

NEVADA IRRIGATION DISTRICT

BOARD OF DIRECTORS

MINUTES

September 26, 2018

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 26th day of September, 2018, at 9:00 a.m.

Present were William Morebeck, President (Division IV); John H. Drew, Vice President (Division II); and Directors Nancy Weber (Division I); W. Scott Miller (Division III); and Nick Wilcox (Division V).

Staff members present included Remleh Scherzinger, General Manager, Greg Jones, Assistant General Manager; Chip Close, Water Operations Manager; Gary King, Engineering Manager; Keane Sommers, Hydroelectric Manager, Monica Reyes, Recreation Manager; Jana Kolakowski, Human Resource Manager; Susan Lauer, Communication Specialist; Dustin Cooper, District Counsel; and Kris Stepanian, Board Secretary.

WORKSHOP - WATER RIGHTS AND AREA AND COUNTY OF ORIGIN ISSUES:

Director Wilcox introduced Victoria A. Whitney, PE., who presented the workshop.

Public Comment:

- Mike Pasner, resident of Penn Valley
- Chris Shutes with the California Sportfishing Protection Alliance (CSPA)

Meeting recessed at 10:50 a.m. and reconvened at 10:59 a.m.

PUBLIC COMMENT

The following members of the public addressed the Board:

- Marin Lipowitz, resident of Cedar Ridge, addressed the Board regarding the Centennial Reservoir and provided a handout to the Board
- Mike Pasner, owner of Indian Springs Organic Farm in Penn Valley, addressed the Board regarding the Vegetation Management Working Group, Scotts Flat security fencing, the Centennial Reservoir and herbicide use
- Dianna Suarez, resident of Colfax, addressed the Board regarding denied water rights to the indigenous people of the Bear River

MINUTES – September 6, 2018 Special Meeting

**Approved the minutes of the special meeting on September 6, 2018, as submitted. M/S/C Drew/Miller, unanimously approved.**

September 26, 2018

MINUTES – September 12, 2018 Regular Meeting

**Approved the minutes of the regular meeting on September 12, 2018, as submitted. M/S/C Drew/Miller, unanimously approved.**

COMPREHENSIVE ANNUAL FINANCIAL REPORT – 2017

Debbie Martin, Controller, presented the item.

Public Comment:

- Otis Wollan, resident of Colfax

**Authorized the Finance Manager to publish and file the report. M/S/C Wilcox/Drew, unanimously approved.**

ALTA SIERRA RESERVOIR REPLACEMENT PROJECT - INITIAL STUDY/MITIGATED NEGATIVE DECLARATION

Gary King, Engineering Manager, presented the item.

**Adopted Resolution No. 2018-23 - Adopting a Mitigated Negative Declaration, and Approving the Project and Mitigation Monitoring and Reporting Program for the project. M/S/C Drew/Weber, unanimously approved .**

COMBIE SEDIMENT SALE / DISPOSAL

Greg Jones, Assistant General Manager, presented the item for review of the Combie Reservoir Sediment and Mercury Removal Project sediment sale and disposal. He was joined by Jason Muir with NB5.

Public Comment:

- Mike Pasner, resident of Penn Valley
- Mikos Fabersunne, member of the public

Director Drew left the meeting at 12:40 p.m.

MABEN CANAL EMERGENCY BYPASS – MABEN II ENCASMENT PROJECT (FATR #8099)

Gary King, Engineering Manager, presented the item.

**Director Wilcox made a motion to approve a change order to the original contract to Hansen Bros. Enterprises in the amount of \$192,258, approve a budget amendment request in the amount of \$90,759.33, and authorize the General Manager to execute the necessary documents. Director Miller seconded the motion.**

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

<b>Weber, Division I</b>	<b>Aye</b>
<b>Drew, Division II</b>	<b>Absent</b>
<b>Miller, Division III</b>	<b>Aye</b>
<b>Morebeck, Division IV</b>	<b>Aye</b>
<b>Wilcox, Division V</b>	<b>Aye</b>

ANNEXATION OF UPPER RIDGE WAY, PLACER COUNTY

Greg Jones, Assistant General Manager, presented the item.

**Director Wilcox made a motion to adopt Resolution No. 2018-24 - Making Application for Annexation of Land in an Unincorporated Area of Placer County to Nevada Irrigation District, and authorize the General Manager to execute the necessary documents, as recommended by the Water and Hydroelectric Committee. Director Miller seconded the motion.**

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

<b>Weber, Division I</b>	<b>Aye</b>
<b>Drew, Division II</b>	<b>Absent</b>
<b>Miller, Division III</b>	<b>Aye</b>
<b>Morebeck, Division IV</b>	<b>Aye</b>
<b>Wilcox, Division V</b>	<b>Aye</b>

WARRANTS/FINANCIALS

**Director Wilcox made a motion to approve warrants/financials as submitted. Director Miller seconded the motion.**

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

<b>Weber, Division I</b>	<b>Aye</b>
<b>Drew, Division II</b>	<b>Absent</b>
<b>Miller, Division III</b>	<b>Aye</b>
<b>Morebeck, Division IV</b>	<b>Aye</b>
<b>Wilcox, Division V</b>	<b>Aye</b>

GENERAL MANAGER'S REPORT

Remleh Scherzinger, General Manager, reported on the following items:

- Storage and Precipitation update
- Conservation update
- Thanked and congratulated the Byron Bethany Irrigation District for Governor's signature on AB47
- Update of American Water Infrastructure Act 2018, also known as SB2800
- Update of Proposition 3 – Water Supply and Water Equality Act
- Presented the Raw Water Master Plan to Ag Commission
- Attended City of Lincoln and NID Meeting
- Met with Nevada Union Agriculture Advisory Committee
- Internship/Scholarships under development
- Nevada County Fairgrounds – working with them to determine their need of 30 kw generator unit
- Maben Phase 2 construction update
- Rattlesnake Road project update
- Control station for Alta Sierra to Lake of the Pines is about to go out for bid. This is for the Backbone Extension Project line.
- Iron Horse District Financed Waterline Extension has enough participants to get to construction

September 26, 2018

- Hemphill TAC meeting on October 23, 2018
- Phases 2 & 3 of Main Building Expansion to go out to bid in two weeks
- District is completing the cleaning of Loma Rica Reservoir for this year
- Signed contract(s) to evaluate the Scotts Flat Recreation Office for a future new building
- Will be discussing the Smartsville to Lake Wildwood routing studies at the November 2018 Engineering Committee meeting

**BOARD OF DIRECTORS' ITEMS / REPORTS**

Director Miller reported on the following items:

- Thanked Director Wilcox for setting up the Water Rights Workshop

President Morebeck reported on the following items:

- Attended the Lincoln/NID meeting
- Attended the Placer County Ag Commission meeting
- Attended meeting at the Fruitvale School

**PUBLIC COMMENT ON ANY ITEM TO BE CONSIDERED IN CLOSED SESSION**

- None

Meeting recessed at 1:05 p.m. and reconvened at 1:10 p.m. in Closed Session.

CLOSED SESSION was declared at 1:10 p.m., pursuant to Government Code Section 54956.9 to confer with District Counsel regarding pending litigation – Claim: Ashby Lane, Newcastle

**Board Action: Director Wilcox made a motion to reject the claim. Director Morebeck seconded the motion.**

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

<b>Weber, Division I</b>	<b>Aye</b>
<b>Drew, Division II</b>	<b>Absent</b>
<b>Miller, Division III</b>	<b>Aye</b>
<b>Morebeck, Division IV</b>	<b>Aye</b>
<b>Wilcox, Division V</b>	<b>Aye</b>

CLOSED SESSION - CONFERENCE WITH REAL PROPERTY NEGOTIATORS was declared at 1:10 p.m.

Property: FERC Project Nos. 6028 and 6061, located in Nevada and Sierra Counties  
Agency Negotiator: Keane Sommers, Hydroelectric Manager; Remleh Scherzinger, General Manager

Negotiating parties: Haypress, LLC and Nevada Irrigation District

Under negotiation: Instruction to negotiators concerning price and terms and conditions of acquisition

**Board Action: Direction was given to real property negotiators.**

September 26, 2018

CLOSED SESSION was declared at 1:10 p.m., pursuant to Government Code sections 54956.9(d)(1) and (d)(2) regarding pending and potential litigation pertaining to the proposed Centennial Water Supply Project

**Board Action: Direction was given to legal counsel.**

MEETING RECONVENED in regular session at 2:49 p.m.

Dustin Cooper, District Counsel, reported on actions taken during Closed Session.

MEETING ADJOURNED at 2:50 p.m., and will reconvene on in special session on Tuesday, October 9, 2018 at 6:00 p.m. at the Grass Valley Veterans' Memorial Building, located at 255 South Auburn Street, Grass Valley, California.

The Wednesday, October 10, 2018 meeting of the Board of Directors has been canceled.

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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.

Director  
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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