



**Minutes of Regular Meeting, Board of Directors
November 8, 2022**

The Board of Directors of the Porterville Irrigation District met this day in regular session. Consistent with Executive Order N-29-20 and social distancing directives, the meeting was conducted by teleconference from the District office at 22086 Avenue 160 in Porterville, California; with District representatives and a few guests on a limited space and first come/first served basis.

CALL TO ORDER

President Borba called the meeting to order at 9:00 a.m.

ATTENDANCE

DIRECTORS PRESENT: Borba, Chambers, Gisler, McCowan, Witzel

DIRECTORS ABSENT: None

OTHERS PRESENT: Sean P. Geivet, *District Manager*
Jody A. Griswold-Bratcher, *District Secretary-Treasurer, Assessor/Collector*
Ann Erikson, *District Administrative Assistant*
Numerous guests via Zoom and One tap mobile

AGENDA – There were no changes or additions made to the agenda.

**RESOLUTION RENEWING AUTHORIZATION OF REMOTE TELE-
CONFERENCE MEETINGS – Consider adoption of a Resolution renewing use
of remote teleconference meetings under AB361**

Manager Geivet reminded everyone that we will need to renew this action each month.

Upon motion by Director Witzel, seconded by Director Chambers, the following Resolution was passed and adopted:

RESOLUTION NO. 2022-11-01

***RESOLUTION RENEWING AUTHORIZATION OF REMOTE
TELECONFERENCE MEETINGS UNDER AB361***

WHEREAS, the Board of Directors (“Board”) of the Porterville Irrigation District (“District”) have met this day in regular session; and

WHEREAS, meetings of the Board of Directors of District and its committees are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend, participate, and watch the District’s legislative bodies conduct their business; and

WHEREAS, Government Code section 54953(e), as amended by Assembly Bill 361 (2021) (“AB361”), signed by the Governor on September 16, 2021, provides for remote

teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, the District wishes to invoke the provisions of AB361 to renew authorization of teleconference meetings subject to the modified standard of Government Code section 54953(e); and

NOW, THEREFORE, BE IT RESOLVED that:

Section 1. Findings. The Board hereby finds as follows:

- (a) As required by Government Code section 54953(e)(1), a proclaimed state of emergency exists under the California Emergency Services Act, as declared by the Governor on March 4, 2020.
- (b) State or local officials have imposed or recommended measures to promote social distancing, specifically, a state of emergency has been proclaimed in the State of California pertaining to the threat to human health and safety by the COVID-19 pandemic.

Section 2. Procedures for Teleconference Meetings. The District and its committees shall hold teleconference meetings pursuant to the requirements of Government Code section 54953(e).

Section 3. Effective Date. This resolution shall take effect immediately upon its adoption.

Section 4. Renewal. Pursuant to Government Code section 54953(e)(3), the District will reconsider the state of emergency every 30 days.

PASSED AND ADOPTED this 8th day of November 2022 by the following vote:

AYES:	<i>Borba, Chambers, Gisler, Witzel</i>
NOES:	<i>None</i>
ABSTAIN:	<i>None</i>
ABSENT:	<i>McCowan</i>

CERTIFICATE OF SECRETARY

I do hereby certify that I am the Secretary of the Porterville Irrigation District, an irrigation district organized and existing under the laws of the State of California, and that the foregoing Resolution was duly adopted by the Board of Directors of said District at a Zoom meeting thereof duly and regularly held by the Porterville Irrigation District at Porterville, California on the 8th day of November 2022, at which meeting a quorum of said Board of Directors was at all times present and acting, and that said Resolution has not been rescinded or amended in whole or any part thereof, and remains in force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and the Seal of the Porterville Irrigation District this 8th day of November 2022.

/s/ Jody A. Griswold-Bratcher
Jody A. Griswold-Bratcher, Secretary
Porterville Irrigation District

PUBLIC COMMENTS – President Borba asked if there was any public comment.

APPROVAL OF THE MINUTES

Upon motion by Director Witzel, seconded by Director Gisler, the Board approved the Minutes of the Board of Directors Regular Meeting of October 11, 2022 as presented by the following vote:

AYES:	<i>Borba, Gisler, Chambers, Witzel</i>
NOES:	<i>None</i>
ABSTAIN:	<i>None</i>
ABSENT:	<i>McCowan</i>

Director McCowan entered the Board room at 9:01 a.m.

AUTHORIZATION TO PAY BILLS

M/S/U Chambers, Witzel to authorize the Treasurer to pay all outstanding bills against the District as presented.

MONTHLY REPORTS

Financial Reports: The Secretary-Treasurer included in the Board meeting packet the September 2022 Balance Sheet, showing status of the banking accounts, and Income Statements for the same period.

M/S/U Gisler, Chambers to accept the preliminary financial reports as presented and to place the reports on file.

Administration Report: The Manager quickly reviewed the cover letter from Association of California Water Agencies included with the 2023 Membership Dues (Enclosure #6.B.1.) as well as the District’s Ethics Training Schedule (Enclosure #6.B.2.).

Operations/Water Report: Manager Geivet brought to the Board’s attention the Fall well measurements (Enclosure #6.C.1.) obtained by District staff recently as well as an informational bulletin from San Joaquin Valley Air Pollution Control District that was included with our annual burn permit.

Status Report of Authorities: DCTRA, TRA, VAWC & FWA: Manager Geivet and President Borba brought the Board and guests up to date on Friant Water Authority (FWA) topics such as ongoing canal fix updates and the upcoming FWA Board Retreat slated for later this month.

Eastern Tule Groundwater Sustainability Agency (ETGSA): The Manager and President Borba gave a brief update on ETGSA issues.

Success Reservoir Enlargement Project (SREP) Update: Nothing new to report beyond the project is moving along.

Future Planning: Manager Geivet shared that his next task will be to get some pipe ordered for replacement on a section of P1.

BANKING POLICY – Discussion on a revised Banking Policy

Manager Geivet updated the Board and guests on the status of the draft Water Banking Policy document noting that current work is focusing on the environmental aspect. He hopes to have the document ready for the December meeting.

CVP RESERVED WORKS FUNDING FROM THE AGING INFRASTRUCTURE ACCOUNT – Review and consider submitting a letter of application to fund extraordinary maintenance

The Board took under review and held discussion on the US Bureau of Reclamation (Bureau) letter included in the meeting packet (Enclosure #8.A.) describing the process for Fiscal Year 2023 Central Valley Project (CVP) Reserved Works Application for Funding from the Aging Infrastructure Account to fund extraordinary maintenance.

Mr. Geivet also reviewed an informational handout at the meeting with FWA's talking points for consideration on the topic.

M/S/U McCowan, Gisler to authorize President Borba to sign the letter of application Central Valley Project Reserved Works Application for Funding from the Aging Infrastructure Account to fund extraordinary maintenance as presented.

The Manager reported that we do not need to adjourn to close session at this time.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – [Government Code Section 54956.9(d)(1)] *City of Fresno, et al. v. United States of America*, Court of Federal Claims, Case No. 16-1276L

No reportable action.

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – [Government Code Section 54956.9] (1 Case)

No reportable action.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – [Government Code Section 54956.9(d)(1)] *Arvin-Edison Water Storage District v. PID, PID Board and Homer LLC*, Kern County Superior Court, Case No. BCV-22-100617

No reportable action.

CLOSED SESSION ITEMS – Report Action Taken in Closed Session Required by Government Code Section 54957.1

No reportable action.

ADJOURNMENT – President Borba adjourned the meeting at 9:47 a.m.



Jody A. Griswold-Bratcher, Secretary