

**MINUTES OF THE
REGULAR BOARD MEETING
OF THE
BROWNS VALLEY IRRIGATION DISTRICT
OCTOBER 28, 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 October 14, 2010 Regular Board Meeting were approved on a motion by Director Winchester, seconded by Director Wheeler. All ayes, motion passed.

2. Public Forum: None.

3. Finance Committee Report: Directors Winchester & Wheeler reported that they had reviewed the 2009 Financial Audit with Dianne Watts earlier. Diane presented the audit to the full board and answered questions. Director Winchester, seconded by Director Bordsen, moved to approve the 2009 Fincancial Audit, with minor corrections/clarifications, as presented. All ayes, motion passed.

4. Construction of Additional Office and Storage Space: Director Bordsen, seconded by Director Winchester, moved to approve the construction of additional office/storage space as presented as well as the purchase of an additional fire safe. Specifics to be worked out between the Operations Manager and the General Manager. All ayes, motion passed.

5. Fall Flood-Up Operations on Olive Hill Ditch: After discussion, Director Lowe, seconded by Director Bordsen, moved to deny the request for flood-up water off the Olive Hill Ditch. All ayes, motion passed.

6. Manager's Report:

Collins Lake:

Current elevation is 1,157.0 ft, which is 26.0 ft below spill (an increase of 1.4 ft since the last Board meeting). This amounts to 54.14% of storage with 26,800 Acre Feet of usable supplies remaining. The Generator is off with releases of 1.02 cfs. Last year on this date the elevation was 1,137.4 ft, which is 45.6 ft below spill (26.0% or 12,860 Acre Feet). The Generator was off with releases of 1.02 cfs.

The Collins Lake service area was turned off on Sunday October 24th and could be off for the season but might come back on if the weather dries out and warms up.

Staff Activities:

Today is the last working day for this year's seasonal employee. This program is proving to be a very cost effective construction labor solution.

Accord Groundwater Substitution Pumping:

As a result of last weekend's storm and increased flows in the Yuba River, groundwater substitution pumping was suspended last Monday. At this point we are just 29 AF short of meeting our pumping commitments for 2010. We expect to be able to resume pumping when 1) Englebright releases are back to normal and 2) river accretions diminish over the next several days such that resumption of pumping will result in reduced reservoir releases.

Ellis Pipeline:

The pipe is installed for this phase of the project is now in the final cleanup phase. We do have one service line to install but the pipeline already has a new water user connected to the line.

Sewer Line Crossing Policy:

Per the Board's action, the Policy Concerning Septic Lines Crossing District Ditches was sent to Environmental Health at the County for their concurrence. They sent it back with a few technical edits and the Policy is now in its final version. Also, this Policy will be placed in the Rules and Regulations.

Board Member Stipend Payments:

It has come to our attention that these payments need to be done with the Board members treated as employees rather than as contractors. Beginning the first of the year, W4's will be provided and deductions will be made as the quarterly payments are made.

Meetings:

Past:

- 10-15-10 I participated in the NCWA Communications Committee conference call.
- 10-15-10 I attended the ACWA Region 2 Board meeting at Western Canal WD.
- 10-18-10 Directors Winchester, Wheeler and Woods and I attended the LAFCO sponsored AB 1234 Ethics Training in Marysville.
- 10-19-10 I met with Scott Woods (JPIA) concerning Workers Compensation.
- 10-20-10 Director Winchester and I attended the Member Unit meeting at YCWA.
- 10-20-10 I attended a meeting with Monty Johnson and Bruce Barnett (Equa Engineering) and Al Kashikar in Marysville concerning the possible piping of a portion of BV Main ditch.
- 10-21-10 The Pipeline Committee (Directors Bordsen & Winchester) met to discuss a possible pipeline to the O'Brien Ranch.
- 10-21-10 The Spring Valley Project Committee (Directors Winchester & Bordsen) met to discuss the draft Will Serve Letter and draft Funding Agreement.
- 10-21-10 The Executive Committee (Directors Winchester & Woods) met to discuss draft policy on the disposal of unclaimed property.

- 10-22-10 I attended a meeting with Diane Watts (Auditor) to review the draft 2009 Audit.
- 10-25-10 Tony Ward and I met with Reza Kashikar concerning the possible piping of a portion of BV Main ditch.
- 10-26-10 I met with Steve McKanna and Fernando Carvallo (Pacific Rim Energy) concerning possible hydroelectric generation within the District.
- 10-26-10 I met with Andrew Coolidge (PR) concerning the next BVID Newsletter.
- 10-27-10 Director Winchester attended a meeting at Yuba County Planning concerning the draft General Plan Update.
- 10-28-10 I attended a meeting with Mike Bailey and Tim Snellings (Yuba County) concerning the Dry Creek Recapture Project.
- 10-28-10 The Finance Committee (Directors Wheeler and Winchester) met to review the 2009 Audit.

Future:

- 11-04-10 Yuba Regional Water Management group meeting at YCWA.
- 11-08-10 Accord Member meeting at YCWA.
- 01-13-11 Board Workshop with Dale Johnson concerning the History of BVID as it relates to PG&E.*

Projects:

Past:

1. Repaired a blowout on the Bald Mountain pipeline.
2. Installed two services on the Bald Mountain pipeline and one on the Ellis pipeline.
3. Repaired a broken service on the Duckels pipeline.
4. Repaired two breaks and rebuilt a service on the Sandy Way pipeline.
5. Installed the buoys at Collins Lake.
6. Rebuilt the GIS computer and upgraded the operating system.

Future:

1. Finish the last concrete pour in the new large shop.
2. Begin the expansion and upgrade of the Spring Glen extension.
3. Return to the head of the Sicard ditch to rebuild the head works and piped section.

7. Pipeline Committee Report: No action taken.

8. Spring Valley Project Committee Report: No action taken. A letter from Hal Stocker was presented by Charlie Sexton.

9. Executive Committee Report: Director Winchester and Director Woods reported the proposed revision to the District Rules & Regulations concerning the Disposal of Unclaimed Property, Article 6.3 (attached). Director Winchester, seconded by Director Lowe, moved to approve the language presented. All ayes, motion passed.

10. Collins Lake Semi-Annual Report, 2010-2011: Director Wheeler, seconded by Director Lowe, moved to approve the Collins Lake Semi-Annual Report for 2010-2011 as presented. All ayes, motion passed.

11. Resolution Supporting ACWA Policy Principles on Implementation of State and Federal Endangered Species Act: Director Bordsen, seconded by Director Lowe, moved to adopt Resolution 10-28-10-01 Supporting ACWA Policy Principles on Implementation of State and Federal Endangered Species Act. President Woods then polled the Board:

AYES: Directors Winchester, Lowe, Bordsen, Woods, Wheeler
NOES: None
ABSENT: None
ABSTAIN: None

Resolution 10-28-10-01 passed.

12. November & December Board Meeting Dates: Director Bordsen, seconded by Director Lowe, moved to adjust the November & December 2010 Regular Board Meetings as follows:

- Cancel the November 25th and December 23rd Regular Board Meetings.
- Move the November 11th Regular Board Meeting to Tuesday 9th.
- Move the December 9th Regular Board Meeting to Wednesday 15th.

All ayes, motion passed.

13. Director's Comments and Reports: None.

14. Correspondence:

- Letter to Dan Cucchi regarding comments on the Draft Yuba County 2030 General Plan Update.
- Letter from NCWA regarding no new fees.
- Letter from ACWA announcing BVID as winner of 2010 Outreach Recognition Award- Region 2.
- Collins Lake 2010-2011 Semi-Annual Report.
- Letter to Board of Directors from Hal Stocker.
- Letter from Yorba Linda Water District regarding Amicus Curiae Letter Assistance.

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