

Minutes of the Regular Meeting of the Board of Directors of the Orange Cove Irrigation District held on Wednesday January 13, 2021. Chairman Bailey called the meeting to order at 11:58 A.M., with the following Directors and Officers present:

Directors Present: Harvey Bailey, Chairman
H.A. "Gus" Collin, III-Vice Chairman
David Brown
Arlen Miller
Russell Katayama

Officers: Fergus A. Morrissey, Engineer-Manager/Secretary
Robert T. Ramirez, Controller/Treasurer

Public: None

1. Call to order

Chairman Bailey called the meeting to order at 11:58 A.M., with a quorum of Directors present.

2. Approval of the Agenda

No alterations were suggested.

3. Public Comment

None

4. Consent Calendar

Director Katayama motioned, and Director Miller seconded the motion to approve the November 2020 Draft minutes for both the Regular and Special Meetings.

There were no Opt-Out requests completed in the last two months, however Controller Ramirez noted there are three requests in-process. The three requests conform to the Board Policy that the acreage be not more than 5 acres.

The Board voted unanimously in favor of the noted motion and second approving the draft November meeting minutes.

5. Warrants

Controller Ramirez went through the bills for the period November 5, 2020 through January 8, 2021 totaling \$794,855.41 including a discount of \$24.06. There were general questions on the expenses, including those to the State Water Resource Control Board for the water right fees associated with the KRSB. There were also questions regarding the legal fees for BBS, specifically, regarding status and future cost expectations. Following a discussion on these points, *Director Katayama motioned and Director Collin, III seconded the motion to approve the expenditures for the period. The Board voted unanimously in favor of such.*

6. Treasurer's Report

Controller Ramirez covered Items A through J of the monthly report; including delinquent stand-by charges categorized into "troubled assets" (foreclosures, hardship, and no response) and late payments. Other items discussed were total water in-District deliveries for the year to date of 31,400 acre feet, representing 80.10% of Contract. With a carryover of 4,290 acre feet remaining, the total available supply to growers in the District for the current Contract Year was 91.05%. The Reclamation allocation for the current Contract Year remains at 65%.

The District's asset balance within LAIF was discussed regarding the potential for water user rebates. Manager Morrissey noted that by next month's meeting, there should be additional information on imposition of costs to the District by the FWA in order to pay for the fix of the FKC due to damage in the subsidized area, notwithstanding the fact that the District does not directly benefit from this fix.

The near-term funds for this expenditure from the District is expected to be in the two-to-four-million-dollar range, which would exhaust reserves. Rebates have been held in abeyance for the last few years due to the anticipated call for funds by the FWA. Under the FWA Transfer Agreement with Reclamation, the FWA can discontinue water deliveries for charges not paid. The method of cost recover, however, is up to the FWA Board and

the District Directors have requested Manager Morrissey to be fully engaged in an equitable determination of the method imposed for cost recover for this capital / repair project.

Also discussed were various financial categories including District power plant revenues and costs, Power Purchase Agreement status associated with the Districts assets, Friant Power Authority power plant revenues, LAIF balance and performance and return on CD's. Legal expenses to date were summarized.

Manager Morrissey reviewed the Monthly O&M Report with the Board and a thorough discussion of operations of the Districts systems was had. *No action was taken by the Board on this topic.*

7. Hydropower Facilities

Manager Morrissey discussed the status of the hydro power plants noting uncertainty regarding their future operation based on potential revenue stream. *No action was taken by the Board on this topic.*

8. FWA Issues

General discussion of various activities undertaken on behalf of the Districts by Friant Water Authority were discussed. *No action was taken by the Board on this topic.*

9. Rules and Regulations (Current and Future).

There was a discussion on the draft Rules and Regulations for the upcoming year as well as a discussion on setting aside the 90% rule for the current year, due to operational constraints imposed by others (Reclamation and the FWA). In addition, the Board requested that Manager Morrissey provide to all landowners, in a separate letter, Item #7 (regarding communications) as it is new to previous years' Rules and Regulations.

Given the circumstances this year, the Board considered allowance of payments for 2020/2021 Contract Year secured supply to be fully creditable and refundable.

The Board noted this relaxation was not precedent setting but given the operational constraints was a reasonable relaxation of that provision in the Rules and Regulations, for this year only.

Director Brown made the motion adopt the 2021/2022 Draft Rules and Regulations and Director Katayama seconded the motion. *The Board voted unanimously in favor of adopting the Draft 2021/22 Rules and Regulations.*

Director Brown made a motion to relax the 90% rule for the current Contract Year ending February 28, 2021, Director Katayama seconded the motion. The following roll call vote was had on this change to the 2020/2021 Rules and Regulations:

Director Brown – Aye
 Director Katayama – Aye
 Director Collin – Aye
 Director Miller – No
 Chairman Bailey – Abstain

The motion by Director Brown to suspend the 90% rule for the 2020/2021 Contract Year ending February 28, 2021 passed by majority vote.

10. 2021/2022 Contract Supply Water Rates

Upcoming Contract Year water rates were discussed, including the need for increase to the pass-through costs for energy (PGE costs) by system, Director Miller motioned to maintain water rates at the same level of the previous two years: Tier 1 (first af/a used) @ \$65 per af and Tier 2 (exceeding Tier 1) @ \$25 per af and increase the energy cost in accordance with recent PGE charge increases. Director Collin, III second the motion and *the Board voted unanimously in favor of the above noted rates.*

11. NCWL Agreement

After a brief discussion, Director Katayama motioned and Director Collin, III seconded the motion to extend the NCWL Agreement ending December 31, 2020 for an additional 12-month period through December 31, 2021. *The Board voted unanimously in favor of this extension.*

12. Administering Director Oaths of Office

Controller Ramirez, a Notary Public, administered the oath of office for all District Directors appointed by the respective Board of Supervisors; Bailey, Brown, Miller.

13. Adjourn

Harvey A. Bailey, Board Chairman



Fergus A. Morrissey, Board Secretary

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Minutes of the Regular Meeting of the Board of Directors of the Orange Cove Irrigation District held on Wednesday February 10, 2021. Director Collin, III called the meeting to order at 11:55 A.M., with the following Directors and Officers present:

Directors Present: H.A. "Gus" Collin, III-Vice Chairman
David Brown
Arlen Miller
Russell Katayama

Officers: Fergus A. Morrissey, Engineer-Manager/Secretary
Robert T. Ramirez, Controller/Treasurer

Public: None

1. Call to order

Director Collin, III called the meeting to order at 11:55 A.M., with a quorum of Directors present.

2. Approval of the Agenda

No alterations were suggested.

3. Public Comment

None

4. Consent Calendar

Director Brown motioned, and Director Miller seconded the motion to approve the January 2021 Draft minutes for the Regular Meeting.

There were no Opt-Out requests completed in the month.

The Board voted unanimously in favor of the noted motion and second approving the draft January meeting minutes.

5. Warrants

Controller Ramirez went through the bills for the period January 9 through February 10, 2021 totaling \$243,726.29 including a discount of \$2.94. There were general questions on the expenses. Following a discussion, *Director Katayama motioned and Director Miller seconded the motion to approve the expenditures for the period. The Board voted unanimously in favor of such.*

6. Treasurer's Report

Controller Ramirez covered Items A through J of the monthly report; including delinquent stand-by charges categorized into "troubled assets" (foreclosures, hardship, and no response) and late payments. Other items discussed were total water in-District deliveries for the year to date of 31,400 acre feet, representing 80.10% of Contract. With a carryover of 4,290 acre feet remaining, the total available supply to growers in the District for the current Contract Year was 91.05%. The Reclamation allocation for the current Contract Year remains at 65%.

Also discussed were various financial categories including District power plant revenues and costs, Power Purchase Agreement status associated with the Districts assets, Friant Power Authority power plant revenues, LAIF balance and performance and return on CD's. Legal expenses to date were summarized.

Manager Morrissey reviewed the Monthly O&M Report with the Board and a thorough discussion of operations of the Districts systems was had. *No action was taken by the Board on this topic.*

7. Hydropower Facilities

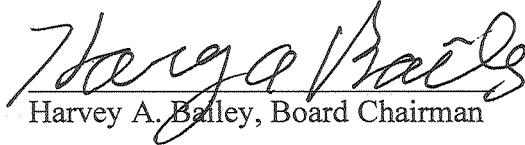
Manager Morrissey discussed the status of the hydro power plants noting completion by staff of the ReMAT application for the FWR and KRSH facilities. Staff is hopeful that a more advantageous contract under ReMAT is forthcoming in the next month and a half. *No action was taken by the Board on this topic.*

8. FWA Issues

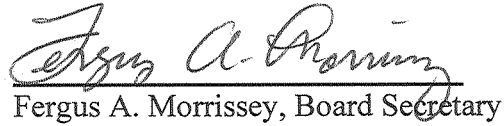
General discussion of various activities undertaken on behalf of the Districts by Friant Water Authority were discussed. The Board reviewed the quarterly (expected) call for funds to effectuate the FKCMRCCP. *No action was taken by the Board on this topic.*

9. Adjourn

The meeting was adjourned at 1:30 P.M. with the next scheduled meeting set for March 10, 2021 at the District Office.



Harvey A. Bailey, Board Chairman



Fergus A. Morrissey, Board Secretary

The Regular Meeting of the Board of Directors of the Orange Cove Irrigation District for Wednesday, March 10th, 2020 **WAS CANCELLED.**



Fergus A. Morrissey, Board Secretary

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At the previous meeting, the Board requested that an assessment of potential rebates be performed by the Treasurer. Controller Ramirez reported the relative position of cash flow and future obligations. It was determined by that analysis, that under the current fiscal assumptions there is no unobligated reserve to be rebated at this time.

Assistant Manager Clem reviewed the Monthly O&M Report with the Board and a thorough discussion of operations of the Districts systems was had. *No action was taken by the Board on this topic.*

7. Hydropower Facilities

Manager Morrissey noted that the KRSH plant has been accepted by PGE into the ReMAT que and that no determination regarding the FWR facility has been communicated by PGE. PGE is obligated to communicate the decision on the FWR in a matter of days and so until that time, the facilities are in a holding pattern.

There is not enough flow to operate the KRSH facility and without a contract there is no ability to operate either facility. The timing of executed ReMAT Contract is to be determined and staff is hopeful that everything will be in place by June 1st.

Assistant Manager Clem noted work that has taken place (installation of "new" protective relays) at the FWR facility so that it is ready to engage upon ReMAT PPA.

No action was taken by the Board on this topic.

8. FWA Issues

The Board discussed FWA governance issues, including participation by district Managers in Closed Session of the FWA and the merits of the maintaining the FWA Executive Committee. These items and others are to be discussed at an upcoming FWA offsite/strategic planning session planned for the end of June this year. Specific dates, times and location are to be determined. Director Brown noted his interest in attending.

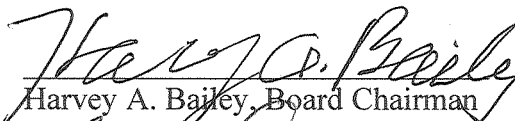
9. Closed Session

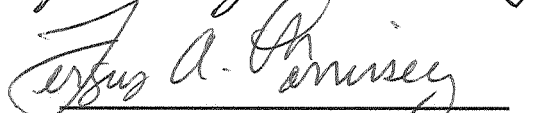
The Board went into Closed Session to discuss potential litigation.

10. Return to Open Session

Once the Board came out of Closed Session, there was no reportable action taken by the Board.

- 11.** The meeting was adjourned at 3:35 P.M. with the next scheduled meeting set for June 16, 2021 at the District Office, the 3rd Wednesday of the month. The meeting was delayed a week to accommodate Directors ability to attend.


Harvey A. Bailey, Board Chairman


Fergus A. Morrissey, Board Secretary

Minutes of the Special Meeting of the Board of Directors of the Orange Cove Irrigation District held on Friday May 21, 2021. Director Bailey called the meeting to order at 8:40 A.M., with the following Directors and Officers present:

Directors Present: Harvey Bailey, Chairman (by phone)
H. A. "Gus" Collin, III-Vice Chairman
David Brown
Arlen Miller
Russell Katayama (by phone)

Staff: Fergus A. Morrissey, Engineer-Manager/Secretary
Keith Clem, Assistant Manager

Public: None

1. Call to order

Director Bailey called the meeting to order at 8:40 A.M., with all Directors participating.

2. Approval of the Agenda

No alterations were suggested.

3. Public Comment

No Public present.

4. Rules and Regulations

The Board discussed the District's current Rules and Regulations, specifically related to the late application penalty where late applications for water receive water on the basis of "subject to availability". Manager Morrissey discussed the results of his polling regarding what other Friant Contractors do regarding late applications and whether or not the Rules and Regulation of the District are typical.

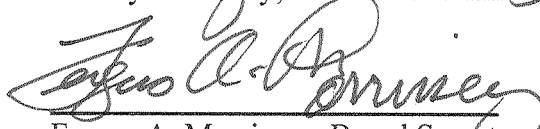
There was discussion that the Rules and Regulations would be broadly reviewed and reconsidered between now and next January.

Director Brown motioned, and Director Collin, III seconded the motion to immediately relax the rule associated with late application penalties for this year and work toward possible broader modification of the Rules & Regulations adopted for next Contract Year. The Board voted unanimously of the motion and the second.

5. Adjourn

The meeting was adjourned at 09:15 A.M. with the next scheduled meeting set for June 16, 2021 at the District Office, the 3rd Wednesday of the month. The meeting was delayed a week to accommodate Directors ability to attend.


Harvey A. Bailey, Board Chairman


Fergus A. Morrissey, Board Secretary

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