

MINUTES OF THE REGULAR MEETING OF
THE BOARD OF DIRECTORS OF
MADERA WATER DISTRICT

April 8, 2020

The Board of Directors of the Madera Water District (the “District”) held a regular board meeting on Wednesday, April 8, 2020 by conference call due to COVID-19.

Roll call was taken, a quorum was established and the meeting was called to order at approximately 9:00 a.m. Directors in attendance via telephone were Pat Henry, Kevin Herman and Phil Janzen. Directors Rascon and Johnson were absent. Others in attendance were John Gies and Melanie Aldridge. When asked if anyone else was present on the conference line, no additional persons responded. The Board proceeded with the topics on the Agenda.

PUBLIC COMMENT. There were no members of the public present who wished to comment on District matters.

APPROVAL OF MINUTES. The Board reviewed the minutes of the regular board meeting held on March 11, 2020. Director Herman moved to approve the minutes as correct and Director Henry seconded the motion. The minutes were then approved by unanimous vote of the attending directors.

FINANCIAL MATTERS. The Manager reviewed the list of invoices to be paid for March including a description of the larger invoices and the work performed in connection with those invoices. The Board questioned the Manager regarding the status of delinquent water accounts reflected on the aging report. Director Herman moved to ratify payment of the bills which motion was seconded by Director Janzen. The motion was then approved by unanimous vote of attending directors.

WATER DELIVERY SEASON. The Manager and the Board discussed the fact that two tentative startup dates have passed with no start to the District’s delivery system as the result of precipitation. The Manager stated his current plan was to start on Monday, April 13 with a three-day irrigation week. While not all water users were ready to start irrigating, a significant amount of demand would be present on April 13 as growers began fertilizer applications and testing their own irrigation systems. After motion by Director Janzen, seconded by Director Henry, the attending directors voted unanimously to ratify the Manager’s decision to begin water deliveries on April 13, 2020. After discussing the water supply agreement item discussed below, and upon motion by Director Herman, seconded by Director Janzen, the attending directors unanimously approved a change to the District’s rules and regulations to impose a penalty of \$5,000 for a first offense in turning on a valve to use water being delivered by the District to the Madera Irrigation District subordinate lands and a penalty of \$10,000 for any second or subsequent offense. In addition to the penalty, the landowner/water user’s water will be shut off until the fine is paid in full.

WATER SYSTEM/WATER DELIVERY DIVISION/WATER SUPPLY AGREEMENT. The Board discussed a revised draft of a Water Supply Agreement between Madera Irrigation District and the District. After discussion about the District's new ability to fully segregate water coming into the District from the Dry Creek turnouts and the ability of all other MID subordinate water users to obtain water without a written water supply agreement, the Board directed legal counsel to prepare an email to legal counsel to MID informing MID of the District's ability to physically segregate the subordinate MID surface water supply from the District's non-subordinate MID lands within the District. The Board and legal counsel discussed the need to have timely meter readings given the new surface vs. groundwater delivery schedules and the need to give MID reasonable assurance that no subordinate MID surface water would be delivered outside MID. The Board acknowledged the Manager's additional burdens on changing valves and taking more frequent meter readings and authorized the Manager to continue using supplemental labor as needed to comply with the strict monitoring requirements necessary with the new delivery division. The Manager reviewed a few of the MID rules and regulations for water deliveries and the penalties for rules violations which generated a discussion about the District's rules and regulations (Item No. 4 of the agenda) in connection with the 2020 irrigation season. After discussion, the Board adopted the motions described in the Water Delivery Season portion of these minutes.

MADERA LAKE PROJECT. The Manager reported there was no update regarding the Madera Lake project for the April meeting but that he intended to have the District's engineer or a written report from the engineer regarding current activities on this project.

MANAGER'S REPORT. The Manager of the District stated he had no further information to report outside of the description of the current District repairs in connection with the Board's review of the District's financial matters.

ADJOURNMENT. The regular meeting of the Board of the District was adjourned at approximately 11:30 a.m. The next regular meeting of the Board will be on Wednesday, May 13, 2020 at 9:00 a.m.

Respectfully submitted,

Pat Henry, Secretary