

NEVADA IRRIGATION DISTRICT

BOARD OF DIRECTORS

MINUTES

May 23, 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 23rd day of May 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; Marvin V. Davis, Finance Manager/Treasurer; Chip Close, Water Operations Manager; Gary King, Engineering Manager; Keane Sommers, Hydroelectric Manager; Brian Powell, Maintenance Manager; Monica Reyes, Recreation Manager; Jana Kolakowski, Human Resource Manager; Susan Lauer, Communication Specialist; Dustin Cooper, District Counsel; and Kris Stepanian, Board Secretary.

PUBLIC COMMENT

The following members of the public addressed the Board:

- Dianna Suarez, resident of Colfax, addressed the Board regarding showing the "River of the Roundhouses" video, a recent article in the Union entitled "NID Centennial Dam Project Declared Ineligible for State Funding", and Director Drew's recent op ed
- Tim Carson, resident of Placer Hills Road, addressed the Board regarding negative impacts of the Centennial Reservoir
- Paul Elmore, resident of Placer Hills Road, addressed the Board regarding the Centennial Reservoir and inquired when Board will address the property owners
- Marin Lipowitz, resident of Grass Valley, recited a pledge to the Earth, and addressed the Board regarding salmon, the Raw Water Master Plan, Director Drew's recent op ed, and in support of the "River of the Roundhouses" video
- Mike Pasner, owner of Indian Springs Organic Farm in Penn Valley, addressed the Board regarding the Centennial Reservoir and recent critique by Don Rogers with The Union, Director Drew's recent op ed, Vegetation Management Working Group, herbicide reduction, and provided a picture of an NID excavator cleaning ditches
- Betsy Lombard, resident of Nevada City, addressed the Board regarding a recent kayak trip on the Bear River
- Shirley Osgood, resident of Grass Valley, addressed the Board in support of the "River of the Roundhouses" video and regarding wildlife dependency
- Nicole Raglin, resident of Nevada City, addressed the Board regarding Director Drew's recent op ed article
- Pamela Osgood, resident of Grass Valley, addressed the Board regarding lack of trust, and building trust by showing the "River of the Roundhouses" video

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- Tracie Sheehan with Foothills Water Network, provided a letter to the Board regarding the Raw Water Master Plan and shared some highlights from that letter
- Matthew Coulter, member of the public, addressed the Board regarding poisoning of the water, the Centennial Reservoir, and expanding “no motor” days
- Joy Waite, resident of Grass Valley, addressed the Board recommending the book “Transforming California: A Political History of Land Use and Development”
- Summer Westlake, resident of Placer Hills Road, addressed the Board regarding the Bear River and spoke in opposition of the Centennial Reservoir

MINUTES – April 25, 2018 Regular Meeting

Approved the minutes of the regular meeting on April 25, 2018, as submitted. M/S/C Drew/Weber, unanimously approved.

WARRANTS

Approved the warrants. M/S/C Drew/Weber, unanimously approved.

ASSESSMENTS – DELINQUENT ACCOUNTS (Res 2018-10 & Res. 2018-11)

Adopted Resolution No. 2018-10 (Placing Delinquent Accounts on District Assessment Roll for Collection – County of Nevada) and Resolution No. 2018-11 (Placing Delinquent Accounts on District Assessment Roll for Collection – County of Placer). M/S/C Drew/Weber, unanimously approved.

ELECTIONS (Res. 2018-12 and Res. 2018-13)

Adopted Resolution No. 2018-12 (Calling General District Election, and Requesting the Board of Supervisors to Consolidate with Any Other Election Called on Said Date – County of Nevada). M/S/C Drew/Weber, unanimously approved.

Adopted Resolution No. 2018-13 (Declaring an Election Be Held in its Jurisdiction; Requesting The Placer County Board of Supervisors to Consolidate with Any Other Election Conducted On Said Date, and Requesting Election Services by The County Clerk – County of Placer). M/S/C Drew/Weber, unanimously approved.

MORATORIUM ON COMBIE DOCK ENCROACHMENTS AND INSTALLATIONS

Approved extending the current moratorium on Combie Dock Encroachments and Installations for an additional 12-month period, as recommended by the Maintenance and Resources Management Committee. M/S/C Drew/Weber, unanimously approved.

SPECIAL ORDERS / EMPLOYEE INTRODUCTIONS

Gary King, Engineering Manager, introduced new employee Lacy Cannon, Engineering Technician II

MODIFICATION TO WATER REGULATIONS

Marvin Davis, Finance Manager/Treasurer presented the item.

Director Drew made a motion to approve changes to Water Regulation 10.20.01 and 6.12, as recommended by the Administrative Practices Committee. Director Wilcox seconded the motion.

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Motion passed on the following roll call vote:

Weber, Division I	Aye
Drew, Division II	Aye
Miller, Division III	No
Morebeck, Division IV	Aye
Wilcox, Division V	Aye

DISTRICT FINANCING - DUE ON SALE CLAUSE

Chip Close, Water Operations Manager, presented the informational item. No Board action taken.

IRON HORSE/BREWER ROAD DISTRICT FINANCED WATERLINE EXTENSION

Chip Close, Water Operations Manager, presented the item.

Approved encumbering of funds for the Iron Horse/Brewer Road District Financed Waterline Extension Project, as recommended by the Administrative Practices Committee. M/S/C Drew/Weber, unanimously approved.

ADDENDUM TO THE COMBIE RESERVOIR SEDIMENT AND MERCURY REMOVAL PROJECT (SCH NO. 2009072068) – FATR #2135

Greg Jones, Assistant General Manager, presented the item. Jason Muir, Engineer with Holdrege & Kull, also addressed the Board.

Public Comment:

- Dianna Suarez, resident of Colfax
- Marin Lipowitz, resident of Grass Valley
- Paul Elmore, resident of Colfax
- Richard Thomas, resident of Nevada City
- Mike Pasner, resident of Penn Valley
- Joy Waite, resident of Grass Valley

Adopted the Addendum to the Combie Reservoir Sediment and Mercury Removal Project (SCH No. 2009072068), FATR #2135, as evidenced under Section 15164 of the 2018 CEQA Statute & Guidelines. M/S/C Drew/Miller, unanimously approved

GENERAL MANAGER'S REPORT

The General Manager reported on the following items:

- Storage and Precipitation update
- Pasture Management Workshop update
- Successful "No Motor" day
- Mulch Magic on June 2, 2018, 7:00-1:00 at Nevada County Fairgrounds
- Highlights from ACWA annual conference
- Raw Water Master Plan update
- Safety updates
- Raw Water Intertie update
- Penn Valley Pipeline update
- Rattlesnake Backbone Extension Project update

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- Bear River Siphon update
- Fay Road pipeline update
- Bowman/Spaulding Canal lining update
- Newtown and Loma Rica reservoir projects out to bid next month

BOARD OF DIRECTORS' ITEMS / REPORTS

Director Wilcox reported on the following items:

- Provided highlights from the Airborne Snow Observatory Session at the ACWA annual conference

Director Miller reported on the following items:

- Provided highlights from the ACWA JPIA (Joint Powers Insurance Authority) meeting, and provided highlights from the Financial and Economic Update of California's Agriculture Session at the ACWA annual conference

Director Drew reported on the following items:

- Attended ACWA annual conference and shared that the striped bass are now considered an honorary native species

Director Weber reported on the following items:

- Provided highlights from attendance at several sessions at ACWA annual conference

Director Morebeck reported on the following items:

- Provided highlights from attendance at ACWA annual conference, including Airborne Snow Observatory Session and portable inflatable dams

BOARD OF DIRECTORS' MEETING SCHEDULE

Director Wilcox made a motion to cancel the Board meetings of June 13, 2018 (Nevada County Farm Bureau Ag Tour) and August 8, 2018 (Nevada County Fair Opening Day). Director Drew seconded the motion.

Motion passed on the following roll call vote:

Weber, Division I	Aye
Drew, Division II	Aye
Miller, Division III	No
Morebeck, Division IV	Aye
Wilcox, Division V	Aye

PUBLIC COMMENT ON ANY ITEM TO BE CONSIDERED IN CLOSED SESSION

- Eric Hemminger, resident of Grass Valley, addressed the Board regarding Closed Session pending litigation claim item.

Meeting recessed at 10:52 a.m. and reconvened at 11:00 a.m. in Closed Session.

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CLOSED SESSION was declared at 11:00 a.m., pursuant to Government Code Section 54956.9 to confer with District Counsel regarding pending litigation – Claim: Jennifer Drive, Grass Valley (Claimant One)

Rejected Claim. M/S/C Drew/Weber, unanimously approved

CLOSED SESSION was declared at 11:00 a.m., pursuant to Government Code Section 54956.9 to confer with District Counsel regarding pending litigation – Claim: Jennifer Drive, Grass Valley (Claimant Two)

Rejected Claim. M/S/C Drew/Weber, unanimously approved

CLOSED SESSION was declared at 11:00 a.m., pursuant to Government Code Section 54956.9 to confer with District Counsel regarding pending litigation – Claim: Jennifer Drive, Grass Valley (Claimant Three)

Rejected Claim. M/S/C Drew/Weber, unanimously approved

CLOSED SESSION was declared at 11:00 a.m., pursuant to Government Code Section 54956.8, to confer with Real Property Negotiators Scherzinger, Sommers, and/or District Counsel regarding price and terms of payment for acquisition and sale of rights in real property; properties subject to negotiations:

- South Yuba Canal, Chalk Bluff Canal, Deer Creek Powerhouse; flowage/wheeling rights in Drum Canal, Bear River Canal, Wise Canal, and South Canal (all owned by PG&E)
- Flowage Rights in Bowman-Spaulding Canal, Fall Creek Flume, Dutch Flat Flume, and Chicago Park Flume; right to storage in Rollins Reservoir (all owned by NID)

Persons with whom negotiations will be conducted: PG&E Management

Direction was given to the real property negotiators.

CLOSED SESSION was declared at 11:00 a.m., pursuant to Government Code Section 54957: Public Employee Performance Evaluation – General Manager

Evaluation Conducted.

Meeting reconvened in regular session at 11:55 a.m.

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

MEETING ADJOURNED at 11:57 a.m., to reconvene in regular session on June 27, 2018, at 9:00 a.m. at the District's main office located at 1036 W. Main Street, Grass Valley, California.

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Kris Stepanian
Board Secretary

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

<u>Nancy V. Wilson</u>	Director Division I
<u>[Signature]</u>	Division II
<u>[Signature]</u>	Division III
<u>[Signature]</u>	Division IV
<u>Wick Wilson</u>	Division V