

NEVADA IRRIGATION DISTRICT  
BOARD OF DIRECTORS / JOINT POWERS AUTHORITY  
MINUTES

November 18, 2020

The Board of Directors of the Nevada Irrigation District and the Nevada Irrigation Joint Powers Authority convened in special session via video-teleconference, on the 18th day of November 2020, at 9:00 a.m.

Present via video-teleconference 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, Interim Engineering Manager; Chip Close, Water Operations Manager; Keane Sommers, Hydroelectric Manager; Monica Reyes, Recreation Manager; Jana Kolakowski, Human Resources Manager; Shannon Wood, Business Services Technician, Susan Lauer, Communication Specialist; Dustin Cooper, District Counsel; Andrew McClure, District Counsel; and Kris Stepanian, Board Secretary.

President Heck announced a change to the agenda:

- Item 11 - Water Planning Projections to follow Item 8

PUBLIC COMMENT ON ITEMS TO BE CONSIDERED IN CLOSED SESSION

- None

The meeting recessed at 9:06 a.m. and reconvened in Closed Session at 9:10 a.m.

Conference with Legal Counsel – existing litigation was declared at 9:10 a.m., pursuant to Government Code section 54956.9(d)(1). State Water Resources Control Board et al. v. Federal Energy Regulatory Commission (9<sup>th</sup> Circuit, Case No. 20-72432).

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

Conference with Legal Counsel – anticipated litigation was declared at 9:10 a.m., pursuant to Government Code section 54956.9(d)(2). Significant Exposure to Litigation - One Case.

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

Conference with Legal Counsel – existing litigation was declared at 9:10 a.m., pursuant to Government Code section 54956.9(d)(1). Water Audit California v. Nevada Irrigation District, Placer Co. Superior Court Case No. SVC-44119.

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

November 18, 2020

The meeting recessed at 10:24 a.m. and reconvened in regular session at 10:29 a.m. Dustin Cooper, District Counsel, reported on actions taken during Closed Session.

RESOLUTION OF APPRECIATION PRESENTATION – Wilcox (Res. 2020-22)

Greg Jones, Interim General Manager, presented the item.

PUBLIC COMMENT FOR ITEMS THAT ARE NOT ON THE AGENDA

The following members of the public addressed the Board:

- None

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

- Item 6 - Temporary Service Location (TSL) Agreement – Hubbard (Item moved on agenda to follow Item 11)
- Item 7 - 2020A Revenue Bonds – Underwriter Purchase Contract

MINUTES – October 28, 2020, Regular Meeting

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

MINUTES – November 2, 2020, Special Meeting

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

EMPLOYEE RELATIONS - Scicluna (Res. 2020-24 - Resolution of Appreciation Upon Retirement) – Barry S. Scicluna

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

EMPLOYEE RELATIONS - Sokoloff (Res. 2020-25 - Resolution of Appreciation Upon Retirement – Paul L. Sokoloff)

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

2021 RECREATION RATES

**Approved a 5% increase in Recreation rates and the addition of a Senior Discount (62+), as recommended by the Administrative Practices Committee. M/S/C Bierwagen/Wilcox, unanimously approved.**

2020A REVENUE BONDS – UNDERWRITER PURCHASE CONTRACT

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

Public Comment:

- None

**Adopted Resolution No. 2020-26 - Authorizing the Negotiated Sale of Revenue Bonds, Authorizing the Execution and Delivery of a Purchase Contract and Approving Certain Other Matters, and authorized the Interim General Manager to execute the appropriate documents. M/S/C Miller/Bierwagen, unanimously approved.**

November 18, 2020

The NID Board of Directors recessed and reconvened the NID Joint Powers Authority at 10:51 a.m.

**Adopted the NID Joint Powers Authority Resolution 2020-02 - Authorizing the Negotiated Sale of Revenue Bonds, Authorizing the Execution and Delivery of a Purchase Contract and Approving Certain Other Matters, and authorized the Interim Executive Director to execute the appropriate documents. M/S/C Peters/Bierwagen, unanimously approved.**

Adjourned the NID Joint Powers Authority meeting at 10:53 a.m. and reconvened the meeting of the Nevada Irrigation District Board of Directors.

SCOTTS FLAT SPILLWAY – PHYSICAL HYDRAULIC MODELING (SOLE SOURCE)  
Keane Sommers, Hydroelectric Manager, presented the item.

Public Comment:  
- None

**Approved Task Order 3 in the amount of \$374,540 with HDR to perform physical hydraulic modeling for Scotts Flat Spillway and authorized the Interim General Manager to execute the necessary documents. M/S/C Wilcox/Bierwagen, unanimously approved.**

WATER PLANNING PROJECTIONS (FATR #1041)  
Greg Jones, Interim General Manager, and Doug Roderick, Interim Engineering Manager, presented the item.

Public Comment:  
- Traci Sheehan, Foothills Water Network

**Received and filed associated Technical Memorandums. M/S/C Wilcox/Bierwagen, unanimously approved.**

DOTY NORTH CANAL SIPHON #1 REPLACEMENT PROJECT (FATR #1031)  
Doug Roderick, Interim Engineering Manager, presented the item.

Public Comment:  
- None

**Awarded a construction contract with Westcon Construction Corp in the amount of \$482,750.00 and authorized the Interim General Manager to execute the appropriate documents. M/S/C Wilcox/Peters, unanimously approved.**

GENERAL MANAGER SEARCH FIRM SELECTION

Jana Kolakowski, Human Resources Manager, presented the item.

Public Comment:

- None

**Awarded a consulting contract in the amount of \$23,500 to Bob Murray & Associates, as the recruitment firm for the General Manager position, and authorized the Interim General Manager to execute the appropriate documents, as recommended by the General Manager Search Ad Hoc Committee. M/S/C Peters/Bierwagen, unanimously approved.**

TEMPORARY SERVICE LOCATION (TSL) AGREEMENT – HUBBARD

Shannon Wood, Business Services Technician, presented the item.

Public Comment:

- None

**Approved Agreement for Temporary Water Service and Contribution for Future Treated Water Main Extension with Phillip & Penelope Hubbard, as recommended by the Variance Screening Committee. M/S/C Wilcox/Peters, unanimously approved.**

WARRANTS/FINANCIALS

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

Public Comment:

- None

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

INTERIM GENERAL MANAGER'S REPORT

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

- Precipitation Reports
- Beginning Annual Flushing Program
- UCSB Bren School recent visit – Master of Environmental Science & Management / Sustainable Water Market Fellows Program
- Discussions with the Institute of Biodiversity and the Environment at William Jessup University regarding opportunities to engage students in fieldwork
- Cal Fire CFIP Grant Program work update
- Six emergency pipeline repairs last week, including Dorsey Dr. 16" mainline break, which was repaired & operational within 15 hours
- New Insurance carrier, Zurich, performed a 3-day tour of powerhouse facilities
- 2019 CAFR is posted to the website
- Finance Department is working on 2020 year-end close

November 18, 2020

- Covid-19 – Pandemic Response Planning update
- Jackson Meadows / Upper-division is closed
- Open season for 2020 Recreation was shorter (July 3<sup>rd</sup> – November 3<sup>rd</sup>), yet earned \$13,000 more than 2019
- Recreation looking at 2021 for ongoing Covid-19 restrictions and planning

BOARD OF DIRECTORS' ITEMS / REPORTS

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

- Preparing to leave the county

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

- Quarantining at home

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

- Attended the South Sutter Water District Board meeting
- Attended a meet-and-greet with Dr. Michael McGrann, Chair of the Institute of Biodiversity and the Environment at William Jessup University
- Attended Lincoln Municipal Advisory Committee Meeting
- Attended CABY JPA Quarterly meeting
- Attended the West Placer Sustainability Zoom meeting

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

- Thanked NID for two decades of excellence
- Tipped his hat to his opponent in the recent election
- Covid-19 Pandemic is keeping him busy

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

- Spoke about the recent death of her father
- Looking forward to a better 2021

PUBLIC COMMENT ON ITEMS TO BE CONSIDERED IN CLOSED SESSION

- None

The meeting recessed at 1:36 p.m. and reconvened at 1:39 p.m. in Closed Session.

Closed Session was declared at 1:39 p.m., pursuant to Government Code Section 54956.9 to confer with District Counsel regarding pending litigation – Foxtail Drive, Nevada County.

**Board Action: Claim rejected. M/S/C Wilcox/Bierwagen, unanimously approved.**

The meeting reconvened in regular session at 1:46 p.m., and Dustin Cooper, District Counsel, reported on actions taken during Closed Session.

November 18, 2020

MEETING ADJOURNED at 1:46 p.m., to reconvene in regular session on Wednesday, December 9, 2020, at 9:00 a.m. at the District's Business Center located at 1036 West Main Street, Grass Valley, California.

*Chris Stepanian*  
Board Secretary

Attest a true record of actions  
had and taken at the above and  
foregoing meeting our presence  
thereat and our consent thereto.

*Debra Hill* Division I

*Chris Burwidge* Division II

*Karen Hull* Division III

*Ann Peters* Division IV

Abstain Division V