

**MINUTES OF THE
REGULAR BOARD MEETING
OF THE
BROWNS VALLEY IRRIGATION DISTRICT
JUNE 28, 2012**

At 5:03 pm President Lowe called the regular meeting of the Board of Directors of the Browns Valley Irrigation District to order. Directors present were Woods, Bordsen and Winchester. Director Wheeler and Winchester were absent. Also in attendance were Manager Cotter and Clerk Springsteen.

1. Minutes: The Minutes of the June 14, 2012 Regular Board Meeting were approved as presented on a motion by Director Bordsen, seconded by Director Woods. All ayes, motion passed.

2. Public Forum: Maeve Henwood inquired about the structure of public agencies.

3. Request for Hydro Test: Concerning a request by Henwood Associates for a second site for testing new generation technology and an update on the earlier request which utilizes the foot print of the small generator for testing new generation technology. Discussion only no action taken.

Director Winchester arrived (5:20)

4. Manager's Report:

Collins Lake:

The current elevation is 1,172.8 ft, which is 10.2 ft below spill. This amounts to 81.0% of storage with 40,100 Acre Feet of usable supplies. The Generator is running at 595 KW with releases of 84.6 cfs. Last year on this date the elevation was 1,180.8 ft, which is 2.2' below spill (96.6% or 47,800 Acre Feet). The Generator was running at 885 KW with releases of 116.8 cfs.

Staff Activities:

This month the Office began working through delinquent accounts and the lockup of non-paying water users. We started the month with 124 delinquent water users, but after both phone calls and mailed notices, (in that order) only 54 users were locked up. Last week saw a flurry of folks paying for their water and we now have only 11 unresolved accounts. This process brought one very important issue to light; as we move forward the District will need to be able to process payments via credit/debit cards.

Delta Stewardship Council (DSC), Sixth Draft of the Delta Plan:

It appears that the DSC staff has come up with language that mostly fixes the District's concerns with one-year water transfers with one small exception. For those transfers that do not rely on the State/Federal pumps as part of the conveyance (such as Contra Costa's diversion or the Freeport diversion, i.e. East Bay MUD) will still need to be blessed by the DSC. Since BVID has invested a significant amount of

resources to get to this point, both the attorney and staff do not feel that it is worthwhile to pursue this small issue and will let others that might be affected pick up the fight if they so desire.

Daguerre Point Dam and the NMFS Biological Opinion (BO):

We expect that the Army Corps of Engineers will be filing their comment letter on the BO in the next day or so. Meanwhile, YCWA has decided to file a 60-day Notice of Intent to sue against NMFS concerning the BO. That said; the above actions may not be enough to address the Member Unit's concerns about preserving Daguerre Point Dam. At the Member Unit's request, Mike Filice (Hallwood IC) consulted with attorney Jesse Barton concerning any timing deadlines that may be approaching. Jesse said that there are no deadlines to be concerned about and that the Member Units can wait to make a decision (to sue) after YCWA files suit, if needed. Also, we need to share in Jesse's fees as this issue moves forward.

Lower Main Ditch:

A recurring leak in the Lower Main ditch just north of Browns Valley is creating a marshy area adjacent to (and at times under) an existing home. Repacking the ditch bank has solved the leakage under the house but did not dry up the marsh. The solution will be the placement of about 150' of previously salvaged 36" CMP from the abandoned Upper Main in that section of the ditch. The pipe is currently located in the District yard.

Yuba River Conserved Water Transfer:

At a meeting earlier this week, DWR Operations stated that they are more optimistic that there might be enough capacity at the Delta Pumps to move, not only the Accord water, but also the Kern/Dudley Ridge water and the BVID Conserved Water. In addition, YCWA has a SWP and CVP operations approved release schedule of July 25th through August 9th for our transfer water. There are still concerns with water levels in the Delta so this is not a done deal, yet.

PG&E – YCWA Power Enhancement Agreement:

Curt Aikens (YCWA) informs me that PG&E has the Enhancement Agreement in their legal department for review and that PG&E staff has agreed to inquire as to the status of that Agreement.

Meetings:

Past:

- 6-18-12 through 6-22-12 Vacation.
- 6-26-12 The Operations Manager held a safety meeting on the topics of customer service and vehicle/equipment maintenance.
- 6-26-12 The Operations Manager met with Air quality Control for an inspection of the District's fuel tanks and records for those tanks.
- 6-27-12 I attended a meeting in Sacramento with MBK and Josh Horowitz (BKS) concerning next steps for the Dry Creek Recapture project.

Future Meetings:

- 7-05-12 ACWA Legislative Sub-Committee conference call.
- 7-11-12 Inspection of Virginia Ranch Dam by DSOD.
- 7-12-12 Finance Committee (Directors Wheeler & Winchester) to review the June bills.

Projects:

Past:

1. Rebuilt a service on the Sicard ditch.
2. Sprayed a section of the Sicard ditch.
3. Rebuilt and installed the flow meter for the Yuba River pumping station.
4. Continued the process of rebuilding a section of the Pumpline canal near the south ditch.
5. Cleaned and repaired the Tomahawk Trail ditch.
6. Repaired a break on the Redhill West pipeline which caused a fence to fail. We repaired the fencing as needed.
7. Completed another powerhouse generator output test.
8. Completed the BIT inspection on the dump truck and trailers.
9. Completed the delinquent payer shut off list for the Office Manager.

Future Projects:

1. Continue Spray Program weather permitting.
2. Pave the Redhill Way road edge where it was cut for pipe removal.
3. More generator output testing as the Lake elevation drops.
4. Pipe install on a leaky section of the Lower Main ditch.

5. Yuba River Conserved Water Transfer: Director Winchester seconded by Director Woods moved to accept the Agreement for Temporary Storage of Transfer Water between Yuba County Water Agency and Browns Valley Irrigation District. All ayes motion passed.

6. Director's Comments and Reports:

- President Lowe inquired about the upcoming election date deadline for 2012.
- Director Winchester inquired about the status on the winter water contract from YCWA.
- Directors Winchester and Bordsen set up a Hydro Committee meeting for Tuesday July 3, 2012 @ 10:00 AM.

7. Correspondence:

- Letter dated June 12, 2012 from North State Water Alliance to Joe Grindstaff (Executive Director, Delta Stewardship Council).

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