

NEVADA IRRIGATION DISTRICT

BOARD OF DIRECTORS

MINUTES

July 22, 2020

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 22<sup>nd</sup> day of July 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); Laura L. Peters (Division IV); and Nick Wilcox (Division V).

Staff members present included Greg Jones, Interim General Manager; Marvin Davis, Finance Manager/Treasurer; Doug Roderick, Engineering Manager; Chip Close, Water Operations Manager; Keane Sommers, Hydroelectric Manager; Monica Reyes, Recreation Manager; Jana Kolakowski, Human Resources Manager; Susan Lauer, Communication Specialist; Dustin Cooper and Andrew McClure, 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:

- Patrick Perkins, resident of Nevada City, addressed the Board regarding Scotts Flat Lake recreation, users, access and hours
- Robert and Sue Caslava, residents of Nevada City, addressed the Board regarding Scotts Flat Lake recreation, users, access and hours

President Heck pulled the following items from the Consent Agenda for further discussion:

- Item 2 - Elimination of the Senior Facility Ranger Classification, Creation of the Recreation Superintendent Classification, and Update to Headcount for a Part-Time Senior Park Ranger
- Item 4: Revisions to Section 9 and elimination of Schedule 9A of the Rules and Regulations
- Item 6 - Placer County Government Center (Mercy Housing California 99, L.P.) Waterline Extension & Canal Encasement Conveyance Agreements

MINUTES – July 8, 2020, Regular Meeting

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

2020 BOARD MEETING SCHEDULE

**Approved amendment to the 2020 Board Meeting Schedule, to include the previously canceled regular Board Meeting of August 12, 2020. M/S/C Bierwagen/Peters, unanimously approved.**

REVISION TO SECTION 14 AND 15 OF THE RULES AND REGULATIONS

**Approved the proposed revisions to Section 14 of the Rules and Regulations: Physical Encroachments to District Facilities and the creation of Section 15 of the Rules and Regulations: Recreation Rules and Regulations, as recommended by the Administrative Practices Committee. M/S/C Bierwagen/Peters, unanimously approved.**

ELIMINATION OF THE SENIOR FACILITY RANGER CLASSIFICATION, CREATION OF THE RECREATION SUPERINTENDENT CLASSIFICATION, AND UPDATE TO HEADCOUNT FOR A PART-TIME SENIOR PARK RANGER

Monica Reyes, Recreation Manager, presented the item.

Public Comment: None

**Director Miller made a motion to approve the elimination of the Senior Facility Ranger classification and replace the headcount with a newly proposed classification of Recreation Facility Superintendent, and add a Part-Time Senior Park Ranger Position to the Recreation budget by using funds from the vacant Senior Park Ranger position, as recommended by the Administrative Practices Committee. Director Wilcox seconded the motion.**

**Motion passed on the following roll call vote:**

<b>Heck, Division I</b>	<b>Aye</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>

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

**Item tabled until the next NID Board meeting. M/S/C Heck/Wilcox, unanimously approved.**

Public Comment: None

PLACER COUNTY GOVERNMENT CENTER (MERCY HOUSING CALIFORNIA 99, L.P.) WATERLINE EXTENSION & CANAL ENCASEMENT CONVEYANCE AGREEMENTS

Doug Roderick, Interim Engineering Manager and Shannon Wood, Business Services Technician, presented the item.

Public Comment: None

**Approved Conveyance Agreements with Mercy Housing California 99, L.P. for installation of approximately 1,897 Lineal Feet of 16-inch transmission main and all appurtenances thereto, and 1,157 Lineal Feet of 3' X 4' box culvert to replace open**

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**ditch and all appurtenances thereto for the benefit of APN(s): 051-120-010 (portion) and 051-120-065 (portion) in Placer County. M/S/C Bierwagen/Wilcox, unanimously approved.**

TABLE MEADOW ROAD PHASE 2 DISTRICT FINANCED WATERLINE EXTENSION (DFWLE) ADDITIONAL FUNDING AGREEMENTS

Shannon Wood, Business Services Technician, presented the item.

Public Comment: None

**Approved acceptance of four (4) additional Table Meadow Road Phase 2 DFWLE project Funding Agreements. M/S/C Wilcox/Miller, unanimously approved.**

2020 MID-YEAR BUDGET AMENDMENTS

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

Public Comment: None

**Approved the 2020 Mid-Year Budget Amendment. M/S/C Bierwagen/Miller, unanimously approved.**

PLAN FOR WATER PUBLIC OUTREACH PROCESS DESIGN PRESENTATION

Greg Jones, Interim General Manager, presented the item and introduced Melissa Elliott with Raftelis, who provided a presentation.

Public Comment:

- John Norton, resident of Division 5
- Michael Hill-Weld, member of the public
- Louise Jackson, member of the public
- Ashley Overhouse, with South Yuba River Citizens League
- Traci Sheehan, with Foothills Water Network

**Received and filed the Plan for Water's Public Outreach Process Design. M/S/C Wilcox/Bierwagen, unanimously approved.**

**President Heck confirmed consensus for Board direction given to staff to assign to the appropriate Committee.**

The meeting recessed at 11:21 a.m. and reconvened at 11:33 a.m.

WARRANTS/FINANCIALS

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

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

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### INTERIM GENERAL MANAGER'S REPORT

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

- Bowman Lake precipitation gauge at 0.00" – entering into a new water cycle
- 239,762 acre-feet in storage – 105% of 7-year average and 89% of capacity
- 2020 Conservation compared to 2013 is at 14%
- Table Meadow Phase I District Financed Waterline Extension update
- 5-Year CIP (Capital Improvement Plan) to the Engineering Committee in August
- Recreation and campground re-opening update
- Next Water Rates Committee meeting scheduled for July 28<sup>th</sup>
- Bank Conversion update
- Water Audit California – Court issued a tentative ruling in favor of the District
- Preliminary 2021 Budgets to Committees in August
- District's 100-Year Celebration in 2021 to include historical book

### BOARD OF DIRECTORS' ITEMS / REPORTS

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

- Health update

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

- Attended Placer County Ag Commission meeting
- Attended a Water Rates Committee Meeting
- Requested a CalPERS Workshop

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

- Outsmarted their cow this morning

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

- Attended weekly COVID-19 call with County and other organizations

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

- Michael Hill-Weld, member of the public, addressed the Board regarding the General Manager employee/appointment Closed Session item.

The meeting recessed at 11:57 a.m. and reconvened in Closed Session at 12:03 p.m.

Closed session conference with labor negotiators was declared at 12:03 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 the District's labor negotiators.**

Closed session conference with Real Property Negotiators was declared at 12:03 p.m., pursuant to Government Code § 54956.8: Property: FERC Project Nos. 6028 and 6061,

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located in Nevada and Sierra Counties. Agency negotiator: Keane Sommers, Hydroelectric Manager; Greg Jones, Interim General Manager Negotiating parties: Haypress, LLC and Nevada Irrigation District Under negotiation: Instruction to negotiators concerning price and terms and conditions of acquisition

**Board Action: Direction was given to the District's real property negotiators to no longer pursue further negotiations with Haypress, LLC.**

Closed session pertaining to employee appointment/employment was declared at 12:03 p.m., pursuant to Government Code § 54957(b)(1). General Manager.

**Board Action: The Board discussed the appointment and employment of the General Manager position.**

The meeting reconvened in open session at 1:09 p.m., and Dustin Cooper, District Counsel, reported on Board actions taken during Closed Session.

MEETING ADJOURNED at 1:10 p.m. to reconvene in regular session on Wednesday, August 12, 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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