

BOARD OF DIRECTORS
Eric Olsen, President
David Stix, Jr., Vice-President
Robert Oakden, Secretary
Lester deBraga, Treasurer
Abraham Schank, Director
Joseph Gomes, Director
Wade Workman, Director



DISTRICT MANAGEMENT
Rusty D. Jardine, Esq., General Manager and Counsel
Helen-Marie Morrow, Finance Manager
Cody Biggs, Construction & Maintenance Manager
Kelly Herwick, Water Master/Operations Manager
Mike Adams, Systems & Technologies Manager
Mark Solinski, Hydro-Electric Generation Facilities Manager

**TRUCKEE-CARSON IRRIGATION DISTRICT
BOARD OF DIRECTORS**
2666 Harrigan Road, Fallon, Nevada 89406
(775) 423-2141
www.tcid.org

PUBLIC NOTICE OF OPEN MEETING

Pursuant to Nevada Open Meeting Law, Notice is Hereby Given that the Truckee-Carson Irrigation District Board of Directors will Hold its Regular Monthly Meeting on: Tuesday, April 5, 2022 at the Hour of 9:00 a.m. This meeting will be conducted at the Board Room of the District, 2666 Harrigan Road, Fallon, Nevada.

PARTICIPATION IN BOARD MEETING

When speaking, all persons must clearly identify themselves for purposes of the record of proceedings. When not speaking, participants must place their phones or other electronic devices on mute. Strict rules of decorum will be observed.

There are three (3) ways to participate in meetings of the Board: (1) in person; (2) via video conferencing; (3) via teleconferencing.

IN PERSON PARTICIPATION

Subject to conditions then in effect relating to the COVID-19 pandemic, you may join the meeting in person to hear, observe, and participate.

VIDEO CONFERENCING

If you would like to join the meeting to hear, observe, and participate in the meeting online, you may click on the link below:

Video Conference Access:

Join the Zoom Meeting at the link below:

<https://us06web.zoom.us/j/88162087040?pwd=ZVZyOTJxQXM4YIR4WVV5MGtGMVQ4UT09>

Meeting ID: 881 6208 7040
Passcode: 832752

The link can be provided electronically upon request. Contact Michele at TCID, **775-423-2141**, for further information.

In the event that participation via Zoom isn't available, please dial by phone, at **1-855-222-7550**. The access code is **0135302 #**.

TELECONFERENCING

If you would like to join the meeting to hear and participate in the meeting, but not observe, follow the instructions below:

Teleconference Access

The teleconference number is **1-855-222-7550**. The collaboration (meeting) code is **0135302 #**. Please dial the number and follow all prompts including entry of the code, with the # tag when so prompted. You will then be connected to the meeting.

THE AGENDA

Notes:

*For the purposes of this agenda, words which appear in **bold face** are intended only for ease of reference in the creation of this agenda. The full description of the agenda item, to be deliberated upon and decided by the Board, if at all, follows the words appearing in **bold face**.*

All meetings of the Board of Directors for the Truckee-Carson Irrigation District (TCID or District) are public (NRS 539.093). This agenda is a tentative meeting schedule. Action will be taken on all items unless otherwise noted. While meetings of the Board are subject to Nevada Open Meeting Law (NRS 241.010 et seq.) (OML), no provision of the OML requires the Board to discuss or take action on all agenda items. The Board may hear items in a different order, combine items for consideration, or remove an item from the agenda or delay discussion relating to any item at any time to accomplish business of the Board, on behalf of the electors of TCID, in the most efficient manner. Items scheduled at a specific time will not be heard earlier than at the scheduled time pursuant to the OML. Except in an emergency, TCID will provide written notice of its meetings consisting of a clear and complete statement of the topics scheduled to be considered. No action may be taken on any matter that is not scheduled on this agenda. Any statement made by a member of TCID during a public meeting is absolutely privileged and does not impose liability for defamation or constitute a ground for recovery in any civil action. Meetings of the Board may be conducted according to the rules of parliamentary procedure.

The Board of Directors may recess the meeting in order to convene an attorney-client meeting.

The Board may take possible action on any item on this agenda unless that item is marked “For Information Only.” Items marked “For Information Only” may be discussed by the Board after any presentation is made but no action may be taken on that particular item. The Board may take items out of order, may combine two or more agenda items for consideration, may remove items from the agenda or may delay discussion of any item at any time.

For Information Only:

1. **Call to Order-Roll Call**

For Information Only:

2. **Pledge of Allegiance**

For Possible Action:

3. **Review and Adoption of the Agenda**

Deliberation and decision relating to the approval of the Regular Board Meeting Agenda of April 5, 2022.

For Information Only:

4. **Public Comment**

When speaking, all persons must clearly identify themselves for purposes of the record of proceedings. The Board of Directors welcomes public comment; but, any such comment must be limited to matters in the scope of authority of the Board of Directors. No matter discussed during public comment may be acted upon unless the matter appears on the agenda and is scheduled for possible action. If you wish to be heard, please introduce yourself at the appropriate time and the presiding member of the Board of Directors will recognize you. The amount of discussion on any matter, and the amount of time any speaker is allowed, may be limited. The Board of Directors will not restrict public comment based upon viewpoint. The Board of Directors shall refuse, during public comment, statements relating to the character, alleged misconduct, professional competence, or physical or mental health of a person.

For Information Only:

5. **Miscellaneous Correspondence**

Correspondence to be reviewed by the District.

For Information Only:

6. **General Manager and Staff Reports**

General updates from staff on current conditions, current or planned projects and business of the District.

For Information Only:

7. **City of Fernley–General Updates**

General updates by a representative from the City of Fernley.

For Information Only:

8. **United States Fish & Wildlife Service (USFWS)–Wetlands Issues/Updates**

General updates by a representative of the USFWS.

- For Information Only:*
9. **Bureau of Reclamation–Lahontan Basin Area Office**
General updates by a representative of the Lahontan Basin Area Office including the status of water supply conditions in the Newlands Federal Reclamation Project, and updates on the TCIDWORKS program.
- For Information Only:*
10. **Fallon Paiute Shoshone Tribe**
General updates by a representative from the Fallon Paiute Shoshone Tribe.
- For Information Only:*
11. **Fallon Naval Air Station**
General updates by a representative from the Fallon Naval Air Station.
- For Information Only:*
12. **Natural Resources Conservation Service (NRCS)**
General updates by a representative from the NRCS, Fallon, Nevada.
- For Information Only:*
13. **Nevada Department of Wildlife (NDOW)**
General updates by a representative from NDOW, Fallon, Nevada.
- For Information Only:*
14. **Farmer’s Conservation Alliance (FCA)**
General updates by a representative from the FCA regarding the modernization plan now being developed for the Newlands Federal Reclamation Project, Nevada.
15. *For Possible Action*
Determination of 2022 Water Supply and Approval of 2022 Water Delivery Rules
Deliberation and decision relating to determination of the available water supply or allocation for the Newlands Federal Reclamation Project, Nevada, for water season 2022 and approval of water delivery rules, including, without limitation, setting of the water season start date, end date, dates upon which to commence water ordering and scheduling, and setting of dates, times, places, and format for the 2022 water user annual meeting(s), and setting of any limitations of use or uses imposed upon Newlands Project facilities, such as the Truckee Canal -as a result of improvements to be made thereto commencing in October of 2022, or at other times and places, during the 2022 water season.
- For Possible Action*
16. **Resolution No. 2022-3 Affirming Election Results for the Office of Director to the Board of Directors for the Truckee-Carson Irrigation District: Election Year 2022**
Deliberation and decision by the Board of Directors approving or denying Resolution No. 2022-3; said Resolution affirming and declaring the results of election conducted by the Truckee Carson Irrigation District for election year 2022. In 2022, four director seats were open for election, to-wit: Division 2; Division 5; Division 6; and Division 7. The

following candidates, all incumbents, provided declarations of candidacy for elected office as provided for by NRS 539.120: Wade Workman (Division 2); Eric Olsen (Division 5); Abrahm Schank (Division 6); and, Lester deBraga (Division 7). No contests for office existed in any of the election divisions of the District; nor did any matter or proposition exist to be voted upon at the time set for election (the first Tuesday after the first Monday in April -or April 5, 2022 (NRS 539.115). NRS 539.117 provides that where no contests for office exist, and no matters or propositions to be voted upon at any such election, then such election shall not be held, and the duly qualified candidates shall be deemed elected as of the date the election would otherwise have been held, and the Board of Directors are then to declare on its records such candidates to have been elected. This Resolution provides for all such matters.

For Action by the Board

17. **Organization of the Board of Directors and Appointment of Secretary, Assistant Secretary, and Treasurer**

Deliberation and decision relating to organization of the Board of Directors upon election and providing for appointment of Board officers and provision of bonds for faithful performance of duties by the secretary and treasurer. NRS 539.073(2) provides that on the first Monday in May next following their election thereafter, the Board of Directors is to meet and organize, elect a president and vice-president, and appoint a secretary and treasurer. NRS 539.077 provides for appointment of an assistant secretary as needed.

For Possible Action

18. **Resolution No. 2022-4 Approving Appointment of Benjamin Shawcroft, Esq. as General Manager of the Truckee-Carson Irrigation District**

Deliberation and decision by the Board of Directors approving or denying Resolution No. 2022-4; said Resolution providing for appointment of Benjamin Shawcroft, Esq., of Fallon, Nevada, as General Manager and Counsel for the Truckee-Carson Irrigation District, and approval of the terms and conditions of a contract for professional services related thereto. This appointment is made and provided for in consequence to the retirement from public service of Rusty D. Jardine, Esq., now serving as General Manager and Counsel, with such retirement to be effective as of July 1, 2022. The Board of Directors is empowered to make such appointment as provided for by NRS 539.193.

For Possible Action

19. **Proposed Revisions to Exhibits C and G of Contract for Operation and Maintenance of the Newlands Federal Reclamation Project (No. 7-07-20-X0348-X) Now in Effect**

Deliberation and decision relating to approval/denial of proposed revisions to Exhibits C and G of the Contract for the Operation and Maintenance of the Newlands Federal Reclamation Project (No. 7-07-20-X0348-X) now in effect as of January 1, 2022. Exhibit C was revised to include a request by the District that the 1959 agreement had with the United States Navy, with an amendment thereto made in 1965, be made a part of the exhibits of the contract. Exhibit G to the Contract describes the contractual reporting requirements of the District and Reclamation applicable to the Contract -as described by

the letter received from the Lahontan Basin Area Office, dated March 16, 2022, with proposed revisions identified therein.

For Possible Action

20. **Sale of District Property: Parcel No. 021-301-36, City of Fernley, Lyon County, Nevada**

Deliberation and decision related to sale of district owned property in the City of Fernley, Lyon County, Nevada (Parcel No. 021-301-36) consisting of 6.84 acres, more or less. This Parcel is adjacent to Farm District Road in the vicinity of the junction of Desert Lakes Drive in Fernley. Interest in this sale has been expressed by multiple parties including YNS-Land of Henderson, Nevada. Action in this matter, if approved by the Board of Directors, may include a determination that the land is not required for District purposes, provision for an appraisal and offering for sale to the public specifying the form of notice to be given in the matter and any other terms of sale.

Note: Where lands are not required for purposes of the District, such lands may be conveyed to any purchaser upon such terms as the Board of Directors, by unanimous vote, deems to be in the best interests of the District. (NRS 539.217(1)).

For Possible Action

21. **Consent Agenda**

Matters borne by the consent agenda are considered routine and/or informational in nature. Any deliberation and/or decisions made relating to the consent agenda may be given by the Board in a single action without comment, discussion, or public input as a single Board action. Any item on the consent agenda may be removed there-from, upon the request of a Director or member of the public, and thus be made the object of full and complete deliberation and decision making. Action relating to the consent agenda may be undertaken at any time during the course of the meeting. Items on the consent agenda for this meeting are as follows:

- Approval of Director's compensation as provided for by NRS 539.080.
- Approval of Board Meeting Minutes of March 1, 2022.
- Approval of Special Board Meeting Minutes of March 8, 2022.

22. **Committee Reports**

For Information Only

O&M Committee Recommendations

General updates by Committee Chairman.

For Possible Action

Carson Lake Pasture Advisory Committee Recommendations

Deliberation and decision relating to approval/denial of recommendations made as a result of the March 28, 2022 meeting of the Carson Lake Pasture Committee. Recommendations made by the Committee are subject to the final approval of the Board of Directors and include terms and conditions of Pasture grazing and use, contractual covenants, conditions, and terms to be imposed by the State of Nevada,

application processes relating to issuance of grazing permits, the amount of fees to be imposed, the number of grazers to be permitted, the total number of animal units to be allowed, the beginning and end times for grazing, authorized entry and facility locking, and any collateral considerations, or limitations, that may impact grazing practice –such as hunting on State Lands.

For Possible Action

Employee Relations Committee Recommendations

Approval of Recommendations Relating to Terms of Employment, Including Wage Scale, Upon a Process of Collective Bargaining Had by Truckee-Carson Irrigation District Employees Association and the Employee Relations Committee of the Truckee-Carson Irrigation District and Related Matters

- A. Deliberation and decision, by the Board of Directors, upon recommendation by the Employee Relations Committee, that the Truckee-Carson Irrigation District Employees Association be and it is recognized as that group of employees, recognized by the Board of Directors as having sufficient community of interest appropriate for representation and that the said association has the right to represent the local government employees as provided for by NRS 288.134 and NRS 288.136.
- B. Deliberation and decision, by the Board of Directors, upon recommendation by the Employee Relations Committee, and the Finance Committee, of the Truckee-Carson Irrigation District, that the employees of the District be granted a three (3) percent step in grade if eligible upon evaluation and a two (2) percent cost of living increase (COL) as provided for by Article 13 (Wage Scale) of that certain Agreement entitled Truckee-Carson Irrigation District Employees Association Agreement dated November 29, 2017.
- C. Deliberation and decision, by the Board of Directors, as to recommendations to be made to the Employee Relations Committee, as to the schedule of collective bargaining to be made with the Employees Association as to renewal of the Agreement now in effect between the parties.

For Possible Action

Treasurer's Report and Finance Committee Recommendations

Treasurer's Report

Deliberation and decision relating to the District Treasurer's monthly report ending February 28, 2022, made pursuant to NRS 539.483, and any District Finance Committee recommendations relating thereto, and including, without limitation, levy of assessments, posting and publication of claims, preparation of financial statements, review of accounts both payable and receivable, justification of accounts, action on past due accounts, augmentation of budget categories within the general budget or revision to the District's annual budget, authorization for and/or review of audits, preparation and approval of financial filings, approval

of disbursements, payments, transfer of funds, journal entries, payroll, and/or management of District accounts necessary to achieve compliance with applicable principles, practices of generally accepted accounting practices.

Treasurer's Note:

Pursuant to NRS 350.538(2), the duties associated with municipal obligations do not apply to "an irrigation district or special district governed by Title 48 of NRS." An irrigation district is not a "municipality" within the meaning of NRS Chapter 350 (Municipal Obligations). The discharge of all duties relating to the levy of assessments, posting and publication of claims, and financial statements as set forth by NRS Chapter 539 (Irrigation Districts) is deemed compliance with the budgeting, filing and publication requirements of NRS 354.470 to 354.626 (Local Financial Administration) inclusive –as otherwise made applicable to local governments (See NRS 354.474(2)).

For Information Only

Negotiations Committee

General updates by Committee Chairman.

For Information Only

Policy Committee

General updates by Committee Chairman.

For Information Only

Public Relations Committee

General updates by Committee Chairman.

For Information Only

Revenue-IT Committee

General updates by Committee Chairman.

For Information Only

Truckee Canal Safety Committee

General updates by Committee Chairman.

For Information Only

23. Additional Period of Public Comment

Please refer to agenda item four (4) for rules relating to public comment.

24. Adjournment

Special Accommodations: The Truckee-Carson Irrigation District will make reasonable efforts to assist and accommodate physically handicapped persons desiring to attend. Persons who are disabled and require special assistance may contact Michele Wisnefski, by phone at (775) 423-2141, or by email at michele@tcid.org, or in writing, at TCID, 2666 Harrigan Road, Fallon, Nevada 89406.

Posting: This meeting has been or will be posted at the following locations and websites at least three (3) days prior to the scheduled date of this meeting in accordance with NRS 241.020(3).


- Fallon City Hall
- Churchill County Administration Building
- Fernley City Hall
- Truckee-Carson Irrigation District
- TCID Website, www.tcid.org
- Department of Administration Public Meeting Notice Website, <http://notice.nv.gov/>

State of Nevada)
 :ss
 County of Churchill)

I, Michele Wisnefski, of said Churchill County, do hereby affirm that I posted or caused to be posted, a copy of this agenda, on the 30th day of March, 2022 at the Truckee-Carson Irrigation District Office, where the proceedings are pending.


 Michele Wisnefski

Subscribed and affirmed to before me this 30th day of March, 2022.

 **ARIEL TOMB**
 Notary Public - State of Nevada
 Appointment Recorded in Churchill County
 No: 18-2102-4 - Expires April 09, 2022


 Notary Public