

**MINUTES OF THE  
REGULAR BOARD MEETING  
OF THE  
BROWNS VALLEY IRRIGATION DISTRICT  
OCTOBER 13, 2016**

At 5:00 pm President Winchester called the Regular Meeting of the Board of Directors of the Browns Valley Irrigation District to order. Directors present were Bordsen, Lowe Wheeler, and Woods. Also in attendance was Manager McNally. Clerk Springsteen was absent.

**1. Minutes:** The Minutes of the September 22, 2016 Regular Board Meeting were approved on a motion by Director Lowe, seconded by Director Wheeler. Directors Bordsen, Lowe, Wheeler, Winchester, and Woods ayes. Motion passed.

**2. Public Forum:** None

**3. Finance Committee Report:** Director Bordsen reported that the Committee had reviewed the financial records for the month of September and found everything to be in order. Director Bordsen, seconded by Director Wheeler moved to approve the financial reports for the month of September. Directors Bordsen, Lowe, Wheeler, Winchester, and Woods ayes. Motion passed.

**4. The Board will discuss possible closure dates of the 2016 Irrigation Season:** After discussion, the Board consensus was to end the 2016 Irrigation Season at the first rain (October 14, 2016) with the option of providing temporary service intervals if necessary over the next several weeks.

**5. The Board will discuss various small improvement projects at the Collins Lake Recreation Area:** After discussion, the Board consensus was to allow the Collins Lake Recreation Area to proceed with the construction of a walking trail, fitness area and small road improvements at the Collins Lake property.

**6. The Board will consider a Resolution to apply for grant funding from the California Department of Water Resources for the Tennessee Ditch Hydroelectric Project:**

Director Bordsen, seconded by Director Lowe moved to approve Resolution 10-13-16-01  
President Winchester then polled the Board:

AYES: Directors Bordsen, Lowe, Wheeler, Winchester and Woods  
NOES: None  
ABSTAIN: None  
ABSENT: None  
Resolution 10-13-16-01 Passed

**7. The Board will consider authorizing Blackburn Consulting to move forward on the Virginia Ranch Dam Tunnel Inspection and Report:** Director Lowe, seconded by Director Woods moved to proceed with the work as proposed by Blackburn Consulting for the Virginia Ranch Dam Tunnel Inspection and Report. Directors Bordsen, Lowe, Wheeler, Winchester, and Woods ayes. Motion passed.

**8. Manager's Report:**

## **COLLINS LAKE STATUS**

DATE	REMAINING SUPPLY VOLUME	%	LAKE ELEVATION	DIST BELOW SPILL	RELEASES	GEN OUTPUT
<b>TODAY</b>	<b>22,790 AF</b>	<b>46.0%</b>	<b>1,151.7 FT</b>	<b>31.3 FT</b>	<b>54.4 CFS</b>	<b>218 KW</b>
1 YEAR AGO	3,520 AF	7.1%	1,117.8 FT	65.2 FT	57.2 CFS	98 KW

## **STAFF ACTIVITIES**

Kleinschmidt has completed the draft 2015 Dam Safety Surveillance and Monitoring Report (DSSMR) and the updates to the Dam Safety Surveillance and Monitoring Plan (DSSMP) as requested by FERC.

GEI has begun work on the follow up Probable Maximum Flood (PMF) study as required by FERC.

On September 28, 2016 Yuba River flows were reduced by YCWA to allow for a repair on the Narrows 2 facility. As a result, the District was unable to divert enough water through its diversion channel until YCWA resumed normal releases. Fortunately, there were no detrimental effects to our customers over that period.

## **CURRENT PROJECTS**

### **Annexation**

Staff has outstanding letters from two parcels at the southeast corner of Fruitland and Ramirez Roads. We are developing the application to submit as soon as the return deadline for those parcels has passed (October 26, 2016).

### **Peoria Pipeline**

On Thursday, September 29, 2016 the John Deere 160 excavator starting blowing thick smoke from the exhaust while working on the Peoria pipeline. On Monday, October 3, 2016 a mechanic from Pape assessed the unit and found the motor was badly damaged due to a turbo malfunction. The Manager reviewed the maintenance records with the Operations Manager and the maintenance was found to be within specifications. Staff is currently awaiting a report and estimate from Pape. To keep the project moving, the District has rented a machine in its place.

The crew expects to reach the intersection of Peoria and Township Roads by the end of the week. On Wednesday, October 12, 2016, the crew discovered that someone had pulled to spill-boards on the Duckels Ranch which resulted in several hundred feet of trench to be flooded.

Staff is preparing erosion control in several key areas in anticipation of rain.

### **Rate Study**

Staff will submit all of the anticipated cost elements, including salary study data, to Bartle and Wells by October 21, 2016 for them to run their model and present it via webinar November 1, 2016. This will be a preliminary run that will allow for adjustment as the MOU is finalized and other costs are factored. The Manager has directed that only costs associated with the critical day to day functions (salary and benefits, utilities, maintenance, legal expenses, water rights, etc.) of the District are to be

considered in the study. Other expenses, such as capital improvements and major capital purchases will remain funded by other revenues.

The planned schedule will be to initiate the Proposition 218 process in early January, with a hearing in February to establish rates in early March 2017. Public outreach will also occur throughout this timeframe.

### **Salary Study**

The Salary Study is mostly complete and the Manager is developing recommendations to bring to the Personnel Committee prior to the next Board Meeting.

### **Tennessee Ditch Hydro Project**

Staff had a conference call with NLine Energy to discuss grant opportunities. They advised of a \$19 million (possibly \$29 million at the governor's discretion) DWR Water Energy Grant. Applicants can apply for up to \$3,000,000 per project and it is their recommendation to apply for \$2.5 to \$3 million with the work to be done by June 2019. They are estimating that in order for the project to make sense financially, the District will need around \$1.5 million in grant funding. There is no match requirement for this grant and NLine is covering the expense of application under their original scope of work.

### **PAST MEETINGS**

- 09/23/16 Staff attended a conference call with NLine to discuss the Tennessee Ditch Hydro grant application process from DWR.
- 09/26/16 The Manager and Operations Manager met with Lincoln Young to discuss proposed minor capital improvement projects to the Collins Lake Recreation Area.
- 10/04/16 Staff attended a conference call with Kleinschmidt to discuss updates to the DSSMP and the 2015 DSSMR.
- 10/04/16 The Manager spoke with GEI regarding the progress of the follow-up work for the Virginia Ranch Dam PMF study.
- 10/07/16 Staff attended a conference call with NLine to discuss negotiation strategies for acquiring a necessary easement through Fish and Wildlife property.
- 10/10/16 Staff met with the California Department of Fish and Wildlife to begin discussing the terms of an easement for the Tennessee Ditch Hydro project.
- 10/11/16 The Manager met with Supervisor Randy Fletcher at the BVID Office.
- 10/12/16 Staff attended a conference call with Bartle and Wells to discuss the Rate Study.

### **UPCOMING MEETINGS**

- 10/18/16 YCWA Strategic Planning Workshop.
- 10/21/16 Meeting with Yuba County to discuss various easements, including the Peoria Pipeline, the Tennessee Ditch Hydro project and future infrastructure concerns at Sycamore Ranch.
- 10/24/16 BVID Board Meeting was moved from 10/27/2016 to 10/24/2016. Board Packets will be sent out Thursday, October 20, 2016.

## **DISTRIBUTION MAINTENANCE / OPERATIONS**

- |                 |   |
|-----------------|---|
| RECENT PROJECTS | 1. Continue the Lower Ellis pipeline.                                 |
|                 | 2. Continue mechanically cleaning the Sicard ditch.                   |
|                 | 3. Repaired a break on the Bald Mountain, Mahle, and Greer pipelines. |
|                 | 4. Repaired the fish screen brush apparatus.                          |
| FUTURE PROJECTS | 5. Continue cleaning the Sicard ditch.                                |
|                 | 6. Continue work on the lower Ellis pipeline.                         |

### **9. Director's Comments and Reports:** None

### **10. Correspondence:**

- a) Letter dated 09/23/2016 from Bartkiewicz, Kronick and Shanahan to Mr. Paul Minasian re: Cordua Irrigation Diversions;
- b) Email dated 09/29/2016 from Mr. Richard Shanahan (BKS) in response to Cordua's letter commenting on the Appeal Democrat article dated September 26, 2016;
- c) Email dated 09/29/2016 from Ryan McNally responding to Mr. Shanahan's email giving BVID's perspective;
- d) Letter dated 10/04/2016 from the State Water Resources Control Board (SWRCB) to Cordua and YCWA advising of their concurrence with YCWA's position;
- e) Letter dated 10/06/2016 from Cordua Irrigation District responding to YCWA's request for Cordua to reduce deliveries;
- f) Email dated 10/07/2016 from Curt Aikens to Charlie Mathews explaining the priority water rights on the Yuba River;
- g) Email dated 10/11/2016 from Curt Aikens to Charlie Mathews advising Cordua does not have sufficient rights to be diverting their requested amount;
- h) Letter dated 10/11/2016 from Mr. Joshua Horowitz (BKS) advising of YCWA's position to reject the proposed Groundwater Fairness Act and the legal reasons for that decision;
- i) Letter dated 10/05/2016 from Cordua Irrigation District responding to YCWA's request for Cordua to reduce deliveries;
- j) Letter dated 10/12/2016 from YCWA detailing the implications of Cordua's refusal of signing a Water Supply Agreement.

**11. Closed Session:** Update the Board and receive direction from the Board on labor negotiations involving Directors Bordsen and Lowe (Personnel Committee) and Operating Engineers #3; Government Code sections 54954.5 (f) and 54957.6.

**12. Open Session:** The Board will report any action taken in closed session: After discussion in Closed Session, the Board directed Management to return to the Union with a counter offer.

**13. Adjournment:**