

NEVADA IRRIGATION DISTRICT

BOARD OF DIRECTORS

MINUTES

November 10, 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 10th day of November 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; 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: President Bierwagen called the meeting to order at 9:00 a.m.
- President Bierwagen led the Pledge of Allegiance
- Roll Call: 5 members present, 0 members absent

PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

- Otis Wollan, member of the public, commented on the November 9th Special Board Meeting and Plan for Water Workshop
- Michael Hill-Weld, member of the public, congratulated the Board and staff on the Plan for Water kick-off meeting

CONSENT AGENDA

Public Comment: None

MINUTES – October 21, 2021, Special Meeting

Approved the Minutes of the regular meeting on October 21, 2021. M/S/C Johansen/Hull, unanimously approved.

AB 361 COMPLIANCE - BROWN ACT/COVID-19 TELECONFERENCE AND REMOTE MEETING REQUIREMENTS

Adopted Resolution No. 2021-36 (Re-Authorizing Remote Meetings Consistent with AB 361). M/S/C Johansen/Hull, unanimously approved.

2022 RECREATION RATES

Approved a 5% increase in Recreation rates, effective on January 1, 2022. M/S/C Johansen/Hull, unanimously approved.

MILTON DIVERSION DAMS – SEISMIC STABILITY ANALYSES

Awarded a sole source contract in the amount of \$218,513 to Quest Structures for the Seismic Stability Analyses of Milton Diversion Dams and authorized the General Manager to execute the appropriate documents. M/S/C Johansen/Hull, unanimously approved.

COMBIE SOUTH ACCESS ROAD PROPERTY ACQUISITION (PROJECT #6943)

Adopted Resolution 2021-38 (Appointment of Real Property Negotiator, Identification of Property, and Identification of With Whom the Negotiator is Authorized to Negotiate), to appoint the General Manager, or designee, as the District’s real property negotiator relative to negotiation of permanent easement (Placer County APN 075-161-047-000). M/S/C Johansen/Hull, unanimously approved.

HEMPHILL DIVERSION FISH PASSAGE PROJECT (PROJECT #7032) GRANT RESOLUTION

Adopted Resolution 2021-39 (Approving the Application for the State of California Wildlife Conservation Board Prop 68 Grant Funds for the Hemphill Diversion Fish Passage Project). M/S/C Johansen/Hull, unanimously approved.

TEMPORARY SERVICE LOCATION AGREEMENT – COWARD

Approved Agreement for Temporary Water Service and Contribution for Future Treated Water Main Extension with Denise I. Coward as recommended by the Variance Screening Committee and approved by the General Manager. M/S/C Johansen/Hull, unanimously approved.

WARRANTS, PROJECTS & FACILITY REPORT, AND INVESTMENT REPORT

Received and filed the check register, Project & Facility Report, and Investment Transaction Report for the period ending October 22, 2021. M/S/C Johansen/Hull, unanimously approved.

GENERAL ORDERS

WITHDRAWAL FROM THE WEST PLACER GROUNDWATER SUSTAINABILITY AGENCY MEMORANDUM OF AGREEMENT

Jennifer Hanson, General Manager, and Chip Close Water Operations Manager presented the item.

A robust Board discussion ensued regarding the future cost of membership, potential benefits, risks, and timing.

Public Comment:

- Dianna Suarez, resident of Colfax, addressed the Board regarding Friends of Bear River’s concern pertaining to environmental water running down the Bear River watershed and water rights

Director Hull made a motion to adopt Resolution No. 2021-37 (Withdrawing from the Memorandum of Agreement from the West Placer Groundwater Sustainability Agency). Director Johansen seconded the motion.

Motion passed on the following roll call vote:

Heck, Division 1	No
Bierwagen, Division 2	Aye
Hull, Division 3	Aye
Peters, Division 4	No
Johansen, Division 5	Aye

GENERAL MANAGER'S REPORT

Jennifer Hanson, General Manager, requested reports on the following items:

- Recent Community Outreach meetings regarding Plan for Water:
 - Nevada County Economic Resource Council meeting
 - Placer County League of Women Voters meeting
 - Nevada County Contractors' Association meeting
- Chip Close, Water Operations Manager, provided a water update

BOARD ITEMS/REPORTS:

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

- Attended Loma Rica and Sierra Woodlands Road Association meetings – very informative and received a lot of positive feedback
- Visited Hemphill and saw approximately 30 salmon
- Attended Greenhorn Firewise Community meeting and shared highlights
- Working with County regarding coordinating grant funds
- Attending Nevada County Farm Bureau dinner this weekend

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

- Attended Placer County League of Women Voters meeting
- Met with Reps LaMalfa and Hughes regarding wildlife conservation grant, along with Director Hull and Greg Jones, Assistant General Manager
- Visited Hemphill and shared some pictures she took and a video from Friends of Auburn Ravine

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

- Attended Placer County Farm Bureau meeting
- Acknowledged Doug Roderick, Interim Engineering Manager, and the team regarding grant funding for repairs
- Received a call from property owners on Orr Creek, thanking the NID team for making needed repairs to damage on canal following the recent rain event
- Agenda items requested, and Board consensus received: (2)
 - Revisit ag survey as discussed during the Ag Water Master Plan process
 - Overview on calculations of raw water use – particularly interested in volume purchased vs. volume put in for actual use

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

- Commented on agendizing water tender January 1st re-permitting

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

- Attending Nevada County Farm Bureau dinner this weekend

PUBLIC COMMENT ON ITEMS TO BE CONSIDERED IN CLOSED SESSION

- Jeff Litton, member of the public, thanked the District for all the work done in support of salmon passage (not closed session item)
- No public comment on items to be considered in Closed Session

The meeting recessed at 10:45 a.m. and reconvened in Closed Session at 11:00 a.m.

Closed Session Real Property Negotiations was declared at 11:00 a.m., pursuant to Government Code 54956.8) Combie S. Access Rd. Property Acquisition. Negotiating Parties: Nevada Irrigation District by and through Jennifer Hanson, Minasian, Meith, Soares, Sexton & Cooper, LLP District Counsel, and owner of Placer County APN 075-161-047 (Arroyo) or their authorized representatives. Under negotiation: Price and terms and conditions of payment and sale.

Board Action: Direction was given to real property negotiators.

Closed Session Conference with Labor Negotiators was declared at 11:00 a.m., pursuant to Government Code § 54957.6. District Representatives: Jennifer Hanson, General Manager; Greg Jones, Assistant General Manager; Minasian, Meith, Soares, Sexton & Cooper, LLP, District Counsel; Employee Units: Unrepresented and Management.

Board Action: Direction was given to labor negotiators.

Closed Session Conference with Labor Negotiators was declared at 11:00 a.m., pursuant to Government Code § 54957.6. District Representatives: Jennifer Hanson, General Manager; Greg Jones, Assistant General Manager; Liebert Cassidy Whitmore, Labor Counsel; Minasian, Meith, Soares, Sexton & Cooper, LLP, District Counsel; Represented Employee Organization: American Federation of State, County, and Municipal Employees (AFSCME) Local 146; Unrepresented and Management.

Board Action: Direction was given to labor negotiators.

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

Board Action: None

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MEETING ADJOURNED at 1:20 p.m., to reconvene in regular session on Wednesday, December 8, 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
