



**MADERA IRRIGATION DISTRICT
BOARD OF DIRECTORS
GROUNDWATER SUSTAINABILITY AGENCY
MEETING
AGENDA**

Members of the public can participate *in-person* or in the following ways:

1. Zoom Meeting

<https://us02web.zoom.us/j/81905761695?pwd=sZHG1Uf5qUEnx7JF9f7yxHC67vr2Vv.1>

Meeting ID: 819 0576 1695

Passcode: 399988

2. Conference Call-In: +1 669 900 9128 or +1 346 248 7799

Meeting ID: 819 0576 1695

Passcode: 399988

3. Email: You may submit comments on a specific agenda item via email to asandoval@madera-id.org. We request emails be sent at least two hours prior to the start of the meeting.

If Members of the public have any problems accessing the meeting, please contact the District office at 559-673-3514. For a copy of the Board Packet, please contact Board Secretary Andrea Sandoval at asandoval@madera-id.org.

MISSION STATEMENT

To obtain and manage affordable surface water and groundwater supplies in a manner which will ensure the long-term viability of irrigated agriculture in the District.

Meeting Date:
Tuesday, January 21, 2025
1:00 p.m.

Madera Irrigation District
12152 Road 28 ¼
Madera, California 93637

In compliance with the California Government Code, members of the public may inspect the agenda and any associated writings, including documents delivered after the 72-hour advance posting of the agenda during regular business hours at the Madera Irrigation District Office, located at 12152 Road 28 1/4, Madera, California 93637.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Administration Office at 559-673-3514, ext. 215. Notification in advance of the meeting will enable MID to make reasonable arrangements to ensure accessibility to this meeting.

1:00 p.m. CALL TO ORDER / ROLL CALL

APPROVAL OF AGENDA

PUBLIC COMMENT: Closed Session

The first fifteen minutes of this portion of the meeting are reserved for members of the public to address the Board of Directors on Closed Session items listed on the Agenda. Speakers seeking to comment on other items are requested to make those comments during the Public Comment portion of the meeting at 2:00 p.m. Speakers shall be limited to three minutes. Speakers will be asked to identify themselves and state the subject of their comment. The Board is prohibited by law from taking any action on matters discussed that are not on the Agenda, and no adverse conclusions should be drawn if the Board does not respond to public comment at this time.

POTENTIAL CONFLICTS OF INTEREST: Closed Session

Any Board Member who has a potential conflict of interest may now identify the item and recuse themselves from discussing and voting on the matter. (*Govt. Code, § 87105.*)

1. CLOSED SESSION Closed Session items not concluded prior to Regular Session may be continued at the end of the Regular Session.

- 1a. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9 (2 potential cases)
- 1b. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Potential initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9 (2 potential cases)
- 1c. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Paragraph (1) of subdivision (d) of Section 54956.9; Petition for the Adjudication of Rights to the Fresno River, before the State Water Resources Control Board
- 1d. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9; Madera Irrigation District v. Smith-Adobe Ranch Family Limited Partnership, Case No. MCV081757
- 1e. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9; NRDC v. Rogers, U.S. District Court, Eastern District of California (Sacramento Division), Case No. 88-CV-1658-JAM-GGH
- 1f. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9; Madera Irrigation District v. Allstate Insurance Company, Case No. MCV090064

- 1g. CONFERENCE WITH REAL PROPERTY NEGOTIATORS – Pursuant to Government Code Section 54956.8

Property: 027-172-011, 027-172-014, and 027-172-015
Agency Negotiator: Thomas Greci and Dina Nolan
Negotiating Party: Five Rivers Land Company, LLC

- 1h. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to Paragraph (1) of subdivision (b) of Government Code Section 54957
Title: Operations & Maintenance Manager

2:00 p.m. CALL TO ORDER REGULAR SESSION/ PLEDGE OF ALLEGIANCE

REPORT ON CLOSED SESSION

POTENTIAL CONFLICTS OF INTEREST

Any Board Member who has a potential conflict of interest may now identify the item and recuse themselves from discussing and voting on the matter. (*Govt. Code, § 87105.*)

PUBLIC COMMENT: MID Groundwater Sustainability Agency & Regular Session

The first fifteen minutes of the meeting are reserved for members of the public to address the MID Board on items which are within the subject matter jurisdiction of the Board. Speakers shall be limited to three minutes. Speakers will be asked to identify themselves and state the subject of their comment. If the subject is an item on the Agenda, the President of the Board has the option of asking the speaker to hold the comment until that item is called. The Board is prohibited by law from taking any action on matters discussed that are not on the Agenda, and no adverse conclusions should be drawn if the Board does not respond to public comment at this time.

ADJOURN AS MID BOARD OF DIRECTORS & CONVENE AS MID GROUNDWATER SUSTAINABILITY AGENCY

- a. Public Hearing on Adoption of the Amended Joint Groundwater Sustainability Plan for the Madera Subbasin – **Timed Item 2:10 p.m.**
- b. Discussion / possible action on adopting Amended Joint Groundwater Sustainability Plan for the Madera Subbasin, Resolution No. 2025-GSA01
- c. Discussion / possible action on approval of Second Amendment to Coordination Agreement for the Madera Subbasin, Resolution No. 2025-GSA02
- d. Discussion / possible action on Memorandum of Understanding to Establish an Interconnected Surface Water Working Group, Resolution No. 2025-GSA03

ADJOURN AS MID GROUNDWATER SUSTAINABILITY AGENCY & RECONVENE AS MID BOARD OF DIRECTORS

2. SPECIAL BUSINESS

- 2a. Recognition of past President of the Board James Erickson – **Timed Item 2:00 p.m.**
- 2b. Discussion / possible action on Board Reorganization Pursuant to Water Code §21376
- 2c. Discussion / possible action on Madera Irrigation District Ad Hoc and Standing Committees and Outside Group Appointees, Resolution No. 2025-01

3. CONSENT AGENDA

- 3a. Approval of December 2, 2024 Special Board Meeting Minutes
- 3b. Discussion / possible action on approval of warrant list payments through January 9, 2025
- 3c. Discussion / possible action on monthly financial reports for November

4. DEPARTMENT REPORT – DISTRICT OPERATIONS

- Annual Disclosure of Payments over \$100 to Employees and Directors

5. GENERAL MANAGER’S REPORT

- 5a. Update of Activities
 - Bonita Water District
 - Madera Chowchilla Water & Power Authority
 - Water Supply

6. NEW BUSINESS

- 6a. Presentation from Adrienne Beatty Chief Executive Officer, Association of California Water Agencies Joint Powers Insurance Agency –**Timed Item 3:00 p.m.**
- 6b. Presentation of 401a Trustee Report from Cornerstone Advisory Group for the Annual Fiduciary Review
- 6c. Presentation of 457 Trustee Report from Cornerstone Advisory Group for the Annual Fiduciary Review
- 6d. Presentation of 401k Trustee Report from Cornerstone Advisory Group for the Annual Fiduciary Review

- 6e. Discussion / possible action on Trustee Changes for District's 401a Plan, Resolution No. 2025-02
- 6f. Discussion / possible action on Trustee Changes for District's 457 Plan, Resolution No. 2025-03
- 6g. Discussion / possible action on Trustee Changes for District's 401k Plan, Resolution No. 2025-04
- 6h. Discussion / possible action on appointing Bank Transaction Signatories for the Madera Irrigation District Bank Accounts with Citizens Business Bank, Resolution No. 2025-05
- 6i. Discussion / possible action on authorizing investment of monies in the Local Agency Investment Fund, Resolution No. 2025-06
- 6j. Discussion / possible action on Quitclaim Deed for APN 034-130-040, Resolution No. 2025-07

7. **DIRECTOR REPORTS, COMMITTEE REPORTS, FUTURE AGENDA ITEMS**

- Director Bishel
- Director DaSilva
- Director Davis
- Director Janzen
- Director Loquaci

8. **ADJOURNMENT**

AGENDA ITEM GSA b.

**JANUARY 21, 2025
RESOLUTION NO. 2025-GSA01**

**RESOLUTION OF THE BOARD OF DIRECTORS,
MADERA IRRIGATION DISTRICT
GROUNDWATER SUSTAINABILITY AGENCY
ADOPTION OF JOINT GROUNDWATER SUSTAINABILITY PLAN
2025 PLAN AMENDMENT**

RESOLVED by the Board of Directors of the Madera Irrigation District Groundwater Sustainability Agency (“MID GSA”), at a regular meeting duly called and held on January 21, 2025 at the business office of the MID GSA, 12152 Road 28 1/4, Madera, California 93637 as follows:

WHEREAS, the California Legislature passed a statewide framework for sustainable groundwater management, known as the Sustainable Groundwater Management Act (“SGMA”), in California Water Code §10720 *et seq.*, pursuant to Senate Bill 1168, Senate Bill 1319, and Assembly Bill 1739, which was approved by the Governor and Chaptered by the Secretary of State on September 16, 2014; and

WHEREAS, SGMA requires that each groundwater basin be managed by a Groundwater Sustainability Agency (“GSA”), or multiple GSAs, and that such management be pursuant to an approved Groundwater Sustainability Plan (“GSP”), or multiple GSPs; and

WHEREAS, the Madera Groundwater Subbasin (“Madera Subbasin”) has been designated by the Department of Water Resources (“DWR”) as a high-priority basin and in critical groundwater overdraft (DWR Bulletin 118 Groundwater Basin No. 5-022.06); and

WHEREAS, the Madera Irrigation District GSA is the exclusive GSA under SGMA for certain portions of the Madera Subbasin; and

WHEREAS, pursuant to Water Code section 10727, SGMA requires that a GSP, or multiple GSPs, be developed and implemented by January 31, 2020 for each high-priority basin in critical groundwater overdraft; and

WHEREAS, Madera Water District GSA, the County of Madera GSA – Madera Subbasin, Madera Irrigation District GSA, and City of Madera GSA have collaboratively developed and adopted one joint GSP (“Madera Subbasin Joint GSP”); Root Creek Water District GSA has developed and adopted one GSP; Gravelly Ford Water District GSA has developed and adopted one GSP; and New Stone Water District GSA has developed and adopted one GSP, such that the Madera Subbasin is governed by four separate GSPs unified through the Madera Subbasin Coordination Agreement; and

WHEREAS, the Madera Subbasin has no adjudicated areas or areas covered by an Alternative to a GSP as described in Water Code Section 10733.6; and

WHEREAS, on or about January 31, 2020, the Madera Subbasin Joint GSP was submitted to DWR for review, public comment, and approval; and

WHEREAS, DWR did not initiate review of the four GSPs until October 9, 2020; and

WHEREAS, on September 22, 2022, DWR completed a review of the four GSPs and Madera Subbasin Coordination Agreement submitted January 31, 2020 and sent a letter to the Madera Subbasin Point of Contact (John Davids of Davids Engineering, Inc.) stating that the four GSPs and Madera Subbasin Coordination Agreement were determined to be incomplete; and

WHEREAS, the Subbasin GSAs acted quickly to develop and submit four Revised GSPs and the Amended Madera Subbasin Coordination Agreement to DWR on or about March 21, 2023; and

WHEREAS, on December 21, 2023, DWR completed a review of the four Revised GSPs and the Amended Madera Subbasin Coordination Agreement submitted on or about March 21, 2023 and sent a letter to the Madera Subbasin Point of Contact stating that the four Revised GSPs and the Amended Madera Subbasin Coordination Agreement were approved, with certain recommended corrective actions; and

WHEREAS, Madera Water District GSA, County of Madera GSA – Madera Subbasin, Madera Irrigation District GSA, and City of Madera GSA have completed additional amendments to the Madera Subbasin Joint GSP consistent with the recommended corrective actions provided by DWR in their December 21, 2023 letter; and

WHEREAS, the Madera Subbasin Joint GSP amendments completed in January 2025 are commonly referred to as the Joint GSP 2025 Plan Amendment; and

WHEREAS, Madera County and the City of Madera provided the Subbasin GSAs a notice waiving the 90-day notice requirements pursuant to Water Code section 10728.4; and

WHEREAS, a public workshop webinar was held on December 5, 2024 to describe and solicit public input on the Joint GSP 2025 Plan Amendment; and

WHEREAS, upon adoption of a GSP, Water Code section 10733.4 requires that the GSP be submitted to DWR for review.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the MID GSA, as follows:

1. The above Recitals are hereby incorporated into by reference and are made a substantive part of this resolution.
2. The Joint GSP 2025 Plan Amendment in the form presented at the Public Hearing is hereby approved and adopted.
3. The General Manager of the MID GSA is hereby authorized and directed to timely provide notification of this approval and adoption to DWR, including a copy of this Resolution and any additional information required by law.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Board of Directors of the Madera Irrigation District Groundwater Sustainability Agency, at a regular meeting of the Board held on the 21st day of January 2025 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

President

ATTEST: _____
Vice President

CERTIFICATE OF SECRETARY

The undersigned Secretary of the Board of the Madera Irrigation District Groundwater Sustainability Agency hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2025-GSA01 adopted January 21, 2025.

Andrea Kwock Sandoval, Secretary

The Joint GSP Amendment and Appendices can be accessed at the following link – [HERE](#)

AGENDA ITEM GSA c.

JANUARY 21, 2025
RESOLUTION NO. 2025-GSA02

**RESOLUTION OF THE BOARD OF DIRECTORS,
MADERA IRRIGATION DISTRICT
GROUNDWATER SUSTAINABILITY AGENCY
APPROVING THE MADERA SUBBASIN SECOND AMENDMENT TO THE
COORDINATION AGREEMENT**

RESOLVED by the Board of Directors of the Madera Irrigation District Groundwater Sustainability Agency (“MID GSA”), at a regular meeting duly called and held on January 21, 2025 at the business office of the MID GSA, 12152 Road 28 1/4, Madera, California 93637 as follows:

WHEREAS, on September 16, 2014, the Governor of the State of California signed the Sustainable Groundwater Management Act (“SGMA”) into law, consisting of Senate Bills 1168 and 1319, and Assembly Bill 1739 collectively, codified at Water Code Sections 10720 *et seq.*; and

WHEREAS, the Groundwater Sustainability Agencies for the County of Madera (“County”), City of Madera (“City”), Madera Irrigation District (“MID”), Madera Water District (“MWD”), Root Creek Water District (“RCWD”), Gravelly Ford Water District (“GFWD”), and New Stone Water District (“NSWD”), (collectively the “Parties) overlie the Madera Groundwater Subbasin (“Madera Subbasin”), which is defined by the California Department of Water Resources (“DWR”) in Bulletin 118 as Basin Number 5-22.06, and may be modified from time to time in accordance with Water Code section 10722.2; and

WHEREAS, the Madera Subbasin has been designated by DWR as a high-priority basin in a state of “critical overdraft”; and

WHEREAS, SGMA requires that California groundwater basins and subbasins be managed by a Groundwater Sustainability Agency (“GSA”) or multiple GSAs, and that such management be implemented pursuant to an approved Groundwater Sustainability Plan (“GSP”) or multiple coordinated GSPs; and

WHEREAS, the County, City, MID, and MWD have developed one GSP; RCWD has developed one GSP; GFWD has developed one GSP; and NSWD has developed one GSP, such that the Madera Subbasin is governed by four separate GSPs; and

WHEREAS, SGMA requires GSAs in all subbasins that are managed by more than one GSP to enter into a coordination agreement to coordinate the multiple GSPs to sustainably manage the subbasin; and

WHEREAS, in January 2020, the Parties entered into a Coordination Agreement (“Agreement”); and

WHEREAS, in March 2023, the Parties executed the first amendment to the Agreement; and

WHEREAS, the Agreement terminated on December 31, 2024; and

WHEREAS, the Parties desire to enter into a Second Amendment to the Coordination Agreement, attached hereto as Exhibit “A” to extend the effective date until December 31, 2040, as required by SGMA; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Madera Irrigation District Groundwater Sustainability Agency, that the facts contained in the recitals above are true and correct, and that the Board hereby approves the Second Amendment to the Coordination Agreement with the Parties, a copy of which is attached hereto as Exhibit “A” and authorizes the Board President to execute the Coordination Agreement in the substantial form presented and all associated and necessary documentation, subject to such reasonable modifications, revisions, additions and deletions as he may approve prior to execution, said execution to provide conclusive evidence of such approval.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Board of Directors of the Madera Irrigation District Groundwater Sustainability Agency at a regular meeting of the Board held on the 21st of January 2025 by the following vote:

- AYES:
- NOES:
- ABSENT:
- ABSTAIN:

President

ATTEST: _____
Vice President

CERTIFICATE OF SECRETARY

The undersigned Secretary of the Board of the Madera Irrigation District Groundwater Sustainability Agency hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2025-GSA02 adopted January 21, 2025.

Andrea Kwock Sandoval, Secretary

SECOND AMENDMENT TO THE MADERA SUBBASIN COORDINATION AGREEMENT

This SECOND AMENDMENT (AMENDMENT) to the MADERA SUBBASIN COORDINATION AGREEMENT (“Agreement”) is entered into the _____ day of January 2025 (the “Effective Date”), by and between the Groundwater Sustainability Agencies of the COUNTY OF MADERA (“County”), the CITY OF MADERA (“City”), the MADERA IRRIGATION DISTRICT (“MID”), the ROOT CREEK WATER DISTRICT (“RCWD”), the MADERA WATER DISTRICT (“MWD”), the GRAVELLY FORD WATER DISTRICT (“GFWD”), and the NEW STONE WATER DISTRICT (“NSWD”), collectively hereinafter referred to as the “Parties,” or individually as the “Party.”

RECITALS

- A. **WHEREAS**, groundwater and surface water resources within the Madera Subbasin of the San Joaquin Valley Groundwater Basin (DWR Bulletin 118 No. 5-22.06) (Subbasin) are vitally important resources, in that they provide the foundation to maintain and fulfill current and future environmental, agricultural, domestic, municipal, and industrial needs, and to maintain the economic viability, prosperity, and sustainable management of the Subbasin; and
- B. **WHEREAS**, agriculture has been prominent in making Madera County one of the world’s foremost agricultural areas and plays a major role in the economy of Madera County; and
- C. **WHEREAS**, in 2014 the California Legislature passed a statewide framework for sustainable groundwater management, known as the Sustainable Groundwater Management Act, California Water Code § 10720-10737.8 (SGMA), pursuant to Senate Bill 1168, Senate Bill 1319, and Assembly Bill 1739, which was approved by the Governor on September 16, 2014. and went into effect on January 1, 2015; and
- D. **WHEREAS**, the Subbasin has been designated by the California Department of Water Resources (DWR) as a high-priority subbasin in a condition of critical groundwater overdraft and is subject to the requirements of SGMA; and
- E. **WHEREAS**, SGMA requires that all medium and high priority groundwater basins in California be managed by a Groundwater Sustainability Agency (GSA), or multiple GSAs, and that such management be implemented pursuant to an approved Groundwater Sustainability Plan (GSP), or multiple GSPs; and
- F. **WHEREAS**, County, City, MID, and MWD have developed one GSP; RCWD has developed one GSP; GFWD has developed one GSP; and NSWD has developed one GSP, such that the Subbasin is governed by four separate GSPs unified through the Agreement; and
- G. **WHEREAS**, in January 2020, the Parties submitted four GSPs to DWR; and
- H. **WHEREAS**, in January 2020, the Parties entered into the Agreement; and

- I. **WHEREAS**, in March 2023, the Parties executed the first amendment to the Agreement; and
- J. **WHEREAS**, the Agreement was defined as remaining in effect until December 31, 2024 unless terminated earlier by the Parties.
- K. **NOW, THEREFORE**, in consideration of the mutual promises, covenants and conditions contained herein and these Recitals, which are hereby incorporated herein by this reference, the Parties agree to amend the Agreement as follows:

AGREEMENT

- 1. **TERMINATION DATE.** The Parties agree that the Agreement shall remain in effect until December 31, 2040 unless terminated earlier by the Parties as provided in the Agreement.
- 2. **NOTICES.** All notices required or permitted by the AMENDMENT shall be made in writing and may be delivered in person (by hand or by courier) or may be sent regular, certified, or registered mail or U.S. Postal Service Express Mail, with postage prepaid, or by facsimile transmission, or by electronic transmission (email) and shall be deemed sufficiently given if served in a manner specified in this section. The addresses and addressees noted below are the Party’s designated address and addressee for deliver or mailing notices.

To County GSA:	County of Madera Stephanie Anagnoson 200 W 4 th Street, 4 th Floor Madera, CA 93637
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To MID GSA:	Madera Irrigation District Thomas Greci 12152 Road 28 1/4 Madera, CA 93637
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To RCWD GSA:	Root Creek Water District Julia Berry PO Box 27950 Fresno, CA 93729
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To GFWD GSA:	Gravelly Ford Water District Don Roberts 18811 Road 27 Madera, CA 93638
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To City GSA: City of Madera
Keith Helmuth
428 East Yosemite Avenue
Madera, CA 93638

To NSWG GSA: New Stone Water District
Gabriella Lion
9500 South DeWolf Avenue
Selma, CA 93662

To MWD GSA: Madera Water District
Phil Janzen
1663 N. Schnoor Street, Suite 105
Madera, CA 93638

Any Party may, by written notice to each of the other Parties, specify a different address for notice. Any notice sent by registered or certified mail, return receipt requested, shall be deemed given on the date of delivery shown on the receipt card, or if no delivery date is shown, three days after the postmark date. If sent by regular mail, the notice shall be deemed given 48 hours after it is addressed as required in this section and mailed with postage prepaid. Notices delivered by United States Express Mail or overnight courier that guarantee next day delivery shall be deemed given 24 hours after delivery to the Postal Service or overnight courier. Notices transmitted by facsimile transmission or similar means (including email) shall be deemed delivered upon telephone or similar confirmation of delivery (confirmation report from fax machine is sufficient), provided a copy is also delivered via personal delivery or mail. If notice is received after 4:00 p.m. or on a Saturday, Sunday or legal holiday, it shall be deemed received on the next business day.

IN WITNESS WHEREOF, the Parties have caused this AMENDMENT to be executed, each signatory hereto represents that he/she has been appropriately authorized to enter into this AMENDMENT on behalf of the Party for whom he/she signs.

County of Madera

Leticia Gonzales

Date

Madera Irrigation District

Thomas Greci

Date

Root Creek Water District

Julia Berry

Date

Gravelly Ford Water District

Don Roberts

Date

City of Madera

Cecelia Gallegos

Date

New Stone Water District

Gabriella Lion

Date

Madera Water District

Phil Janzen

Date

AGENDA ITEM GSA d.

JANUARY 21, 2025
RESOLUTION NO. 2025-GSA03

**RESOLUTION OF THE BOARD OF DIRECTORS,
MADERA IRRIGATION DISTRICT
GROUNDWATER SUSTAINABILITY AGENCY
APPROVING MEMORANDUM OF UNDERSTANDING ESTABLISHING AN
INTERCONNECTED SURFACE WATER WORKING GROUP**

RESOLVED by the Board of Directors of the Madera Irrigation District Groundwater Sustainability Agency (“MID GSA”), at a regular meeting duly called and held on January 21, 2025 at the business office of the MID GSA, 12152 Road 28 1/4, Madera, California 93637 as follows:

WHEREAS, groundwater and surface water resources within the Madera and Kings Subbasins of the San Joaquin Valley Groundwater Basin (DWR Bulletin 118 No. 5-22.06 and 5-22.08 respectively) (“Subbasins”) are vitally important resources, in that they provide the foundation to maintain and fulfill current and future environmental, agricultural, domestic, municipal, and industrial needs, and to maintain the economic viability, prosperity, and sustainable management of the Subbasins; and

WHEREAS, on September 16, 2014, the Governor of the State of California signed the Sustainable Groundwater Management Act (“SGMA”) into law, consisting of Senate Bills 1168 and 1319, and Assembly Bill 1739 collectively, codified at Water Code Sections 10720 *et seq.*; and

WHEREAS, the Kings and Madera Subbasins have been designated by the California Department of Water Resources (“DWR”) as high-priority subbasins in a condition of critical groundwater overdraft and subject to the requirements of SGMA; and

WHEREAS, SGMA requires that California groundwater basins and subbasins be managed by a Groundwater Sustainability Agency (“GSA”) or multiple GSAs, and that such management be implemented pursuant to an approved Groundwater Sustainability Plan (“GSP”) or multiple coordinated GSPs; and

WHEREAS, the signatories to the Memorandum of Understanding Establishing an Interconnected Surface Water Working Group include the Madera Subbasin GSAs of Madera County GSA, City of Madera GSA, Madera Irrigation District GSA, Gravelly Ford Water District GSA, Madera Water District GSA, Root Creek Water District GSA, and New Stone Water District GSA, the United States Bureau of Reclamation, Friant Water Authority, North Kings GSA, and McMullin GSA, collectively referred to as “Parties” and

WHEREAS, the Parties have been meeting in good faith to discuss interconnected surface water-groundwater since late 2023; and

WHEREAS, the Parties desire to enter into the Memorandum of Understanding Establishing an Interconnected Surface Water Working Group, attached hereto as Exhibit “A”; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Madera Irrigation District Groundwater Sustainability Agency, that the facts contained in the recitals above are true and correct, and that the Board hereby approves the Memorandum of Understanding Establishing an Interconnected Surface Water Working Group with the Parties, a copy of which is attached hereto as Exhibit “A” and authorizes the Board President to execute the Memorandum of Understanding in the substantial

form presented and all associated and necessary documentation, subject to such reasonable modifications, revisions, additions and deletions as he may approve prior to execution, said execution to provide conclusive evidence of such approval.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Board of Directors of the Madera Irrigation District Groundwater Sustainability Agency at a regular meeting of the Board held on the 21st of January 2025 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

President

ATTEST: _____
Vice President

CERTIFICATE OF SECRETARY

The undersigned Secretary of the Board of the Madera Irrigation District Groundwater Sustainability Agency hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2025-GSA03 adopted January 21, 2025.

Andrea Kwock Sandoval, Secretary

MEMORANDUM OF UNDERSTANDING ESTABLISHING AN INTERCONNECTED SURFACE WATER WORKING GROUP

This Memorandum of Understanding (“MOU”) is entered into this ____day of _____2025 (the “Effective Date”), by and between the UNITED STATES BUREAU OF RECLAMATION (“USBR”), the FRIANT WATER AUTHORITY (“FWA”), SAN JOAQUIN RIVER RESTORATION PROGRAM RESTORATION ADMINISTRATOR (“SJRRP RA”), and the Groundwater Sustainability Agencies of the COUNTY OF MADERA (“MCGSA”), the CITY OF MADERA (“CMGSA”), the MADERA IRRIGATION DISTRICT (“MIDGSA”), the MADERA WATER DISTRICT (“MWDGSA”), the GRAVELLY FORD WATER DISTRICT (“GFWDGSA”), the ROOT CREEK WATER DISTRICT (“RCWDGSA”), the NEW STONE WATER DISTRICT (“NSWDGSA”), the MCMULLIN AREA (“MAGSA”), and the NORTH KINGS (“NKGSA”), collectively hereinafter referred to as the “Parties,” and excluding USBR, FWA, and the SJRRP RA as the “GSA Parties” or singularly herein referred to as a “Party.”

RECITALS

- A. **WHEREAS**, groundwater and surface water resources within the Madera and Kings Subbasins of the San Joaquin Valley Groundwater Basin (DWR Bulletin 118 No. 5-22.06 and 5-22.08 respectively) (“Subbasins”) are vitally important resources, in that they provide the foundation to maintain and fulfill current and future environmental, agricultural, domestic, municipal, and industrial needs, and to maintain the economic viability, prosperity, and sustainable management of the Subbasins; and
- B. **WHEREAS**, agricultural production in Madera and Fresno Counties supports one of the world’s foremost agricultural areas and plays a major role in the economy of Madera and Fresno Counties; and
- C. **WHEREAS**, in 2014 the California Legislature passed a statewide framework for sustainable groundwater management, known as the Sustainable Groundwater Management Act, California Water Code § 10720-10737.8 (“SGMA”), pursuant to Senate Bill 1168, Senate Bill 1319, and Assembly Bill 1739, which was approved by the Governor on September 16, 2014, and went into effect on January 1, 2015; and
- D. **WHEREAS**, the Subbasins have been designated by the California Department of Water Resources (“DWR”) as high-priority subbasins in a condition of critical groundwater overdraft and subject to the requirements of SGMA; and
- E. **WHEREAS**, SGMA requires that all medium and high priority groundwater basins in California be managed by a Groundwater Sustainability Agency (“GSA”), or multiple GSAs, and that such management be implemented pursuant to an approved Groundwater Sustainability Plan (“GSP”), or multiple GSPs; and

- F. **WHEREAS**, the nine GSAs that are party to this MOU are as set-forth above and depicted in Exhibit A; and
- G. **WHEREAS**, GSPs for the Subbasins have been approved by DWR; and
- H. **WHEREAS**, the Subbasins are currently working on their first statutorily required Plan Amendments and/or Periodic Evaluations that are due to DWR in January 2025; and
- I. **WHEREAS**, the Parties have been meeting in good faith to discuss interconnected surface water-groundwater (“ISW”) since late 2023; and
- J. **WHEREAS**, USBR, FWA, and the SJRRP RA have interest in groundwater sustainability in the Kings Subbasin and Madera Subbasin as memorialized in comment letters uploaded to the SGMA portal dated May 14, 2020, December 16, 2020, September 30, 2022, and June 2, 2023; and
- K. **WHEREAS**, the Parties recognize that ISW and any resulting losses/gains in stream flow are impacted by numerous variables, many outside the control of the GSAs that are parties to this MOU; and
- L. **WHEREAS**, FWA is a public agency formed by its members to, among other things, preserve and protect the rights and benefits of its members in the Central Valley Project; and
- M. **WHEREAS**, both USBR and FWA member agencies are signatories to the Stipulation of Settlement dated September 13, 2006 with the plaintiff’s coalition led by Natural Resources Defense Council (collectively referred to as the “Settling Parties”); and
- N. **WHEREAS**, both USBR and FWA have certain obligations to maintain and protect flows in the San Joaquin River under the Stipulation of Settlement dated September 13, 2006; those flows are protected pursuant to California Water Code § 1707, and
- O. **WHEREAS**, the SJRRP RA is jointly selected by the Natural Resources Defense Council and FWA and provides recommendations to the Secretary of Interior and the Governor of California regarding specific elements of the Stipulation of Settlement dated September 13, 2006 related to the San Joaquin River Restoration Program’s Restoration Goal, and
- P. **WHEREAS**, Madera Irrigation District is a signatory to the Stipulation of Settlement dated September 13, 2006; and

- Q. **WHEREAS**, the GSAs set-forth herein are not signatories to the Stipulation of Settlement dated September 13, 2006; and
- R. **WHEREAS**, nothing in this MOU changes, supersedes, or otherwise alters USBR and FWA obligations under the Stipulation of Settlement dated September 13, 2006; and
- S. **WHEREAS**, the Parties agree that nothing in this MOU changes, supersedes, or otherwise alters any existing agreements and/or rights held by the GSAs, their underlying landowners, FWA, and/or USBR; and
- T. **WHEREAS**, SGMA identifies undesirable results as the effects caused by groundwater conditions occurring throughout a subbasin related to six sustainability indicators, including depletions of interconnected surface water-groundwater that have significant and unreasonable adverse impacts on beneficial uses and users of the surface water; and
- U. **WHEREAS**, DWR has released three papers on ISW and depletions of ISW aimed at providing GSAs and the California water resources community with informational resources to help identify, understand, and communicate the nature, occurrence, and estimation of depletions of ISW; and
- V. **WHEREAS**, SGMA requires GSAs to develop and implement GSPs to avoid undesirable results and mitigate overdraft within 20 years; and
- W. **WHEREAS**, the GSA Parties acknowledge that they cannot control groundwater conditions not caused by groundwater management activities outside of the geographical boundaries for the GSAs set-forth herein; and
- X. **WHEREAS**, the Parties, individually, have undertaken efforts to analyze ISW along the San Joaquin River from Millerton to the Mendota Pool as depicted in Exhibit B; and
- Y. **WHEREAS**, subject to the conditions below, the Parties desire to collaboratively study, review, and analyze ISW and any associated impacts (including during the implementation period of the GSPs) in a cooperative and coordinated manner.
- Z. **NOW, THEREFORE**, in consideration of the mutual promises, covenants and conditions contained herein and these Recitals, which are hereby incorporated herein by this reference, the Parties agree to collectively analyze ISW along the San Joaquin River reaches depicted in Exhibit B for depletions of ISW as follows:

AGREEMENT

1. **WORK PLAN IMPLEMENTATION AND COLLABORATION.** The Parties agree to work collaboratively on potential refinement and subsequent implementation of separate but coordinated ISW Work Plans for the Subbasins.

2. **DATA SHARING.** The Parties agree that individual work products have been prepared and/or will be prepared as it relates to ISW along the San Joaquin River reaches depicted in Exhibit B. Such information may include, but is not limited to, groundwater levels, flow measurements, river channel bottom elevations, San Joaquin River stage data, estimate of river losses, analysis of existing Holding Contracts, and analysis of riparian diversions. To the extent provided by law and regulations and subject to any privileges directing non-release, the Parties agree to share such information as has been or will be prepared with each other.

3. **TECHNICAL COMMITTEE.** The Parties shall establish a Technical Committee (“Committee”) that will assume various coordination and management responsibilities, potentially including, but not limited to:
 - a. Potential refinements to the ISW Work Plans (described in Section 1)
 - b. Facilitating data sharing and collaboration among the Parties
 - c. Coordinating implementation of the Work Plans among the Parties (described in Section 1).

The Committee shall include at least one technical staff representative from each of the Parties and shall meet no less than quarterly.

4. **TERM.** The Parties agree that the term of this MOU shall continue for the duration of the GSP implementation period until groundwater sustainability is achieved in the Subbasins by or before 2040 and/or until otherwise directed by the Parties. Any Party may withdraw from this MOU by providing written notice to the other Parties.

5. **RECOGNITION OF INTENT.** The Parties agree that execution of this MOU signals the mutual intent of the Parties to collaboratively work together and that such mutual intent shall be conveyed to DWR and/or the State Water Resources Control Board (SWRCB) as may be required.

6. **IN-KIND SERVICES.** Unless otherwise agreed to by the Committee and solely with respect to the GSA Parties, the Parties agree that time and resources associated with activities performed under this MOU shall be done so through in-kind services.

- 7. ENVIRONMENTAL REVIEW.** The GSA Parties agree to cooperatively complete any environmental review as may be determined necessary for activities contemplated and/or planned under this MOU.
- 8. NOTICES.** All notices required or permitted by the MOU shall be made in writing, and may be delivered in person (by hand or by courier) or may be sent by regular, certified, or registered mail or U.S. Postal Service Express Mail, with postage prepaid, or by facsimile transmission, or by electronic transmission (email) and shall be deemed sufficiently given if served in a manner specified in this Section 8. The addresses and addressees noted below are the Party's designated address and addressee for delivery or mailing notices.

To MCGSA: County of Madera
Stephanie Anagnoson
200 W 4th Street, 4th Floor
Madera, CA 93637

To MIDGSA: Madera Irrigation District
Thomas Greci
12152 Road 28 1/4
Madera, CA 93637

To GFWDGSA: Gravelly Ford Water District
Don Roberts
18811 Road 27
Madera, CA 93638

To CMGSA: City of Madera
Keith Helmuth
428 East Yosemite Avenue
Madera, CA 93638

To MWDGSA: Madera Water District
Phil Janzen
1663 N. Schnoor Street, Suite 105
Madera, CA 93637

To NSWGSA: New Stone Water District GSA
Gabriella Lion
9500 South DeWolf Avenue
Selma, CA 93662

To RCWDGSA: Root Creek Water District
Julia Berry
PO Box 27950
Fresno, CA 93729

To NKGSA: North Kings GSA
Kassy Chauhan
2907 S. Maple Avenue
Fresno, CA 93725

To MAGSA: McMullin Area GSA
Matt Hurley
275 S. Madera Avenue, Suite 301
Kerman, CA 93630

To USBR: United States Bureau of Reclamation
Donald E. Portz, PhD.
2800 Cottage Way, CGB-170
Sacramento, CA 95825-1898

To FWA: Friant Water Authority
Jason Phillips
854 N. Harvard Avenue
Lindsay, CA 93247

To SJRRP RA: Restoration Administrator
Thomas R. Johnson
2800 Cottage Way, CGB-170
Sacramento, CA 95825-1898

Any Party may, by written notice to each of the other Parties, specify a different address for notice. Any notice sent by registered or certified mail, return receipt requested, shall be deemed given on the date of delivery shown on the receipt card, or if no delivery date is shown, three days after the postmark date. If sent by regular mail, the notice shall be deemed given 48 hours after it is addressed as required in this section and mailed with postage prepaid. Notices delivered by United States Express Mail or overnight courier that guarantee next day delivery shall be deemed given 24 hours after delivery to the Postal Service or overnight courier. Notices transmitted by facsimile transmission or similar means (including email) shall be deemed delivered upon telephone or similar confirmation of delivery (confirmation report from fax machine is sufficient), provided a copy is also delivered via personal delivery or mail. If notice is received after 4:00 p.m. or on a Saturday, Sunday or legal holiday, it shall be deemed received on the next business day.

9. NO EFFECT ON RIGHTS. Nothing in this MOU may be construed as affecting the rights of the Parties to comment on or challenge as to legal compliance under SGMA or other applicable law any provision of a GSP or management action that a GSA Party may subsequently adopt, including with respect to matters pertaining to ISW.

10. REPRESENTATION OF SIGNATORY AUTHORITY. All Parties to this MOU warrant and represent that they have the power and authority to enter into this MOU and the names, titles, and capacities herein stated on behalf of any entities, persons, states, or firms represented or purported to be represented by such entities, persons, states or firms and that all ~~former~~ requirements necessary or required by the state or federal law in order to enter into the MOU have been fully complied with. This MOU may be signed in counterparts, electronic or digital or otherwise, each of which will constitute an original. This MOU may only be amended or modified by a written instrument executed by all of the Parties.

11. ADDITION OF PARTIES. Additional parties may be added to the MOU at any time through unanimous consent of the Parties. Such consent shall not be unreasonably withheld.

IN WITNESS WHEREOF, the Parties have caused this MOU to be executed and agree to be bound by the terms herein, as of the Effective Date listed above.

County of Madera GSA

Leticia Gonzales

Date

Madera Irrigation District GSA

Thomas Greci

Date

Gravelly Ford Water District GSA

Don Roberts

Date

City of Madera GSA

Cecelia Gallegos

Date

Madera Water District GSA

Phil Janzen

Date

Root Creek Water District GSA

Julia Berry

Date

New Stone Water District GSA

Gabriella Lion

Date

McMullin Area GSA

Matt Hurley

Date

North Kings GSA

Kassy Chauhan

Date

USBR

Donald E. Portz, Ph.D.

Date

Friant Water Authority

Jason Phillips

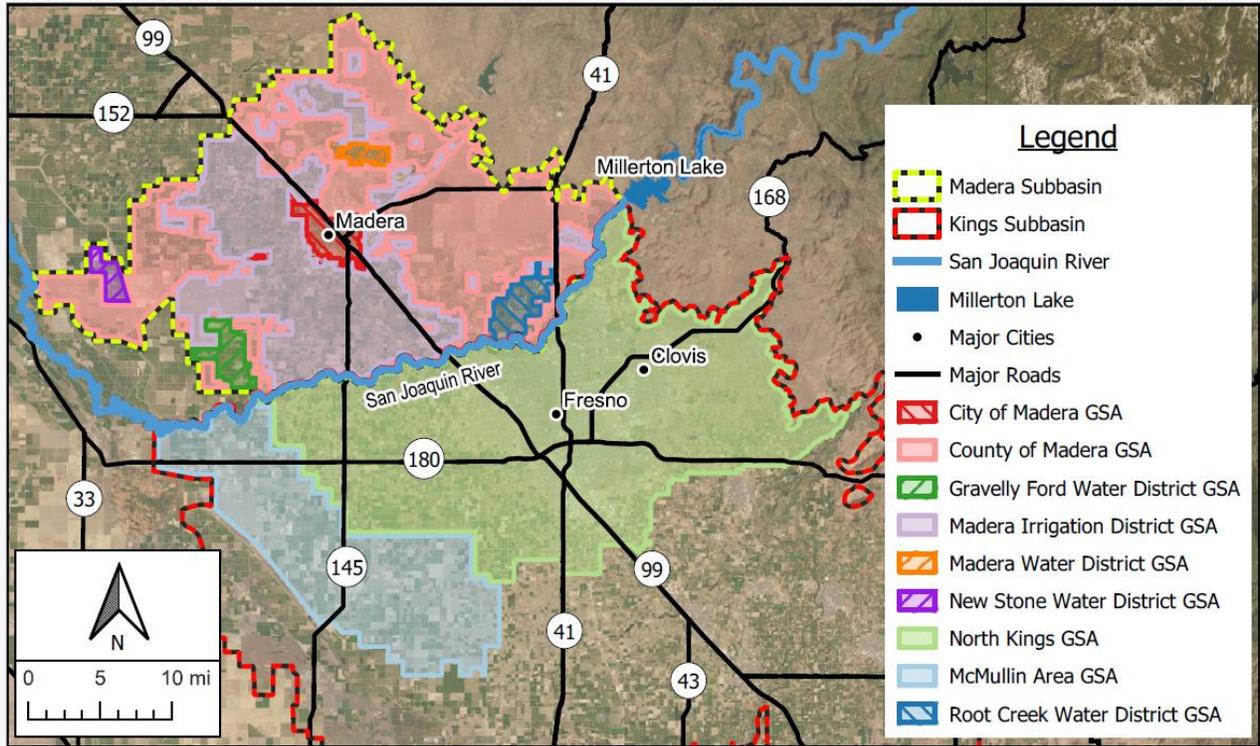
Date

San Joaquin River Restoration Program Restoration Administrator

Thomas R. Johnson

Date

EXHIBIT A



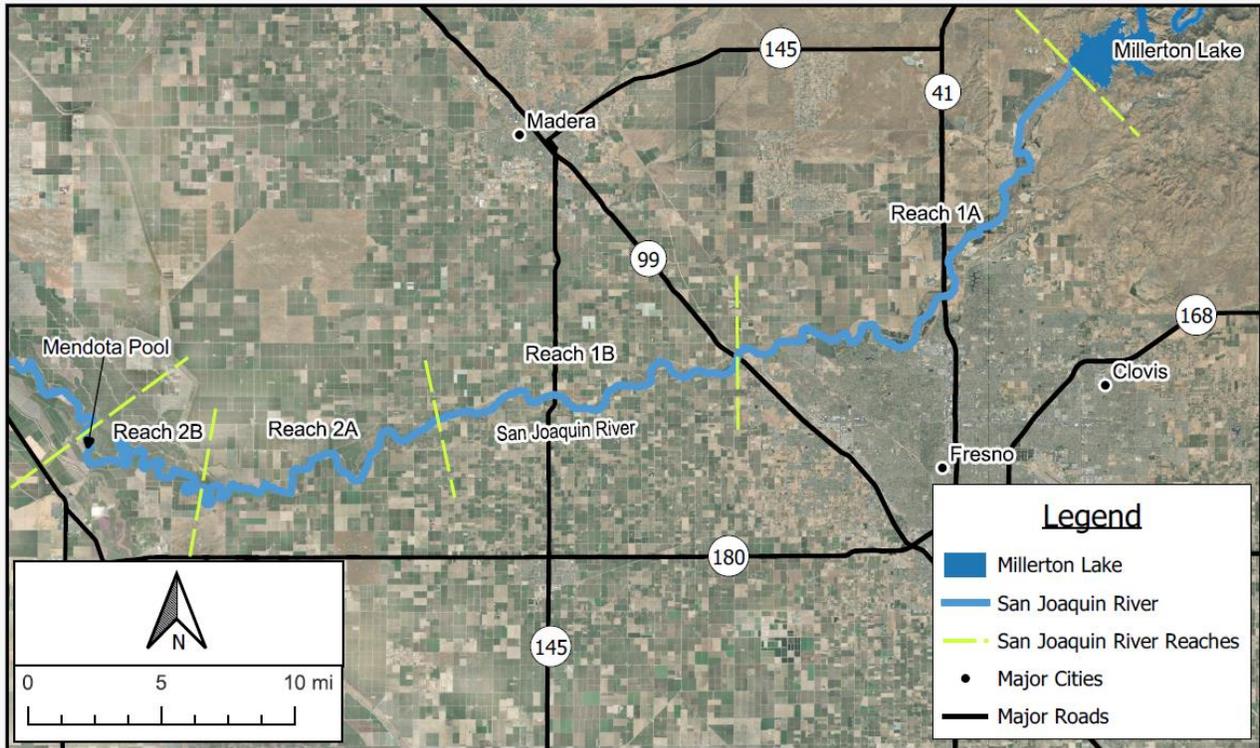
H:_Client_Project\1165_Madera_County\1165.17_Joint_GSP_5-Year_Update\GIS\Maps\20240905 Madera Kings Subbasins.qgz

09/09/2024



Exhibit A
Madera and Kings Subbasins - ISW MOU

EXHIBIT B



H:_Client_Project\1165_Madera_County\1165.17_Joint_GSP_5-Year_Update\GIS\Maps\20240905 Madera Kings Subbasins.qgz

09/09/2024



Exhibit B
San Joaquin River Reaches - ISW MOU

AGENDA ITEM 2c.

**JANUARY 21, 2025
RESOLUTION NO. 2025-01**

**RESOLUTION OF THE BOARD OF DIRECTORS,
MADERA IRRIGATION DISTRICT
APPROVING THE MADERA IRRIGATION DISTRICT
STANDING COMMITTEES AND OUTSIDE GROUP APPOINTEES**

RESOLVED by the Board of Directors (“Directors”) of the Madera Irrigation District (“District”), at a regular meeting duly called and held on January 21, 2025 at the business office of the District, 12152 Road 28 1/4, Madera, California 93637 as follows:

WHEREAS, the Directors have reviewed and considered the list of District Standing Committees and Outside Groups, attached hereto as Exhibit “A” at the Board Meeting of January 21, 2025; and

WHEREAS, the Directors have made appointments as needed to Exhibit “A” at the Board Meeting of January 21, 2025.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Madera Irrigation District, that the facts contained in the recitals above are true and correct and that the Board of Directors of the Madera Irrigation District does hereby approve the list of District Standing Committees and Outside Group appointees.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Madera Irrigation District Board of Directors, at a regular meeting of the Board held on the 21st day of January 2025 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

President

ATTEST: _____
Vice President

CERTIFICATE OF SECRETARY

The undersigned Secretary of the Board of the Madera Irrigation District hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2025-01 adopted January 21, 2025.

Andrea Kwock Sandoval, Secretary

2025 MADERA IRRIGATION DISTRICT OUTSIDE GROUP APPOINTEES
1/21/2025

GROUP		2025 APPOINTEE	2024 APPOINTEE	CAPACITY
1 ACWA, Joint Power Insurance Authority Meets prior to Spring and Fall ACWA Conferences	MID Pays		Director Janzen Director Davis	Voting Director Alternate Director
2 ACWA Region 6 Meets during the Spring and Fall ACWA Conferences Term 2024-2025	MID Pays	Director Davis	Director Davis	Voting Director
3 Friant Power Authority Meets the 4th Tuesday of the month in Visalia	FPA pay		Director Janzen Director Davis	Voting Director Alternate Voting Director
4 San Joaquin River Conservancy Meets the 1st Wednesday of the month in Fresno Term December 2024 - December 2026	MID Pays	Director Janzen	Director Janzen	Alternate Voting Director
5 San Joaquin River Resource Management Coalition Meets last Friday of the month at 10:00 a.m. in Los Banos	MID Pays		Director DaSilva Director Janzen Director Erickson	Voting Director Alternate Voting Director Alternate Voting Director
6 Madera Regional Water Management Group Meets the 4th Monday of the month at 1:30 p.m. via Zoom	MID Pays		Director Janzen	Voting Director
7 Madera Chowchilla Groundwater Monitoring Group (CASGEM) Meets March & October of each year as needed	Staff		General Manager or designee	
8 Friant Water Authority Meets the 4th Thursday of the month 9:00 a.m. in Visalia	MID Pays		Director Erickson Rest of Board	Voting Director Alternate Voting Director
9 Madera-Chowchilla Water & Power Authority Meets the 4th Wednesday of January, April, July, and October at 10:00 a.m. Location alternates between MID and CWD	MCWPA Pays	Entire Board	Entire Board	Voting Directors
10 MCWPA Finance Committee			Director Janzen Director Erickson	Representative Representative
11 North Fork Rancheria Tribal District Advisory Committee Purpose: to provide recommendations to Tribe & District regarding MOU Meets not less than annually	MID Pays		Director Janzen Tommy Greci Dina Nolan	Representative Representative Representative
12 North Fork Rancheria Water & Agricultural Advisory Committee Purpose: Ag Education Meets twice per year	MID Pays		Vacant	Representative

2025 MADERA IRRIGATION DISTRICT STANDING COMMITTEES APPOINTEES
1/21/2025

COMMITTEE		PURPOSE	2025 APPOINTEES	2025 ALTERNATE	2024 APPOINTEES	2024 ALTERNATE
1	MID Groundwater Management	Groundwater meeting attendance, GSA, and GSP development discussions			Director Loquaci Director Davis	Director DaSilva
2	Personnel	Policies, negotiations with MIDEA, personnel issues			Director Loquaci Director Janzen	Director Davis
3	Finance Committee	Budget, audit, other financial issues			Director Erickson Director DaSilva	Director Loquaci

AGENDA ITEM 3a.



**MADERA IRRIGATION DISTRICT
BOARD OF DIRECTORS
GROUNDWATER SUSTAINABILITY AGENCY
SPECIAL MEETING
DECEMBER 2, 2024**

MINUTES

Directors Present: James Erickson, President
Tim DaSilva
Brian Davis
Carl Janzen, Vice President via Zoom
David Loquaci

Directors Absent: None

Staff Present: T. Greci, General Manager (GM Greci)
D. Cadenazzi Nolan, Assistant General Manager (AGM Nolan)
J. Furstenburg, Controller
C. Contreras, Operations & Maintenance Manager (OMM Contreras)

Others Present: General Counsel John Kinsey, Wanger Jones Helsley via Zoom

CALL TO ORDER / ROLL CALL

President Erickson called the meeting to order at 10:04 a.m. at the business office of the District at 12152 Road 28 ¼, Madera, California 93637. Director Janzen participated via Zoom at the teleconference location of JW Marriott Desert Springs Resort & Spa, 74855 Country Club Drive, Palm Desert, CA 92260.

APPROVAL OF AGENDA

MOTION: Director Davis / Director Loquaci to approve the agenda as presented.

VOTE:

AYES: Directors Loquaci, Janzen, Davis, and Erickson
NOES:
ABSTAIN:
ABSENT:

POTENTIAL CONFLICTS OF INTEREST: Closed Session

General Counsel Kinsey reported there were no potential conflicts of interest for Closed Session.

PUBLIC COMMENT: Closed Session

President Erickson opened and closed public comment due to no public in attendance.

The Board convened to Closed Session at 10:05 a.m.

1. CLOSED SESSION Closed Session items not concluded prior to Regular Session may be continued at the end of the Regular Session.

- 1a. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9 (2 potential cases)
- 1b. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Potential initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9 (2 potential cases)
- 1c. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Paragraph (1) of subdivision (d) of Section 54956.9; Petition for the Adjudication of Rights to the Fresno River, before the State Water Resources Control Board
- 1d. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9; Madera Irrigation District v. Smith-Adobe Ranch Family Limited Partnership, Case No. MCV081757
- 1e. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9; NRDC v. Rogers, U.S. District Court, Eastern District of California (Sacramento Division), Case No. 88-CV-1658-JAM-GGH
- 1f. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9; Madera Irrigation District v. Allstate Insurance Company, Case No. MCV090064
- 1g. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to Paragraph (1) of subdivision (b) of Government Code Section 54957
Title: Secretary to the Board / Executive Assistant

CALL TO ORDER REGULAR SESSION / PLEDGE OF ALLEGIANCE

President Erickson called regular session to order at 10:30 a.m. with staff in attendance and the public in attendance.

REPORT ON CLOSED SESSION

There were no reportable actions taken during Closed Session.

POTENTIAL CONFLICTS OF INTEREST

There was no potential conflict of interests noted.

PUBLIC COMMENT: MID Groundwater Sustainability Agency & Regular Session

President Erickson opened and closed public comment due to no comments from the public in attendance.

ADJOURN AS MID BOARD OF DIRECTORS & CONVENE AS MID GROUNDWATER SUSTAINABILITY AGENCY - 10:33 a.m.

- a. Update on MID Groundwater Sustainability Agency (GSA)

AGM Nolan reported the MID GSA has been moving forward with the projects as listed in the Joint GSP. The District received approximately \$1 million dollars from the Natural Resources Conservation Services (“NRCS”) for pipeline projects. By the beginning of the year, hopefully we will be moving forward with some of the projects. It will be a three year process.

AGM Nolan reported the GSAs in the Madera Subbasin are working on the Domestic Well Memorandum of Understanding and the Coordination Agreement. They have hired facilitator Dave Ceppos to assist with both. There have been initial meetings with Dave Ceppos. The Joint GSP Amendment is out for public review and a public workshop will be held on December 5, 2024 via Zoom.

ADJOURN AS MID GROUNDWATER SUSTAINABILITY AGENCY & RECONVENE AS MID BOARD OF DIRECTORS – 10:35 a.m.

2. CONSENT AGENDA

- 2a. Approval of October 15, 2024 Regular Board Meeting Minutes
- 2b. Approval of November 15, 2024 Special Board Meeting Minutes
- 2c. Discussion / possible action on approval of warrant list payments through November 15, 2024
- 2d. Discussion / possible action on monthly financial reports for September & October 2024

MOTION: Director Loquaci / Director DaSilva to approve the Consent Agenda as presented.

DISCUSSION: There was no discussion.

PUBLIC COMMENT: President Erickson opened public comment and closed public comment due to no comments from the public in attendance.

VOTE:

AYES: Directors Loquaci, Janzen, Davis, DaSilva, and Erickson

NOES:

ABSTAIN:

ABSENT:

3. GENERAL MANAGER'S REPORT

3a. Update of Activities

- Madera-Chowchilla Water & Power Authority
- Mid-Pacific Water Users Conference, January 29-31, 2025

GM Greci reported the ACWA Fall Conference is being held this week with Directors Janzen and Davis attending. GM Greci stated the Mid-Pacific Water Users Conference will be held January 29-31, 2025 in Reno.

GM Greci reported on the Madera-Chowchilla Water & Power Authority. The Power Plant 980 drop shoot was repaired by MID staff. It was a high priority project that had to be completed before the contractor began repairs on the plant. GM Greci reported the 980 Power Plant was taken apart by the contractor for repair and found 9 of the 12 bolts that hold the hub snapped off. The contractor will make repairs at their shop and then put the plant back together.

4. NEW BUSINESS

4a. Discussion / possible action on execution of Consulting Services Agreement for external independent auditing services, Resolution No. 2024-21

MOTION: Director Loquaci / Director DaSilva to approve the execution of Consulting Services Agreement with Hudson Henderson, Resolution No. 2024-21.

DISCUSSION: Controller Furstenburg stated a Request for Proposals was released on October 7, 2024 with responses due by November 6, 2024. The District received 2 proposals, and both were rejected. The District has previously worked with Hudson & Company. After rejecting both proposals, the District requested a proposal from Hudson & Company. Controller Furstenburg stated one proposal was rejected because it had an error in the cost proposal and the other proposal was rejected because it was double the price. The Hudson & Company proposal meets the needs of the District and is the most fiscally responsible proposal.

PUBLIC COMMENT: President Erickson opened public comment and closed public comment due to no comments from the public in attendance.

VOTE: ROLL CALL

AYES: Directors Loquaci, Janzen, Davis, DaSilva, and Erickson

NOES:

ABSTAIN:

ABSENT:

4b. Discussion / possible action on adopting the 2025 Budget, Resolution No. 2024-22

MOTION: Director Loquaci / Director DaSilva to adopt the 2025 Budget as presented, Resolution No. 2024-22.

DISCUSSION: Controller Furstenburg stated the 2025 proposed budget totals approximately \$27,686,000 and includes \$10,000,000 in water costs. The operating budget, excluding water costs, totals approximately \$17,686,000. Salaries and benefits comprise 26% or \$7,129,000 of the proposed 2025 budget. The following assumptions were used to budget salaries and benefits for 2025: cost of living based on the Consumer Price Index for Urban Wage Earners and Clerical Workers of 3%, overtime of \$50,000 and merit increases of \$180,000.

Controller Furstenburg noted capital expenditures and capital improvement projects of \$1,628,000 or 6% of budgeted expenditures are included in the District's proposed budget. Of this total, \$1,128,000 is included for capital expenditures and \$500,000 for capital improvement projects.

The following are the assumptions used to budget water costs 100% Class 1 water supply or 85,000 acre-feet and no Class 2 water supply, 24,000 acre-feet for Hidden Dam, the District projects 40,000 acre-feet will be available for delivery, 7,400 acre-feet of Pre-1914 water from Soquel, and 3,943 acre-feet of 2024 Class 1 water rescheduled to 2025. The District budget includes \$1,000,000 for an additional Operations and Maintenance charge from the United States Bureau of Reclamation (USBR).

Controller Furstenburg stated the proposed budget includes \$2,560,000 (9% of budgeted expenditures) for annual debt service for the 2015 Bond. Also, included in the proposed budget is \$1,679,000 (6% of budgeted expenditures) for the annual debt service for the 2016 Bond. AGM Nolan noted there will be a prepayment made for the bonds this year that will be paid from the reserve funds. Director Davis questioned when the bonds will be paid. AGM Nolan replied in 2026 and there are callable bonds in the next 1 ½ years that will be paid from the reserves. The bonds will be paid 14 years early and will cut MID growers' taxes.

Director Loquaci stated instead of spending District money on attorneys, the District is investing in infrastructure and putting in basins to improve the groundwater situation. AGM Nolan noted when the District was spending millions on attorneys' fees the total budget was about \$10 million.

Director Erickson stated the District is spending \$1 million a year to fix infrastructure that should have been done years ago. The District also saves money by having District staff complete the projects. GM Greci stated the District is making its way through the projects in the Capital Improvement Plan, but projects come up as things break.

Controller Furstenburg reviewed the 2025 proposed budget with budget codes. The gates budget was increased by \$20,000 and safety – equipment, apparel, training, testing, and shoes increased by \$10,000 for confined space training and fall protection training. The propane budget was increased by \$8,000 and herbicides and rodenticides budget was decreased by \$100,000. Director Davis questioned why the propane budget has increased so much since 2023 when it was \$1,021. OMM Contreras stated increased costs and the need to burn more.

The building – maintenance, grounds, pest control, landfill, and janitorial budget was increased by \$95,000 for electrical and building upgrades to the Old Engineering building for a warehouse for the storekeeper. The budget for diesel was increased by \$50,000 due to increased work at the basins. The membership fees, licenses, and dues budget code was increased by \$85,000 due to the Friant Water Authority additional costs. The groundwater management budget from 2024 will be carried over and an additional \$50,000 will be included. AGM Nolan stated the funds are being carried over because the Board already approved the amount for the GSP updates and the process is ongoing. The phone, radio, internet, and alarm budget code was decreased by \$30,000. The legal fees budget code was decreased by \$168,000. The consulting expenses budget was increased by \$69,000.

The board meeting and election expenses budget will be rolled over if the invoice is not received in December. At this time, it is not known how much the invoice will be. Controller Furstenburg stated \$500,000 for MCWPA – power plant cost will be budgeted for 2025 with the end of year 2024 remainder being carried over.

OMM Contreras reviewed the requested Capital Expenditures from the O&M department. The following requests were made tractor and mower with attachments, two regular cab trucks for Canal Operators, ag tractor, drag scraper, and heavy duty offset wheel disc. Also, including the Capital Expenditure requests include SCADA software replacements, equipment and vehicle diagnostic service kit. The budget includes \$200,000 for a recharge project. All capital expenditures from 2024 not paid for yet will be rolled over. The 2025 budget includes \$500,000 for pipeline replacements and \$200,000 in carryover; however, NRCS will reimburse a portion of the projects.

Director Janzen stated it would be beneficial to include a breakdown of the \$10 million in water costs. AGM Nolan stated the \$10 million in water cost is a placeholder until the District has an idea of the water year.

The proposed organizational chart was reviewed. The proposed authorized positions are 66 with 7 positions vacant, and 7 positions not funded for 2025. The following positions will be listed as vacant in 2025 and filled Equipment Operator, Mechanic I, 2-Maintenance Worker I, Maintenance Worker II, Canal Operator II, and Canal Operator I.

PUBLIC COMMENT: President Erickson opened public comment and closed public comment due to no comments from the public in attendance.

VOTE: ROLL CALL

AYES: Directors Loquaci, Janzen, Davis, DaSilva, and Erickson

NOES:

ABSTAIN:

ABSENT:

5. DIRECTOR REPORTS, COMMITTEE REPORTS, FUTURE AGENDA ITEMS

Director DaSilva – nothing to report

Director Davis stated the District has come a long way in the 10 years he has been on the Board of Directors.

Director Janzen stated that passing this budget shows how we are moving forward with meeting the goals of the District.

Director Loquaci stated this is Director Erickson’s last board meeting. Director Loquaci stated it has been a pleasure serving on the Board with Director Erickson and Director Erickson has always put the District and the growers first. Director Loquaci thanked Director Erickson for his leadership on the Board and at Friant Water Authority.

Director Erickson stated he appreciates the staff and Board over the past 10 years.

6. ADJOURNMENT

President Erickson adjourned the meeting at 11:51 a.m.

APPROVED FOR THE BOARD:

President

Andrea Kwock Sandoval
Secretary to the Board

Date: _____

AGENDA ITEM 3b.

MADERA IRRIGATION DISTRICT

12152 ROAD 28¼ ▪ MADERA ▪ CA 93637

Phone (559) 673-3514

FAX (559) 673-0564

Board of Directors

◆ Carl Janzen ◆ Tim DaSilva ◆ Brian Davis ◆ Brandon Bishel ◆ Dave Loquaci

General Account

◆ Warrant No. 48349 thru 48558 Dates 11/22/2024 thru 1/9/2025 Total \$1,687,171.79

\$2,427,090.52

Approved for payment by the Board of Directors

January 21, 2025

President

Andrea Kwock Sandoval, Secretary

WARRANT LIST
Through January 9, 2025

CHECK NUMBER	CHECK DATE	VENDOR NAME	DESCRIPTION	ADDITIONAL DETAIL	CHECK AMOUNT
48349	11/22/2024	PITNEY BOWES GLOBAL FINANCIAL SERVICES LLC	Postage Machine Lease	August - October	442.61
48350	11/22/2024	A T & T	Office Phones & Internet		994.53
48351	11/22/2024	AT&T MOBILITY	Data Plan: Cell, Tablets, Laptops		1,628.04
48352	11/22/2024	PG&E	Office, Shop, Control Gates, Gate Actuator, Ag Pumps		5,018.82
48353	11/22/2024	MADERA COUNTY RECORDER	Deed-CD	October 2024	25.00
48354	11/22/2024	QUEST UCCE	Support Troubleshoot Auto-Attendant		168.75
48355	11/22/2024	GENERAL BUILDERS SUPPLY CO.	Armor All, (2) Caster, Washers, Deck Screws		41.92
48356	11/22/2024	GEORGE'S AUTO SUPPLY	(3) Cabin Air Filter #13-11, Radiator Sealant		173.34
48357	11/22/2024	MADERA CHOWCHILLA WATER &	Call for Funds #448	October 2024	65,921.39
48358	11/22/2024	EQUIPMENTSHARE.COM, INC	Rental: Water Truck		4,974.63
48359	11/22/2024	NAPA-GENUINE PARTS COMPANY	Power Brake Booster #1-16, (12) Spark Plugs, (6) Pre-Mix Fuel		227.56
48360	11/22/2024	QUINN COMPANY	Filters: (2) Air, (2) Cabin; Air Cleaner		376.49
48361	11/22/2024	SPARKLETT'S	Water: (112) 24 pk, (11) 5 Gal		925.65
48362	11/22/2024	L.H. AUTO PARTS, LLC	Filters: (3) Air, (1) Fuel; (3) Batteries, (10) Windshield Wipers		851.83
48363	11/22/2024	TARGET SPECIALTY PRODUCTS	(25 Gal) Alligare Imox Herbicide, (200 lbs) Kaput-D		6,815.97
48364	11/22/2024	M I D EMPLOYEES ASSOCIATION	Employee Payroll Deductions		1,537.50
48365	11/22/2024	SILVA FORD MADERA	Gas Cap Assembly #7-20, Starter #9-18		415.95
48366	11/22/2024	AANONSON SPRINKLER COMPANY	(22 ft) 15" PIP Pipe		556.83
48367	11/22/2024	SCHOETTLER TIRE	(2) Tires, Valve Stems, Wheel, Mount		974.81
48368	11/22/2024	FRIANT WATER AUTHORITY	Recaptured Water	October WY24	70,647.00
48369	11/22/2024	FASTENAL COMPANY	(36) Poly Gloves, (1,000) Zip Ties		375.50
48370	11/22/2024	MADERA AUTO CENTER	License Plate Bracket, Tail Lamp Assembly #5-24		223.42
48371	11/22/2024	LEE'S CONCRETE MATERIAL CO INC	(8 yd) 6.0 Sack Concrete		1,399.00
48372	11/22/2024	AWARDS NETWORK	Service Awards		377.13
48373	11/22/2024	STERICYCLE, INC.	Document Management Services		162.67
48374	11/22/2024	CITY OF MADERA	RWMG Membership Dues	2024	2,850.00
48375	11/22/2024	BOOT BARN	(4) Work Boots		651.64
48376	11/22/2024	KLINGSPOOR ABRASIVES, INC.	(75) Cut-Off Wheel		203.99
48377	11/22/2024	PPLSI	Employee Payroll Deductions		239.20
48378	11/22/2024	BIG W SALES	(25) TeeJet Gasket, (20) Induction Tips		158.23
48379	11/22/2024	CAL-PACIFIC SUPPLY INC.	O-Ring, Gear Head, Keys, Shop Towels, Gloves, Strainer		462.96
48380	11/22/2024	KAISER FOUNDATION HEALTH PLAN	Monthly Medical Insurance Premiums	December	38,779.96
48381	11/22/2024	PLATFORM TECHNOLOGY ADVISORS	Sage Consulting		87.50
48382	11/22/2024	MIDLAND TRACTOR	Hydraulic Hose, Air Filter, Hose Clamp		278.92
48383	11/22/2024	PPG PAINTS	(5 Gal) Semi-Gloss White Paint		304.72
48384	11/22/2024	SUN LIFE AND HEALTH INSURANCE	Monthly Life Insurance Premiums	December	3,103.65
48385	11/22/2024	CONCENTRA MEDICAL CENTERS	(7) Resp Fit Test		1,352.00
48386	11/22/2024	SUN LIFE AND HEALTH INSURANCE	Employee Payroll Deductions		516.50
48387	11/22/2024	AMERICAN METALS	(21') 6" Pipe, (6) Exp. Metal, Misc. Tube		859.06
48388	11/22/2024	MADERA PUMPS, INC.	Srvc Call: Ratchet Plate, Gasket & Bolts		490.38
48389	11/22/2024	VERIZON WIRELESS	Data Plan: 4 Tablets, WiseConn Sim Cards		212.84
48390	11/22/2024	CRANE TEC ENTERPRISES, INC	Safety & Service Check: 2 Bridge Cranes		770.00
48391	11/22/2024	BSK & ASSOCIATES	Water Testing: Office		483.04
48392	11/22/2024	WESTERN AG IRRIGATION	6" Steel Flange, Couplers, Purple Primers, Gray Glue, Slip Cap		366.21
48393	11/22/2024	NORTHERN SAFETY CO, INC.	(5) N95 Mask, (6) Face Shield Head Gear, (10) Face Shield Replace		372.01
48394	11/22/2024	PITNEY BOWES BANK INC PURCHASE POWER	Postage Refill		2,024.75
48395	11/22/2024	BOWMAN CONCRETE PUMPING	Concrete Pumping		976.00
48396	11/22/2024	RED ROCK ENVIRONMENTAL	Trash to Landfill		377.72
48397	11/22/2024	WANGER JONES HELSLEY PC	Legal Fees through 10/15/24		1,559.48
48398	11/22/2024	SC FUELS	(4,000.10 Gal) R99 Clear Diesel		14,953.73
48399	11/22/2024	O'REILLY AUTO PARTS	Misc. Auto and Pump Parts		689.76
48400	11/22/2024	DIGITAL ATTIC, INC	Website Update Support		71.25
48401	11/22/2024	REAL-TIME INFORMATION SERVICES, INC.	Remote Support Consulting		320.75
48402	11/22/2024	BLANKINSHIP & ASSOCIATES, INC	Aquatic Weed NPDES Permit	2024	4,084.95
48403	11/22/2024	GLS US	Postage: Riparian Letter		9.18
48404	11/22/2024	WEST SIDE WATER CONDITIONING	Well Service		195.00
48405	11/22/2024	NUTRIEN AG SOLUTIONS, INC.	(100 lbs) Greenclean Pro		323.77
48406	11/22/2024	VAN DE POL, INC.	Cardlock Fuel		3,333.99
48407	11/22/2024	WIENHOFF DRUG TESTING	Add to Program, DOT Testing, Annual Consortium Fee		1,450.00
48408	11/22/2024	CINTAS CORP	Uniforms & Supplies		345.84
48409	12/3/2024	EMP# 201	P/E 11/30/24: Regular Pay Period		1,009.44
48410	12/3/2024	EMP# 201	P/E 12/14/24: Final Check		31.08
48411	12/3/2024	EMP# 201	P/E 12/14/24: Vac/Sick Payout		1,486.59
48412	12/5/2024	EMP# 232	P/E 11/30/24: Regular Payroll Check		1,422.57
48413	12/5/2024	USDA, FOREST SERVICE	Stream Gauging Station Permit	2025	78.36
48414	12/5/2024	PG&E	Monthly Service Ag Pump		5.13
48415	12/5/2024	MADERA COUNTY RECORDER	Deed-CD	November 2024	25.00
48416	12/5/2024	GENERAL BUILDERS SUPPLY CO.	Drive Ratchet, Extension, Air Blow Gun		112.98
48417	12/5/2024	GEORGE'S AUTO SUPPLY	Flood Lights, Filters, Drive Belts, Plug Adapter		276.64
48418	12/5/2024	EQUIPMENTSHARE.COM, INC	Rental: Drum Roller		4,642.98
48419	12/5/2024	L.H. AUTO PARTS, LLC	(15) Wiper Blades, (4) Batteries, (17) Filters		865.17
48420	12/5/2024	CALIF. DEPT. OF TAX & FEE ADMINISTRATION	Water Rights Acct: 094-000118, 094-000116, 094-000117		442,319.91
48421	12/5/2024	CALIF. DEPT. OF TAX & FEE ADMINISTRATION	Water Rights Acct: 094-005531		912.80
48422	12/5/2024	CREATIVE COPY	(1000) NCR Purchase Order Forms		505.12
48423	12/5/2024	TARGET SPECIALTY PRODUCTS	(125 lbs) Kaput-D		566.32
48424	12/5/2024	M I D EMPLOYEES ASSOCIATION	Employee Payroll Deductions		232.50
48425	12/5/2024	TECHNOFLO SYSTEMS	6" Clamp-On Saddle Meter, Remote Mount		3,019.80
48426	12/5/2024	SILVA FORD MADERA	Ignition Switch Assembly #5-20		93.32
48427	12/5/2024	UNITED RENTALS NORTHWEST, INC.	Rental: Walkbehind Trencher		315.71
48428	12/5/2024	S & J LUMBER, INC	(16) 1/2" x 4 x 8 Plywood		403.68
48429	12/5/2024	AANONSON SPRINKLER COMPANY	(20 ft) 4" Pipe, (2) 4" Elbow		176.47
48430	12/5/2024	MADERA CO. ENV. HEALTH DIVISION.	HASMAT/APSA Permit	2025	1,758.00
48431	12/5/2024	FRIANT WATER AUTHORITY	SOLDMWA: December 2024 Estimate		29,658.22
48432	12/5/2024	FRIANT WATER AUTHORITY	WSCM: October WY24		4,781.41
48433	12/5/2024	MADERA AUTO CENTER	(2) Transmission Shift Solenoid #5-13		45.14
48434	12/5/2024	CALIFORNIA CHAMBER OF COMMERCE	Membership Fees	12/13/24 - 12/13/25	899.00
48435	12/5/2024	LINDE GAS & EQUIPMENT INC.	Rental: Welding Tank		356.17
48436	12/5/2024	POWER BUSINESS TECHNOLOGY	Maintenance Contract: 2 Printers		273.45
48437	12/5/2024	CALMAT CO DBA VULCAN MATERIALS CO	(33.62 Ton) Rock Dust		807.66
48438	12/5/2024	CAL-PACIFIC SUPPLY INC.	Coveralls, Bullet Hinge, Socket Extension, Misc. Tools & Supplies		563.73
48439	12/5/2024	SIERRA HR PARTNERS, INC.	HR Consulting		250.00
48440	12/5/2024	HOME DEPOT CREDIT SERVICES	Insulation, Chain, Pipe, Misc. Tools & Supplies		2,293.61
48441	12/5/2024	MIDLAND TRACTOR	Back-up Camera Cord #2-18		21.97
48442	12/5/2024	LOWE'S COMPANIES INC.	Cement, Concrete, Paint, Spray Paint, Misc. Tools & Supplies		3,409.87
48443	12/5/2024	DON'S MOBILE GLASS, INC.	Windshield & Recalibration #3-20		655.00

WARRANT LIST
Through January 9, 2025

CHECK NUMBER	CHECK DATE	VENDOR NAME	DESCRIPTION	ADDITIONAL DETAIL	CHECK AMOUNT
48444	12/5/2024	WESTERN AG IRRIGATION	Primer, Gray Glue, Small/Large Swabs		313.65
48445	12/5/2024	AUTO ZONE, INC	(2) Brake Master Cylinder #1-16		255.13
48446	12/5/2024	CAL VALLEY PRINTING	(40) MID Embroidered Hats		1,082.50
48447	12/5/2024	SEBASTIAN - ALARM MONITORING	Monthly Alarm Monitoring		204.85
48448	12/5/2024	VALLEY DOCUMENT SOLUTIONS	File Digitizing Legal Files		8,680.62
48449	12/5/2024	O'REILLY AUTO PARTS	(4 Qt) Transmission Fluid, (2) Starters		380.27
48450	12/5/2024	TALLEY OIL, INC	(.28 Ton) Tack Oil, Oil Kettle Rental		562.04
48451	12/5/2024	ROSENBALM ROCKERY, INC	(2 yd) 6 Sack Concrete		374.11
48452	12/5/2024	TRIANGLE ROCK PRODUCTS, LLC	(15.16 Ton) Asphalt		1,268.57
48453	12/5/2024	COVERALL NORTH AMERICA, INC	Monthly Janitorial Service	December	878.00
48454	12/5/2024	TOSHIBA FINANCIAL SERVICES	Copier Lease Payment		727.09
48455	12/5/2024	REAL-TIME INFORMATION SERVICES, INC.	(50) Pre-Paid Block Hours, Smart Options, Backups, Sophos/MTR		9,360.50
48456	12/5/2024	WEST SIDE WATER CONDITIONING	Well Service		465.00
48457	12/5/2024	HIXCO	(25) Cut Off Wheel, (10) Flap Disc		123.03
48458	12/5/2024	HORNER & SONS, INC	Service Call: Madera Ranch Well		120.00
48459	12/5/2024	VAN DE POL, INC.	Cardlock Fuel		2,408.40
48460	12/5/2024	UMPOUA BANK	\$14,431.29 Software, Employee Relations, Travel, Safety	Admin	10,435.44
			Materials & Supplies, Safety, Telephone	Operations	219.72
			Gates, Materials & Supplies	Engineering	795.60
			Materials & Supplies, Safety, Uniforms	Shop	2,980.53
48461	12/5/2024	GEOTAB USA, INC.	ProPlus Plan - Fleet Track	November	1,319.67
48462	12/5/2024	CINTAS CORP	Uniforms & Supplies		441.65
48463	12/5/2024	CINTAS	Service & Refill First Aid Kits		176.38
48464	12/19/2024	EMP# 43	Service Award: 25 Years of Service		584.28
48465	12/19/2024	EMP# 189	Service Award: 5 Years of Service		136.87
48466	12/19/2024	EMP# 35	Service Award: 20 Years of Service		436.25
48467	12/19/2024	EMP# 191	Service Award: 5 Years of Service		136.87
48468	12/19/2024	A T & T	Office Phones & Internet		994.53
48469	12/19/2024	AT&T MOBILITY	Data Plan: Cell, Tablets, Laptops		1,658.42
48470	12/19/2024	PG&E	Office, Shop, Control Gates, Gate Actuator, Ag Pumps		5,650.34
48471	12/19/2024	AFLAC AMERICAN FAMILY LIFE	Employee Payroll Deductions		659.72
48472	12/19/2024	GENERAL BUILDERS SUPPLY CO.	Misc. Tools & Supplies		129.01
48473	12/19/2024	GEORGE'S AUTO SUPPLY	Fuel Shut-Off Valve, Chuck Clip		16.09
48474	12/19/2024	MADERA CHOWCHILLA WATER &	Call for Funds #449	November 2024	77,179.35
48475	12/19/2024	EQUIPMENTSHARE.COM, INC	Rental: Water Truck		4,974.63
48476	12/19/2024	VALLEY IRON, INC	(3) 4" Galvanized Pipe		661.85
48477	12/19/2024	SPARKLETTS	Water: (56) 24 pk, (5) 5 Gal		458.08
48478	12/19/2024	M I D EMPLOYEES ASSOCIATION	Employee Payroll Deductions		277.50
48479	12/19/2024	UNITED RENTALS NORTHWEST, INC.	Road Plate, Lift Screw		138.56
48480	12/19/2024	SCHOETTLER TIRE	(2) Flat Repair #1-10		991.08
48481	12/19/2024	FRIANT WATER AUTHORITY	Recaptured Water	November 2024	64,168.00
48482	12/19/2024	V5 ELECTRIC, LLC	Install Timer Switch, MID/Well Power Project, Eng. Shop Electrical		21,957.20
48483	12/19/2024	LEE'S CONCRETE MATERIAL CO INC	(17.5 yd) 7.0 Sack 50/50 Concrete & Fiber		3,106.78
48484	12/19/2024	LUHDORFF AND SCALMANINI CONSULTING ENGINEER	Project# 222053: RMS Water Sampling		1,322.50
48485	12/19/2024	LINDE GAS & EQUIPMENT INC.	Welding Gases		460.96
48486	12/19/2024	ACWA/JPIA	Monthly Medical, Dental, Vision Insurance Premiums	January	47,010.51
48487	12/19/2024	BOOT BARN	Work Boots		175.00
48488	12/19/2024	PPLSI (LEGAL SHIELD)	Employee Payroll Deductions		239.20
48489	12/19/2024	BIG W SALES	(12) Spray Tip, (14) TeeJet Air Induction Tip/Cap		374.33
48490	12/19/2024	CAL-PACIFIC SUPPLY INC.	Gloves, Hose Clamp, Keys, Eyebolts, Couplers, Nipples		118.47
48491	12/19/2024	KAISER FOUNDATION HEALTH PLAN	Monthly Medical Insurance Premiums	January	40,523.26
48492	12/19/2024	DLT SOLUTIONS, INC.	AutoCAD Annual Renewal	2025	2,730.78
48493	12/19/2024	SUN LIFE AND HEALTH INSURANCE	Monthly Life Insurance Premiums	January	3,136.33
48494	12/19/2024	CONCENTRA MEDICAL CENTERS	DOT Physical		108.00
48495	12/19/2024	HOUCHEIN BROS.	Rental: CAT Scraper		13,500.00
48496	12/19/2024	SUN LIFE AND HEALTH INSURANCE	Employee Payroll Deductions		538.70
48497	12/19/2024	AMERICAN METALS	Square Tubes, Flat Expanded Metal, Pipes		920.39
48498	12/19/2024	PURL'S SHEET METAL	USA Agreement	2025	1,746.00
48499	12/19/2024	VERIZON WIRELESS	Data Plan: WiseConn Sim Cards, 4 Tablets		210.73
48500	12/19/2024	WESTERN AG IRRIGATION	Weld Pipe, Glue, Tie Wire Tool, (17) 10' Perforated Tubing, Couplers		1,424.34
48501	12/19/2024	MARK DUARTE	Pesticide Spraying: Office		70.00
48502	12/19/2024	NORTHERN SAFETY CO., INC.	(144) Knit Gloves		62.06
48503	12/19/2024	RED ROCK ENVIRONMENTAL	Trash to Landfill		377.72
48504	12/19/2024	WANGER JONES HELSLEY PC	Legal Fees through 11/15/24		1,514.19
48505	12/19/2024	MAMMOTH OXYGEN	Plasma Gun Repair		1,527.13
48506	12/19/2024	VALLEY DOCUMENT SOLUTIONS	File Digitizing Legal Files		4,330.58
48507	12/19/2024	COUNTY OF MADERA -	Trash to Landfill		1,789.54
48508	12/19/2024	HI TOUCH BUSINESS SERVICES	Misc. Office Supplies		1,094.70
48509	12/19/2024	VAN DE POL, INC.	Cardlock Fuel		2,515.67
48510	12/19/2024	WIENHOFF DRUG TESTING	Drug Testing Fee		37.00
48511	12/19/2024	REY'S GARDEN SERVICES INC	Monthly Lawn Service		300.00
48512	12/19/2024	CINTAS CORP	Uniforms & Supplies		345.84
48513	12/19/2024	CINTAS	Service & Refill First Aid Kits		115.73
48514	1/6/2025	PITNEY BOWES GLOBAL FINANCIAL SERVICES LLC	Postage Machine Lease	Nov, Dec, Jan	442.61
48515	1/6/2025	PG&E	Monthly Service Ag Pumps		96.42
48516	1/6/2025	MADERA COUNTY RECORDER	Deed-CD	December 2024	25.00
48517	1/6/2025	MADERA COUNTY RECORDER	(5) Redemption Certificates		100.00
48518	1/6/2025	GENERAL BUILDERS SUPPLY CO.	(3) Plug End, (18 ft) Black Wire		32.90
48519	1/6/2025	EQUIPMENTSHARE.COM, INC	Rental: Drum Roller, Water Truck, Track Dozer		11,246.91
48520	1/6/2025	QUINN COMPANY	Switch Keys, Ignition Keys, Filters, Air Cleaner, Probe Sample		317.10
48521	1/6/2025	M I D EMPLOYEES ASSOCIATION	Employee Payroll Deductions		270.00
48522	1/6/2025	TECHNOFLO SYSTEMS	(8) Saddle Meters, (4) Open Flow Propeller Meters, Misc. Meter Parts		30,772.59
48523	1/6/2025	CALIFORNIA INDUSTRIAL RUBBER	Bedliner Rubber Sheet #10-24		266.19
48524	1/6/2025	AANONSON SPRINKLER COMPANY	Various Size Pipes, Couplers, Glue, Large Swab		1,299.16
48525	1/6/2025	FRIANT WATER AUTHORITY	Water Supply Cord/Monitoring	November 2024	4,318.90
48526	1/6/2025	FASTENAL COMPANY	(24) Coin Battery		37.74
48527	1/6/2025	J W MYERS INC	(22.3 LPG) Propane		62.28
48528	1/6/2025	FARM BUREAU	Membership Dues	2025	450.00
48529	1/6/2025	ACWA	Annual Agency Dues	2025	23,345.00
48530	1/6/2025	VILLA GARDENING SERVICE, INC.	Eucalyptus Tree & Stump Removal		2,250.00
48531	1/6/2025	SJVAPCD	Burn Permit #124145	2025	240.00
48532	1/6/2025	LINDE GAS & EQUIPMENT INC.	Rental: Welding Tank		386.21
48533	1/6/2025	ACWA/JPIA	Monthly Medical, Dental, Vision Insurance Premiums	February	46,883.07
48534	1/6/2025	STERICYCLE, INC.	Document Management Services		162.05
48535	1/6/2025	POWER BUSINESS TECHNOLOGY	Maintenance Contract: 2 Printers		273.45

AGENDA ITEM 3c.

Finance Department Activities
January 21, 2025

The Finance Department has prepared year-end work related to issuing 1099's for both MID and MCWPA and the W-2's for MCWPA before the deadline of January 31, 2025. The W-2's for MID were prepared and mailed out by Paychex and are also available on their website.

The Finance Department is preparing the year-end annual data collection census for the Madera Irrigation District 401a Retirement Plan which will be sent to our retirement plan consultants before the end of February.

The MID and MCWPA audits will be performed by Hudson & Company, Inc. with field work beginning in February.

Accounting (On-going)

Madera Irrigation District

- monthly financial reports
- accounts payable and warrant lists
- bank reconciliations
- CIP/Project tracking and updates

Madera-Chowchilla Water and Power Authority (On-going)

- monthly financial reports
- accounts payable and warrant lists
- bank reconciliations
- Call for Funds

Storm/Assessments (On-going)

- Extract Madera Irrigation District deed transfers from Madera County
- Process Grant Deed changes
- Assessment searches as requested by the public
- Redemption documentation

Payroll (On-going)

- Madera Irrigation District payroll processing
- Compilation of payroll data for employees and third-party requests
- Madera-Chowchilla Water and Power Authority payroll processing
- Madera-Chowchilla Water and Power Authority payroll tax transfers

**MADERA IRRIGATION DISTRICT
CASH BALANCE SUMMARY REPORT
11/30/2024 AND 10/31/2024**

<u>CASH ACCOUNTS (RESTRICTED & UNRESTRICTED)</u>	<u>11/30/2024</u>	<u>10/31/2024</u>	<u>Interest Rate</u>
CITIZENS BANK			
GENERAL CHECKING #1859	\$ 5,308,363.38	\$ 4,862,351.43	
PAYROLL ACCOUNT #4092	\$ 7,927.58	\$ 7,927.58	
REVOLVING CHECKING FUND #1794	\$ 2,402.22	\$ 2,463.03	
CHANGE DRAWER	\$ 200.00	\$ 200.00	
L.A.I.F. #90-20-003	\$ 26,628,582.29	\$ 26,628,582.29	4.48%
CACCLASS #0001	\$ 26,277,039.96	\$ 26,173,477.66	4.83%
TOTAL CASH ACCOUNTS (RESTRICTED & UNRESTRICTED)	<u>\$ 58,224,515.43</u>	<u>\$ 57,675,001.99</u>	

UNRESTRICTED CASH

CITIZENS BANK			
GENERAL CHECKING #1859	\$ 5,308,363.38	\$ 4,862,351.43	
PAYROLL ACCOUNT #4092	\$ 7,927.58	\$ 7,927.58	
REVOLVING CHECKING FUND #1794	\$ 2,402.22	\$ 2,463.03	
CHANGE DRAWER	\$ 200.00	\$ 200.00	
L.A.I.F. #90-20-003	\$ 23,486,028.81	\$ 23,486,028.81	4.48%
CACCLASS #0001	\$ 26,277,039.96	\$ 26,173,477.66	4.83%
TOTAL UNRESTRICTED CASH	<u>\$ 55,081,961.95</u>	<u>\$ 54,532,448.51</u>	

RESTRICTED CASH (218 ASSESSMENTS)

CITIZENS BANK			
GENERAL CHECKING #1859	\$ -	\$ -	
L.A.I.F. #90-20-003	\$ 3,142,553.48	\$ 3,142,553.48	4.48%
TOTAL RESTRICTED CASH	<u>\$ 3,142,553.48</u>	<u>\$ 3,142,553.48</u>	
TOTAL CASH ACCOUNTS (RESTRICTED & UNRESTRICTED)	<u>\$ 58,224,515.43</u>	<u>\$ 57,675,001.99</u>	

* District's investments are in compliance with the Investment Guidelines Policy for Madera Irrigation District.

* There are sufficient funds available for the District to meet its expenditures for the next six months.

* Citizens Business Bank Interest Rate is based on Annual Percentage Yield Earned and interest is paid monthly.

* L.A.I.F. interest rate is based on L.A.I.F.'s apportionment rate and interest is paid quarterly.

* CACCLASS interest rate is based on the average daily dividend factor multiplied by the number of days in the year multiplied by 100 divided by the NAV (Net Asset Value).

MADERA IRRIGATION DISTRICT
2024 Expenses - Budget vs. Actual
11/30/2024

Description	2024 Revised Budget ¹	Actual through 11/30/2024	% of Budget Used
Water Costs	\$ 10,000,000	\$ 8,057,651	81%
System Operations - Excluding Water Costs	\$ 190,000	\$ 130,678	69%
System Maintenance	\$ 952,000	\$ 581,287	61%
General Services ²	\$ 246,000	\$ 217,742	89%
Vehicles and Equipment	\$ 583,000	\$ 443,072	76%
Office and Administrative Services	\$ 1,141,000	\$ 587,988	52%
Professional Services ³	\$ 1,039,000	\$ 539,691	52%
Public and Employee Relations	\$ 19,000	\$ 10,176	54%
Non-Operating Expenses ³	\$ 829,000	\$ 462,599	56%
Bonds	\$ 4,229,000	\$ 4,228,250	100%
Capital Expenditures and Capital Improvement Projects	\$ 7,267,337	\$ 3,036,200	42%
Salaries and Benefits	\$ 6,200,000	\$ 5,340,143	86%
Total	\$ 32,695,337	\$ 23,635,476	72%
Less: Carryovers	\$ (4,449,337)	\$ (1,300,369)	29%
2024 Revised Budget	\$ 28,246,000	\$ 22,335,107	79%

¹ The 2024 adopted budget was revised at the August 8, 2024 Board Meeting.

² 10/31/2024 - Budget Code Transfer: \$15,000 from 52010 to 52040

³ 11/30/2024 - Budget Category Transfer: \$49,000 from 53710 to 59020

MADERA IRRIGATION DISTRICT
2024 Anticipated Revenue
11/30/2024

Description	2024 Anticipated Revenue	Actual through 11/30/2024	% of Anticipated Revenue Received
Water Supply Agreements ¹	\$ 1,148,100.00	\$ 1,517,038.51	132%
Assessments and Standby Fees	\$ 8,040,000.00	\$ 8,032,359.81	100%
Power Generation	\$ 1,350,000.00	\$ 1,456,727.09	108%
Land Leases	\$ 412,803.00	\$ 412,802.64	100%
Interest Income	\$ 1,600,000.00	\$ 1,908,323.29	119%
Billable Jobs	\$ 125,000.00	\$ 202,006.52	162%
Surplus Soil	\$ -	\$ 9,750.00	0%
Grants	\$ 2,000.00	\$ 2,000.00	100%
Miscellaneous ²	\$ 97,000.00	\$ 2,844,717.18	2933%
Total	\$ 12,774,903.00	\$ 16,385,725.04	128%

¹ Water sales not included

² USBR Surplus and Credits in the amount of \$2,674,385

AGENDA ITEM 4.

REVOLVING FUND ACCOUNT
Annual Disclosure of Board Members and Employee Reimbursements over \$100.00
Year Ending 12/31/24

Date	Individual	Description	Amount Paid
2/1/2024	Dave Loquaci	Reimbursement - MID-Pacific Conference	380.82
2/1/2024	Carl Janzen	Reimbursement - MID-Pacific Conference	346.81
2/1/2024	Tim DaSilva	Reimbursement - MID-Pacific Conference	309.79
2/15/2024	James Erickson	Mileage Reimbursement - Lindsay	105.19
3/4/2024	Aaron Clark	Reimbursement - DOT Physical, Class A Driver License	158.00
4/8/2024	James Erickson	Mileage Reimbursement - Sacramento	221.10
5/1/2024	Daniel Rodriguez	Reimbursement - DOT Physical	100.00
5/20/2024	Martin Barreras	Reimbursement - DOT Physical	100.00
5/20/2024	James Erickson	Reimbursement - ACWA Conference Expenses	910.24
5/20/2024	Carl Janzen	Reimbursement - ACWA Conference Expenses	1,116.22
5/20/2024	Brian Davis	Reimbursement - ACWA Conference Expenses	1,131.22
6/7/2024	Alfred Contreras	Reimbursement - DOT Physical	120.00
7/12/2024	Charles Contreras	Reimbursement - Annual Subscription for Cameras	100.00
8/6/2024	Jeremiah Harrell	Reimbursement - DOT Physical, DOT License Test	198.00
10/28/2024	James Rosel	Reimbursement - Crew Lunch	172.73
11/5/2024	Dina Nolan	Reimbursement - Safety Shoes	171.02
11/18/2024	Eugene Drayton	Reimbursement - DOT Physical	100.00
12/9/2024	Carl Janzen	Reimbursement - ACWA Conference Expenses	1,627.67
12/20/2024	Brian Davis	Reimbursement - ACWA Conference Expenses	1,481.52
		TOTAL	8,850.33

Engineering, Maintenance & Operations Department Report

January 21, 2025

Engineering & Maintenance Staff Activities:

Natural Resources Conservation Service Projects – Design plans completed; Blair Church & Flynn review completed for the following projects:

- Hospital Lateral Pipeline Project.
 - Dixieland Pipeline Replacement.
 - Lateral 6.2-14.5-.05-1.0 Pipeline Replacement.
 - Lateral 6.2-14.5-0.5 Pipeline Replacement.
 - Lateral 24.2-13.2 Pipeline Replacement.
 - Lateral 24.2-9.0 Pipeline Replacement.
-
- Hughes Lateral Road Crossing – Design plans underway for pipeline crossing on Avenue 11 and Road 25 ½.
 - Lateral 24.2-21.1 West – Design plans underway for pipeline replacement on Avenue 11 from Road 22 to 22 ½.
 - Franchi Weir – Sand removal permitting requirements approved by Department of Fish and Wildlife and sand removal completed.
 - Sustainable Groundwater Management Act – Well measurement completed for 2024.
 - Rubicon Gate Maintenance - End of the season cleaning maintenance underway.
 - National Pollutant Discharge Elimination System– Completed for 2024 season.
 - New Basin 11 – Survey completed and design plans underway.
 - California High Speed Rail – No changes.
 - Internal GIS Development – Engineering Staff is continuing with right-of-way mapping and facility mapping updates.
 - New Engineering Building – Structure, wiring, lights, insulation, interior paneling completed.
 - Respirator Training and Medical Fit Testing for all Maintenance staff was completed.
 - Weed Spraying is ongoing.
 - Grader work is ongoing.
 - Mowing is ongoing.

Forklift Certification and Training was Completed for all Maintenance Staff in October.



New Office Well – Well, Pump, Tank, and Electrical Completed.

- The installation of fencing is currently underway and water sampling for Madera County Environmental Health compliance is ongoing.



Franchi Weir

Design Underway for Possible Rubicon Gate Relocation Downstream of Fresno River.



New Turnout Installed – Lateral 32.2-9.9 Turnout #18 Due to Two Users on Same Meter.



Repaired Pipeline Leak – 6.2-18.4



Rubicon Head Gate Pulled for Repairs – 24.2



Completed Fall Protection Training Site



Repaired Pipeline Leak under Driveway – 24.2-9.0



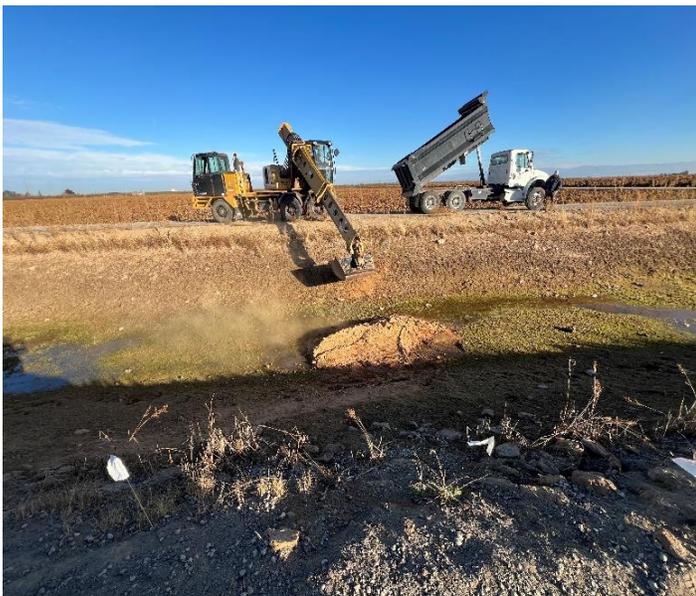
Roberts Pipeline Repaired on Sunset Avenue and Paul Avenue.



New Madera Lake Repeater Station – Electrical Panel, Battery, and Wiring were Stolen.



6.2 Canal – Repaired Sink Hole West of Road 32



Painted Pumping Station at Airport 1.0 East



Madera Canal

Power Plant 980 – Repaired Concrete Floor 20 feet by 40 feet by 8 inch on Bypass Spillway 17½ Yards.



Installed Rock Gravel in Parking Area at Madera – Chowchilla Water and Power Authority Office.



AGENDA ITEM 5a.

WANGER JONES HELSLEY PC
ATTORNEYS

OLIVER W. WANGER
TIMOTHY JONES*
MICHAEL S. HELSLEY
RILEY C. WALTER
PATRICK D. TOOLE
SCOTT D. LAIRD
JOHN P. KINSEY
KURT F. VOTE
TROY T. EWELL
JAY A. CHRISTOFFERSON
MARISA L. BALCH†
AMANDA G. HEBESHA**
PETER M. JONES†
JEFFREY B. PAPE†
DEBORAH K. BOYETT
STEVEN K. VOTE
NICOLAS R. CARDELLA
GIULIO A. SANCHEZ
KATHLEEN D. DEVANEY
ETHAN E. MORA†
BENJAMIN C. WEST
HUNTER C. CASTRO
STEPHANIE M. HOSMAN
IAN J. QUINN††
RACHEL L. POMBO
NATHAN J. MARTIN
COLTEN D. BALLINGER
COLLEEN E. LITTLE
DANIKA E. JONES
DANIEL J. FREA
JESSICA L. VIVED
JOSHUA P. JENDIAN

* Also admitted in Washington
** Also admitted in Idaho
† Of Counsel
†† Also admitted in Texas

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OFFICE ADMINISTRATOR
LYNN M. HOFFMAN

Writer's E-Mail Address:
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Website:
www.wjhattorneys.com

December 26, 2024

VIA EMAIL & UNITED STATES MAIL

Madera Local Agency Formation Commission
David Braun, Executive Director
200 West 4th Street
Madera, CA 93637

**Re: Comments of Madera Irrigation District on
Bonita Water District Municipal Service Review**

Dear Mr. Braun:

I am writing on behalf of Madera Irrigation District ("MID" or the "District") to provide its comments on the Bonita Water District ("BWD") Municipal Service Review ("MSR"). MID appreciates the opportunity to provide comments on the MSR to the Madera County Local Agency Formation Commission ("Madera County LAFCo"), and requests that the Madera County LAFCo consider and incorporate these comments before finalizing the MSR and/or considering the petition for form BWD.

MID's mission is to obtain and manage affordable surface water and groundwater supplies in a manner that will ensure the long-term viability of irrigated agriculture in the District. As a result, MID generally supports the efforts of landowners outside the District to more

WANGER JONES HELSLEY PC

David Braun, Executive Director

December 26, 2024

Page 2

efficiently manage and use their surface water and groundwater supplies, or bring more surface water into the County of Madera.

A. MID's Position on Area to Be Annexed

MID understands that some of the properties BWD seeks to include in its service area are within MID's sphere of influence. MID also understands that Madera County LAFCo is seeking MID's position on whether it intends to annex any of those areas. As a result, I am writing to confirm that MID does not have an intent, nor a desire, to annex any of the lands within the proposed boundaries of the BWD into the district.

B. MID's Comments on the MSR

In light of MID's Mission, it is important that the MSR accurately describes existing conditions and does not overstate the potential water supplies available to it. As a result, MID offers the following comments on the MSR:

Reliance on MID Water Supplies. In many instances, the MSR suggests that BWD will seek to largely rely upon MID's water supplies to serve its lands. For example, Table 3-4 of the MSR summarizes MID's water rights, Section 3.3.2 describes BWD's use of a diversion point on the Colony Extension Canal to purchase operational management water from MID, and various sections of the MSR (including Section 3.3.3.6) discuss an 18-inch pipeline to connect MID's existing facilities to a diversion point on the Fresno River near Road 16. While BWD's proximity to the District has in the past created opportunities for some landowners in BWD to receive certain water supplies from MID, such as operational management water, the continued availability of such water is (i) uncertain, (ii) often restricted based on the type of water available to MID, and (iii) ultimately at the full discretion of MID.

As a result, the MSR should be modified to clarify that MID is under no obligation to convey, transfer, or deliver water to BWD, and that any decision to do so is at the ultimate discretion of MID.

Fresno River Water Rights. The MSR also includes discussion regarding Fresno River riparian rights enjoyed by some of the parcels within the proposed BWD. As a condition of its State Water Resources Control Board (the "SWRCB") License No. 13836, MID is obligated to make releases from Hidden Dam to satisfy downstream rights to the waters of the Fresno River, pursuant to the Fresno River Operations Protocols (the "FROP") and the Fresno River Allocation Model (the "FRAM").

On October 18, 2018, MID filed a Petition for Adjudication of the Fresno River (the "Petition") with the SWRCB. The Petition was granted at the SWRCB's October 20, 2020, meeting (the "Effective Date"). Because of MID's reasonable expectation that it would take several years for the issues in the Petition to be fully and finally resolved, MID adopted further

WANGER JONES HELSLEY PC

David Braun, Executive Director

December 26, 2024

Page 3

protocols to manage releases pursuant to the FROP and the FRAM while the Petition is pending: the Pre-Adjudication Plan of Administration (“PAPA”).

The MSR includes several statements that need to be modified. Specifically, the MSR asserts that the existing water infrastructure within BWD includes three existing water diversions points from the Fresno River, and two from Berenda Creek, both in Section 2.3 and in Section 3.3.2. First, there are only two water diversions from the Fresno River; the other is from MID’s Canal 24.2-17.0. In addition, only one of the two water diversions off the Fresno River is recognized as being eligible for riparian water supplies under the PAPA. In addition, there is only one water diversion from Berenda Creek, which only received operational management water from MID.

The MSR also notes BWD’s desire to improve existing diversions on the Fresno River and Berenda Creek. We understand the California Department of Fish & Wildlife (“CDFW”) has typically required landowners to go through the streambed alteration process to make such improvements. (See Fish & Wildlife Code, § 1602.) Permits/approvals from other agencies may also be required. Further, only one of the diversions on the Fresno River is recognized under the PAPA; to the extent BWD’s landowners contend any other point of diversion may receive water from the Fresno River, those landowners will need to address those contentions to the SWRCB through the proceedings on the Petition.

Further, a riparian water supply can only be used on the property that enjoys that riparian supply. (*Rancho Santa Margarita v. Vail* (1938) 11 Cal.2d 501, 528; Water Code, §§ 101, 102.) Moreover, a landowner’s right to riparian water is correlative. Because the Fresno River is fully allocated, the amount of water a landowner may receive from its recognized point of diversion is governed by the FROP, the FRAM, and the PAPA.

As a result of the foregoing, the MSR should be modified to clarify:

- MID manages riparian water supplies from the Fresno River pursuant to the FROP, the FRAM, and the PAPA.
- Riparian water received from the Fresno River by any land within BWD may only be used on that land with riparian rights.
- The points of diversion on both the Fresno River and Berenda Creek. Noting that riparian water supplies from the Fresno River are available at only one of the points of diversion under the PAPA.
- Recognition of the possible need for additional permitting in the event BWD or its landowners seek to install or improve existing diversions on the Fresno River and Berenda Creek.

WANGER JONES HELSLEY PC

David Braun, Executive Director

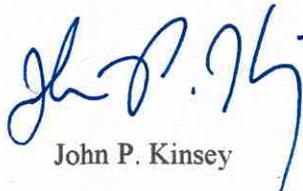
December 26, 2024

Page 4

Adequacy of Groundwater Supplies & SGMA Compliance. The MSR asserts “groundwater supplies within the BWD are adequate” This is inaccurate. The BWD properties are within a high priority subbasin under the Sustainable Groundwater Management Act (“SGMA”), with water levels continuing to decline. More urgently, the BWD properties are within the jurisdiction of the Madera County Groundwater Sustainability Agency (“Madera County GSA”), which has yet to successfully implement any of the measures articulated in its Groundwater Sustainability Plan (“GSP”) or been able to effectuate a funding source for any such measures. Instead of generally asserting groundwater supplies are adequate, the MSR should accurately describe the challenges regarding groundwater within BWD. Madera County LAFCo should also consider the relationship between BWD and the Madera County GSA, since BWD’s service area lies within the Madera County GSA’s boundaries. For example, the formation of BWD may result in a need to modify the boundaries of the Madera County GSA. In addition, both the Madera County LAFCo and the applicants should consider the various items necessary for GSA coordination, including participation in the Groundwater Sustainability Plan Updates, coordination agreements with other GSAs located in Madera County, domestic well agreements, and other obligations.

Thank you for your consideration of these comments. Should you have any questions, please do not hesitate to contact me or District staff.

Respectfully submitted,



John P. Kinsey

cc: Thomas A. Greci, General Manager, Madera Irrigation District
Dina Nolan, Assistant General Manager, Madera Irrigation District



P.O. BOX 2657, 643 "J" STREET, LOS BANOS, CALIFORNIA 93635 · WWW. WATERANDLANDSOLUTIONS.COM

January 8, 2025

David Braun
Executive Director
Madera Local Agency Formation Commission
200 West 4th Street, Suite 3100
Madera, CA 93637

Matthew Trebor
Chief of Development Services
Madera County Community and Economic Development
200 W. 4th Street, Suite 3100
Madera, CA 93637

Re: Bonita Water District Municipal Service Review

Dear Mr. Braun and Mr. Trebor,

I'm writing this letter on behalf of the Bonita Water District (BWD) proponents, the Iest and Diepersloot families (Landowners). We've recently received written feedback and have had meetings with several local water agencies, including Madera Irrigation District (MID) and Chowchilla Water District (CWD), regarding the previously submitted Municipal Service Review (MSR) and the January 28, 2025 Water District Formation Hearing before the Madera County Board of Supervisors. We appreciate the thoughtful review and valuable feedback.

We agree with many of the points that have been raised and will incorporate the necessary revisions to the MSR to ensure that it accurately reflects the conditions and legal framework surrounding BWD's water supplies and its relationship with MID and others. Specifically, we will address the following key issues:

1. **Reliance on MID Water Supplies:** We recognize that the MSR has stated that BWD receives surface water from MID and the availability of such water is uncertain, restricted, and entirely at MID's discretion. We agree that the MSR should make it clear that MID is under no obligation to convey, transfer, or deliver water to BWD. We will revise the MSR to emphasize that any such decisions will be subject to MID's discretion and that future surface water supply from MID to BWD cannot be guaranteed.
2. **Fresno River Water Rights:** We acknowledge there is only one diversion point from the Fresno River eligible for riparian water under the Pre-Adjudication Plan of Administration (PAPA). We

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bsamuelson@waterandlandsolutions.com

Chase Hurley, *Managing Member*
209.704.5105
churley@waterandlandsolutions.com





will revise the MSR to clarify this and ensure that it accurately reflects the need for any additional permitting should BWD or its landowners seek to modify or improve existing diversion points on the Fresno River or Berenda Creek. Further, both lest and Diepersloot families are active participants in the State Water Resources Control Board's (SWRCB) statutory adjudication of the Fresno River.

- 3. Adequacy of Groundwater Supplies & SGMA Compliance:** We acknowledge concerns regarding the adequacy of groundwater supplies within BWD. The MSR correctly asserts that groundwater supplies are "adequate" for the Landowners because of their ability to purchase surface water, divert a significant quantity of flood flows for groundwater recharge, and the ability to fallow and/or single crop (as opposed to double crop) during years of drought. We will provide historical records which demonstrate our ability to purchase and/or divert surface water and accomplish significant groundwater recharge.

We understand that the term adequate wasn't explained thoroughly and, as has been pointed out by others, that BWD's service area lies within two high-priority subbasins—the Madera and Chowchilla Subbasins, where water levels are continuing to decline, and subsidence is prevalent. We will revise the MSR to provide a more accurate assessment of the challenges regarding groundwater supplies in the Madera and Chowchilla Subbasins and our ability and willingness to be a proactive partner. One of the goals of forming BWD is to provide solutions to more sustainably manage groundwater within BWD.

- 4. Coordination with Madera County GSA:** We understand that BWD's formation may necessitate coordination with the Madera County GSAs and could have implications for the existing boundaries of the GSAs. We will ensure the MSR addresses the need for BWD to work with the Madera County GSAs, especially the Madera County GSA which is currently the GSA for the unmanaged "white areas" and to consider the necessary coordination agreements, including potential modification of the GSA boundaries, participation in GSP updates, domestic well agreements, and other obligations. We agree that these matters are important for LAFCo's review and will make the appropriate revisions to reflect these concerns.



We value the opportunity to collaborate with all stakeholders to ensure that the MSR accurately represents the current state of water resources in the region. Once we have incorporated the necessary revisions, we will provide you with a revised draft for your review and further comments.

Thank you once again for your detailed and constructive comments. Should you have any further questions or wish to discuss these revisions in more detail, please do not hesitate to contact me or my staff.

Sincerely,

Brad Samuelson

Cc:

John Kinsey, Wanger Jones Helsley PC
Thomas Greci, Madera Irrigation District
Dina Nolan, Madera Irrigation District
Brandon Tomlinson, Chowchilla Water District
Doug Welch, Chowchilla Water District
Sarah Woolf, Triangle T Water District
Chase Hurley, Triangle T Water District
Stephanie Anagnoson, Madera County, Water and Natural Resources

AGENDA ITEM 6e.

**JANUARY 21, 2025
RESOLUTION 2025-02**

**RESOLUTION OF THE BOARD OF DIRECTORS,
MADERA IRRIGATION DISTRICT
AUTHORIZING TRUSTEES AND SIGNING AUTHORIZATIONS
FOR THE MADERA IRRIGATION DISTRICT 401a PLAN**

RESOLVED by the Board of Directors (“Directors”) of the Madera Irrigation District (“District”), at a regular meeting duly called and held on January 21, 2025, at the business office of the District, 12152 Road 28 1/4, Madera, California 93637 as follows:

WHEREAS, the Madera Irrigation District has entered into a 401a Adoption Agreement, Qualified Domestic Relations Order Procedure, and Summary of Plan Provisions for a 401a Plan (the “Plan”), effective August 1, 2019; and

WHEREAS, the full Board of Directors of Madera Irrigation District are the Trustees of the Plan; and

WHEREAS, a change in the Board of Directors has taken place resulting in new Trustees of the Plan.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Madera Irrigation District, that the facts contained in the recitals above are true and correct, and that the Madera Irrigation District hereby consents to (1) remove James (Jim) Erickson as a Trustee of the Plan, (2) to add the individuals as identified below as Trustees of the Plan, and (3) to authorize the Trustees identified below to provide direction on any administrative matter and approve any types of financial transactions allowed for the Plan:

Brandon Bishel, Director
Timothy (Tim) DaSilva, Director
Brian Davis, Director
Carl Janzen, Director
David (Dave) Loquaci, Director

BE IT FURTHER RESOLVED, that the Administrators of the District, are authorized signatories for the Plan, and may submit and update the Madera Irrigation District employees’ census information and provide administrative directions to approve financial transactions allowed under the Plan.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Board of Directors of the Madera Irrigation District at the regular meeting of the 21st of January 2025 by the following vote:

AYES:
NOES:

ABSENT:
ABSTAIN:

President

ATTEST: _____
Vice President

CERTIFICATION OF SECRETARY

The undersigned Secretary to the Board of the Madera Irrigation District hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2025-02 adopted January 21, 2025.

Andrea Kwock Sandoval, Secretary

AGENDA ITEM 6f.

**JANUARY 21, 2025
RESOLUTION 2025-03**

**RESOLUTION OF THE BOARD OF DIRECTORS,
MADERA IRRIGATION DISTRICT
AUTHORIZING TRUSTEES AND SIGNING AUTHORIZATIONS
FOR THE MADERA IRRIGATION DISTRICT 457 PLAN**

RESOLVED by the Board of Directors (“Directors”) of the Madera Irrigation District (“District”), at a regular meeting duly called and held on January 21, 2025 at the business office of the District, 12152 Road 28 1/4, Madera, California 93637 as follows:

WHEREAS, the Madera Irrigation District has entered into a Restated Adoption Agreement, Qualified Domestic Relations Order Procedure, and Summary of Plan Provisions for a 457 Plan (the “Plan”), effective January 1, 2019; and

WHEREAS, the full Board of Directors of Madera Irrigation District are the Trustees of the 457 Plan; and

WHEREAS, a change in the Board of Directors has taken place resulting in new Trustees of the Plan.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Madera Irrigation District, that the facts contained in the recitals above are true and correct, and that the Madera Irrigation District hereby consents to (1) remove James (Jim) Erickson as Trustee of the Plan, (2) to add the individuals as identified below as Trustees of the Plan, and (3) to authorize the Trustees identified below to provide direction on any administrative matter and approve any types of financial transactions allowed for the Plan:

Brandon Bishel, Director
Timothy (Tim) DaSilva, Director
Brian Davis, Director
Carl Janzen, Director
David (Dave) Loquaci, Director

BE IT FURTHER RESOLVED, that the Administrators of the District, are authorized signatories for the Plan, and may submit and update the Madera Irrigation District employees’ census information and provide administrative directions to approve financial transactions allowed under the Plan.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Board of Directors of the Madera Irrigation District at the regular meeting of the 21st of January 2025 by the following vote:

AYES:
NOES:

ABSENT:
ABSTAIN:

President

ATTEST: _____
Vice President

CERTIFICATION OF SECRETARY

The undersigned Secretary to the Board of the Madera Irrigation District hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2025-03 adopted January 21, 2025.

Andrea Kwock Sandoval, Secretary

AGENDA ITEM 6g.

**JANUARY 21, 2025
RESOLUTION 2025-04**

**RESOLUTION OF THE BOARD OF DIRECTORS,
MADERA IRRIGATION DISTRICT
AUTHORIZING CHANGE OF TRUSTEES FOR
MADERA IRRIGATION DISTRICT 401k PLAN
AND SIGNING OF AUTHORIZATIONS**

RESOLVED by the Board of Directors (“Directors”) of the Madera Irrigation District (“District”), at a regular meeting duly called and held on January 21, 2025, at the business office of the District, 12152 Road 28 1/4, Madera, California 93637 as follows:

WHEREAS, the Madera Irrigation District entered a Restated 401k Participation Agreement, Pension Plan Adoption Agreement, Basic Plan and Trust Document, and Summary Plan Description for a 401k Plan (the “Plan”), effective January 1, 2017; and

WHEREAS, the full Board of Directors of Madera Irrigation District are the Trustees of the 401k Plan; and

WHEREAS, a change in the Board of Directors has taken place resulting in new Trustees of the Plan.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Madera Irrigation District, that the facts contained in the recitals above are true and correct, and that the Madera Irrigation District hereby consents to (1) remove James (Jim) Erickson as Trustee of the Plan, (2) to add the individuals as identified below as Trustees of the Plan, and (3) to authorize the Trustees identified below to provide direction on any administrative matter and approve any types of financial transactions allowed for the Plan:

Brandon Bishel, Director
Timothy (Tim) DaSilva, Director
Brian Davis, Director
Carl Janzen, Director
David (Dave) Loquaci, Director

BE IT FURTHER RESOLVED, that the General Manager and Controller of the District, are authorized signatories for the Plan, and may submit and update the Madera Irrigation District employees’ census information and provide administrative directions to approve financial transactions allowed under the contract.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Madera Irrigation District Board of Directors, at a regular meeting of the Board held on the 21st day of January 2025 by the following vote:

AYES:
NOES:
ABSENT:

ABSTAIN:

President

ATTEST: _____
Vice President

CERTIFICATE OF SECRETARY

The undersigned Secretary of the Board of the Madera Irrigation District hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2025-04 adopted January 21, 2025.

Andrea Kwock Sandoval, Secretary

AGENDA ITEM 6h.

**JANUARY 21, 2025
RESOLUTION NO. 2025-05**

**RESOLUTION OF THE BOARD OF DIRECTORS,
MADERA IRRIGATION DISTRICT
APPOINTING BANK TRANSACTION SIGNATORIES FOR THE
MADERA IRRIGATION DISTRICT BANK ACCOUNTS WITH
CITIZENS BUSINESS BANK**

RESOLVED by the Board of Directors (“Directors”) of the Madera Irrigation District (“District”), at a regular meeting duly called and held on January 21, 2025 at the business office of the District, 12152 Road 28 1/4, Madera, California 93637 as follows:

WHEREAS, after reorganization of the Madera Irrigation District Board of Directors and Management’s Departmental staffing changes, it is incumbent upon the Board of Directors to appoint appropriate signatory parties for bank transactions; and

WHEREAS, such bank transactions include those District bank accounts located with Citizens Business Bank, and more specifically identified as follows:

Citizens Business Bank General Checking Account
Citizens Business Bank Payroll Account
Citizens Business Bank Revolving Cash Account
Citizens Business Bank Madera Irrigation District Transfer Agreements
including Wire Transfers

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of Madera Irrigation District identifies and designates the holders of the following positions and any successors within the District as signatory parties for bank transactions on behalf of Madera Irrigation District:

Board of Directors
General Manager
Assistant General Manager
Secretary to the Board/Executive Assistant
Controller

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Board of Directors of the Madera Irrigation District, at a regular meeting of the Board held on the 21st day of January 2025 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

President

ATTEST: _____
Vice President

CERTIFICATION OF SECRETARY

The undersigned Secretary to the Board of the Madera Irrigation District hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2025-05 adopted January 21, 2025.

Andrea Kwock Sandoval, Secretary

AGENDA ITEM 6i.

**JANUARY 21, 2025
RESOLUTION NO. 2025-06**

**RESOLUTION OF THE BOARD OF DIRECTORS,
MADERA IRRIGATION DISTRICT
AUTHORIZING INVESTMENT OF MONIES IN THE LOCAL AGENCY
INVESTMENT FUND**

RESOLVED by the Board of Directors of the Madera Irrigation District (“District”), at a regular meeting duly called and held on January 21, 2025 at the business office of the District, 12152 Road 28 1/4, Madera, California 93637 as follows:

WHEREAS, The Local Agency Investment Fund is established in the State Treasury under Government Code section 16429.1 et. seq. for the deposit of money of a local agency for purposes of investment by the State Treasurer; and

WHEREAS, the Board of Directors hereby finds that the deposit and withdrawal of money in the Local Agency Investment Fund in accordance with Government Code section 16429.1 et. seq. for the purpose of investment as provided therein is in the best interests of the District; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of Madera Irrigation District hereby authorizes the deposit and withdrawal of District monies in the Local Agency Investment Fund in the State Treasury in accordance with Government Code section 16429.1 et. seq. for the purpose of investment as provided therein.

BE IT FURTHER RESOLVED as follows:

1. The following District officers holding the titles specified hereinbelow or their successors in office are each hereby authorized to order the deposit or withdrawal of monies in the Local Agency Investment Fund and may execute and deliver any and all documents necessary or advisable in order to effectuate the purposes of this resolution and the transactions contemplated hereby:

Board President
Board Vice President
Thomas Greci, General Manager
Dina Nolan, Assistant General Manager
Andrea Kwock Sandoval, Secretary to the Board/Executive Assistant
Jennifer Furstenburg, Controller/Treasurer

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Board of Directors of the Madera Irrigation District, at a regular meeting of the Board held on the 21st day of January 2025 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

President

ATTEST: _____
Vice President

CERTIFICATE OF SECRETARY

The undersigned Secretary of the Board of the Madera Irrigation District hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2025-06 adopted January 21, 2025.

Andrea Kwock Sandoval, Secretary

AGENDA ITEM 6j.

**JANUARY 21, 2025
RESOLUTION NO. 2025-07**

**RESOLUTION OF THE BOARD OF DIRECTORS,
MADERA IRRIGATION DISTRICT
APPROVING AND AUTHORIZING EXECUTION OF
QUITCLAIM DEED FOR APN 034-130-040**

RESOLVED by the Board of Directors of the Madera Irrigation District (“District”), at a regular meeting duly called and held on January 21, 2025 at the business office of the District, 12152 Road 28 1/4, Madera, California 93637 as follows:

WHEREAS, the District by Collector’s Deed dated August 25, 1999, recorded in the Official Records of Madera County as Document No. 99025421 on September 14, 1999, acquired title to APN 034-130-040 (“Subject Property”); and

WHEREAS, the District currently has no facilities or intention of constructing District facilities on the Subject Property:

WHEREAS, the staff recommendation is for the District to vacate title to the Subject Property; and

WHEREAS, the Board of Directors approve the Quitclaim Deed, a copy of which is attached hereto as Exhibit “A.”

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors that the facts contained in the recitals above are true and correct, and that the Madera Irrigation District, approves the Quitclaim Deed, a copy of which is attached hereto as Exhibit “A,” and authorizes General Manager Thomas Greci to execute the Quitclaim Deed in substantial form as presented in Exhibit “A,” and any other documentation necessary to effectuate the Quitclaim Deed.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Board of Directors of the Madera Irrigation District, at a regular meeting of the Board held on the 21st of January 2025 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

President

ATTEST: _____
Vice President

CERTIFICATE OF SECRETARY

The undersigned Secretary of the Board of the Madera Irrigation District hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2025-07 adopted January 21, 2025.

Andrea Kwock Sandoval, Secretary

Recording Requested By
Hamner, Jewell & Associates
Government Real Estate Services

When Recorded Mail to

Madera County
200 W. 4th Street
Madera, CA 93637

Exempt from the \$75 Building and Jobs Act Fee per Gov't Code § 27388.1(2)(D) Public Agency
No fee pursuant to Government Code § 6103
No Documentary Transfer Tax per R&T Code § 11922
No Recording Fee per Government Code § 27383

APN: 034-130-040-000

QUITCLAIM DEED

For a valuable consideration, receipt of which is hereby acknowledged, Madera Irrigation District

does hereby release, remise and forever quitclaim to Thacher Threlkeld, Daisy Siemens, and Donald Yarbough.

any and all rights, title and interests in and to only that certain real property in the County of Madera, State of California, specifically described in Exhibit "A", attached hereto and incorporated herein.

Date: _____

Madera Irrigation District

By: _____

Name:

Title:

Exhibit "A"
Legal Description

The land described herein is situated in the State of California, County of Madera, unincorporated area, described as follows:

Outlot A of "Parksdale Estates - Phase I, Tract No. 211", according to the map thereof recorded May 23, 1989 in Book 35 of Maps, at Pages 15, 16 and 17, Madera County Records.

APN: 034-130-040-000

ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of _____

On _____ before me, _____, Notary Public, personally appeared _____, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signatures(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____ (Seal)