

A meeting of the Walker River Irrigation District (WRID) Board of Directors was held on October 7, 2020. The meeting was called to order at 10:00 AM at the District Board Room, 410 N. Main St, Yerington, Nevada by President SNYDER.

Present:

Jim SNYDER	President
Marcus MASINI	Vice President
Richard NUTI	Treasurer
David GIORGI	Director, via Zoom
Dennis ACCIARI	Director
Robert BRYAN	General Manager
Gordon DePAOLI	Legal Counsel, via Zoom
Jessica HALTERMAN	Secretary

Public Present:

Joanne Sarkisian, USBWC	Taylor Thomas, USBWC	Ed Ryan, SV/MVCD
Chris Passas, via Zoom	Don Weirauch, via Zoom	Silas Adams, WBC

1. Public Comment
None presented.

2. Roll Call and Determination of Quorum
All members were present with Director GIORGI and Counsel DePAOLI on Zoom.

3. Consideration of Minutes of the September 8, 2020 Regular Meeting
Treasurer NUTI made a motion to accept the minutes; Vice President MASINI offered a second. The vote was called for and passed.

4. Water Master's Report
Joanne SARKISIAN reported the current reservoir levels are Bridgeport at 8,427 acre-feet (20% capacity) and Topaz at 7,941 acre-feet (21% capacity). Joanne is delivering 57 cfs system wide today. The demand is slowing down. Joanne predicts the reservoirs to be approximately 14-15% full at the end of the season. The Tribe turned off on September 23rd and the current priorities are 1863 on the East and 1862 + 1/2 of 1863 on the West.

5. Staff Reports:

A. Treasurer's Report

Treasurer NUTI reported as of September 30, 2020:

Cash in Checking	\$ 293,093.71
Cash in Money Market	\$1,084,421.97
Cash in CDs	<u>\$ 749,661.39</u>
Total	\$2,127,177.07

CD balances as of 9/30/2020 are listed in the packet. Vice President MASINI inquired about the difference in CD amounts on the Balance Sheet and the CD breakdown; Secretary HALTERMAN advised the Balance Sheet does not show the earned but not paid interest that the breakdown shows. The interest will be paid upon maturity of the CD.

B. Consideration of Bills and Payroll for payment

September 2020 Bills & Payroll

<u>Check Number</u>	<u>Effective Date</u>	<u>Vendor Name</u>	<u>Check Amount</u>
121626	9/8/2020	Sticks and Stones Buildings Material	\$ 680.11
121627	9/8/2020	MBK Engineers	\$ 1,754.00
121628	9/8/2020	True Value	\$ 32.91
121629	9/8/2020	PDM Steel Service Centers, Inc.	\$ 4,688.91
121630	9/8/2020	Public Employees' Benefits Program	\$ 870.23
121631	9/8/2020	Purchase Power / Pitney Bowes	\$ 301.50
121632	9/8/2020	Quill	\$ 156.96
121633	9/8/2020	NV Energy	\$ 438.34
121634	9/8/2020	Southwest Gas Corporation	\$ 38.26
121635	9/8/2020	Standard Insurance Company	\$ 242.47
121636	9/8/2020	Wells Fargo Card Services Payment	\$ 4,850.32
121637	9/8/2020	Xerox Financial Services	\$ 139.44
121638	9/14/2020	PERS Administrative Fund	\$ 7,680.31
121639	9/14/2020	Ameritas Life Insurance Corp	\$ 907.60
121640	9/14/2020	Giomi, Inc.	\$ 34.76
121641	9/14/2020	AT&T	\$ 155.61
121642	9/14/2020	John Deere Credit	\$ 6.66
121643	9/14/2020	Lyon County Recorder	\$ 30.10
121644	9/14/2020	O'Reilly Automotive, Inc.	\$ 347.16
121645	9/14/2020	Quill	\$ 66.98
121646	9/14/2020	NV Energy	\$ 313.97
121647	9/14/2020	Wild West Chevrolet	\$ 18.03
121648	9/14/2020	D & S Waste Removal	\$ 40.00
121649	9/14/2020	Desert Research Institute	\$ 18,026.39
121650	9/14/2020	Charter Communications	\$ 212.32
121651	9/28/2020	AFLAC	\$ 35.70
121652	9/28/2020	ABILA Dept 3303	\$ 373.28
121653	9/28/2020	Ferguson Enterprises, Inc. 1423	\$ 6,280.26
121654	9/28/2020	AT&T Mobility	\$ 116.23
121655	9/28/2020	NAPA AUTO & TRUCK PARTS	\$ 509.37
121656	9/28/2020	Mason Valley Equipment	\$ 130.50

121657	9/28/2020	MBK Engineers	\$	3,779.00
121658	9/28/2020	MF Barcellos	\$	1,694.63
121659	9/28/2020	Mono County Tax Collector	\$	38,178.18
121660	9/28/2020	Municipal Treatment Equipment Inc.	\$	11,757.00
121661	9/28/2020	Pitney Bowes Global Financial	\$	212.02
121662	9/28/2020	Quill	\$	1,705.93
121663	9/28/2020	Jim Menesini Petroleum	\$	103.18
121664	9/28/2020	NV Energy	\$	2.86
121665	9/28/2020	Alhambra	\$	340.22
121666	9/28/2020	Standard Insurance Company	\$	242.47
121667	9/28/2020	U.S. Geological Survey	\$	13,502.00
121668	9/28/2020	Verizon Wireless	\$	492.67
121669	9/28/2020	Vision Service Plan - Nevada	\$	162.25
121670	9/28/2020	Woodburn & Wedge	\$	76,114.03
121671	9/28/2020	HomeTown Health	\$	7,244.09
121672	9/28/2020	D & S Waste Removal	\$	203.64
121673	9/28/2020	Sierra Office Solutions	\$	197.46
PAYROLL	9/31/2020	SEPTEMBER PAYROLL	\$	35,513.41
			Total Bills & Payroll	\$ 240,923.72

Vice President MASINI made a motion to pay the bills and payroll; Director GIORGI offered a second. The vote was called for and passed.

C. Manager's Report

GM BRYAN advised Topaz is at 7,925 acre-feet and Bridgeport is at 8,427 acre-feet as of 5:00 a.m. The remaining storage balance to serve is 1,133 acre-feet on the West and 4,349 acre-feet on the East. A lot of users have zeroed out their accounts, but there are some users who will continue to use water throughout the month. There will still be water left over so the reservoirs are in decent shape.

The shop crew has completed maintenance on the Colony Ditch. The crew is now working on a culvert collapse. They poured the footing last week and will be pouring the walls this week. They have started the Nuti/Fenili project and will jump to the Saroni Main turnout after that. GM BRYAN has quite the list for off-season projects, but if an individual ditch needs work, contact him and he will try to squeeze work in between projects.

We are waiting for last of the equipment for the Bridgeport Gatehouse. Lillard & Clark is scheduled to perform the upgrades next week starting on Monday October 12th and hoping to wrap up on Friday October 16th.

The District had the annual California Safety Dams inspections; this year was earlier than normal. Cameron was here last Friday and viewed both reservoirs. As per usual, he had a couple minor suggestions. Staff discussed the Gatehouse

upgrade with him, and he requested pictures upon completion of the project. We should have a report back within a few weeks.

There have been a few solar panel thefts recently. The first one was the solar panels at the site just outside the discharge tube at Topaz. We filed a report with Douglas County on the theft and the homeless camp. The other theft happened a week ago at the Upper Fulstone canal where the solar panels were stolen. A report was filed with Lyon County, but, as with Douglas County, the report gets filed away until there is a case involving our items. The District is now testing two types of security cameras here at the office to see if they will be efficient in the field. If they are efficient, they will be added to all District owned sites.

GM BRYAN reached out to John Lee from Pump Check to have the District Well tested. GM BRYAN also talked to Wyatt with NDWR and he is on board with getting the well checked. If anyone is interested in having their well checked, let GM BRYAN know as it may be cheaper to have John check multiple wells in one visit.

President SNYDER inquired about the cameras on District owned sites; GM BRYAN stated the cameras will be at the Colony, Hoyo Canyon, Reservoir and High Ditch sites. If ditch companies are interested in the cameras, let GM BRYAN know. The cameras will be set up to record even if the power is out and will be connected to the SCADA box so the District will have the SD card even if the camera is stolen. President SNYDER asked what the cost will be to have the camera installed; GM BRYAN stated there are two different ones the District is trying, but each of them are approximately \$250-300. The cameras currently at the Campbell and River Simpson were \$1300 so cheaper options are being tested. Vice President MASINI asked if the cameras the Campbell, River Simpson and High Ditch are visible; GM BRYAN stated they are very visible.

Vice President MASINI inquired about the funding for the repaving on Campbell Lane; GM BRYAN stated the Yerington Paiute Tribe obtained all the funding for the project. The Campbell Ditch and Wabuska Drain easements were extended making it much safer.

D. Legal Counsel's Report

Counsel DePAOLI updated the Board on determining the start date for the Walker River Reservation. There is a new schedule for the Tribe and US are required to file motion by October 16th, responses will be due by November 20th, with reply by December 11th. There will still be an opportunity to resolve the case some other way, but if it is not solved, it will be fully briefed and before the Court by December 11th.

Counsel DePAOLI gave an update where things stand on the Nevada Supreme Court's (NSC) decision in the Mineral County case. What happens where the question is cert to a state supreme court is once NSC answered the question, they

then send the decision to the 9th Circuit. The 9th Circuit then takes that decision and answer to the question and makes disposition of the case in the 9th Circuit. What was in 9th Circuit was Judge Jones' order dismissing the Mineral County complaint. The 9th Circuit has asked for simultaneous supplemental briefs to be filed by October 16th telling the 9th Circuit what our view is as to what the NSC decision means to do with the case. We will be filing that on the last day. Our position will that as a result of the NSC decision, the 9th Circuit should affirm Judge Jones' decision dismissing Mineral County's case.

Vice President MASINI confirmed the 9th Circuit usually follows the State Court; Counsel DePAOLI stated they have to follow the State Court, but it is expected that someone will have an argument that it means something other than what we think it means.

Treasurer NUTI asked if the case is over after this; Counsel DePOALI stated he hopes so. What the 9th Circuit does will be key; if they dismiss the complaint then the case is done in the Federal Court. Director GIORGI confirmed it is only pertaining to the Walker Working Group and Mineral County; Counsel DePOALI advised it is. Vice President MASINI inquired how this case affects the Tribe and United States claims about the Reservation; Counsel DePAOLI stated he does not think it affects it one way or the other.

E. Review and Approval of the Monthly Storage Transfers.

Vice President MASINI made a motion to approve the transfers; Treasurer NUTI offered a second. The vote was called for and passed.

F. Storage Water Leasing Program Update

GM BRYAN stated he has a meeting scheduled next week with MBK to work on the project schedule for water year 2021. GM BRYAN talked to Wyatt on the requirements for the State Engineer and he requested to follow the same procedure as the last program. GM BRYAN hopes to have a draft final schedule at the next meeting. The approvals from the Courts have been obtained.

Vice President MASINI asked how much remaining water in the Reservoir belongs to WBC; GM BRYAN stated he is unsure of the amount at the moment, but they did run a couple leasing programs.

Treasurer NUTI asked if the 20% of water in Bridgeport included the minimum pool; GM BRYAN stated it does include the pool. There is a buffer of approximately 267 acre-feet after taking the current pool and subtracting the minimum pool and transportation losses. Vice President MASINI asked what happens if the reservoir does not get any water; GM BRYAN stated the operations manual does authorize the District to take the pool down to 600 acre-feet.

G. FY 2019-2020 Audit Update

Secretary HALTERMAN advised the auditors are working on the single audit. There were lots of questions and explanations needed over the month on the functioning of the District owned funds and the ditch company funds, but the auditors indicate the audit is 'going well.' Treasurer NUTI confirmed there is a new person helping with the audit; Secretary HALTERMAN stated the person did perform the audit last year, but there were questions on how we work with the grant funds, ditch company funds and District funds.

6. Update from the Division of Water Resources regarding groundwater pumping and upcoming fieldwork schedules.

Secretary HALTERMAN spoke with Wyatt Fereday who reported he had mailed 20 over-pumping letters and 25 broken meter/meter not installed letters. He stated anyone who has a ground water right must have a functioning meter. The self-reporting letters will be going out soon as Kerry is nearing retirement.

7. Update by Walker Basin Conservancy on activities related to the Walker Basin Restoration Program, including Acquisitions and Conservation and Stewardship Activities.

Silas ADAMS stated the Stored Leasing Program has wrapped up. The Conservancy expects their change applications to be completed by next irrigation season. President SNYDER asked what the total flow of the change applications is; Silas advised all of the applications submitted so far is 23.298 cfs at the Weir with 53% expected in Wabuska. Without the pending applications, the flow is 7.745 cfs.

8. Discussion and consideration on request made by Tailwater Ranch and Park Ranch to reinstall fencing and signage on the District's property at 3800 Topaz Park Road Douglas County APN 1022-00-002-011 to help eliminate unauthorized trespassing and damages to properties.

GM BRYAN stated there is a letter in the packet from the Tailwater Ranch and Park Ranch regarding the parcel from the discharge tube to the most eastern point of the District property where it abuts the Tailwater and Park Ranches. At one time, there was fencing and gates to alleviate traffic in the area. The request is for the fencing to be re-installed and signs stating 'WRID Property. No unauthorized access past this point' installed. The fencing and signage would be beneficial to the District and the ranches as there has been a homeless encampment in the area, destruction to the fencing and livestock lost. GM BRYAN met with Don and Chris. The ask is to put signage and fencing on the property. Vice President MASINI asked how the cost would be split; GM BRYAN stated they would help with the fencing and the District would purchase and install the signs. There would be a joint lock on the gates. There will still be large portion of the parcel open to the public, but blocking the area of concern will be beneficial.

Director GIORGI made a motion to approve the request; Treasurer NUTI offered a second. The vote was called for and passed.

9. Discussion and consideration on request made by Park Ranch to put up gates and signage on the District’s property on the southwest side of the reservoir at Mono County APN’s 001-040-007-000 and 001-040-017-000 to help eliminate unauthorized trespassing and damages to properties.

GM BRYAN stated Chris with the Park Ranch is requesting a gate and sign be installed at the District property on the southwest side of the reservoir as people are driving down to the reservoir. The area is of huge concern from a liability standpoint. The sign would state ‘No unauthorized vehicles past this point.’

Director GIORGI made a motion to approve the request; Vice President MASINI offered a second. The vote was called for and passed.

10. Director Comments

None presented.

11. Public Comment

None presented.

12. Adjournment

Treasurer NUTI made a motion to adjourn; Director ACCIARI offered a second. The vote was called for and passed.

Jim Snyder, President

Marcus Masini, Vice President

Richard Nuti, Treasurer

Dennis Acciari, Director

David Giorgi, Director