

NEVADA IRRIGATION DISTRICT

BOARD OF DIRECTORS

MINUTES

December 8, 2021

The Board of Directors of the Nevada Irrigation District and the Nevada Irrigation District Joint Powers Authority convened in regular session at the District's main office located at 1036 W. Main Street, Grass Valley, on the 8th day of December 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; Doug Roderick, Engineering Manager; Chip Close, Water Operations Manager; Keane Sommers, Hydroelectric Manager; Steve Prosser, Maintenance Manager, Monica Reyes, Recreation Manager; Dustin Cooper, District Counsel; and Kris Stepanian, Board Secretary.

STANDING ORDERS

- Call to Order – President Bierwagen called the meeting to order at 9 a.m.
- President Bierwagen led the Pledge of Allegiance
- Roll Call: 5 Members Present / 0 Absent

SPECIAL INTRODUCTIONS/ANNOUNCEMENTS

President Bierwagen welcomed the District's new Maintenance Manager, Steve Prosser.

President Bierwagen called for a moment of silence in remembrance of past employee Les Nicholson who recently passed and recognized him for his contribution and many years of service to the District

PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

- None

CONSENT AGENDA

President Bierwagen pulled the following items from the Consent Agenda for discussion at the request of members of the Board:

- Item 6: Updates to District Policies
- Item 9: Temporary Service Location (TSL) Agreement – Flohr

Public Comment: None

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Director Hull motioned for approval of the Consent Agenda, excluding Items 6 and 9. Director Peters seconded the motion, and it was unanimously approved.

The following Consent Agenda items were approved:

MINUTES – October 27, 2021, Regular Meeting

Approved the Minutes of the regular meeting on October 27, 2021. M/S/C Hull/Peters, unanimously approved.

MINUTES – November 9, 2021, Special Meeting

Approved the Minutes of the special meeting on November 9, 2021. M/S/C Hull/Peters, unanimously approved.

MINUTES – November 10, 2021, Regular Meeting

Approved the Minutes of the regular meeting on November 10, 2021. M/S/C Hull/Peters, unanimously approved.

AB 361 COMPLIANCE – BROWN ACT/COVID-19 TELECONFERENCE AND REMOTE MEETING REQUIREMENTS

Adopted Resolution No. 2021-40 (Re-Authorizing Remote Meetings Consistent with AB 361). M/S/C Hull/Peters, unanimously approved.

LOCAL AGENCY INVESTMENT FUND

Adopted Resolution No. 2021-41 (Authorizing Investment of Monies in the Local Agency Investment Fund). M/S/C Hull/Peters, unanimously approved.

BENEFITS AND COMPENSATION PLAN - WAGES, HOURS, AND TERMS AND CONDITIONS OF EMPLOYMENT FOR UNREPRESENTED EMPLOYEES

Adopted No. 2021-43 (Establishing Benefit and Compensation Plans, and Authorizing Changes in Wages, Hours, and Terms and Conditions of Employment for Unrepresented Employees). M/S/C Hull/Peters, unanimously approved.

BENEFITS AND COMPENSATION PLAN - WAGES, HOURS, AND TERMS AND CONDITIONS OF EMPLOYMENT FOR MANAGEMENT EMPLOYEES

Adopted Resolution No. 2021-44 (Establishing Benefit and Compensation Plan and Authorizing Changes in Wages, Hours, and Terms and Conditions of Employment for Management Employees). M/S/C Hull/Peters, unanimously approved.

WARRANTS, PROJECTS & FACILITY REPORT, AND INVESTMENT REPORT

Received and filed the check register, Project and Facility Report, and Investment Transaction Report for the period of October 23 to November 26, 2021. M/S/C Hull/Peters, unanimously approved.

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Items pulled from the Consent Agenda for Discussion

UPDATES TO DISTRICT POLICIES

Greg Jones, Assistant General Manager, presented the item, indicating that District Policy # 2090 – Uniforms needed additional modifications and would be brought back to the Board at a future date.

Public Comment: None

Adopted Resolution No. 2021-42 (Updating Administrative Policies), as amended to pertain only to proposed updates concerning District Policy #2030 - Holidays and #2025 - Vacation. M/S/C Peters/Hull, unanimously approved.

TEMPORARY SERVICE LOCATION (TSL) AGREEMENT – FLOHR

Doug Roderick, Engineering Manager, presented the item, adding that this TSL agreement is the last previously approved by the Board of Directors. Board discussion ensued regarding timing, forecast, cost, easements, and insurance responsibilities. Board consensus was reached, directing staff to hold off processing any new TSL requests until after the Board has reviewed the policy.

Public Comment: None

Approved the TSL Agreement for Water Service and Contribution for Future Treated Water Main Extension with Gretchen Flohr and Walter S. Flohr as recommended by the Variance Screening Committee and approved by the General Manager. M/S/C Hull/Heck, unanimously approved.

SURPLUS PROPERTY REVIEW

Greg Jones, Assistant General Manager, presented the item.

Board consensus was reached directing staff as follows:

1. Revisit the Ditch Tender's House, including recent improvements and plans
2. Reorganize the list for Board review in the future to include purposes
3. Board review of benefits, cost, and liability of watershed ownership, including a comparison to similar agencies

Public Comment:

- Dianna Suarez, resident of Colfax, addressed the Board regarding an email she sent them pertaining to Centennial Reservoir related properties acquired, research she conducted and a 2018 public records request

The meeting recessed at 10:30 a.m. and reconvened at 10:41 a.m.

UPDATE OF NID SCHEDULE OF RATES AND CHARGES NOT SUBJECT TO PROPOSITION 218

Chip Close, Water Operations Manager, presented the item.

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Board discussion ensued regarding Proposition 218, calculation of out-of-District surcharge, measurement systems used, volumetric rates, and drought pricing. Board consensus was reached, directing staff to review regularly on a 5-year cycle.

Public Comment: None

Approved the proposed 2022 Schedule of Rates and Charges, including subsequent rate increases for years 2023-2026, including modifications of NID Rules and Regulations, as recommended by the Water Rates Committee. M/S/C Heck/Peters, unanimously approved.

RULES & REGULATIONS SECTION 10.07 - PREPAYMENT OF CAPACITY CHARGES

Doug Roderick, Engineering Manager, presented the item, and Board discussion ensued regarding inflation, capacity fees, burdensome fees for smaller developments, Subdivisions Map Act, and the District's acceptance of the pipeline.

Public Comment:

- Barbara Bashall, with Nevada County Contractors' Association, addressed the Board regarding fees governed by AB1600 – Mitigated Fee Act and spoke in support of the District deferring fees to help support successful projects and the housing industry

Board consensus was reached directing staff to bring the item back and include industry standards from similar agencies for comparison.

The meeting recessed at 11:55 a.m. and reconvened at 12:30 p.m.

2022 POSITION/COMPENSATION SCHEDULE AND REQUIREMENT FOR PUBLICLY AVAILABLE PAY SCHEDULE

Greg Jones, Assistant General Manager, presented the item.

Public Comment: None

Adopted Resolution No. 2021-45 (2022 Position/Compensation Schedule), effective January 3, 2022. M/S/C Johansen/Heck, unanimously approved.

2022 BUDGET WORKSHOP

Jennifer Hanson, General Manager, provided a presentation, highlighting major budget changes as follows:

- Addition of Capital Funds
- Addition of Internal Services Fund
- Distribution of Investment Revenue By Fund Balance
- Presentation of Fund Balance
- Presentation of Reserves Separately
- Operating and Capital

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Board discussion ensued regarding the water rates, drought surcharge, and developing a grant policy. The 2022 Budget item will be brought to the Board to formally adopt by resolution at a special meeting on December 15th.

Director Heck left the meeting at 1:15 p.m. and returned at 1:23 p.m.

The meeting recessed at 2:07 p.m. and reconvened at 2:15 p.m.

Director Johansen left the meeting at 2:14 and returned at 2:25 p.m.

GENERAL MANAGER'S REPORT

Jennifer Hanson, General Manager, reported on the following items:

- Anticipated incoming storm
- Chip Close, Water Operations Manager, provided an update regarding the curtailment analysis update

BOARD OF DIRECTORS' ITEMS / REPORTS

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

- Attended the Nevada County Farm Bureau annual dinner
- Attended ACWA's virtual conference
- Spoke about positive changes, including overhead allocation, adding that she appreciates staff's work

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

- Attended the ACWA Fall Conference and shared some highlights

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

- Attended the Nevada County Farm Bureau dinner

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

- Drought planning
- Attending Penn Valley Municipal Advisory Committee meeting
- Attending a Penn Valley Town Hall meeting
- Met with Orland County manager

The meeting recessed at 3:25 p.m. and reconvened at 3:33 p.m.

President Bierwagen left the meeting at 3:30 p.m.

Vice President Peters, announced that the balance of items (listed below) will be pushed to the next Board meeting:

Item 16. Nevada Irrigation District - Reorganization of the Board and appointment of Secretary (pursuant to Water Code, Sections 21375 and 21376)

- Elect President
- Elect Vice President
- Appoint Kris Stepanian as Secretary

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Item 17. Nevada Irrigation District Joint Powers Authority – Reorganization of the Board: Approve the 2022 elected and appointed positions (pursuant to Water Code, Sections 21375 and 21376)

MEETING ADJOURNED by Vice President Peters at 3:35 p.m. to reconvene in regular session on Wednesday, January 12, 2022, at 9:00 a.m., at the District’s Business Center located at 1036 West Main Street, Grass Valley, California.

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
