

**MINUTES OF THE
REGULAR BOARD MEETING
OF THE
BROWNS VALLEY IRRIGATION DISTRICT
DECEMBER 15, 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, Attorney Horowitz and Clerk Powell.

1. Minutes: The Minutes of the November 9, 2010 Regular Board Meeting were approved on a motion by Director Wheeler, seconded by Director Winchester. All ayes, motion passed.

2. Public Forum: None.

3. Finance Committee Report: Directors Winchester & Wheeler reported that they had reviewed the financial records for the month of November and found everything to be in order. Director Wheeler, seconded by Director Lowe, moved to approve the financial reports for the month of November. All ayes, motion passed.

4. Manager's Report:

Collins Lake:

Current elevation is 1,157.6 ft, which is 25.4 ft below spill (an increase of 0.6 ft since the last Board meeting). This amounts to 54.86% of storage with 27,160 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.

Staff Activities:

One of our newer crewmembers passed his Class A drivers license test.

Accord Groundwater Substitution Pumping:

The District has reached its pumping allocation of 3,000 acre feet for the 2010 groundwater substitution transfer. However, due to bureaucratic issues from the buyers, no payments have yet to be made to the pumpers. This payment issue needs to be addressed prior to the next groundwater substitution transfer.

It appears that the groundwater pumping concerns (during groundwater substitution transfers) on the Bacon Ranch may be at least in part, attributable to BVID. There may be mitigation costs that we may have to help cover to keep the Bacon Ranch whole.

Colgate Powerhouse Tour:

YCWA has offered to provide a tour (including lunch) of the Colgate Powerhouse on the morning of November 19th for the member unit water districts. A confirmation of the number of those attending will need to be provided to YCWA by the end of the week.

LAFCO Sphere of Influence:

LAFCO finalized the Sphere of Influence map for the District at its November 3rd meeting. This now allows the District to move forward with the cleanup annexation that we have wanted to complete.

Tennessee Creek Hydroelectric Project:

Kleinschmidt has completed the overall site layout, plan and profile for the penstock (on a conceptual level) using available topographic information and the proposed routing provided and are completing the intake design and layout. They also have the turbine dimensions for the powerhouse and are working on that layout.

Meetings:

Past:

- 11-02-10 I attended a meeting with Curt Aikens and Scott Matyac (YCWA) and Mike Filice (Hallwood I.C.) to discuss the Accord pumping payment schedule.
- 11-03-10 I met with Mead and Hunt to discuss the intake structure for the Dry Creek Recapture Project.
- 11-03-10 I attended the LAFCO Commission meeting in Marysville concerning the Sphere of Influence map for BVID.
- 11-04-10 I attended the Yuba Regional Water Management group meeting at YCWA.
- 11-08-10 I attended the Accord Member Unit meeting at YCWA.
- 11-09-10 The Finance Committee (Directors Wheeler and Winchester) met to review the October bills and to discuss the recommendations from the 2009 Audit.

Future:

- 11-10-10 Spring Valley Project Committee (Directors Bordsen and Winchester) meeting.
- 11-11&12-10 Holiday and vacation day.
- 11-16-10 Meeting with RD-10 growers at YCWA.
- 11-16-10 Northern Sacramento Valley Water Forum "New In-Stream Flow Criteria, More Water Flowing North to South" meeting in Chico.
- 11-19-10 YCWA groundwater workshop.
- 11-19-10 YCWA tour of Colgate Powerhouse.
- 11-19-10 Ramirez WD Board meeting at YCWA.

- 11-29-10 ACWA JPIA Board meeting in Indian Wells.
- 11-30-10 through 12-03-10 ACWA Fall Conference in Indian Wells.
- 12-08-10 Yuba Regional Water Management group meeting at YCWA.
- 12-15-10 Finance Committee (Directors Wheeler and Winchester) meeting.
- 01-13-11 Board Workshop with Dale Johnson concerning the History of BVID as it relates to PG&E.*

Projects:

Past:

1. As part of the cleanup and move out of the Ellis pipeline, we installed two wharf valves and a blow off valve.
2. Moved in to the head of the Sicard ditch, including; the John Deere 160 excavator, the 30” ductile iron pipe, other equipment and con-mix.
3. Installed some new platform boards at the Yuba River pumping station.
4. Dug three inspection pits at the Sycamore Ranch Campground for the Dry Creek Recapture Project.
5. Cleaned a section of the Heintzen Ditch.

Future:

1. Finish the last concrete pour in the new large shop.
2. Begin the expansion and upgrade of the Spring Glen extension.

5. Spring Valley Project Committee Report: Director Bordsen, seconded by Director Lowe, moved to renew the Funding Agreement for Spring Valley Development Project and Will Serve Letter. All ayes, motion passed.

6. Detachment of a portion of APN 05-34-03 (Kirkpatrick): Director Bordsen, seconded by Director Winchester, moved to accept the detachment of a portion of APN 05-34-03 (Kirkpatrick) in concept, contract subject to review by the District’s attorney. All ayes, motion passed.

7. District’s Participation in the (Accord) Mitigation of the Bacon Ranch Wells:
Tabled, no action taken.

8. 2011 Rate Schedule for Collins Lake: Director Winchester, seconded by Director Wheeler, moved to approve the 2011 Rate Schedule for Collins Lake as presented. All ayes, motion passed.

9. Director’s Comments and Reports: None.

10. Correspondence:

- Letter from Paul Minasian regarding Kirkpatrick property 05-340-003.
- Letter from Collins Lake regarding 2011 rates.

- Letter from the Army Corps of Engineers regarding final Environmental Assessment for the Lower Yuba River Gravel Augmentation Project.
- Multiple letters to/from Hal Stocker regarding Spring Valley Project.
- Memo from Manager Cotter regarding ACWA Conference.
- Letter from Collins Lake regarding capital improvements.
- Letter from Bartkiewicz, Kronick & Shanahan regarding 2011 rates.

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