

NEVADA IRRIGATION DISTRICT

BOARD OF DIRECTORS

MINUTES

September 23, 2020

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 23rd day of September 2020 at 9:00 a.m.

Present were Ricki Heck, President (Division I), Chris Bierwagen, Vice-President (Division II); and Directors W. Scott Miller (Division III); Laura L. Peters (Division IV); and Nick Wilcox (Division V).

Staff members present included Greg Jones, Interim General Manager; Marvin Davis, Finance Manager/Treasurer; Jana Kolakowski, Human Resources Manager; Dustin Cooper, District Counsel; and Kris Stepanian, Board Secretary.

PUBLIC COMMENT ON ITEMS THAT ARE TO BE CONSIDERED IN CLOSED SESSION

- None

The meeting recessed at 9:03 a.m. and reconvened at 9:05 a.m. in Closed Session.

Closed session conference with labor negotiators was declared at 9:05 a.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.

The meeting reconvened at 9:30 a.m., and Dustin Cooper, District Counsel, reported no reportable action from Closed Session.

SIDE LETTERS FOR ASCME UNITS MEMORANDA OF UNDERSTANDING

Greg Jones, Interim General Manager, presented the item.

Public Comment:

- None

**Director Bierwagen made a motion to adopt Resolution No. 2020-20 Authorizing Changes in Wages, Hours, and Terms and Conditions of Employment for Employees Represented by AFSCME - Office, Field, and Supervisory Units and authorize the Interim General Manager to sign the Side Letter Agreements to extend to June 30, 2021. Director Peters seconded the motion.**

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**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>Miller, Division III</b>	<b>No</b>
<b>Peters, Division IV</b>	<b>Aye</b>
<b>Wilcox, Division V</b>	<b>Aye</b>

**BENEFITS AND COMPENSATION PLAN – WAGES, HOURS, AND TERMS AND CONDITIONS OF EMPLOYMENT FOR MANAGERS AND UNREPRESENTED EMPLOYEES**

Greg Jones, Interim General Manager, presented the item.

Public Comment:

- None

**Director Wilcox made a motion to adopt Resolution No. 2020-21 (Establishing Benefit and Compensation Plans, and Authorizing Changes in Wages, Hours, and Terms and Conditions of Employment for Managers and Unrepresented Employees). Director Bierwagen 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>Miller, Division III</b>	<b>No</b>
<b>Peters, Division IV</b>	<b>Aye</b>
<b>Wilcox, Division V</b>	<b>Aye</b>

**PUBLIC COMMENT FOR ITEMS THAT ARE NOT ON THE AGENDA**

The following members of the public addressed the Board:

- None

President Heck pulled Item 1 – Minutes of the regular meeting of August 26, 2020. The item was approved by the Board on September 18, 2020.

**2021 OPERATING & NON-OPERATING BUDGET**

Marvin Davis, Finance Manager/Treasurer, presented the item.

The meeting recessed at 10:39 a.m. and reconvened at 10:48 a.m.

Public Comment:

- John Norton, resident of Division 5

**Director Bierwagen made a motion to approve the 2021 Budget, as recommended by the Administrative Practices Committee. Director Peters 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>Miller, Division III</b>	<b>Aye</b>
<b>Peters, Division IV</b>	<b>Aye</b>
<b>Wilcox, Division V</b>	<b>No</b>

GENERAL MANAGER SEARCH UPDATE

Director Heck provided an update to the Board.

Director Bierwagen left the meeting at 11:30 a.m.

WARRANTS/FINANCIALS

Marvin Davis, Finance Manager/Treasurer, presented the item.

Public Comment:

- None

**Director Miller made a motion to approve the warrants/financials as submitted.  
Director Peters 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>Absent</b>
<b>Miller, Division III</b>	<b>Aye</b>
<b>Peters, Division IV</b>	<b>Aye</b>
<b>Wilcox, Division V</b>	<b>Aye</b>

GENERAL MANAGER'S REPORT

Greg Jones, Interim General Manager, reported on the following items:

- Storage and precipitation update
- Wildlife Conservation Board \$1.2 million grant award update
- Campfires banned at Greenhorn
- Water Planning Projections Technical Clarifications meeting on September 24<sup>th</sup>

BOARD OF DIRECTORS' ITEMS / REPORTS

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

- Attended the Hemphill Scoping meeting on Zoom and voiced her concerns
- Watched the NID Board Candidate Debates

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

- Participated in the League of Women Voters Candidate Forum

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

- Attended the Hemphill Scoping Meeting on Zoom
- Watched the League of Women Voters Candidate Forum

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- Noted that NID employees are valued and appreciated

PUBLIC COMMENT ON ITEMS THAT ARE TO BE CONSIDERED IN CLOSED SESSION

- Director Miller read a letter from Ms. Osterholm and confirmed that all Board members had received a copy

The meeting recessed at 11:55 a.m. and reconvened in Closed Session at 12:05 p.m.

Closed Session was declared at 12:05 p.m., pursuant to Government Code Section 54956.9 to confer with District Counsel regarding pending litigation – Claim: Osterholm

**Board Action: Director Miller made a motion to deny the claim. Director Peters 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>Absent</b>
<b>Miller, Division III</b>	<b>Aye</b>
<b>Peters, Division IV</b>	<b>Aye</b>
<b>Wilcox, Division V</b>	<b>Aye</b>

The meeting reconvened at 12:32, and Dustin Cooper, District Counsel, announced the Board actions taken during Closed Session.

MEETING ADJOURNED at 12:32 p.m., to reconvene in regular session on Wednesday, October 14, at 9:00 a.m. at the District’s Business Center located at 1036 West Main Street, Grass Valley, California.

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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

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Division II

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Division III

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Division IV

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Division V

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