

# NEVADA IRRIGATION DISTRICT

## BOARD OF DIRECTORS

### MINUTES

February 13, 2019

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 13th day of February 2019, at 9:00 a.m.

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

Staff members present included Remleh Scherzinger, General Manager; Greg Jones, Assistant General Manager; Gary King, Engineering Manager; Chip Close, Water Operations Manager; Jacqueline Longshore, Maintenance Manager; Keane Sommers, Hydroelectric Manager; Monica Reyes, Recreation Manager; Marvin Davis, Finance 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:

- Marin Lipowitz, resident of Cedar Ridge, read lyrics written by Past Director William Morebeck, and read excerpts written by Tao Te Ching
- Nicole Raglin, resident of Nevada City, addressed the Board regarding a formal complaint filed in 2018, water rate increases, and paid her respects for Past Director William Morebeck
- Steve Pettit, resident of North Auburn, addressed the Board regarding the 2016 Strategic Plan and the proposed Centennial Reservoir
- Mike Pasner, owner of Indian Springs Organic Farm in Penn Valley, addressed the Board regarding the Plan for Water and choosing of stakeholders
- Dianna Suarez, resident of Colfax, addressed the Board regarding the Bear River and a letter from the County of Placer, 5<sup>th</sup> District Supervisor and provided copies

President Miller pulled the following items from the Consent Agenda for discussion:

- Item 2: Position/Compensation Schedule – 2019 and Requirement for Publicly Available Pay Schedule
- Item 5: Details – Raw Water Facilities

MINUTES – January 23, 2019 Regular Meeting

**Approved the minutes of the regular meeting on January 23, 2019, as submitted. M/S/C Wilcox/Heck, unanimously approved.**

January 23, 2019

QUARTERLY BUDGET VS ACTUAL REPORT

**Received and filed the Quarterly Budget vs Actual Report for the period ending December 31, 2018. M/S/C Wilcox/Heck, unanimously approved.**

QUARTERLY INVESTMENT, SHORT-TERM FORECAST & RESERVES

**Received and filed the Quarterly Investment, Short-Term Cash Forecast and Reserve Report for the period ending December 31, 2018. M/S/C Wilcox/Heck, unanimously approved.**

POSITION/COMPENSATION SCHEDULE – 2019 AND REQUIREMENT FOR PUBLICLY AVAILABLE PAY SCHEDULE

Jana Kolakowski, Human Resources Manager, presented the item.

Public Comment:

- Dianna Suarez, resident of Colfax
- Mike Pasner, resident of Penn Valley

**Received and filed the updated District’s Position/Compensation Schedule for 2019 effective January 7, 2019, as required by law. M/S/C Wilcox/Bierwagen, unanimously approved**

DETAILS – RAW WATER FACILITIES

Gary King, Engineering Manager, presented the item.

Public Comment:

- Syd Brown, member of the public

**Director Wilcox made a motion to accept the details for raw water facilities to be included in the construction standards, as recommended by the Engineering Committee, as amended to correct the spelling of “Irrigation”. Director Bierwagen seconded the motion.**

**The motion failed on the following roll call vote:**

<b>Heck, Division I</b>	<b>Abstain</b>
<b>Bierwagen, Division II</b>	<b>Aye</b>
<b>Miller, Division III</b>	<b>No</b>
<b>Peters, Division IV</b>	<b>No</b>
<b>Wilcox, Division V</b>	<b>Aye</b>

The meeting recessed at 10:04 a.m. and reconvened at 10:23 a.m.

LEAK ADJUSTMENT APPROVAL

Chip Close, Water Operations Manager, presented the item.

**Approved an adjustment to customer account M2 33751-0, as allowed by the District’s Rules and Regulations Section 4.10 - Leak Adjustment. M/S/C Wilcox/Heck, unanimously approved.**

WATER COST OF SERVICE (COS) STUDY

Marvin Davis, Finance Manager/Treasurer, presented the item, and Greg Henry with NBS provided a presentation.

Public Comment:

- Steve Pettit, resident of North Auburn
- Charlotte Allen, resident of Grass Valley
- Nancy Weber, Past Director and resident of Nevada City
- Nicole Raglin, resident of Nevada City
- Willie Brusin, 2018 Water Rates Committee Member
- Bob Goar, 2018 Water Rates Committee Member
- Marin Lipowitz, resident of Cedar Ridge
- Ashley Overhouse, Policy Manager for South Yuba River Citizens League
- Philip DeMask, resident of Lake Wildwood

**Director Wilcox made a motion to accept the Water Cost of Service Study and begin the rate adoption process. Director Bierwagen seconded the motion.**

**The motion failed on the following roll call vote:**

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

Director Wilcox left the meeting at 12:11 p.m. and returned at 12:14 p.m.

Public Comment:

- Dianna Suarez, resident of Colfax
- Charlotte Allen, resident of Grass Valley

**Director Bierwagen made a motion to accept the Water Cost of Service Study, begin the rate adoption process, and to re-visit the rates and cost savings at the time of rate adoption. Director Wilcox seconded the motion.**

**The motion passed on the following roll call vote:**

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

The meeting recessed at 1:35 p.m. and reconvened at 1:48 p.m.

January 23, 2019

NID-PCWA JPA FOR THE DRUM SPAULDING WATER SUPPLY RELIABILITY STUDY

Remleh Scherzinger, General Manager, presented the item.

**Approved the Joint Powers Memorandum of Agreement with the Placer County Water Agency to establish the NID-PCWA Drum Spaulding Water Supply Reliability Study Team, and authorized the General Manager to execute the necessary documents. M/S/C Wilcox/Heck, unanimously approved.**

WARRANTS/FINANCIALS

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

Public Comment:

- Syd Brown, member of the public
- Dianna Suarez, resident of Colfax

**Approved as submitted. M/S/C Bierwagen/Wilcox, unanimously approved.**

GENERAL MANAGER'S REPORT

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

- Storage and Precipitation update
- Conservation update
- NID met with NCOES (Nevada County Office of Emergency Services) and reached out to Placer County OES for their Wild Fire Preparedness
- Federal Employee support update
- Budget Trailer Bill for Water Tax update
- State Water Board – new members and Chair changes
- Forest Service reported that 18.6 million trees in the Sierras died in 2018 as result of drought and beetles, bringing five-year total to 147 million trees
- Greenhorn CEQA update – Board confirmed prefer copy on searchable cd format
- Combie Phase I bid update
- Bowman Spaulding Canal easements update
- Met with Boreham Mine/Gayle residents and anticipate beginning work in April
- Table Meadows Phase 2 update
- Hemphill update – Meeting scheduled for March 6, 2019
- Orr Creek draft plans have been provided to the Board

BOARD OF DIRECTORS' ITEMS / REPORTS

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

- Water rates and thanked everyone for their participation

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

- State Water Board and Governor's State of the State Address

January 23, 2019

PUBLIC COMMENT ON ANY ITEM TO BE CONSIDERED IN CLOSED SESSION

- Ashley Overhouse, Policy Manager for SYRCL (South Yuba River Citizens League) addressed the Board regarding closed session item pertaining to property acquisition
- Jeff Heilmann, Loma Rica Drive property owner, addressed the Board regarding the closed session claim item
- Dianna Suarez, resident of Colfax, addressed the Board regarding closed session item pertaining to property acquisition

Meeting recessed at 2:27 p.m. and reconvened at 2:35 p.m. in Closed Session.

CLOSED SESSION was declared at 2:35 p.m., pursuant to Government Code Section 54956.9 to confer with District Counsel regarding pending litigation – Claim: Loma Rica Drive, Nevada County.

**Board Action: Claim rejected. M/S/C Wilcox/Peters, unanimously approved.**

CLOSED SESSION was declared at 2:35 p.m., pursuant to Government Code sections 54956.9(d)(1) and (d)(2) regarding pending and potential litigation pertaining to the proposed Centennial Reservoir Project.

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

CLOSED SESSION item scheduled pursuant to Government Code Section 54956.8 to confer with Real Property Negotiators Scherzinger and/or District Counsel regarding price and terms of payment; the property subject to negotiation is Nevada County Assessor's Parcel Number 028-310-002.

**Board Action: Item tabled. No action taken.**

MEETING RECONVENED in regular session at 4:02 p.m.

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

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

MEETING ADJOURNED at 4:05 p.m., to reconvene in regular session on March 13, 2019, at 9:00 a.m. at the District's main office located at 1036 W. 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.

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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