

# NEVADA IRRIGATION DISTRICT

## BOARD OF DIRECTORS

### MINUTES

July 14, 2021

The Board of Directors of the Nevada Irrigation District convened in regular session at the District's main office located at 1036 W. Main Street, Grass Valley, on the 14<sup>th</sup> day of July 2021, at 9:00 a.m.

Present were Chris Bierwagen, President (Division II); Laura L. Peters, Vice-President (Division IV); and Directors Ricki Heck (Division I); Karen Hull (Division III); and Rich Johansen (Division V).

Staff members present included Jennifer Hanson, General Manager; Greg Jones, Assistant General Manager; Marvin Davis, Finance Manager/Treasurer; Doug Roderick, Interim Engineering Manager; Chip Close, Water Operations Manager; Keane Sommers, Hydroelectric Manager; Dustin Cooper, District Counsel; and Kris Stepanian, Board Secretary.

#### STANDING ORDERS

- Call to Order
- Pledge of Allegiance
- Roll Call

President Bierwagen pulled the following items from the Consent Agenda for discussion as requested by members of the Board:

- Item 4 - French Dam Upgrades
- Item 5 - Application for Annexation – Placer County
- Item 6 - Loma Rica Drive District Financed Waterline Extension Funding Agreements (10) FATR #2181
- Item 7 - Warrants, Projects & Facilities, Investment Report

#### MINUTES – June 23, 2021, Regular Meeting

**Approved the Minutes of the regular meeting on June 23, 2021. M/S/C Peters/Hull, unanimously approved.**

#### MINUTES – June 24, 2021, Special Meeting

**Approved the Minutes of the special meeting on June 24, 2021. M/S/C Peters/Hull, unanimously approved.**

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EMPLOYEE RELATIONS – Resolution of Appreciation – D. Beem (Res. No. 2021-22)  
**M/S/C Peters/Hull, unanimously approved.**

PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

- Michael Hill-Weld, member of the public, addressed the Board, thanking Water Operations Manager and staff for presenting information concerning scarcity of water
- Louise Taylor, member of the public, addressed the Board complimenting Shannon Wood, Business Services Technician, for her work done on Loma Rica DFWLE (District Financed Waterline Extension) Project

LOMA RICA DRIVE DFWLE (DISTRICT FINANCED WATERLINE EXTENSION) FUNDING AGREEMENTS (10) – FATR #2181

Doug Roderick, Interim Engineering Manager, presented the item.

Public Comment:

- Louise Taylor, member of the public
- Brent Koegel, member of the public

**Director Heck made a motion to approve funding agreements with ten (10) property owners within the Loma Rica DFWLE Project. Director Johansen seconded the motion.**

**Motion passed on the following roll call vote:**

<b>Heck, Division I</b>	<b>Aye</b>
<b>Bierwagen, Division II</b>	<b>Aye</b>
<b>Hull, Division III</b>	<b>Aye</b>
<b>Peters, Division IV</b>	<b>No</b>
<b>Johansen, Division V</b>	<b>Aye</b>

FRENCH DAM UPGRADES (FATR #2007 AND #2360)

Doug Roderick, Interim Engineering Manager, presented the item.

Public Comment: None

**Awarded a construction contract with Glissman Excavating Inc. in the amount of \$677,933.97 and authorized the General Manager to execute the appropriate documents. M/S//C Peters/Hull, unanimously approved.**

APPLICATION FOR ANNEXATION – PLACER COUNTY APN 026-141-042

Greg Jones, Assistant General Manager, presented the item.

Public Comment: None

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**Adopted Resolution 2021-23 (Making Application for Annexation of Land Unincorporated Placer County - Mount Pleasant Road). M/S//C Peters/Hull, unanimously approved.**

WARRANTS, PROJECTS & FACILITIES, INVESTMENT REPORT

Marvin Davis, Finance Manager, presented the item.

Public Comment: None

**Approved the Check Register and received and filed the Project & Facility and Investment Transaction Reports for the period ending June 30, 2021. M/S//C Peters/Hull, unanimously approved.**

URBAN WATER MANAGEMENT PLAN UPDATE

Doug Roderick, Interim Engineering Manager, presented the item and introduced Jim Crowley with Zanjero Consulting, who provided a presentation.

Public Hearing:

- Dianna Suarez, resident of Colfax
- Diana Gamzon, with Nevada County Cannabis Alliance

The meeting recessed at 11:13 a.m. and reconvened at 11:20 a.m.

**Adopted Resolution No. 2021-24 (Adopting, Directing, Filing and Implementing the Nevada Irrigation District Urban Water Management Plan), amended as follows:**

- **Page 1, 4<sup>th</sup> paragraph update to refer to the “California Water Code” in place of “California Department of Water Resources**
- **Page 1, 5<sup>th</sup> & 6<sup>th</sup> paragraphs to be updated as follows:**  
**WHEREAS, the District has prepared and circulated a draft Urban Water Management Plan for public review and review by the Counties and Cities within the District’s service area, and other interested parties, and a properly noticed public hearing pursuant to Government Code 6066 regarding said UWMP was held by the District’s Board of Directors on July 14, 2021.**

**WHEREAS, the District shall file said Plan with the California Department of Water Resources.**

- **Page 2, Item 4 – replace “2021” with “2020”**

**M/S/C Johansen/Hull, unanimously approved.**

ENGLISH MEADOW FLOODPLAIN RESTORATION PROJECT IS/MND ADOPTION (FATR #2039)

Neysa King, Environmental Resources Administrator, presented the item.

Public Hearing:

- Dianna Suarez, resident of Colfax

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**Adopted Resolution No. 2021-25 (Adopting a Mitigated Negative Declaration, Approving the Project and Mitigation Monitoring and Reporting Program – NID English Meadow Floodplain Restoration and Enhancement Project), and authorized the General Manager to execute the appropriate documents. M/S/C Peters/Heck, unanimously approved.**

GRANT APPLICATION TO THE WILDLIFE CONSERVATION BOARD FOR THE ENGLISH MEADOW FLOODPLAIN RESTORATION PROJECT (FATR #2039)  
Neysa King, Environmental Resources Administrator, presented the item.

Public Comment: None

**Adopted Resolution No. 2021-26 (Approving the Application for Grant Funds for the Wildlife Conservation Board for the English Meadow Floodplain Enhancement and Restoration Project) and authorized the General Manager to execute the appropriate documents. M/S/C Heck/Johansen, unanimously approved.**

LAFCo BALLOT FOR SPECIAL DISTRICT MEMBER

**Director Johansen made a motion to cast a ballot for Local Agency Formation Commission (LAFCo) Special Board Member - Gordon Mangel, Penn Valley Fire Protection District. Director Bierwagen seconded the motion.**

Public Comment: None

**Motion died based on the following roll call vote:**

Heck, Division I	No
Bierwagen, Division II	Aye
Hull, Division III	No
Peters, Division IV	No
Johansen, Division V	Aye

**Director Heck made a motion to cast a ballot for Local Agency Formation Commission (LAFCo) Special Board Member - Nancy Peirce, Western Gateway Recreation & Park District. Director Hull seconded the motion.**

Public Comment: None

**Motion passed on the following roll call vote:**

Heck, Division I	Aye
Bierwagen, Division II	Aye
Hull, Division III	Aye
Peters, Division IV	Aye
Johansen, Division V	Aye

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### GENERAL MANAGER'S REPORT

Jennifer Hanson, General Manager, reported on the following items:

- Nevada County Fair begins August 11, 2021, and the District will have a booth celebrating its 100th Anniversary – No Board meeting that day
- Precipitation, Storage, Conservation & Usage Comparison reports presented by Chip Close, Water Operations Manager

### BOARD OF DIRECTORS' ITEMS / REPORTS

Director Hull, Division III, reported on the following items:

- Toured some of the District's hydroelectric facilities with Director Peters, Keane Sommers, Hydroelectric Manager, and Greg Jones, Assistant General Manager
- Attended a Placer County Farm Bureau meeting with Director Peters and provided highlights

Director Peters, Division IV, reported on the following items:

- Toured some of the District's hydroelectric facilities with Director Hull, Keane Sommers, Hydroelectric Manager, and Greg Jones, Assistant General Manager
- Attended a Placer County Farm Bureau meeting
- Attended a West Placer Streams Advisory meeting via Zoom and shared highlights

Director Heck, Division I, reported on the following items:

- Positive abundance of constituent calls and meetings
- Continues to receive calls from constituents regarding Rise Gold and requested a presentation regarding Rise Gold

Director Johansen, Division V, reported on the following items:

- Requested a presentation regarding Rise Gold
- Concerns about the unpermitted taking of District water and taking it for use outside of the District

Director Bierwagen, Division II, reported on the following items:

- Attended the Nevada County Farm Bureau picnic

### PUBLIC COMMENT ON ITEMS TO BE CONSIDERED IN CLOSED SESSION

Mike Pasner, owner of Indian Springs Organic Farm in Penn Valley, addressed the Board regarding Pilot Peak/Tarr Ditch encroachment.

The meeting recessed at 1:10 p.m. and reconvened at 1:15 p.m. in Closed Session.

Conference with Legal counsel – Anticipated Litigation; Significant exposure to litigation, was declared at 1:15 p.m., pursuant to paragraph (2) or (3) of subdivision (d) of Government Code section 54956.9. One Case.

**Board Action: None**

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Closed Session Conference with Labor Negotiators was declared at 1:15 p.m., pursuant to Government Code § 54957.6, District Representatives: Greg Jones, Interim General Manager, Jana Kolakowski, Human Resources Manager, Jackson Lewis, P.C., and Minasian, Meith, Soares, Sexton & Cooper, LLP, District Counsel; Employee Organization: American Federation of State, County, and Municipal Employees (AFSCME) Local 146.


**Board Action: None**

MEETING ADJOURNED at 1:35 p.m., to reconvene in regular session on Wednesday, July 14, 2021, at 9:00 a.m. at the District's Business Center located at 1036 West Main Street, Grass Valley, California.

  
Board Secretary

Attest a true record of actions  
had and taken at the above and  
foregoing meeting our presence  
thereat and our consent thereto.

  
Division I

  
Division II

  
Division III

  
Division IV

  
Division V