

**MINUTES OF THE
REGULAR BOARD MEETING
OF THE
BROWNS VALLEY IRRIGATION DISTRICT
FEBRUARY 12, 2009**

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

Minutes: The Minutes of the January 29, 2009 Regular Board Meeting were approved on a motion by Director Wheeler, seconded by Director Lowe, all ayes, motion passed.

Public Forum: None.

Discussion of Committee Assignments for 2009: Discussion only, no action taken.

Finance Committee Report: Directors Wheeler and Winchester of the Finance Committed reported that they had reviewed the January financial records and found everything to be in order. Director Wheeler, seconded by Director Woods, moved approve the January Financial Report. All ayes, motion passed.

Collins Lake Drought Update: Discussion only on current conditions of the lake, no action taken.

Manager's Report:

Collins Lake:

Current elevation is 1,136.7 ft, which is 46.3 ft below spill. The Generator is off with releases of 1.0 cfs. Last year on this date the elevation was 1,157.1 ft, which is 25.9 ft below spill. The Generator was off with releases of 29.0 cfs.

Staff Activities:

Leroy Mossi is scheduled for a revaluation for his shoulder at the end of February.

Ken Hugg is recovering from hernia surgery and is expected to be out for another 4 weeks.

Tony Ward held a safety meeting on the topics pesticide safety training and snake bite safety.

District Outreach:

A press release that coordinates with the recently published newsletter has been sent to the various newspapers in the area in hopes of adding to the exposure that we need for the ongoing drought.

Dry Creek Recapture Project:

We are working on the response to the comments we received on the CEQA Notice of Intent for the Mitigated Negative Declaration of the Dry Creek Recapture Project and expect to have them done in the next few weeks.

Accord Groundwater Pumping:

There are up to three (3) additional pumpers that may sign up to be part of this program (for a total of 6, counting the BVID well). They collectively bring another 2,610 AF of pumping capacity for a total of 6,390 AF. Our allocation is 6,900 AF, so we will still be under our limit if they all come on board. The concern goes to how to allocate the second of two annual payments for Schedule 6 pumping (our share is only 3,450 AF).

Meetings:

Past:

- 02-02-09 I attended the Ag Water Management Council meeting in Sacramento.
- 02-03 through 05-09 Mark Sayers attended the ESRI GIS conference in Sacramento.
- 02-03-09 Director Wheeler attended the YCWA Board meeting in Marysville.
- 02-03-09 I attended the accord member unit meeting in Marysville.
- 02-04-09 Tony Ward and I attended the California's Water Crisis Forum in Colusa.
- 02-05-09 I attended the 2009 Drought Water Bank meeting in Sacramento.
- 02-06-09 Directors Wheeler, Winchester and I attended the NCWA Annual meeting in Yuba City.
- 02-11-09 I participated in the ACWA Region 2 Legislative Committee conference call.
- 02-12-09 The Finance Committee (Directors Wheeler and Winchester) met to review the January bills.

Future Meetings:

- 02-17-09 Vacation day.
- 02-19-09 JPIA inspection.
- 02-19-09 2009 Drought Water Bank meeting in Sacramento.

Projects:

Past:

1. Completed the removal of the temporary lift station and the associated pipeline from Saddleback Ranch.
2. Rebuilt two services on the Two Handy pipeline and one on the Arnold ditch.

3. Repaired a sprocket assembly on the Yuba River fish screen brushes.
4. Set up the Pumpline Canal for winter flows and set the control structure west of Ahart Slough for winter.
5. Began Powerhouse annual maintenance and cleaning.
6. Completed the installation of a main line valve and a short section of piping on the Valley of the Eagle/Monument trail intertie.
7. Ordered the pump column for the Saddleback lift station.

Future:

1. Continue the Valley of Eagles/Monument Trail intertie conditions permitting.
2. Rebuild the DD service on the Pumpline Canal.
3. Install the new lift station at Saddleback Ranch.
4. Rebuild the R-Line ditch.

Reconsider a request to allow water from Cordua ID to be utilized on a District parcel: Director Lowe, seconded by Director Wheeler, moved to permit Gary Miller to use Cordua ID water on his parcel in 2009, subject to the following conditions: (1) Miller pays the BVID administrative fee and purchases 25 acre-feet of water from BVID; (2) Miller must re-petition BVID in subsequent years, conditioned on BVID's right to revoke the agreement effective the following irrigation season. All ayes, motion passed.

Discuss Solution to the Dozer Road on the East Side of Collins Lake: Discussion only, no action taken.

Water Conservation Resolution: Director Lowe, seconded by Director Bordsen, moved to adopt Resolution 09-02-12-01 Declaring an Intent to Retain Control of Conserved Water. President Winchester then polled the Board:

AYES: Directors Winchester, Lowe, Bordsen, Woods, Wheeler

NOES: None

ABSTAIN: None

ABSENT: None

Resolution 09-02-12-01 adopted.

Consider a Feasibility Study to bring water from Bullards Bar Reservoir to Collins Lake: Item tabled until preliminary elevation and distance measurements can be made.

Delta Vision Process & Issues: Discussion only, no action taken.

Correspondence: None.

Closed Session: President Winchester announced that the meeting would go into Closed Session to have a conference call with legal counsel regarding existing litigation. Any

action taken in Closed Session would be reported when the meeting reconvened into Open Session.

Open Session: President Winchester reconvened the meeting into Open Session and reported that there was no action taken in Closed Session.

Adjournment: There being no further business before the Board, President Winchester adjourned the meeting