

**MINUTES OF THE  
REGULAR BOARD MEETING  
OF THE  
BROWNS VALLEY IRRIGATION DISTRICT  
APRIL 26, 2018**

At 5:00pm President Wheeler called the Regular Meeting of the Board of Directors of the Browns Valley Irrigation District to order. Directors present were Bordsen and Woods. Directors Lowe and Winchester were absent. Also in attendance were Manager McNally, Clerk Springsteen and Operations Manager Ward.

**1. Minutes:** The Minutes of the April 26, 2018 Regular Board Meeting were approved on a motion by Director Woods, seconded by Director Bordsen. Directors Bordsen, Woods and Wheeler ayes, Director Winchester and Lowe absent, motion passed.

**2. Public Forum:** None

**3. The Board will discuss the California Department of Water Resources (DWR) dam fee increases for 2018 and 2019.** Discussion only, no action taken.

**4. Manager’s Report:**

**COLLINS LAKE STATUS**

DATE	REMAINING SUPPLY VOLUME	%	LAKE ELEVATION	DIST BELOW SPILL	RELEASES	GEN OUTPUT
TODAY	49,480 AF	100.0%	1,183.0 FT	0.0 FT	48.5 CFS	260 KW
1 YEAR AGO	49,500 AF	100.0%	1,183.0 FT	0.0 FT	SPILLING	1,000 KW

**STAFF ACTIVITIES**

On 04/08/2018, YCWA responded to The Member Units Executive Committee regarding amending the “Conjunctive Use of Surface and Groundwater Supply,” which details the terms of the relationship between YCWA and the Accord for Groundwater Substitution transfers. As you may recall, 2015 was a Schedule 6 year and despite having negotiated \$700/AF, the pumpers were only paid \$50/AF and YCWA received the remainder per the Agreement. After both parties recognized this provision was outdated since the price of water had grown since the Accord was established, the Executive Committee requested that the Schedule 6 provision be removed and all years be treated equally with the caveat that the Member Units/pumpers receive 90% and YCWA receive 10% of the revenue, regardless of year type. The only thing that will remain is that YCWA will NOT pay for any deficiency pumping during a Schedule 6 year, but will pay for such in all other year types. All the terms were accepted by both YCWA, and the Member Units Executive Committee, expected to begin this year.

The Manager will communicate this with all BVID's pumpers very soon and will work to develop an amendment to the existing BVID / Pumper agreements. This is a voluntary program, so staff does not expect much opposition from the increase of \$15 per acre-foot to 10% to YCWA, with the assurance that the same calculation will be applied during a Schedule 6 year, opposed to the previous \$50/AF, when the price of water is generally much higher. The proposed amendment is attached in this meeting's handouts.

On 04/25/2018, the Manager attended a Member Unit Meeting at YCWA and the main topic of discussion was the anticipated Groundwater Substitution Transfer and the current (and forecasted) hydrology. It is expected that the next Bulletin 120 will reflect a Schedule 1 year. The CVP allocations have been increased to 40%, and the SWP allocations to 30%. To date, the region has received 90% of average of precipitation, but very little of that was captured in the snowpack. All appreciable snowpack is expected to be gone within ten (10) days. This early snowmelt will create a 20,000 acre-foot target shortfall at New Bullards Bar by October, but that is not expected to impact deliveries.

Also discussed was YCWA's discussions with DWR over accepted stream depletion percentages. Since 2003 it has been accepted that stream depletion numbers were 12%, but were increased to 13% this year. However, DWR is proposing to increase those numbers to a staggering 50%, which means only half of the water transferred is considered "delivered." Steve Grinnell has urged the Member Units to join the fight because this would be detrimental to the GWS program. Mr. Grinnell also pointed out the fact that DWR's assertion is being contested on a number of fronts since it has no science or hard data to support such a dramatic depletion level. The Manager will explore this further to see how it affects BVID's Conserved Water Transfer as well.

Staff is currently getting bids for the required updated inundation map work due by January 1, 2019. Staff expects this work to be in the \$50,000 to \$60,000 range and is required by both DWR and CalOES. This work will need to begin ASAP to meet the target deadline and is a budgeted item.

On 04/26/2018, the Woodland Davis Clean Water Agency called looking for reliable water purchase options in November and/or December of each year to safeguard against the likelihood that Term 91 curtailments are going to extend past October 31<sup>st</sup> moving forward. They are looking for up to 2,600 AF and we discussed the possibility of water in the event BVID is unable to move its CWT south of Delta during years when the Delta is in "excess" conditions. Other ideas might be for BVID to conduct its own Groundwater Substitution Transfer, or somehow leverage the District's water right and YCWA base supply for October and November. This will take extensive coordination with Legal Counsel (BVID and WDCWA are both clients of BKS) and YCWA, but could be a tremendous benefit to the District.

## **CURRENT PROJECTS**

### **Accord / Groundwater Substitution Transfer**

The Accord Executive Committee is still waiting to hear from the State Water Contractors to see how much, if any of the 62,000 acre feet offered at \$450/AF they will purchase. The final call date for that is May 15, 2018, but we could hear sooner than that.

At the Member Unit meeting on April 25, 2018, BVID's preliminary allocations were set at 4,100 AF total, with 2,570 coming from Zone 1 and 1,530 coming from Zone 4. This is expected to increase by 100 +/- AF with pumping to begin as early as May 14, 2018. The Manager will establish contact with all pumpers once the final numbers are allocated, and again once the buyers confirm the final amounts.

### **Caltrans Highway 20 Realignment**

On 04/17/2018, the Manager met with Caltrans to discuss an additional take (0.07 acres TCE, 0.03 fee acquisition) from the southeast corner of BVID's yard to allow for the realignment of Browns Valley School Road. Caltrans will also need to remove 151 LF of chain link fence. They offered \$0.54 per square foot (equal to \$23,522 per acre) for their basis on the TCE and fee acquisition, and \$4,276.41 for the fence replacement for a total of \$5,856.89. The Manager subsequently received a bid for \$4,836 for the fence replacement and informed Caltrans that if they made the offer for the land calculation as presented PLUS the fence bid (a difference of \$559.59), we would agree to take it before the Board for consideration.

Staff has submitted a draft RFP for the design, specs and engineer's estimate to Caltrans staff for conformity with their requirements. Once confirmation occurs, the District will advertise that work.

### **Cascade Fire**

Work on the flumes is essentially complete and water is flowing through them with no issues to report. Staff will return to make some final adjustments to one flume that was salvageable at the close of water season.

Legal Counsel is working on an updated emergency fiscal policy that will require Board consideration that will be consistent with the receipt of Federal funding. Once that is complete, staff will advertise an RFP for the tree removal on the Mahle, Finch and BVID Main ditches.

### **Conserved Water Transfer**

On 04/09/2018 the Manager sent a response to Mr. Aiken's correspondence on transferring CWT water from previous years. A follow-up meeting has been scheduled for 05/14/2018 with YCWA Chairman Brent Hastey, Mr. Aikens, Director Bordsen (at President Wheeler's request) and myself. In the meantime, Mr. Aikens advised we work with Scott Matyac to develop the routine YCWA/BVID annual agreement to store and transfer 3,100 AF with the understanding that any developments at the 05/14/2018 meeting be applied as an amendment.

The Manager has been working with Mr. Matyac to develop the annual agreement and despite the last physical transfer in 2015 commanding \$15 per acre-foot to YCWA, in 2016 we had tentatively agreed upon \$20 per acre-foot. Even though that agreement was never executed, and despite some protest, the Manager is prepared to acquiesce to the \$20 per acre-foot for two reasons: The minutes and staff report show that the YCWA Board agreed to the 2016 agreement on 04/26/2016 at \$20 per acre-foot (even if not executed), and considering the move to a 90/10 split for transfers under the Accord, a fixed \$20 can be considered advantageous at \$450 water. The Manager will also address this during the 05/14/2018 meeting.

**PAST MEETINGS**

- 04/17/18 The Manager met with an acquisition specialist from Caltrans to discuss a small take at BVID's yard associated with the Highway 20 realignment.
- 04/20/18 The Manager had a conference call with GEI to discuss inundation mapping.
- 04/20/18 The Manager had a meeting via telephone with YCWA General Manager Curt Aikens.
- 04/24/18 The Manager had a meeting via telephone with YCWA Water Resources Manager Scott Matyac.
- 04/25/18 The Manager attended a Member Unit meeting at YCWA.

**UPCOMING MEETINGS**

- 05/07/18 Yuba Accord 10 Year Anniversary Celebration in Sacramento (6:00 PM). This will be to celebrate the Yuba Accord and any Director that wishes to attend is encouraged to do so.
- 05/07/18- 05/11/18 ACWA Spring Conference in Sacramento. The Manager will likely be absent from the 05/10/2018 Board Meeting to attend a "Water Transfers and SGMA" meeting at the conference.

**DISTRIBUTION MAINTENANCE / OPERATIONS**

RECENT  
PROJECTS

1. Continued work on paddlewheel screen boxes.
2. Repaired the keyway at the head of the south ditch on the Pumpline Canal.
3. Repaired two breaks on the Lone Tree pipeline, a break on the McDrip pipeline, a break on the Hill Road pipeline, and a break on the Sandy Way pipeline.
4. Removed two fallen trees from the Sicard ditch and one tree from the Arnold ditch.
5. Completed the B.I.T. inspection for the Freightliner dump truck.
6. Set up the District ditches and pipelines and began water season.
7. The windshields were replaced on five district vehicles.
8. Completed the yearly submittals to the CERS state environmental program as required by Yuba County Environmental Health.

FUTURE  
PROJECTS

1. Spray right of ways weather permitting.
2. Install three new services.

**5. Director's Comments and Reports:** None

**6. Correspondence:**

- Letter dated April 17, 2018 to BVID from Pineland Development regarding 2017-2018 Second Half

**7. Closed Session:** Conference with real property negotiator involving the Collins Lake Concessionaire Agreement; Director's Lowe and Woods (Concessionaire Committee) and Ryan McNally, District negotiator(s). Instructions to the negotiator(s) may include specific terms of the Agreement. Government Code sections 54954.2 and 54934.5.

**8. Open Session:** The Board will report any action taken in closed session. No action taken.

**9. Adjournment:**