

**MINUTES OF THE
REGULAR BOARD MEETING
OF THE
BROWNS VALLEY IRRIGATION DISTRICT
MARCH 28, 2013**

At 5:00 pm President Lowe called the regular meeting of the Board of Directors of the Browns Valley Irrigation District to order. Directors present were Wheeler, Winchester, Bordsen, and Woods. Also in attendance were Manager Cotter and Clerk Springsteen.

1. Minutes: The Minutes of the March 14, 2013 Regular Board Meeting were approved as presented on a motion by Director Wheeler, seconded by Director Woods. All ayes, motion passed.

2. Public Forum: None

3. The Board will appoint a real property negotiator Director Bordsen, seconded by President Lowe, moved to appoint Manager Cotter as the real property negotiator for the Easement on parcel number 044-270-018 (Higgins). All ayes, motion passed.

4. Closed Session: The Board in closed session will **conference with District's real property negotiator** involving a pipeline easement across parcel number 044-270-018 (Higgins), and negotiations with Dennis Carlyle (or his agent). Instructions to the District's negotiator may include price, terms of payment, or both. (See Government Code sections 54954.5(b) and 54956.8.)

5. Open Session: The Board moved to send a letter to Mr. Dennis Carlyle (buyer) stating that until he agrees to execute a recordable easement for the existing pipeline on parcel number 044-270-018 (Higgins) that BVID will not provide a water service connection.

6. Manager's Report:

Collins Lake:

The current elevation is 1,182.3 ft, which is 0.7 ft below spill. This amounts to 99.7% of storage with 49,380 Acre Feet of usable supplies. The Generator is running at 240 Kw with releases of 45.7 cfs. Last year on this date the elevation was 1,183.3 ft, which is 0.3 ft above spill (100% or 49,500 Acre Feet). The Generator was off with spills of 136 cfs.

In order to correct safety issues in the Dry Creek discharge structure at the Powerhouse involving the installation and removal of stop logs in a 12' deep bay, we will be replacing the stop log boards with a slide gate on top of a short, fabricated steel stop log. This will also allow for the measurement of the flows during generation at full capacity.

Due to the very dry weather, the irrigation system was turned on Monday and will be turned back off if we receive significant rainfall.

Annual Water Billing Update:

Of the 1,284 invoices sent out for this year's water billing, as of this morning 447 water users are paid in full and 25 water users have made their first bi-monthly payment. Also, we have received 11 payments via credit card.

Staff Activities:

The three licensed pesticide employees attended a continuing education meeting in Chico on 3/28/2013.

Cal ISO:

PG&E is in the process of scheduling a power outage in order to de-energize the line and enable their crew to climb the power pole for the needed photos of the Voltage Transformers' boiler plates. This data is needed for a Cal ISO document. This outage will be done at BVID's expense and could cost as much as \$5,000.

BVID's Yuba River Power Enhancement Agreement:

Paul Bartkiewicz and Curt Aikens met with a contingent from PG&E today at BKS on this matter. PG&E now agrees that payments need to be made based on the water right but have added a concern about the O&M costs associated with this generation (about \$7/MW hour). Paul and Curt will also be meeting next week in San Francisco with Randy Livingston, the PG&E Vice President of Power Generation concerning this and other matters.

Yuba County Loma Rica Road and Cross Star Trail Improvement:

After an onsite meeting with the County, we now understand that there are two crossings that will be impacted by this project. The first is the line that crosses Loma Rica Road just below the paddlewheel with an 11' cut and the other is where the same line then crosses Cross Star Trail with an 8' cut. Rather than try to install a temporary pipeline and then come back with crossings through new asphalt at both locations, staff is planning a one-time fix with just one crossing of Loma Rica Road and at the same time providing for the beginning of the Los Verjeles pipeline (at some future point). The one concern is that this work will need to be complete prior to the County beginning the improvement project.

Dry Creek Recapture Project:

We have received the draft Army Corps of Engineers wetlands permits, which did not recognize the Tsi-Akim Maidu or any other archeological challenges in the project area. The field surveys for the easements are complete and should be back to the District in the next few days.

Tennessee Ditch Hydro Project:

There is a conference call next week to discuss the preparation of the materials for the request for funding presentation.

Winter Water Contract:

Nothing new to report. YCWA is working on contract amendments.

Meetings:**Past:**

- 03-15-13 Director Winchester attended the Future Water Leaders class at the Sacramento Wildlife Refuge.
- 03-18-13 I participated in a conference call with the NCWA Water Management Task Force.
- 03-19-13 I participated in the ACWA Region 2 Legislative subcommittee conference call.
- 03-21-13 Director Winchester and I attended the Yuba Groundwater Workshop at YCWA.
- 03-22-13 I attended the Yuba Accord Buyers meeting in Sacramento.
- 03-25-13 The GIS/Planner and I met with Key Engineering concerning the easement surveys for the Dry Creek Recapture Project.
- 03-27-13 Director Winchester attended the NCWA Board meeting at YCWA.

Future Meetings:

- 03-29-13 ACWA Board meeting in Sacramento.
- 03-29-13 YCWA Groundwater Workshop at YCWA.
- 04-09-13 ACWA Region 2 Legislative subcommittee conference call.
- 04-11-13 Finance Committee (Directors Wheeler & Winchester) meeting to review the March bills and statements.

Projects:**Past:**

1. Continued work on the ditch bank widening project on the Pumpline canal along Fruitland Road.
2. Repaired a break on the Too Handy pipeline, two repairs to the Mahle pipeline.
3. Sent a shot of water throughout the District.
4. Completed several change orders per the Office Manager's request.
5. The Operations Manager met with the County engineer concerning the Loma Rica Road/ Cross Star Trail construction project.
6. Removed two blockages of the Mahle ditch where a new owner set fence posts in the middle of the ditch flow.
7. Rebuilt a ditch service on the Lambert ditch.
8. Removed a deceased cow and a few trees from the Pumpline canal near the Gee Ranch.
9. Cleaned a section of the BV Main at Mel Anderson's.
10. Packed the wheel bearings on two of the smaller equipment trailers.

Future Projects:

1. Continue Spray Program weather permitting.
2. Continue ditch cleaning.
3. Finish Pumpline bank widening.

7. The Board will consider the Agreement for Option to Make Annual Purchases of Conserved Water. Director Bordsen, seconded by Director Winchester, moved to approve edits to item #3 of the Annual Purchases of Conserved Water Agreement. All ayes, motion passed.

8. The Board will Discuss possible out-of-District water transfers for 2013.
Discussion only, no action taken.

9. The Board will Discuss Accord Pumping Allocations. Discussion only, no action taken.

10. Director's Comments and Reports: None

11. Correspondence:

- Memo dated March 13, 2013 from Downey/Brand Attorneys LLP regarding SWRCB Workshop
- Letter dated March 19, 2013 from Downey/Brand Attorneys LLP to SWRCB regarding comments on Draft Substitute Environmental Document.
- E- Mail dated March 21, 2013 from Matthew Swindle/NLine Energy to Manager Cotter regarding recap of conversation.
- Letter dated March 24, 2013 from Collins Lake to BVID Board of Directors regarding Semi-Annual Report 2012-2013 2nd half.

12. Adjournment: There being no further business before the Board, President Lowe adjourned the meeting.