

Staff Report

TO: Board of Directors

FROM: Greg Jones, Assistant General Manager

DATE: August 26, 2024

SUBJECT: Rollins Emergency Slope and Sediment Stabilization Project
(No. R0030)

ADMINISTRATION

RECOMMENDATION:

Adopt a resolution approving a budget amendment, declaring a local emergency, and authorizing the District to enter into a sole-source contract in the amount not to exceed \$354,000 for streambed remediation, slope and sediment stabilization activities, and authorizing the General Manager or designee to execute appropriate documents.

BACKGROUND:

In the Summer of 2026, unauthorized equipment and individuals trespassed onto NID property in a remote section of the Bear River arm of Rollins Reservoir at Stampede Canyon. This steep, forested, and remote portion of NID's property was cut for the purposes of an unauthorized road terminating at the reservoir. Estimated damage includes approximately 100,000 cubic yards of disturbed soil, an excess of 50 trees cut or killed, and approximately 50 yards of streambed disturbed. The work has destabilized the area and caused damage to NID real property and the reservoir's water quality.

The party responsible for this trespass, which we believe to be the property owner to the south of NID's disturbed land, has been notified by NID counsel to cease & desist from any and all activities on NID lands. NID has prepared and is in the process of serving a Placer County Superior Court complaint. The District has also filed a formal complaint with Placer County Code Enforcement, the Regional Water Board, and with CA Fish & Wildlife.

These illegal and unapproved activities have altered the natural vegetation, slope, and watershed characteristics in the disturbed area. The clearing, earthwork, erosion, and slope destabilization conditions and circumstances are hereby declared to be an emergency. Winter is rapidly approaching, and immediate action must be taken to mitigate impacts and stabilize the area before winter weather conditions begin. Immediate action is required to stabilize the slope and implement mitigation and remediation measures before the onset of precipitation events; these

conditions constitute an emergency under the California Environmental Quality Act, Fish and Game Code section 1610, and other authorities.

NID is seeking to retain NCB to implement emergency streambed restoration and slope and soil stabilization measures to protect, restore, and maintain a healthy watershed. NCB performed the same slope stabilization measures in 2024, using the same third party that performed the same activities on NID property.

Incredibly, in 2024 NID ordered the party we believe to be the same responsible party to cease the construction of a different road in a nearby location and demanded that they stay off NID property and reimburse NID for all costs and expenses incurred as a result of their prior conduct, including the costs of contractors and consultants retained by NID to implement slope stabilization and other mitigation and monitoring measures. They previously agreed to comply with NID's request, and the road they constructed was removed, and the alterations and conditions were remediated. At the time, they reimbursed NID approximately \$186,000 for damages and expenses NID incurred as a result of their conduct.

BUDGETARY IMPACT:

This project has a quotation in the amount of \$282,620. Due to ongoing discussions with regulatory agencies and unknowns regarding additional environmental and mitigation requirements, staff believes a 25% Board-approved contingency will cap the contract at \$354,000.

This expense was not anticipated in the 2026 budget. In keeping with NID's procurement procedures, this contract would require a budget amendment of an additional \$354,000 to Fund 70 (Administration Department), as identified in the attached resolution.

After the project is complete, NID will invoice the responsible party. NID has demanded that the responsible party reimburse NID for all costs and expenses incurred as a result of the trespass, including, without limitation, all contractor, staff, legal, and material expenses necessary to abate and remediate the unlawful alterations and conditions.

Attachments (1)

- Resolution No. 2023-33
- Photographs



RESOLUTION NO. 2026-33
OF THE BOARD OF DIRECTORS OF THE NEVADA IRRIGATION DISTRICT

**DECLARATION OF LOCAL EMERGENCY & BUDGET AMENDMENT FOR ROLLINS
EMERGENCY SLOPE AND SEDIMENT STABILIZATION PROJECT (No. R0030)**

WHEREAS, In the Summer of 2026, NID discovered that someone trespassed onto NID real property in a remote section of the Bear River arm of Rollins Reservoir and conducted significant grading, earthwork, and clearing in order to create a roadway through NID's real property to the shoreline of Rollins Reservoir where the perpetrator created a recreational pad and installed improvements on the pad, all without permission or authorization from NID. NID did not authorize entry onto NID real property or authorize any of the alterations or activities; and

WHEREAS, The area at issue is steep, forested and remote. The work has destabilized the area and has damaged to NID real property, environmental resources, and to the water quality of the reservoir and to the creek in Stampede Canyon. The work has also altered and partially filled the creek bed in Stampede Canyon. The unauthorized earthwork, clearing, and grading has created an imminent and immediate risk of slope destabilization, erosion, and landslide that must be mitigated prior to the onset of wet weather conditions; and

WHEREAS, Estimated damage and alterations from the unauthorized work includes approximately 100,000 cubic yards of disturbed soil, in excess of 50 trees cut or killed, and the disturbance of approximately 50 yards of the Stampede Canyon streambed; and

WHEREAS, The party that NID believes is responsible for the unauthorized entry and alterations on NID's real property has been notified to cease and desist any and all activities on NID lands. NID has prepared and is in the process of serving a Placer County Superior Court complaint. NID has also filed a formal complaint with Placer County Code Enforcement, the Regional Water Board, and with CA Fish & Wildlife; and

WHEREAS, NID is seeking to retain a contractor to implement emergency slope and soil stabilization measures above the water line, to remediate the land, and to protect and restore a healthy watershed. It is imperative that emergency mitigation and remediation measures be implemented immediately in order to stabilize the area and mitigate harm prior to onset of wet weather conditions in the Fall and Winter months; and

WHEREAS, emergency mitigation, remediation, and stabilization measures are necessary to protect water quality, the environment, and District's real property and downstream facilities, and District must take such actions prior to the onset of any precipitation events; and

WHEREAS, due to local emergency conditions and the need for immediate action, it has been determined that the emergency mitigation, remediation, and stabilization measures are subject to emergency exemptions and emergency procedures under the California Environmental Quality Act ("CEQA"), Fish and Game Code section 1610, and other authorities; and

WHEREAS, On August 5, 2026 NID received a proposal of \$282,620 from a contractor for a scope of work for emergency mitigation, remediation, and stabilization measures. The work requires specialty equipment, is in an area that is remote with difficult access, and must be completed on an accelerated timeline in advance of winter storms; and

WHEREAS, In anticipation of regulatory agencies imposing additional mitigation activities, a 25% contingency has been added to the not to exceed contract request; and

WHEREAS, NID did not budget this project in the 2026 fiscal year and seeks a budget addition of \$354,000 to the Administration Department's consulting expense line item in order to execute a contract; and

WHEREAS, NID seeks to engage in a sole source contract with NCB for the remediation work in an amount not to exceed \$354,000 and have the work complete before the winter storms; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of Nevada Irrigation District, as follows:

1. The above recitals are true and correct and hereby declared to be findings of the Nevada Irrigation District.
2. The Board finds and determines that a local emergency now exists and such period of local emergency shall continue for so long as conditions so warrant that designation, in the discretion of the Board of Directors; and
3. The Board finds and determines that immediate slope stabilization, mitigation, and remediation measures are necessary in order to avoid danger to life and property, to protect the environment, to protect the health and safety of the public, and to protect District's property and facilities; and
4. The emergency slope stabilization, mitigation, and remediation measures are subject to emergency exemptions under the California Environmental Quality Act ("CEQA"), Fish and Game Code section 1610, and other authorities; and

BE IT FURTHER RESOLVED, as a result of the condition of local emergency, the General Manager is authorized and directed to:

1. Execute a budget amendment of \$354,000 to Fund 70 (Administrative Department); and
2. Authorize the General Manager to enter into a contract in the amount not to exceed \$354,000 for soil and sediment stabilization emergency work at Rollins Reservoir; and
3. To file a Notice of Exemption under CEQA, a notice of emergency under Fish and Game Code section 1610, and any other emergency notices or filings needed to address the emergency conditions; and
4. To execute any appropriate documents to address the emergency conditions and to; and
5. To take any further reasonable and necessary actions to respond to conditions

of local emergency and to avoid and/or mitigate impacts to the environment, NID real property and facilities, and to the general public.

BE IT FURTHER RESOLVED that the General Manager is hereby authorized to execute the appropriate documents.

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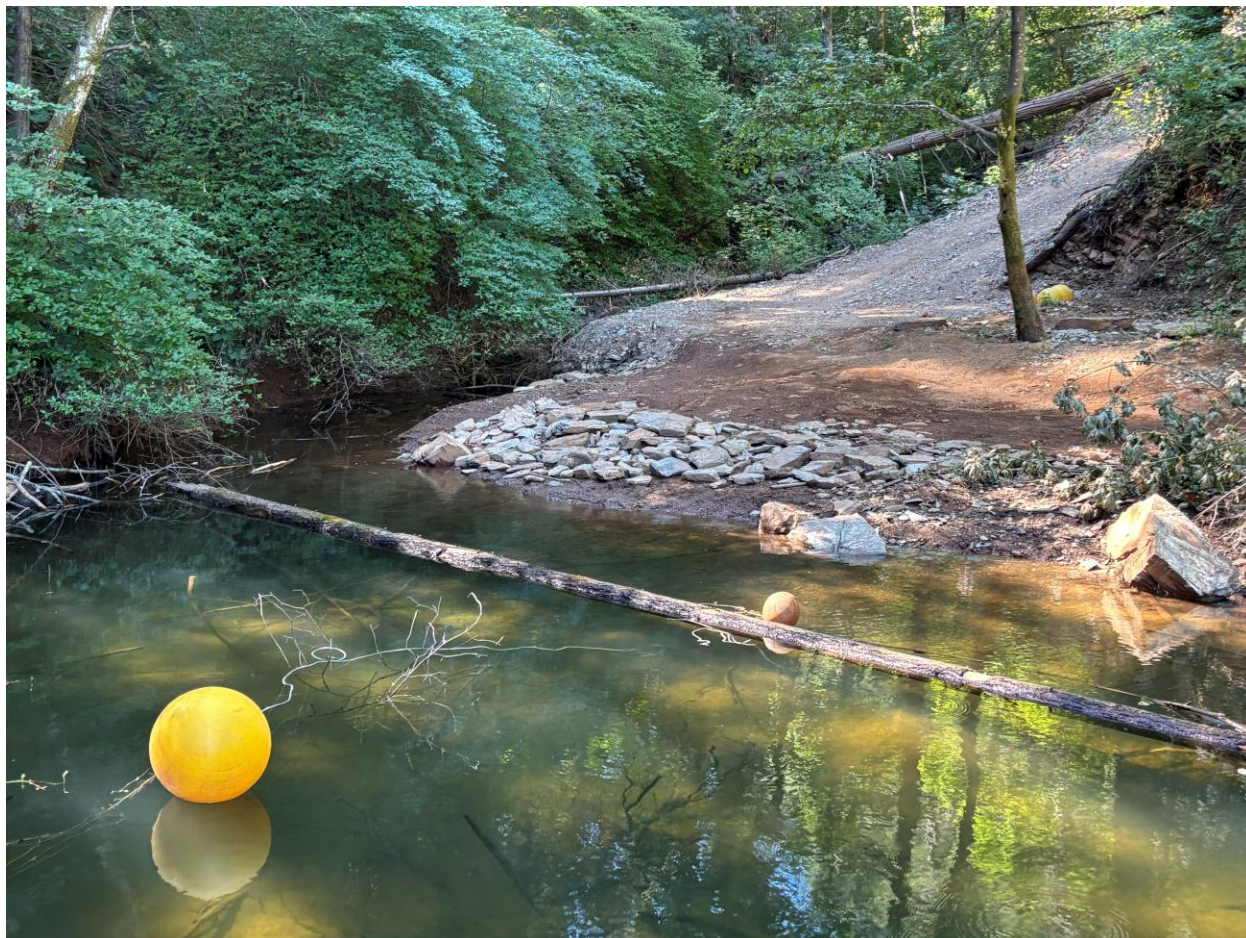
PASSED AND ADOPTED by the Board of Directors of the Nevada Irrigation District at a regular meeting held on the 26th day of August, 2026 by the following vote:

AYES:	Directors:
NOES:	Directors:
ABSENT:	Directors:
ABSTAINS:	Directors:

President of the Board of Directors

Attest:

Secretary to the Board of Directors



End of road & landing pad at Rollins Reservoir (NID Property). Stampeded Canyon creek on left of photo.



Road cut looking uphill (south) from landing pad & Rollins Reservoir (Bear River).



Road cut looking uphill (south) on NID property. Notice amount of debris / sediment pushed into Stampede Canyon creek on the left of the photo.



Road cut looking uphill (south) on NID property. Notice amount of debris / sediment pushed into Stampede Canyon creek on the left of the photo.



Road cut looking downhill (north), Stampede Canyon creek on the right side of the photo. Landing pad / Rollins Reservoir in the background.



Photo taken from approximate location of NID property line looking downhill (north) towards Rollins Reservoir.