



1036 West Main Street, Grass Valley, CA 95945
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Web Site: www.nidwater.com

Chris Bierwagen, President – Division II
Laura L. Peters, Vice President – Division IV
Ricki Heck – Division I
Karen Hull – Division III
Rich Johansen – Division V

AGENDA

**THE NEVADA IRRIGATION DISTRICT BOARD OF DIRECTORS WILL MEET
IN REGULAR SESSION AT THE DISTRICT'S BOARD ROOM LOCATED AT
1036 WEST MAIN STREET, GRASS VALLEY VIA VIDEO-TELECONFERENCE
AT 9:00 A.M. ON APRIL 28, 2021**

Note: Pursuant to the Governor's Executive Order N-29-20, and given the state of emergency regarding the threat of COVID-19, this meeting will be made available for public participation via video-teleconference.

The public is invited to attend this meeting online or via phone. Use the link below to join Zoom. If your computer has a microphone, it should be possible to both listen to and participate in the meeting through Zoom. If you do not have a microphone or a headset with a microphone that plugs into your computer via USB port, you will need to call the toll-free telephone conference line to listen and comment, although you still should be able to view the meeting materials on Zoom. Please do not simultaneously use a microphone through Zoom and the telephone conference line, as it results in audio problems for all participants.

Meeting Information

Please click the following to join the webinar:

<https://us02web.zoom.us/j/84745562434>

To join audio using telephone:

(669) 900-6833 or (346) 248-7799 or (253) 215 8782

Webinar ID: 847 4556 2434

iPhone One-tap access: US: +16699006833,,84745562434# or +12532158782,,84745562434#

Public Comment: The Board Chair will call for public comment throughout the meeting. To provide public comment when prompted, Press *9 to raise your hand. Pressing *9 again will lower your hand.

Please Note:

District Policy 2200 strictly prohibits employees, consultants, visitors or anyone else on District premises or engaged in a District-related activity, from behaving in a violent or threatening manner; this includes bullying or unreasonable behavior that demeans, intimidates or humiliates others, and causes disruptions in the boardroom.

District Board Policy 5030 states that disruption of any of the meetings of the Board of Directors shall not be permitted. Disruptive conduct includes the use of personal electronic devices, such as cell phones, tablets or other electronic devices.

CALL THE MEETING TO ORDER

- Pledge of Allegiance
- Roll Call

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TIME CERTAIN GENERAL ORDER at 9:05 a.m.:

1. [Consider General Manager Employment Agreement with Jennifer L. Hanson](#)

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PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA *

Please limit comments to three (3) minutes per person

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INFORMATIONAL ITEMS (no action will be taken)

- A. [Department Updates](#)

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CONSENT AGENDA

2. Approve [the Minutes](#) of the special meeting on April 9, 2021
3. Approve [the Minutes](#) of the regular meeting on April 14, 2021
4. Approve [the Minutes](#) of the special meeting on April 16, 2021
5. [Resolution of Appreciation](#): Adopt Resolution No. 2021-10 (Resolution of Appreciation – Bob MacDonald)
6. [Ridge Village Waterline Extension Conveyance Agreement](#): Approve Conveyance Agreement with John Roth for installation of approximately 1,919 lineal feet of 8-inch pipe, and all appurtenances to serve Nevada County parcels 008-050-005, 008-060-016 & 008-060-031, creating 35 new lots

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GENERAL ORDERS

7. [NID Internal Compliance Program 2020 Annual Risk & Compliance Assessment Reports and Self-Certification Requirement Summary](#): Receive and file the NID 2020 Annual Risk Assessment Reports and the NID NERC Compliance Assessment Report for 2020, as prepared in accordance with the District’s Internal Compliance Program
8. [Self-Generation Incentive Program \(SGIP\) Battery Project \(FATR #2520\) Energy Services Agreement](#): Approve an Energy Services Agreement with Golden State Renewables (GSR) for the E. George Water Treatment Plant, Loma Rica Water Treatment Plant, and Norlene Pump Station, authorize the Interim General Manager to execute the appropriate documents, and direct staff to continue to provide support to GSR for the implementation of the SGIP Battery Project
9. [Water Supply Update / Drought Declaration](#): Receive an update on current and forecasted water supply conditions and adopt Resolution No. 2021-11 (Declaring a Drought Within the District’s Service Boundary, and Adopting Stage I Drought Contingency Plan Procedures), declaring a Stage 1 Drought per the Districts Water Shortage Contingency Plan

10. [Loma Rica Ranch Subdivision Capacity Fees \(FATR #2543\)](#): Consider a request for a variance of Section 10.07 of the District's Rules and Regulations pertaining to the prepayment of capacity fees for the Loma Rica Ranch Subdivision, and direct staff as appropriate
11. [Liens for Delinquent Water Accounts](#): Provide direction to staff regarding the collection of delinquent water accounts through the County tax roll process as has been past practice
12. [Letter Agreement Regarding Deer Creek Asset Sale and Purchase Agreement](#): Adopt Resolution No. 2021-12 (Approval of Letter Agreement Regarding Deer Creek Asset Sale and Purchase Agreement), and authorize the Interim General Manager to execute the appropriate documents
13. [Application to the 2021 Immediate Action Wildfire and Forest Resilience Directed Grant Program](#): Adopt Resolution 2021-13 (Approving the Application for Grant Funds for the Immediate Action Wildfire and Forest Resilience Directed Grant Program 2021 Sierra Nevada Conservancy Watershed Improvement Program), and authorize the Interim General Manager to execute the appropriate documents
14. [Warrants, Projects & Facilities, Investment Report](#): Approve the Check Register, and receive and file the Project & Facility and Investment Transaction Reports for the period ending April 19, 2021

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INTERIM GENERAL MANAGER'S REPORT:

The Interim General Manager will provide a report on current activities within the District of interest to the public and the Board. Items to be discussed by the Interim General Manager will be conditions of current water supply and water sales, legislative or regulatory items of interest not yet requiring action, and public affairs activities occurring within the District directly or indirectly involving District operations.

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BOARD OF DIRECTORS' ITEMS / REPORTS:

Directors may provide brief reports on meetings, conferences, and seminars attended by the Directors of interest to the District and the public. Directors may also report on community comments and activities of interest.

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PUBLIC COMMENT ON ITEMS TO BE CONSIDERED IN CLOSED SESSION

CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation.

Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Government Code section 54956.9. One case.

CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL - Pending Litigation.

(Government Code 54956.9 (d)(1).) *Water Audit California v. Nevada Irrigation District*. Third District Court of Appeal, Case No. C092877.

CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL – Pending Litigation.

(Government Code 54956.9 (d)(1).) *Bay-Delta Proceedings, including the California WaterFix (or Delta Conveyance Project), the associated environmental document and change petition before the State Water Resources Control Board and the planned update to the Bay-Delta Water Quality Control Plan.*

ADJOURN

The next meeting of the Board of Directors will be held on **May 12, 2021 at 9:00 a.m.** at the District's Business Center located at **1036 West Main Street, Grass Valley, California.**

Next NID Resolution No. 2021-10

Next NID Ordinance No. 2021-01

SUMMARY OF ITEMS ON THE BOARD OF DIRECTORS' AGENDAS

CONSENT AGENDA: The Consent Agenda consists of those items which are routine, and it is approved by one motion of the Board adopting the Consent Agenda and authorizing the appropriate actions. Should any member of the Board, staff, or public wish to discuss any item appearing thereon, the item should be removed from the Consent Agenda and discussed immediately after the approval of the Consent Agenda.

- * **PUBLIC COMMENT:** Members of the public shall be allowed to address the Board of Directors on items which are of interest to the public and which are within the jurisdiction of the Board, before or during the Board's consideration of the item; however, no action shall be taken on any item not appearing on the agenda unless otherwise authorized by the Board pursuant to Government Code Section 54954.2(b). The Board limits public comment time.

GENERAL ORDERS: General Orders include those items of regular District business which have not been referred to a Board committee and which will be presented with a recommendation or for consideration by the General Manager or District staff.

GENERAL MANAGER'S REPORT: The General Manager will provide a report on current activities within the District of interest to the public and the Board. Items to be discussed by the General Manager will be conditions of current water supply and water sales, legislative or regulatory items of interest not yet requiring action, and public affairs activities occurring within the District directly or indirectly involving District operations.

Any matters requiring immediate action by the Board of Directors, which have not been placed on the Agenda, shall be taken up under the heading of General Manager's Report after all other matters are considered. The Board shall cause such matters to be placed on the Agenda for future meetings of the Board unless the matter requires immediate action by the Board, in which case the Board may take action as set forth in the Government Code.

BOARD OF DIRECTORS' ITEMS / REPORTS: Directors may provide brief reports on meetings, conferences, and seminars attended by the Directors of interest to the District and the public. Directors may also report on community comments and activities of interest.

The Boardroom is accessible to persons with disabilities. Requests for Assistive Listening Devices or other considerations should be made 72 hours in advance of the meeting through the Board Secretary's Office at (530) 273-6185.

In accordance with Government Code Section 54957.5(b)(2), copies of the Agenda, and any writings in connection with open session agenda items, are available for public inspection during normal business hours at the office of the Board Secretary located at 1036 West Main Street, Grass Valley, CA.

This agenda has been posted at the District's Business Center at 1036 West Main Street, Grass Valley, California in the Main Lobby, the Boardroom Lobby, and the outdoor bulletin board of the East Annex, by 5:00 p.m. on April 23, 2021. This agenda has also been posted on the District's web site (www.nidwater.com).