

**MINUTES OF THE
REGULAR BOARD MEETING
OF THE
BROWNS VALLEY IRRIGATION DISTRICT
JUNE 25, 2009**

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

1. Minutes: The Minutes of the June 11, 2009 Regular Board Meeting were approved on a motion by Director Lowe, seconded by Director Wheeler. All ayes, motion passed.

2. Public Forum: Charlie Matthews and Gary Miller addressed the Board regarding:

- o Possibility of Miller property moving to Cordua district .
- o Information on old Kirpatrick parcel.

Items sent to committee, no action taken.

3. Collins Lake Drought Update: No action taken.

4. Allowing Water Users to Purchase One Additional Miner's Inch: Director Bordsen, seconded by Director Winchester, moved to approve allowing inch user's to increase their order by one miner's inch, at the management's discretion. All ayes, motion passed.

5. Manager's Report:

Collins Lake:

Current elevation is 1,165.2 ft, which is 17.8 ft below spill. This amounts to 67% of storage with 33,200 Acre Feet of usable supplies. The Generator is running at 635 Kw with releases of 94.7 cfs. Last year on this date the elevation was 1,151.3 ft, which is 31.7 ft below spill (45% or 22,300 Acre Feet). The Generator was running at 520 Kw with releases of 95 cfs.

Conserved Water Transfer:

We are half way through the 30-day public comment period for the CEQA Negative Declaration for the Conserved Water Transfer to Santa Clara VWD. We have received no comments so far but will not be out of the woods until the comment period ends on July 10th.

Feather River Air Quality Management District:

In order to upgrade the District's 500 gallon gasoline tank, we can trade tanks with Ramos. This new tank includes the fittings required along with the kit that is required to get us back into compliance, all at a cost that is less than \$400.00.

Peoria Pipeline:

We have just begun work on Phase 2 of this project and have installed 1,220' of 18" pipe, including a road crossing. This phase includes a total of 7,120' of pipe to connect to the head of the Bald Mountain pipeline.

Meetings:

Past:

- 06-12-09 I met with Monte Soto (Cal Poly/YCWA) to discuss irrigation conservation efforts in the Yuba River Service Area.
- 06-17-09 Director Winchester and I attended the YCWA Accord Member Unit meeting in Marysville.
- 06-17-09 Director Winchester attended the NCWA Board meeting in Marysville.
- 06-18-09 I met with Chuck Wagenseller (JPIA) to tour the District's facilities.
- 06-18-09 I met with Alden Robinson (Sunrise Engineering) to discuss potential future hydroelectric possibilities in the District.
- 06-22-09 The Ad Hoc Committee (Directors Bordsen and Woods) met to discuss the Draft Rules and Regulations.
- 06-24-09 I attended the Accord/Buyer negotiation meeting in Sacramento.
- 06-25-09 Director Winchester and I attended the YCWA Accord Member Unit meeting in Marysville.
- 06-25-09 I participated in the ACWA Region 2 Legislative Committee conference call.
- 06-25-09 Carey Powell and I met with Michael Hinz to work on the 2008 Audit.
- 06-25-09 The Personnel Committee (Directors Bordsen and Lowe) met to discuss advancement for a crewmember.

Future Meetings:

- 06-30-09 Tour of District with Ed Craddock (Resource Conservation District).
- 07-01-09 YCWA Accord Member Unit meeting in Marysville.
- 07-01-09 LAFCO Sphere of Influence meeting with Cordua and Rameriz WD's.
- 07-01-09 Yuba LAFCO Board meeting in Marysville.
- 07-08-09 Accord/Buyer negotiation meeting in Sacramento.
- 07-09-09 Yuba County Integrated Regional Water Management Plan (Region Acceptance Process) meeting in Sacramento.

Projects:

Past:

1. Finished the audit of the Bald Mountain pipeline and began auditing the Sandy Way pipeline.
2. Rebuilt 12 services.
3. Built service locks.

4. Began work on Phase 2 of the Peoria pipeline “The Bald Mountain Connection”.
5. Began the Shutoff List as provided by Carey.
6. Spot sprayed the Cade, Dexter, Ellis, Lambert, Mahle, Palmer, Palomine and a portion of the Sicard ditch along with the Harding canal,

Future:

1. Continue the Peoria Pipeline Phase 2.
2. Continue weed abatement.
3. Continue audits.

6. Resolution Adopting the Updated Rules and Regulations: Director Bordsen, seconded by Director Woods, moved to approve Resolution 6-25-09-1 to approve the updated Rules and Regulations. President Winchester then polled the Board:

AYES: Directors Winchester, Lowe, Bordsen, Woods & Wheeler

NOES: None

ABSENT: None

ABSTAIN: None

Resolution 6-25-09-1 passed.

7. Resolution Placing in Nomination Walter Cotter as a Member of the Association of California Water Agencies Region 2 Board: Director Lowe, seconded by Director Winchester, moved to approve Resolution 6-25-09-2 Placing in Nomination Walter Cotter as a Member of the Association of California Water Agencies Region 2 Board. President Winchester then polled the Board:

AYES: Directors Winchester, Lowe, Bordsen, Woods & Wheeler

NOES: None

ABSENT: None

ABSTAIN: None

Resolution 6-25-09-2 passed.

8. Personnel Committee Report: Directors Lowe & Bordsen reported that they had met concerning staffing issues now and in the future and based on their recommendations Director Bordsen, seconded by Director Lowe, moved to approve the hiring of one additional permanent Utility Worker I at Step I.

AYES: Directors Lowe, Bordsen & Woods

NOES: Directors Winchester & Wheeler

ABSENT: None

ABSTAIN: None

Motion passed.

9. Correspondence:

- o Memo from ACWA Region 2 Nominating Committee.
- o Memo from Attorney Bartkiewicz regarding Water Code Section 535.
- o Series of emails between Office Manager Powell, Manager Cotter & Director Bordsen.

10. Closed Session: President Winchester then announced that the meeting would go into Closed Session and any action taken would be reported when the meeting reconvened into Open Session. Items to be discussed:

- o Conference with legal counsel regarding existing litigation.
- o Consider advancement for crewmember.

11. Open Session: President Winchester then reported that a step raise was granted for employee Kevin Schrader to Utility Worker I, Step 3 retroactive to 4-24-09.

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