

**MINUTES OF THE
BOARD MEETING
OF THE
BROWNS VALLEY IRRIGATION DISTRICT
AUGUST 14, 2008**

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

Minutes: The corrected Minutes of the July 24, 2008 Regular Board Meeting were approved on a motion by Director Wheeler, seconded by Director Lowe, all ayes, motion passed.

Public Forum: Dave Stipp of Arechar Court inquired about the on/off schedule in the Collins Lake service area. No action taken.

Finance Committee Report: Directors Wheeler & Winchester reported that they had reviewed the July financial records and found them to be in order. Director Wheeler, seconded by Director Winchester, moved to approve the July financial records. All ayes, motion passed.

Tax Rate Resolution: Director Wheeler, seconded by Director Lowe, moved to adopt Resolution 08-14-08-02 to set the 2008-2009 Tax Rate at ten cents per each \$100 of assessed valuation of the taxable land in the District. All ayes, motion passed. President Winchester then polled the Board:

AYES: Directors Lowe, Woods, Wheeler, Winchester

NOES: None

ABSTAIN: None

ABSENT: Director Bordsen

Resolution 08-14-08-02 passed.

Collins Lake Drought Update: No action taken.

Resolution 8-14-08-01 to Adopt CEQA Negative Declaration: Director Lowe, seconded by Director Wheeler, moved to approve Resolution 8-14-08-01 to adopt a CEQA Negative Declaration for the 2008 Temporary Water Transfer to Santa Clara Valley Water District. All ayes, motion passed. President Winchester then polled the Board:

AYES: Directors Lowe, Woods, Wheeler, Winchester

NOES: None

ABSTAIN: None

ABSENT: Director Bordsen

Resolution 08-17-08-01 passed.

Conserved Water Transfer: Director Wheeler, seconded by Director Winchester, moved to approve the Conserved Water Transfer agreement with Santa Clara Valley Water District (attached). All ayes, motion passed.

Manager's Report:

Collins Lake:

Current elevation is 1,140.7 ft, which is 42.3 ft below spill. The Generator is running at 455 Kw with releases of 100 cfs. Last year on this date the elevation was 1,148.5 ft, which is 34.5 ft below spill. The Generator was running at 550 Kw with releases of 110 cfs.

LAFCO Sphere of Influence:

Now that the Yuba County LAFCO Municipal Service Review is complete, the Sphere of Influence process can get begin. One of the issues that will be dealt with is the overlap in district boundaries between BVID and North Yuba WD (formerly known as Yuba County WD). There is also a small area in the southwestern area of BVID that can only be served by Cordua ID that should be addressed.

State Water Bond/Delta Vision:

The "Safe, Clean, Reliable, Drinking Water Supply Act of 2008" and the Delta Vision are becoming blurred together and as such, are creating the potential for a perfect storm for northern California water rights holders. The Public Policy Institute has added a third leg to this issue by producing a Power Point presentation that calls for "upstream diverters (to) contribute funds/water for ecosystem".

GIS Purchases:

A new computer (from Dell) and additional software (from ESRI, the GIS software company) has been purchased for Mark Sayers' desk. These upgrades will increase the GIS/Planner's efficiency through a faster computer and better tools to get tasks done. Both of these purchases are part of this year's budget.

PG&E Request:

PG&E is considering the suggestion from the District that they access their requested staging area (east end and south of the Dam) via the east side of Collins Lake and not the Dam. I have informed Eric Johnson, the major landowner on that side of the Lake of this notion and he is working with PG&E to try to put something together.

Accord Groundwater Substitution Transfer Pumping:

The District has received the first half payment from YCWA for the Groundwater Substitution Transfer and has prepared checks to the (two) pumpers for the water that they have pumped through the end of July. The remaining funds will be used for monthly payments for amounts pumped.

Meetings:

Past:

- 07-25-08 I attended the ACWA Board meeting (representing Region 2) in Sacramento.
- 07-29-08 The Ad Hoc Committee (Directors Bordsen and Woods) met to discuss water rate policy.
- 07-31-08 I attended the Accord Management (Executive) Committee meeting at YCWA.
- 08-08-08 The Ad Hoc Committee (Directors Winchester and Wheeler) met to interview two potential public relations firms.
- 08-12-08 Director Winchester and I attended the Accord Management Committee meeting at YCWA.
- 08-13-08 I attended the ACWA Region 2 meeting in Redding.
- 08-14-08 I met with the Division of Safety of Dams to inspect the Virginia Ranch Dam.

Future Meetings

- 08-19/20-08 Out for a medical procedure.
- 08-22-08 Dudley Ridge WD (Dale Melville) here for a tour of the District.
- 08-25-08 Delta Vision workshop in Chico.

Projects:

Past:

1. Sprayed the Lambert ditch and the lower section of the Sicard ditch.
2. Audited the Lone Tree pipeline and several services throughout the District.
3. Changed the oil in the rented diesel pumps.
4. Completed the large shut off list from Carey.
5. Dealt with the on/off water schedule.
6. Finished rebuilding the brush mechanism on the Fish Screens.
7. Removed coble stones that had built up in front of the Fish Screens.
8. Mechanically cleaned the Olive Hill ditch and a section of Heintzen ditch.
9. Tony held a safety meeting that included a video on good customer relations.
10. Tony Ward, Leroy Mossi, and Dan Ward attended a pesticide continuing education meeting in Yuba City on 8-6-2008.
11. Repaired a break on the Redhill West pipeline.
12. Repaired leaks on the Sicard and Palomine ditches.
13. Repacked two sections of the Lower Main ditch and a section of the Harding Canal.

Future:

1. Continue spot spraying the right of ways heat and wind permitting.
2. Police the District for over users and chase water up ravines.
3. Repair the leak at the head of the Rancho Loma Rica pipeline.

Correspondence:

- o NCWA letter to Phil Isenberg regarding Delta Vision Strategic Plan
- o Memo from NCWA regarding Bond Initiatives
- o ACWA email regarding “Gifts to an Agency” reporting.

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 no action was taken.

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