

NEVADA IRRIGATION DISTRICT

BOARD OF DIRECTORS

MINUTES

December 11, 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 11th day of December 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; Marvin Davis, Finance Manager/Treasurer; Gary King, Engineering Manager; Chip Close, Water Operations Manager; Jacqueline Longshore, Maintenance Manager; Keane Sommers, Hydroelectric Manager; Monica Reyes, Recreation Manager; Jana Kolakowski, Human Resources Manager; Susan Lauer, Communication Specialist; Dustin Cooper, District Counsel; and Kris Stepanian, Board Secretary.

PUBLIC COMMENT FOR ITEMS THAT ARE NOT ON THE AGENDA

The following members of the public addressed the Board:

- Michael Hill-Weld, Division 1, requested Item No. 14 – Reorganization of the Board take place before Closed Session
- Mike Pasner, Penn Valley, addressed the Board regarding the Strategic Planning Workshop, herbicide use, hydrology report and recordings of Committee meetings
- Marin Lipowitz, Grass Valley, addressed the Board in opposition of the proposed Centennial Reservoir and read excerpts written by David Suzuki

President Miller pulled Item 4 – 2020 Recreation Rates from the Consent Agenda for discussion at the request of Director Heck.

MINUTES – November 13, 2019, Regular Meeting

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

EMPLOYEE RELATIONS – Sindt Retirement (Res. No. 2019-31)

Adopted Resolution 2019-31 (Resolution of Appreciation upon Retirement – Sue Sindt). M/S/C Wilcox/Heck, unanimously approved.

EMPLOYEE RELATIONS – Mesker Retirement (Res. No. 2019-32)

Adopted Resolution 2019-32 (Resolution of Appreciation upon Retirement – Brian Mesker). M/S/C Wilcox/Heck, unanimously approved.

2020 RECREATION RATES

Monica Reyes, Recreation Manager, presented the item.

Approved a 5% increase in Recreation rates, as recommended by the Maintenance and Resources Management Committee. M/S/C Heck/Bierwagen, unanimously approved

LAFCO RESOLUTION OF APPLICATION

Greg Jones, Assistant General Manager, presented the item.

President Miller opened the public hearing.

Public comment heard during the public hearing

- Peter VanZant, District 1
- Michael Hill-Weld, Division 1
- Don Coenen, member of the public

President Miller closed the public hearing.

Mr. Jones provided a presentation and introduced SR Jones, Executive Officer of Nevada County LAFCo, and Kris Berry, Executive Officer of the Placer County LAFCo, who responded to questions from the Board.

Public Comment

- Don Coenen, member of the public
- Michael Hill-Weld, Division 1
- Peter VanZant, Division 1
- Louise Jackson, Nevada City
- Rachel Myrowitz, Grass Valley
- Shirley Osgood, Grass Valley
- Kurt Lorenz, member of the public
- Karen Hull, member of the public
- Marin Lipowitz, Grass Valley
- Warren Thompson, Lake Wildwood
- John Norton, Division 5

Director Wilcox made a motion to adopt Resolution 2019-33 - Requesting the Local Agency Formation Commission of Nevada County to Take Proceedings for the Application for Change of Organization to Provide New or Different Service; and to Amend the Sphere of Influence of the Nevada Irrigation District. Director Bierwagen seconded the motion.

Motion failed on the following roll call vote:

Heck, Division I	No
Bierwagen, Division II	Aye
Miller, Division III	No
Peters, Division IV	No
Wilcox, Division V	Aye

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The meeting recessed at 11:26 a.m. and reconvened at 11:38 a.m.

NID COMMUNITY SURVEY & COMMUNICATIONS OPPORTUNITIES

Greg Jones, Assistant General Manager, presented the item and introduced Adam Probolsky, President of Probolsky Research, who provided a presentation.

Public Comment

- Warren Thompson, Lake Wildwood
- John Norton, Division 5
- Shirley Osgood, Grass Valley

CENTENNIAL WATER SUPPLY PROJECT (FATR #7013)

Doug Roderick, Engineering Manager, presented the item.

Public Comment

- Rachel Myrowitz, Grass Valley
- Ashley Overhouse, South Yuba River Citizens League
- Mike Pasner, Penn Valley
- Shirley Osgood, Grass Valley

Director Heck made a motion to implement a 2020 spending cap of \$500,000 for the Centennial Water Supply Project (FATR #7013). Director Miller seconded the motion.

Motion passed on the following roll call vote:

Heck, Division I	Aye
Bierwagen, Division II	No
Miller, Division III	Aye
Peters, Division IV	No
Wilcox, Division V	Aye

The meeting recessed at 1:10 p.m. and reconvened at 1:17 p.m.

ALTA SIERRA TANK RESERVOIR REPLACEMENT PROJECT (FATR #6971)

Doug Roderick, Engineering Officer, presented the item.

Public Comment

None

Awarded a design-build contract with Gateway Pacific/Bennett Engineering/DN Tanks in the amount of \$6,742,123, and authorized the General Manager to execute the appropriate documents. M/S/C Heck/Wilcox, unanimously approved.

ELECTRIC GENERATION FIELD OFFICE AND CORP YARD – AWARD OF PRELIMINARY DESIGN CONTRACT (FATR #2432)

Keane Sommers, Hydroelectric Manager, presented the item.

Public Comment

- Mike Pasner, Penn Valley

Approved a contract in the amount of \$200,900 with WLC Architects to develop the Electrical Generation Field Office and Corp Yard preliminary design report, approved a contract in the amount of \$25,250 with Zanjero for project management, and authorized the General Manager to execute the necessary documents. M/S/C Miller/Peters, unanimously approved.

YEAR-END BUDGET AMENDMENT

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

Public Comment

None

Approved the requested budget amendment, as recommended by the Administrative Practices Committee. M/S/C Wilcox/Bierwagen, unanimously approved.

2019 BUDGET AMENDMENT ROLLOVER

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

Public Comment

None

Approved budget amendments allowing a rollover of the 2019 budget to 2020. M/S/C Wilcox/Heck, unanimously approved.

ANNEXATION DIVISION RESOLUTION AMENDMENTS

Greg Jones, Assistant General Manager, presented the item.

Public Comment

None

Adopted Resolutions 2019-34 through 2019-48, for Annexation Resolution Amendments officially designating annexed lands into Divisions according to California Elections Code, section 22000, subdivision (c). M/S/C Wilcox/Miller, unanimously approved.

WARRANTS/FINANCIALS

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

Public Comment

None

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

GENERAL MANAGER'S REPORT

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

- Expressed thanks to Board, staff, and public for work on Strategic Plan

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- Thanked staff members who responded to an emergency call-out, to repair a water mainline break in Alta Sierra on Thanksgiving Day
- 192,428 acre-feet in storage - 110% of 6-yr average and 72% of capacity
- Bowman Lake precipitation – 16.28” – 85% of average
- Conservation is 20% under the 2013 baseline
- Attended ACWA Conference and update regarding committee request forms
- Combie Phase 1 update
- Ironhorse/Brewer District Financed Water Line Extension update
- South Yuba Canal update
- Scotts Flat Spillway update
- Update regarding generators

BOARD OF DIRECTORS' ITEMS / REPORTS

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

- Attended Nevada County Contractor Association's holiday event
- Recent vacation

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

- Attended Nevada County Contractor Association's holiday event
- Upcoming meeting with Barbara Bashall of the Nevada County Contractor Assoc.
- Met with each Director regarding the upcoming year

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

- Attended Nevada County Contractor Association's holiday event
- Recent vacation

President Miller moved Item Numbers 14 and 15 up on the agenda.

REORGANIZATION OF THE BOARD

Public Comment

None

A motion was made by Director Miller to nominate Director Heck for President and Director Bierwagen for Vice-President of the Nevada Irrigation Board of Directors, and to re-appoint Kris Stepanian as Secretary to the Board for 2020. Director Wilcox seconded the motion. Hearing no other nominations, the vote was unanimous to elect Director Heck as President and Director Bierwagen as Vice-President, and to re-appoint Kris Stepanian as Secretary to the Board for 2020.

REORGANIZATION OF THE NEVADA IRRIGATION DISTRICT JOINT POWERS AUTHORITY BOARD

Public Comment

None

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Approved the 2020 elected and appointed positions (pursuant to Water Code, Sections 21375 and 21376). M/S/C Miller/Bierwagen, unanimously approved.

PUBLIC COMMENT ON ANY ITEM TO BE CONSIDERED IN CLOSED SESSION

None

The meeting recessed at 2:10 p.m. and reconvened in Closed Session at 2:15 p.m.

Closed session conference with legal counsel – existing litigation was declared at 2:15 p.m., pursuant to (Government Code § 54956.9(d)(1)) In Re Nevada Irrigation District’s Petition for Reconsideration Relating to Notices of Determination of Water Rights Fees Made from July 1, 2019, through June 30, 2020.

Board Action: Direction was given to legal counsel.

Conference with legal counsel – existing litigation, was declared at 2:15 p.m., pursuant to (Government Code § 54956.9(d)(1)). Water Audit California v. Nevada Irrigation District, Placer Co. Superior Court Case No. SCV0044119

Board Action: Direction was given to legal counsel.

MEETING ADJOURNED at 2:51 p.m. and will reconvene in regular session on Wednesday, January 8, 2020, at 9:00 a.m. at the District’s Business Center located at 1036 West Main Street, Grass Valley, California. The meeting regularly scheduled for December 25, 2019, at 9:00 a.m. is cancelled.

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
