

# IVANHOE IRRIGATION DISTRICT

Meeting of the Board of Directors  
33777 Rd. 164 Visalia, CA 93292  
Tuesday, June 13, 2023– Convenes at 1:30 p.m.

## AGENDA

### 1. CALL TO ORDER/ROLL CALL

Directors Caviglia, Phillips, Felts, DeLeonardis, Paregien, Peltzer, and Spruitenburg  
General Manager: Gene Kilgore

### 2. PUBLIC COMMENT

Members of the public may directly address the Board of Directors on any item of interest to the public within the Board of Directors subject matter or jurisdiction before or during the Board of Directors considerations of the item in accordance with Government Code Section 54954.3 (Brown Act).

### 3. ADDITIONS/DELETIONS TO THE AGENDA

- a. Review and Approve Revisions to Agenda – ACTION

### 4. ANNOUNCEMENTS

### 5. CONSIDER APPROVAL OF MINUTES – ACTION

- a. Minutes of the May 9, 2023, Board meeting

### 6. APPROVAL OF FINANCIAL STATEMENTS AND REPORTS – ACTION

- a. Accounts Payable
- b. Financial Statements
- c. 2023 Budget Variance

### 7. WATER SUPPLY

- a. 2023 Water Supply – INFORMATION
- b. Set 2023 Allocation and Water Rate – ACTION

### 8. SUPERINTENDENTS REPORT

- a. District Maintenance Activities – INFORMATION
- b. District Groundwater Levels – INFORMATION

### 9. MANAGERS REPORT

- a. Agricultural Water Management Plan – UPDATE
- b. Conveyance of Floodwater Outside District – ACTION
- c. Bybee Recharge Agreement – ACTION
- d. Consider Adopting Stifel Investment Resolution 2023-1 – ACTION

### 10. SUSTAINABLE GROUNDWATER MANAGEMENT ACT

- a. EKGSA activities – UPDATE
- b. Consider Approval of the Cottonwood Diversion Project - ACTION
- c. Consider Approval of Provost & Pritchard Consultant Service Agreement - ACTION
- d. Consider Approval of Provost & Pritchard Scope of Service Agreement – ACTION

11. FRIANT WATER AUTHORITY

- a. Friant Kern Canal Capacity Correction – UPDATE
- b. Other Activities – UPDATE

12. SOUTH VALLEY WATER ASSOCIATION

- a. Report on recent activities – INFORMATION

13. CLOSED SESSION

- a. CONFERENCE WITH LEGAL COUNSEL - existing litigation; Pursuant to Paragraph (1) of subdivision (d) of GC Section 54956.9, the Board will meet to discuss:

- a. Natural Resources Defense Council vs. Murillo, U.S. District Court, Eastern District of California (Sacramento Division), Case No. 88-cv-1658-LKK-GGH  
Review status of various issues related to this litigation and implementation of the San Joaquin River Settlement.
- b. City of Fresno et al vs. United States. U.S. Court of Federal Claims, Case No. 16-1276L.
- c. Friant Water Supply Protection Association v. Del Puerto Water District et al. Stanislaus Co. Sup. Court Case No. CV-20-005164.

- b. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Pursuant to GC Section 54956.8):

Property: District Conveyance Facilities  
Agency negotiator: Gene Kilgore  
Negotiating parties: Wonderful  
Under negotiation: Terms and conditions of use

14. RECONVENE OPEN SESSION

15. ADJOURNMENT

Next regularly scheduled Board of Directors meeting, Tuesday, June 13, 2023, at 1:30 p.m.

A person with a qualifying disability under the Americans with Disabilities Act of 1990 may request the District to 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 agenda and agenda packets used for any public meetings of the District. Requests for such assistance and for agenda packets shall be made in person, by telephone, or written correspondence to office staff at the District office, at least 48 hours before a public District meeting. The disclosable public records related to agendas are available for public inspection at the Ivanhoe Irrigation District, 33777 Road 164, Visalia, California 93292.

**IVANHOE IRRIGATION DISTRICT**

## REGULAR MEETING OF THE BOARD OF DIRECTORS

33777 Rd. 164 Visalia, CA 93292

May 9, 2023

The regular meeting of the Ivanhoe Irrigation District Board of Directors was called to order by Vice President Phillips on May 9, 2023, at 1:32 p.m.; Directors present were, Terry Peltzer, William Spruitenburg, Doug Phillips, Steven Paregien and Bob Felts. President Gary Caviglia via teleconference. Director Vito DeLeonardis arrived at 2:15 p.m. Others present were General Manager Gene Kilgore, Superintendent Chris Marshall, Finance Officer Vincent Serrato, Legal Counsel Alex Peltzer, Growers Andrew Hart, and Craig Hornung.

PUBLIC COMMENT PERIOD:

Vice President Phillips opened the floor for public comments; none were presented.

ADDITIONS/DELETIONS TO THE AGENDA:

The agenda was approved as presented.

ANNOUNCEMENTS:

Mr. Kilgore introduced Vincent Serrato as the District new finance officer.

APPROVAL OF MINUTES:

Vice President Phillips called for the approval of the April 11, 2023, Board of Directors meeting minutes. On motion by Director Felts, seconded by Director Peltzer, and carried, the Board approved the minutes as presented.

APPROVAL OF FINANCIAL STATEMENTS AND REPORTS:

Mr. Kilgore presented payroll and accounts payable amounting to \$20,774.17 and \$51,639.16, respectively. Following review and discussion, on motion by Director Peltzer, seconded by Director Spruitenburg, and carried, the Board approved the accounts payable, as presented, and directed payment of said invoices: check numbers 16525-16529 & 16535-16556, inclusive and included herewith as Attachment "A".

The Citizens Business Bank checking account's April 1<sup>st</sup> beginning balance was \$1,471,325.14, noting receipts of \$74,499.27 and disbursements of \$86,632.01, the April 30<sup>th</sup> ending balance was \$1,459,192.40. The District's investments, as of April 30<sup>th</sup> amounted to the following: Money Market account #688 had a balance of \$12,386.93, Retirement account #696 had a balance of \$6,441.13 and the Money Market account #3430 had a balance of \$558,972.70. The L.A.I.F account #009 had an April 30<sup>th</sup> balance of

\$523,561.90 and the Bank of the Sierra 90-day Certificate of Deposit April 30<sup>th</sup> ending balance was \$505,791.37.

Ending balance for all investment funds amounted to \$1,600,712.90. After review and discussion, on motion by Director Peltzer, seconded by Director Felts and carried, the Board approved the financial statements and reports as presented.

Mr. Kilgore reported that there was one (1) delinquent standby charges and assessment accounts amounting to \$72.80.

#### WATER SUPPLY:

Mr. Kilgore reported that the uncontrolled season and flood release for Millerton and Lake Kaweah, respectively, is expected to continue until mid-July 2023. The Bureau's initial allocation remains at 100% Class 1 and 70% Class 2. However, prolonged uncontrolled season releases will encroach into the Class 2 supply and the Bureau will decrease the Class 2 allocation. It is expected that Class 2 allocation may go down to 45%. Mr. Kilgore reported the District's April Friant deliveries, which included uncontrolled season releases from Millerton, totaled 386 acre-feet, which was used for irrigation and recharge. District reservoir recharged amounted to 100 Acre-feet. No District's Wutchumna water was delivered. Mr. Kilgore presented the District's projected May 2023 Friant water delivery schedule for review.

The District recorded .04 inches of precipitation in the month of April. As of March 31, 2022, accumulated precipitation totaled 21.14 inches for the 2022-23 season, measured at the District office. Mr. Kilgore reported, as of April 10, 2023, the Southern Sierra Snowpack was 244% of the April 1<sup>st</sup> average.

#### SUPERINTENDENT REPORT:

Mr. Marshall reported staff and contractors continue to repair leaks and install new meters.

Mr. Marshall reported the average depth of groundwater measured in May was 105.5 feet. The average groundwater depth measurement rose by 7.6 feet from April's measurement.

#### MANAGERS REPORT:

Mr. Kilgore requested direction from the Board with regards to invoicing emergency offs for water being diverted but not delivered to the ordering grower. The Board authorized management to use its own discretion and invoice growers for emergency offs, when appropriate.

Mr. Kilgore reported there has been no activity on the Agricultural Water Management Plan update.

Mr. Kilgore suggested the terms to move floodwater or private water outside the District, when permitted by the Bureau and the Kaweah and St. Johns River Association. The volume of floodwater or private water delivered for landowners outside the District is subject to daily capacities of the District's conveyance system. The charge to transport said water is \$50 an acre-foot, subject to be modified at the Board's discretion. The

acre-foot charge for floodwater will be set by the Board of Directors. The Board requested to defer action until the June Board meeting.

Mr. Kilgore drafted a proposal to submit to the Bybee Ranch regarding use of approximately 13 acres for District recharge. After discussion, the Board directed management to continue to negotiate the terms of the agreement for their review.

SUSTAINABLE GROUNDWATER MANAGEMENT ACT:

It was reported that the East Kaweah GSA sent out the 2022 groundwater use statements for grower review. Staff and consultants continue to work through the issues to the groundwater sustainability plan and the coordination with Mid and Greater Kaweah GSAs.

FRIANT WATER AUTHORITY:

Mr. Kilgore reported on the Friant-Kern Canal Middle Reach Correction Project (MRCP), Phase 1, had sustained substantial flood damage and the extent has not been finalized. The expectation is the project will be delayed approximately 60 days, but the contractor is taking measures to potentially shorten the delay by employing multiple shifts and the use of overtime. Staff was directed to notify Friant that any new request for funds, to cover any potential cash shortfall to repair the canal, must be approved by the District prior to any assessments levied.

SOUTH VALLEY WATER ASSOCIATION:

Mr. Kilgore provided a brief update on the activities of the South Valley Water Association. Mr. Kilgore informed the Board that Delano-Earlimart, Pixley and Shafter-Wasco Irrigation Districts will be terminating their membership with the Association. Mr. Vink was assessing the needs of the remaining Districts and will be proposing a revised budget.

CLOSED SESSION:

The Board convened to closed session at 3:00p.m., and no reportable action was taken.

Reconvened to open session at 3:59 p.m.

ADJOURNMENT:

There being no further business, on motion of Director DeLeonardis, seconded by Director Felts, and carried, the meeting adjourned at 4:00 p.m. Next meeting scheduled for June 13, 2023.

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Doug Phillips, Vice President

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General Manager, Gene Kilgore