

**MINUTES OF THE
REGULAR BOARD MEETING
OF THE
BROWNS VALLEY IRRIGATION DISTRICT
MAY 24, 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, Lowe, Woods and Winchester. Also in attendance were Manager McNally, Clerk Springsteen and Operations Manager Ward

1. Minutes: The Minutes of the May 10, 2018 Regular Board Meeting were approved on a motion by Director Lowe, seconded by Director Woods. All ayes, motion passed.

2. Public Forum: None

3. The Board will consider executing a Right of Way Contract with the State of California for a fee acquisition and temporary construction easement on the southeastern corner of the District’s corporation yard along Highway 20. A motion by Director Bordsen, seconded by Director Winchester to authorize General Manager to act as agent to execute Right of Way Contract. All ayes, motion passed.

4. The Board will receive an update to the 2018 Conserved Water Transfer process with Dudley Ridge Water District. Discussion only, no action taken.

5. The Board will receive an update to the 2018 Conserved Water Transfer process with Yuba County Water Agency. Discussion only, no action taken.

6. Manager’s Report:

COLLINS LAKE STATUS

DATE	REMAINING SUPPLY VOLUME	%	LAKE ELEVATION	DIST BELOW SPILL	RELEASES	GEN OUTPUT
TODAY	47,700 AF	96.4%	1,180.7 FT	2.3 FT	77.6 CFS	570 KW
1 YEAR AGO	49,460 AF	99.9%	1,182.9 FT	0.1 FT	79.9 CFS	598 KW

STAFF ACTIVITIES

On 05/01/2018, Operations Manager Tony Ward announced his planned retirement date of July 24, 2018. The Manager is currently evaluating options for succession training and is going to begin that process as soon as possible, considering the current heavy workload

On 05/22/2018 staff received a letter from MBK advising of a “Probable Curtailment of Water Diversion During 2018.” This will have little effect on the District’s operation because it will not affect our pre-1914 water rights or stored water if it comes to fruition. We have received similar curtailments in 2014, 2015 and 2016.

On 05/23/2018, ACWA JPIA representative Robin Flint visited the District for an annual inspection as well as educate management on compliance with two new Cal OSHA regulations. The first, having taken effect

09/23/2017 is the Respirable Crystalline Silica Standard for Construction regulation. This regulation will require aftermarket dust control for any equipment that creates dust including small tools such as portable hand saws, jackhammers and shop vacuums. Additionally, for any work in dusty conditions exceeding four (4) hours, crews will need respirators (complete with a District respirator program). Manual mixing of concrete also falls under this regulation. This law is in force right now.

Additionally, Cal OSHA is close to finalizing an indoor heat standard that cannot exceed 80 degrees Fahrenheit for ANY indoor environment, including the shop and all enclosed cabs. As a result, the Manager has again looked into reinsulating the shop and will price an evaporative cooling fan to ensure compliance with this law.

On 05/24/2018, the electrical panel to the 100 HP pump on the river caught fire and was destroyed. Diamond Well is scheduled to inspect and repair on 05/25/2018.

CURRENT PROJECTS

Accord / Groundwater Substitution Transfer

On 05/15/2018, the remaining buyers had confirmed a market for 16,411 acre feet of Yuba component 4 (GWS water).

On 05/17/2018, the Accord Executive Committee met and determined that because the amount is relatively small, the most equitable way to allocate the water is to divide it in half for each sub-basin, excluding Cordua who is doing a transfer absent the Accord. Of the 8,205 acre feet split between Browns Valley, Hallwood and Ramirez, BVID's share is 1,608, or 19.6%. Furthermore, because the amount is small, we are not limited by zones this year so the 2018 allocation is very straightforward to BVID's pumpers, applied as a percentage of the total contract amount. Letters advising of individual quantities were mailed on 05/23/2018 and several pumpers began pumping on 05/22/2018 via verbal confirmation.

The letters also explained the new fee structure for YCWA, in that it will eliminate the historical practice of pumping water during Schedule 6 years and only receiving \$50 per acre foot, as we saw in 2015. We have reached terms on a deal that would entitle YCWA to 10% of the proceeds of the Groundwater Substitution Pumping in ALL years, rather than the \$15 per acre foot in Schedule 1-5 years and the entire amount minus \$50 during Schedule 6 years.

This is advantageous because it provides a protection to the District, as well as the individual pumpers, during Schedule 6 years when the value of water will likely be at record highs. Although this agreement is not finalized, YCWA insists it be applied this pumping year. For BVID pumpers, this 10% would be in addition to the 10% BVID collects. Under this assumption, the 2018 net price to the pumper will be \$320 per acre foot. (\$400 minus \$40 to BVID minus \$40 to YCWA).

Caltrans Highway 20 Realignment

Staff has sent the RFP for design, specs and engineer's estimate to three (3) engineering firms for bids. The close date is 06/04/2018.

Conserved Water Transfer

On 05/22/2018, the Manager met with Dale Melville (Dudley Ridge Water District) and discussed pricing pursuant to the 05/17/2018 email. Mr. Melville consulted with his landowners who agreed to meet BVID

halfway on the price for the 2018 CWT at \$337.50 per acre foot. This is nearly \$200K more than what would have been realized by BVID at the \$275 rate.

Staff has submitted the draft agreement to Counsel for review.

UC / Porter Creek

On 05/18/2018 Legal Counsel communicated with the UC's attorney to see if they had a response to BVID's proposal. They advised they would have one soon.

On 05/24/2018 the UC submitted to BVID a formal application to BVID requesting the 12 miner's inches they are entitled to under the existing agreement.

Virginia Ranch Dam

On 05/14/2018, the Manager gave Syblon Reid a Notice to Proceed on the sub drain inspection of the VRD spillway. They are coordinating a date to facilitate that work.

On 05/16/2018 the Manager selected GEI for the required inundation map update. The budgeted amount for this project is \$50,000 and the bids received that were considered complete and acceptable were as follows:

- GEI: \$35,759
- MBK: \$56,000
- Kleinschmidt: \$66,000

PAST MEETINGS

- 05/14/18 Directors Bordsen, Woods and Manager McNally attended a meeting at YCWA to discuss the Conserved Water Transfer.
- 05/15/18 The Manager attended the YCWA Board Meeting.
- 05/16/18 The Manager attended a YCWA Groundwater Sustainability Committee meeting.
- 05/17/18 The Manager attended an Accord Executive Committee meeting.
- 05/18/18 The Manager, Admin Services Manager and Technical Services Manager met with Jerry Quinn to discuss FEMA.
- 05/18/18 Director Winchester attended a NCWA Board of Director meeting.
- 05/22/18 Independent auditor Blomberg and Griffin were in the office performing the 2017 Audit with the Admin Services Manager.
- 05/23/18 Independent auditor Blomberg and Griffin were in the office performing the 2017 Audit with the Admin Services Manager.
- 05/23/18 The Manager, Operations Manager, Admin Services Manager and DSO II met with Robin Flint of ACWA JPIA for an annual meeting.

UPCOMING MEETINGS

- 05/29/18 NCWA manager's meeting on measurement and reporting at Reclamation District 108 (8:00 AM)
- 05/30/18 YCWA Member Unit meeting (9:00 AM)

06/01/18 YCWA Accord 10 Year BBQ celebration at the Goldsox Stadium in Marysville (5:30 PM – RSVP req'd by 05/30/2018)

DISTRIBUTION MAINTENANCE / OPERATIONS

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| RECENT
PROJECTS | <ol style="list-style-type: none">1. Installed a new service on the Hill Road pipeline.2. Repaired a break on the McDrip pipeline, the Peoria pipeline, Redhill East pipeline, Redhill West pipeline, and two breaks on the Hill Road pipeline.3. Rebuilt a section of the Sicard ditch near Potts Trail.4. Repaired a leak on the Browns Valley Main ditch.5. Sprayed and completed weed removal around the main valves and fixtures.6. Completed the B.I.T inspection for the Topkick dump truck and two large equipment trailers.7. Recycled the flume material from the Thousand Trails flume project.8. Mowed at the District yard. |
| FUTURE
PROJECTS | <ol style="list-style-type: none">1. Spray right of ways weather permitting.2. Install two new services.3. Repair the electrical box for the 100 H.P. pump at the Yuba River. |

7. Director's Comments and Reports: Director Winchester reported on the May 18, 2018 NCWA Board of Directors meeting.

8. Correspondence:

- Letter dated May 22, 2018 from MBK to BVID regarding Term 91 Probable Curtailment

9. Closed Session: Conference with real property negotiator involving the water right on Porter Creek with Ryan McNally, District negotiator(s). Instructions to the negotiator(s) may include specific terms of negotiations. Government Code sections 54954.2 and 54934.5.

10. Closed Session: The Board **will discuss a public employee appointment involving the Operations Manager;** Government Code sections 54954.5 (e) and 54957.6.

11. Open Session: The Board will report any action taken in closed session.

#9 – Motion by Director Lowe, seconded by Director Bordsen to move forward with water right with SWRCB. All ayes, motion passed

#10 – Motion by Director Bordsen, seconded by Director Woods authorizing Kevin Shrader for position of Operations Manager to begin two pay periods prior to July 25, 2018. All ayes, motion passed.

12. Adjournment: