

NEVADA IRRIGATION DISTRICT

BOARD OF DIRECTORS

MINUTES

August 25, 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 25th day of August 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; Marvin Davis, Finance Manager/Treasurer; Chip Close, Water Operations Manager; Keane Sommers, Hydroelectric Manager; Dustin Cooper, District Counsel; and Kris Stepanian, Board Secretary.

STANDING ORDERS

- Call to Order
- Pledge of Allegiance
- Roll Call

PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

- None

SPECIAL ORDERS - NID'S 100th ANNIVERSARY ACKNOWLEDGEMENT

Greg Jones, Assistant General Manager, presented the item and showed a slideshow highlighting pictures from the District's newly released book "Nevada Irrigation District – Delivering Water for Life."

President Bierwagen pulled the following items from the consent agenda at the request of Director Heck:

- Item 1 - Minutes of the regular meeting on July 28, 2021
- Item 2 - Quarterly Budget vs. Actual Report
- Item 3 - Quarterly Investment, Reserves & Short-Term Forecast

LOMA RICA DISTRICT FINANCED WATERLINE EXTENSION PROJECT (#2360)

Awarded a construction contract with C&D Contractors in the amount of \$620,640 and authorized the General Manager to execute the appropriate documents. M/S/C Johansen/Heck, unanimously approved.

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WARRANTS, PROJECTS & FACILITIES, INVESTMENT REPORT

Approved the Check Register and received and filed the Project & Facility and Investment Transaction Reports for the period ending July 26, 2021. M/S/C Johansen/Heck, unanimously approved.

MINUTES – July 28, 2021, Regular Meeting

Jennifer Hanson, General Manager, responded to a comment regarding the item.

Public Comment: None

Approved the Minutes of the regular meeting on July 28, 2021, as submitted. M/S/C Heck/Johansen, unanimously approved.

QUARTERLY BUDGET VS ACTUAL REPORT

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

Public Comment: None

Reviewed and received the Quarterly Budget vs. Actual Report for the period ending June 30, 2021. M/S/C Heck/Peters, unanimously approved.

QUARTERLY INVESTMENT, RESERVES & SHORT-TERM FORECAST

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

Public Comment: None

Received and filed the Quarterly Investment, Reserves & Short-Term Forecast Report for the period ending June 30, 2021. M/S/C Johansen, Hull, unanimously approved.

RIVER FIRE EMERGENCY DECLARATION (PROJECT #2590)

Greg Jones, Assistant General Manager, presented the item.

Public Comment: None

Adopted Resolution No. 2021-30 (Declaring and Acknowledging the Existence of an Emergency Due to the River Fire and Authorizing the District to Enter Into Necessary Contracts to Access, Inspect, and Repair District Property and Facilities, to Protect District Water Supplies, and to Provide for the Health and Safety of Agency Employees and the Public in General), with the following amendments on the first page:

- Remove the first “Protect” in the title
- Replace “15,000 treated water customers” with “15,000 individual treated water users” in the 5th Whereas clause

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M/S/C Johansen/Peters, unanimously approved.

The meeting recessed at 10:55 a.m. and reconvened at 11:02 a.m.

DROUGHT ENFORCEMENT RESOLUTION MODIFICATION

Chip Close, Water Operations Manager, presented the item.

Public Comment: None

Adopted Resolution No. 2021-29 (Resolution Amending Resolution No. 2021-28 - Establishing Enforcement Procedures, Fines, and Penalties for Violations of the District's Mandatory Water Use Restrictions as Established in Resolution No. 2021-21), as amended to include the zip code on Page 6, Item 6b. M/S/C Heck/Hull, unanimously approved.

REVISIONS TO DISTRICT RULES AND REGULATIONS TANK WATER – SECTIONS 4.01.02 AND 5.01.08

Chip Close, Water Operations Manager, presented the item.

Public Comment: None

Approved revisions to Section 4.01.02 and 5.01.08 of the District's Rules and Regulations. M/A/C Peters/Hull, unanimously approved.

GENERAL MANAGER'S REPORT

Jennifer Hanson, General Manager, announced there was nothing to report.

BOARD OF DIRECTORS' ITEMS / REPORTS

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

- Attended South County Municipal Advisory Committee meeting
- Working with constituents, including mutual water company and concerns about the District's future water supply strategy

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

- Observed the Water Rates Committee Meeting
- Attended Placer County Farm Bureau meeting
- Continued drought messaging
- Volunteered at the District's Nevada County Fair booth
- Visited Bear River Campground – highlighted importance of tree & brush clearing
- Plan for Water process

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

- Attended Water Rates Committee Meeting
- Fled when River Fire hit
- Working with constituents

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

- Dry farming with less water

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

- Commented on "Other Voices" column in today's Union newspaper that states there is no drought in Southern California

PUBLIC COMMENT ON ITEMS TO BE CONSIDERED IN CLOSED SESSION

- Matt Pohley, resident of Placer County, addressed the Board regarding the Bald Hill Road claim, providing additional information

The meeting recessed at noon and reconvened in Closed Session at 1:35 p.m.

Conference with Legal Counsel Anticipated Litigation was declared at 1:35 p.m., pursuant to paragraph (2) or (3) of subdivision (d) of Government Code section 54956.9. Significant exposure. (one case)

Director Johansen left the meeting at 1:37 p.m.

Board Action: Direction was given to legal counsel.

Closed Session was declared at 1:35 p.m., pursuant to Government Code Section 54956.9, to confer with District Counsel regarding pending litigation - Bald Hill Road, Placer County.

Board Action: Direction was given to staff.

Closed Session Conference with Labor Negotiators was declared at 1:35 p.m., pursuant to Government Code § 54957.6. District Representatives: Jennifer Hanson, General Manager, Greg Jones, Assistant General 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

Board Action: Direction was given to labor negotiators.

MEETING ADJOURNED at 2:35 p.m., to reconvene in regular session on Wednesday, September 8, 2021, 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

Division II

Division III

Division IV

Division V

DRAFT