

NEVADA IRRIGATION DISTRICT

BOARD OF DIRECTORS

MINUTES

August 12, 2020

The Board of Directors of the Nevada Irrigation District convened in regular session via video-teleconference at the District's main office located at 1036 W. Main Street, Grass Valley, on the 12th day of August 2020, at 9:00 a.m.

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

Staff members present included Greg Jones, Interim General Manager; Marvin Davis, Finance Manager/Treasurer; Doug Roderick, 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:

- Izzy Brown, member of the public, addressed the Board regarding safety and quiet hours at Scotts Flat Lake

President Heck pulled Item 2 – Revision to Section 9 and Elimination of Schedule 9A of the Rules and Regulations from the Consent Agenda for discussion.

MINUTES – July 22, 2020, Regular Meeting

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

REVISIONS TO SECTION 9 AND ELIMINATION OF SCHEDULE 9A OF THE RULES AND REGULATIONS

Chip Close, Water Operations Manager, presented the item.

Public Comment:

- None

**Approved revisions to District Rules and Regulations Section 9, Backflow Prevention, as amended to change “RP” to “DCV” on Pages 9-8 and 9-9 in Section 9.14, and eliminate Schedule 9A as recommended by the Water and Hydroelectric Operations Committee. M/S/C Wilcox/Bierwagen, unanimously approved.**

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2020A REFUNDING REVENUE BONDS

Marvin Davis, Finance Manager/Treasurer, presented the item and introduced Doug Brown, Esquire with Stradling Yocca Carlson & Rauth, and Robert Porr, Executive Vice President and Lora Carpenter, Assistant Vice President of Fieldman, Rolapp and Associates, Inc., who provided a presentation.

Public Comment:

- Syd Brown, resident of Nevada City

**Approved NID Resolution No. 2020-19 (Authorizing the Execution and Delivery of an Installment Purchase Agreement), as amended to remove the word “amended” in Section 5 on Page 2 of Resolution 2020-19, and authorized the Interim General Manager to execute the appropriate documents. M/S/C Bierwagen/Miller, unanimously approved.**

The NID Board of Directors recessed and reconvened the NID Joint Powers Authority at 10:19 a.m.

**Approved the NID Joint Powers Authority Resolution No. 2020-01 (Authorizing the Issuance of Revenue Bonds), and authorized the Interim General Manager to execute the appropriate documents necessary for 2020A Revenue Bonds issuance. M/S/C Wilcox/Miller, unanimously approved.**

Adjourned the NID Joint Powers Authority meeting at 10:23 a.m. and reconvened the meeting of the Nevada Irrigation District Board of Directors.

NET PENSION LIABILITY (NPL) AND OTHER POST EMPLOYMENT BENEFIT (OPEB) LIABILITIES

Marvin Davis, Finance Manager/Treasurer, presented an informational presentation on the District’s NPL and OPEB (OPEB) liability.

Public Comment:

- None

WARRANTS/FINANCIALS

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

Public Comment:

- None

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

INTERIM GENERAL MANAGER’S REPORT

Greg Jones, Interim General Manager, reported on the following items:

- Bowman Lake precipitation gauge at 0” - 70% of average
- 223,072 acre-feet in storage – 104% of 7-year average and 83% of capacity
- 2020 Conservation compared to 2013 is at 14%

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- Apple Avenue – Annex Avenue Pipeline Replacement update
- Cedar Ridge PRV replacement update
- North Auburn Treatment Plan upgrade to pump system update
- Raw water improvement of the Santini Syphon Number 1 update
- Lidster and Country Club Terrace Pipeline Replacement update
- Watershed project updates and SNC Grant update
- Recreation update
- Fiberoptic communications in place between Dutch Flat Powerhouse and the Forebay
- Water Rates Committee meeting scheduled for August 18<sup>th</sup>
- Proposed 2021 Budget scheduled for September Administrative Practices Committee

#### BOARD OF DIRECTORS' ITEMS / REPORTS

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

- Attended meeting with Director Heck and the Nevada County Farm Bureau
- Ag Policy update
- Will not be at next regular Board meeting

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

- Provided update on Laura's Law Bill – passing the Senate
- Inquired about references to a District-wide audit made in editorial by Peter VanZant and mentioned by South Yuba River Citizens League

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

- Commented on a letter received from the Nevada County Farm Bureau
- Met with both the Nevada County Bureau and Placer County Farm Bureau
- Ag Policy Ad Hoc Committee needs to work on subsidy for ag users

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

- Attended a Water Rates Committee meeting and spoke about Ag Policy Ad Hoc Committee
- Visited the Hemphill Diversion Facility
- Participated in a meeting with a constituent and staff on how to get raw water to their property
- Voiced concern on legal requirements of Closed Session items

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

- Attended a Nevada County Farm Bureau Executive Committee meeting with Director Bierwagen

#### PUBLIC COMMENT ON ITEMS TO BE BE CONSIDERED IN CLOSED SESSION

- None

The meeting recessed at 12:30 p.m. and reconvened in Closed Session at 12:35 p.m.

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Closed session conference with labor negotiators was declared at 12:35 p.m., pursuant to Government Code § 54957.6. District Representatives: Greg Jones, Interim General Manager, Jana Kolakowski, Human Resources 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.**

Closed session conference with legal counsel –anticipated litigation was declared at 12:35 p.m. Significant exposure to litigation pursuant to paragraphs (2) and/or (4) of subdivision (d) of Government Code § 54956.9. One potential case related to the District’s Hemphill Diversion structure.

**Board Action: Direction was given to Legal Counsel.**

Closed session public employee appointment/employment was declared at 12:35 p.m., pursuant to Gov. Code § 54957(b)(1). General Manager

**Board Action: The Board discussed the public employee appointment or employment of the General Manager position.**

The meeting reconvened in Open Session at 2:32 p.m., and Dustin Cooper, District Counsel, announced the Board actions that occurred in Closed Session.

MEETING ADJOURNED at 2:33 p.m., to reconvene in regular session on Wednesday, August 26, 2020, 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

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Division II

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Division III

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Division IV

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Division V

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