee had retired and one was out on medical leave.

Treasurer Reports:

Approval of Financial Statements - Ms. Artis presented the financial statements for November 2022 for the Board's review and consideration. She addressed first the revenue and expense statement, indicating that the total revenue for November 2022 was \$10,077,355 which was approximately 116.09% of the revised budget. She next presented the expenses, highlighting several items and reporting expenses from November totaling \$10,024,379 which was approximately 92.19% of the revised budget. She then went on with presenting the statements of cash flows and net assets, stating that the current cash standing was at \$8,732,203. Based on the Statement of Net Assets, Ms. Artis reported that Total Liabilities were at \$14,171,617, and the Total Equity in the District stood at 32,875,705. She lastly cited investment return for the district's several holding accounts, those being 1.370% with the Tulare County Pooled Investment Fund, 2.007% with the State LAIF, and 0.100% with Citizen's Money Market Fund.

Then, Ms. Artis reported on the following Designated Funds: Water Sale Rate Stabilization, Groundwater Replenishment, and CVP Environmental Charges.

Approval of Bill Payments - Ms. Artis presented the list of bills submitted for ratification and approval by the Board. After scrutiny of particular bills, the Board, by the motion of Director Rogers, seconded by Director Thomas and unanimously carried by all Directors present, accepted the financial statements and, by said motion, check nos. 54399 through 54517 totaling \$929,150.21 were all either ratified or approved as paid, exclusive of any voided or withheld checks.

District Investment Policy - Discussion:

At the November Board meeting, Mr. Fukuda was directed to present a Revised District Investment Policy for Board discussion and consideration. Mr. Fukuda reported on the following revisions: investment time limits according to California law; Ad-Hoc Committee (President and Vice-President); Maturity of Investments - updated to comply with GC Section 56301; added approval of higher risk investments to be approved by Ad-Hoc Committee; added description of additional investment: Government Agency Securities, Medium Term Corporate Notes, Supranatural Obligations, and State of California Local Agency Obligations. After a lengthy discussion, it was moved by Director Borges, seconded by Director Thomas, and unanimously carried by all Board Members present, that the Revised District Investment Policy be approved as presented.

Engineer Report:

Update on Engineering Activities: Mr. Barroll provided an update on engineering, highlighting several ongoing projects that would impact the district. Mr. Barroll reported on the following five (5) projects: (1) Self-Help Enterprises Olema/West Street development project; (2) Liberty Hill Bardsley/West Street development project; (3) Hillman/Corvina Steet projects; (4) the Paige/I Street industrial development project; (5) Caltrans Packwood/99 Bridge project.

Management Staff Report:

Sustainable Groundwater Management ACT (SGMA) Matters - Mr. Fukuda summarized recent activities concerning the Kaweah Subbasin. Mr. Fukuda reporting on the following: Kaweah Subbasin Data Management System; Kaweah Subbasin Model (Stanford Model and New MOFLOW Model Task Order); and the Kaweah Subbasin GSA Round 2 Grant Application.

Mid-Kaweah Groundwater Sustainability Agency (MKGSA): Mr. Fukuda presented an update on the MKGSA. Mr. Fukuda brief the Board of the following: (1) TID Proposal for landowners outside of TID reporting on the following: Historically requested annexation, no new

annexation based on limited surface water supply; (2) TID Landowners who farm along the boundary have been seeking some cooperative program; (3) Proposal: The Landowner will pay the current TID assessment under an agreement (not annexation); Landowner will be allowed to: Have access to TID excess surface water when available (based on the priority assigned by date of agreement execution) and only when TID and existing partners recharge capacity is met (assume these also grow over time); TID would promote and request that MKGSA/GKGS/AEKGS allow groundwater credits to move to those parcels under agreement; (4) Landowner would be responsible for any and all upgrades to TID system to access water. The Board directed Mr. Fukuda to continue working on the program and to report back at a future Board of Directors meeting.

Mr. Fisher briefed the Board on MKGSA Boundary reporting the following: Tulare Irrigation District APNs (66,200 acres); Secondary Sources of Surface Water (13,300 acres); White Area Groundwater Dependent Irrigated (5,300 Acres); Total Irrigated APNs: (72,200 acres).

Then, Mr. Fisher presented the MKGSA estimate of tiered groundwater revenue. Mr. Fisher reported the following: estimated revenue from Tier 1 & Tier 2 water (Excludes Mitigation/Penalty tier); Tier 1 (\$10/AF); Tier 2 (\$10/AF); GWD Tier 1 (\$160/AF); GWD Tier 1 (210/AF); Grand Total \$2,735,447.39.

Next, Mr. Fisher discussed MKGSA Assessed Acreage by Irrigation Source mentioning: Tulare Irrigation District 91%; Ditch Companies (Outside of TID 1%; Groundwater Dependent (Tulare) 3%; and Groundwater Dependent (Visalia) 5%.

Mr. Fisher reported on MKGSA Revenue by Irrigation Source. Reporting the following: Tulare Irrigation District 39%; Ditch Companies (Outside TID 0%; Groundwater Dependent (Tulare) 21%; and Groundwater Dependent (Visalia) 40%.

Next, Mr. Fisher described the MKGSA Invoice Statement design. Describing the following: Table 1. Summary of measured water supply and usage in water year 2022 (May 1, 2022 - September 30, 2022); Table 2. Water Credit/Debits for the 2023 Water Year; Table 3. Groundwater allocation usage.

Mr. Fisher described to the Board MKGSA Groundwater Allocation Usage Description: Precipitation (80% as ET); Surface Water (75/90% as ET); Native (0.84 AF/assessed acre); Tier 1 (0.83 AF/assessed acre); Tier 2 (0.83 AF/assessed acre); GWD Tier 1* (0.83 AF/assessed acre); GWD Tier 2* (0.83 AF/assessed acre); Mitigation Tier (1.00 AF/assessed acre); and Penalty Tier (1.00 AF/ assessed acre).

Mr. Fukuda thereupon presented early results of the Emergency Ordinance. Mr. Fukuda reported that the five month program had reduced evapotranspiration by 13.4% over 2021 evapotranspiration for the same months, which was a savings of approximately 20,000 AF.

Friant Matters: Mr. Fukuda provided the Board with an update on Friant Activities. Mr. Fukuda reported on the following: ASO Flights to take place in 2023; Election of Officers - New FWA Chairman, Jim Erickson (Madera ID); Vice Chair - Rick Borges; and Josh Pitigliano - Secretary-Treasurer; FKC Middle Reach - Currently working on schedule.

Next, Mr. Fukuda reported on the Friant Kern Canal (FKC) Capacity Correction Project: Evaluation of projects beyond Phase 1 of the Middle Reach; Discovered that the issue was not any specific impediment, but the design "n" value was incorrect. This impacted the friction calculation and the channel depth of water.

Then, Mr. Fukuda reported on the following: FKA Reconnaissance Study Alternatives naming 9 projects; System-Wide Opportunity; Cost Summary; Benefit Summary; FKC Phase 2+ Principles; and FKC Phase 2+ Concerns.

McKay Point Reservoir/Seaborn Reservoir - Mr. Fukuda provided the Board with an update on the McKay Point Reservoir/Seaborn Reservoir Project. Mr. Fukuda first reported on the Seaborn Reservoir Project, reporting the following: site visit by United States Department of Agriculture; California Office of Mining and Reclamation visited the site to assess compliance with the Reclamation Plan; TID staff and consultants were developing a one-page project flyer; decision was made to forgo FEMA BRIC Grant by the General Manager, Cal OES, and Cal OES consultants.

Next, Mr. Fukuda reported on McKay Point Reservoir. Mr. Fukuda reported on the following: Air Quality Chapter reviewed and completed; setting up meeting with the San Joaquin Valley Air Pollution Control District; and we will hopefully be getting the EIR out for public review immediately after the first of the year.

Legislation - Mr. Fukuda presented an update on Legislation mentioning MKGSA is now working with the California Groundwater Coalition reporting: mainly an organization of the adjudicated basins; two new members: Madera GSA and Mid-Kaweah GSA; will be looking to add new GSAs.

General Manager Report:

General Manager Fukuda reported the focus has been the following four panel presentations: (1) PPIC Event; (2) ACWA Fall 2022 Conference; (3) CA Foundation on Environment and Economy; and (4) State Water Control Board Tour.

Lastly, Mr. Fukuda informed the Board that he plans on moving TID Annual Meeting and Tour to late January and adjourning the TID January and February Board meeting back one week.

Matters for Consideration of Board Action:

Review and Potential Approval of Notice of Award for the Okieville Basin Recharge Project - Matt Klinchuch, Provost and Pritchard Consulting Group, informed the Board that there were four contractors that bid on the project: (1) Westberry Construction; (2) JT2, Inc. DBA TODD Companies; (3) American Paying Company; (4) Dawson-Mauldin, LLC. Mr. Klinchuch reported on differences in the bids. After a lengthy conversation on the bid proposals, Mr. Klinchuch and District staff recommended Westberry Construction be awarded the contract for the construction of the Okieville Basin Recharge Project. By the motion of Director Rogers and seconded by Director Thomas, unanimously carried by all Directors present, the district awarded Westberry Construction the Okieville Basin Recharge Project contract.

Board Member Reports of Meetings:

Director Bixler asked if any of the Directors have reports on meetings they attended or wished to discuss at this time.

Director Borges reported on the Kaweah Basin Water Foundation Board meeting. Director Borges also reported attending both the Kaweah Basin Water Quality Association Board meeting and the Kaweah & St. Johns River Association Board meeting held on December 8, 2022.

Director Thomas reported attending the Wutchumna Water Company Board meeting on November 8, 2022.

Director Rogers reported attending the California Farm Water Coalition meeting on December 12, 2022.

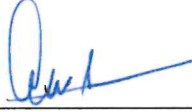
Closed Session:

The Board thereupon adjourned into closed session under §54956.8, §54956.9(a), §54956.9(b), §54956.9(c), §54957.6, §54957, and

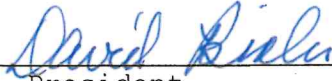
54956.95 of the Government Code.

Upon return to open session, it was reported that no reportable actions were made by the Board.

There being no other items to come before the Board of Directors, the meeting was then adjourned to January 17, 2023 adjourned regular Board of Directors Meeting.



Secretary



President