

**MINUTES OF THE
REGULAR BOARD MEETING
OF THE
BROWNS VALLEY IRRIGATION DISTRICT
AUGUST 12, 2010**

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

1. Minutes: The Minutes of the July 22, 2010 Regular Board Meeting were approved on a motion by Director Wheeler, seconded by Director Lowe. All ayes, motion passed.

2. Public Forum: Hal Stocker, Debbie Byrne and Charlie Sexton offered comments on the Spring Valley Project and DaGuerre Point Dam. No action taken.

3. Finance Committee Report: Directors Wheeler reported that she had reviewed the financial records for the month of July and found everything to be in order. A corrected Budget Yearly Report was submitted. Director Wheeler, seconded by Director Bordsen, moved to approve the corrected financial records for the month of July. All ayes, motion passed.

4. Manager's Report:

Collins Lake:

Current elevation is 1,168.0 ft, which is 15.0 ft below spill. This amounts to 72.5% of storage with 35,900 Acre Feet of usable supplies remaining. The Generator is running at 630 Kw with releases of 94.5 cfs. Last year on this date the elevation was 1,153.0 ft, which is 30.0 ft below spill (48.3% or 23,900 Acre Feet). The Generator was running at 500 Kw with releases of 87.8 cfs.

Staff Activities:

We sold the 1996 Ford F-250 pickup and expect to sell the 2005 Ford F-150 by the end of this month.

The District has acquired a 24" wide b&w plotter that will be most useful for printing maps for the field crew. The cost for the plotter was \$100.00.

Our eldest crewmember retired at the end of July. We have hired one of the two seasonal employees to fill that full time position.

Our crewmember that been off since March due to a non work related medical issue has been tentatively released to come back to work in September.

Water Transfers:

The releases for the Yuba River Conserved Water Transfer began on Monday August 9th and are expected to be completed on August 24th.

The Accord Groundwater Substitution Transfer pumping has pumped half of the District's allocation of 3,000 af. The District well has pumped 200 af of that well's 600 af allocation.

Ellis Pipeline:

Since the last Board meeting, the crew has installed 2,840' of 18" pipe, including a road crossing of Township Road. We have now installed 2,900' of the 8,825' for this phase.

Delta Issues:

Due to concerns about the inability to get passage of the Water Bond in this November's election, this Bond has been pulled from the ballot. However, that leaves programs and mandates from last year's water legislation that are now lacking funding. Sadly, there is an Assembly Bill, AB 2092 Delta Plan: Financing, that appears to be reaching upstream in search of funds for the Delta Stewardship Council. This bill alters the Beneficiary Pays Principle to include "Urban and agricultural water users diverting water for use within the Delta and the Delta watershed" (emphasis added). BVID is diverting water from the Delta watershed and may be hit with fees from this bill.

Car vs. Buffalo:

On February 5, 2007, a car owned by Detlef Kreher hit a buffalo on Loma Rica Road, north of Scott Grant Road. The District first heard of this accident on July 26, 2010. According to Detlef, the owner of the buffalo is now claiming that BVID left the gate open that allowed the buffalo to get onto the road. The statute of limitations for this is 6 months.

Meetings:

Past:

- 07-28-10 Director Winchester and I attended the Nevada Irrigation District Board meeting concerning a briefing on a possible Garden Bar dam for South Sutter WD.
- 07-29-10 I attended the DWR listening session concerning the components of the soon to be required Ag Water Management Plans in Sacramento.
- 07-29-10 I met with Paul Bartkiewicz and Ryan Bezerra concerning the SYRCL/NMFS lawsuit in Sacramento.
- 07-29-10 The Personnel Committee (Directors Bordsen and Lowe) met to discuss general staffing issues for the District.
- 07-30-10 I attended the ACWA Board meeting as the alternate chair for Region 2.
- 08-04-10 I met with Tim Busch and Kelly Tilford (Mead & Hunt) concerning the Dry Creek Recapture Project diversion structure and adult fish barrier.
- 08-05-10 I attended the YCWA member unit meeting at YCWA.
- 08-06-10 I participated in the NCWA Communications Committee conference call.
- 08-10-10 I attended the YCWA Board meeting concerning updating the Yuba County Ground Water Management Plan.

- 08-10-10 I met with Dennis Loo (Wells Fargo Bank) concerning the District's finances.
- 08-11-10 I participated in the ACWA Region 2 Legislative Sub-Committee conference call.
- 08-12-10 Mark Sayers and I attended a meeting with Scott Bryan (Yuba County OES) and Jerry Henry (Yuba County GIS IT) concerning a FERC requested reverse 911 calling plan for those homes inside the inundation zone of Virginia Ranch Dam.

Future Meetings:

- 08-13 thru 16-10 Family leave.
- 08-18-10 Groundwater Monitoring Program workshop in Redding.
- 08-19-10 YCWA Groundwater Management Plan update meeting at YCWA.
- 08-20-10 ACWA Region 2 Board meeting at Western Canal WD.
- 08-24-10 Accord Member Unit briefing at YCWA.

Projects:

Past:

1. Completed the asphalt work on a large patch on Quail Run Road from a previous pipeline repair.
2. Installed a new service on the Smith ditch and rebuilt a service on the Arnold ditch.
3. Repaired a main line break on the Olive Hill pipeline (24" pipe) and a break on the Redhill East pipeline.
4. Recycled 40 gallons of used motor oil.
5. Repaired a hydraulic leak on the John Deere 160 excavator.
6. Repaired the hydraulics on the CAT loader.
7. Repaired the pipe trailer lights.

Future:

1. Finish the last concrete pour in the new large shop.
2. Continue work on the Ellis pipeline.

5. Personnel Committee Report: No action taken.

6. Director's Comments and Reports: None.

7. Correspondence:

- Letter from Hal Stocker regarding Spring Valley Project and DaGuerre Point Dam.
- Letter from NCWA regarding Draft Delta Flow Criteria Report.
- Letter to Chairwoman Kehoe regarding opposition of AB #2776.
- Declarations from BVID & Keith Davis concerning SYRCL vs. NMFS.

8. Closed Session: Director Woods announced that the meeting would go into Closed Session to discuss anticipated litigation under Government Code sec. 54956.9(c). Any action taken in Closed Session would be reported when the meeting reconvened in Open Session.

9. Open Session: Director Woods announced that no action was taken in Closed Session.

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