

**MINUTES OF THE
REGULAR BOARD MEETING
OF THE
BROWNS VALLEY IRRIGATION DISTRICT
APRIL 28, 2011**

President Woods called the regular meeting of the Board of Directors of the Browns Valley Irrigation District to order. Other Directors present were Winchester, Wheeler, Bordsen, and Lowe. Also in attendance were Manager Cotter and Clerk Powell.

1. Minutes: The Minutes of the April 14, 2011 Regular Board Meeting were approved on a motion by Director Winchester, seconded by Director Lowe. All ayes, motion passed.

2. Public Forum: None.

3. Manager's Report:

Collins Lake:

Current elevation is 1,183.0 ft, which is right at spill. This amounts to an excess of 100% of storage with 49,500 Acre Feet of usable supplies. The Generator is running at 1,000 Kw with releases of 125 cfs. Only 44 cfs is being sent through the tunnel with the balance released to the Creek. Last year on this date the elevation was 1,181.8 ft, which is 1.2 ft below spill (97.4% or 48,180 Acre Feet). The Generator was running at 1,000 Kw with releases of 125 cfs.

East Side of Collins Lake Dozer Road:

The agreements to relocate and legitimize the access road on the east side of Collins Lake are in the final stages of editing and will be made available in the next week or so. Once the Board and the landowners approve of the documents, we can begin the signing and recording process.

Yuba River:

The upper section of the bypass channel that feeds water to the John Nelson Fish Screen is still partially filled in from the high winter flows in the Yuba River. We have been working with DFG to remove the gravel but have not been able to do so because of recurring high water flows in the River. DFG is concerned that this issue on this portion of the bypass channel occurs or can occur too often and is looking at an alternative route to avoid having the channel run at a right angle to the River.

Delta Stewardship Council:

The third draft of the Delta Plan has been released. In general, the Council's staff and consultants have made good changes to the draft plan. The draft contains a number of policies that key on the State Board completing new Delta flow requirements by 2014, but it is clear that the Council has little idea what contribution it can make to any progress on those issues. Also, the draft explicitly proposes that the Legislature

immediately authorize the Council to start charging diversion and wastewater discharge fees.

Tennessee Creek Hydroelectric Project:

NLine Energy, an energy consulting firm has requested time at the next Board meeting to present a Development Services Agreement with a reduced exclusivity clause (90 days as opposed to 270 days). This zero cost agreement allows NLine to, among other things, seek out sources of funding for this project.

Accord Groundwater Substitution Transfers:

YCWA, with input from the Member Unit Executive Committee have put together draft Policy Elements Regarding Groundwater Substitution Transfers. These draft Policies address issues brought forth by non-Accord signers as to how the groundwater basin will be managed for both Accord and non-Accord groundwater substitution transfers.

Browns Valley Main ditch Realignment (Golden Eagle Estates Subdivision):

Per the recommendation of the attorney, a development agreement is being put together to address this 51 parcel project. It will insure that the District's delivery system remains viable and requires that the developer install a suitable irrigation delivery system to the project. While it is clear that a project of this magnitude needs to provide for its own delivery system, it is unclear where the line should be drawn to require a project funded system.

Meetings:

Past:

- 04-14-11 Mike Filice (Hallwood IC) and I located the four wells in District 10 that will receive data loggers.
- 04-19-11 Howard Correll (Beymer Well Service) and I inspected these same four wells concerning the installation of a shield pipe to house the data loggers.
- 04-20-11 Spring Valley Project Committee (Directors Winchester and Bordsen) meeting.
- 04-26-11 Director Winchester and I attended the YCWA Groundwater Pumping Workshop.
- 04-26-11 I attended a meeting with Howard Elman (Bacon Ranch) and Ramirez WD at BKS.
- 04-27-11 I met with Diane Watts (CPA auditor) to discuss the 2010 Audit.
- 04-28-11 Personnel Committee (Directors Bordsen and Lowe) meeting.

Future:

- 04-29-11 Conference call with Ch2M and NCWA concerning the Prop 204 grant (Dry Creek Recapture Project).
- 05-02-11 Dry Creek Recapture Project permitting strategy meeting at BKS.
- 05-04-11 Yuba Regional Water Management Group meeting at YCWA.
- 05-04-11 ACWA Region 2 Legislative Sub-Committee conference call.

05-06-11 NCWA Communications Committee conference call.

05-09-11 JPIA Board meeting in Sacramento.

05-10-11 through 05-13-11 ACWA Conference in Sacramento.

05-13-11 ACWA Board meeting in Sacramento.

Projects:

Past:

1. Began installing the new turbine and booster pump (unit 2) at the Redhill East pump station.
2. Repaired two breaks on the Fig Tree pipeline, a break on the Peoria Ridge extension, the Heintzen ditch, the Bald Mountain pipeline, and the Sicard ditch.
3. Rebuilt a service on the Browns Valley Main ditch.
4. Completed several change orders for increases and decreases in water service and cleared many clogged services.
5. Removed a large tree from the Pumpline Canal.
6. Graveled the top of Virginia Ranch Dam. Collins Lake is hiring a blade to finish grade the top of the dam at their expense.

Future:

1. Continue Spray Program weather permitting.
2. Clean the fish screen channel at the Yuba River.

4. Spring Valley Project Committee Report: Director Lowe, seconded by Director Woods, moved to accept the amendments to the Funding Agreement for Spring Valley Project with the correction at 3.1 "...expenditure of deposited funds in excess of \$1000..." and accept a new Will Serve Letter. All ayes, motion passed.

5. Progress on an Annexation: Director Lowe, seconded by Director Bordsen, moved to continue with the annexation process for anyone ready to proceed and already receiving BVID water. All ayes, motion passed. President Woods appointed himself and Director Bordsen to an ad hoc Annexation Committee.

6. Adjustment of Meeting Dates in May: Director Lowe, seconded by Director Winchester, moved to cancel the Regular Board Meetings on May 12th and May 26 and to conduct one Regular Board Meeting on May 19th. All ayes, motion passed.

7. Director's Comments and Reports: None.

8. Correspondence:

- Memo from Mark Sayers regarding the LAFCO follow up of annexation.

9. Closed Session: Director Woods announced that the meeting would go into Closed Session to consider an advancement for a crewmember. Any action taken would be announced when the meeting reconvened in Open Session.

10. Open Session: Director Woods announced that crewmember Edward Powell was advanced to Utility Worker I Step 2 with a raise to \$19.58 retroactive to his anniversary date.

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