

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 and 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, December 7, 2021 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

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/86374895737?pwd=NFhCVXINSzltby9BaHgvRU9RVFVQQT09>

Meeting ID: 863 7489 5737
Passcode: 877482

The link can be provided electronically upon request. Contact Ariel 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.

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.

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 December 7, 2021.

For Information Only:
4. **Public Comment**
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 including:
a) Vandalism of Diversion Dam
b) Extended Comment Period for U.S. EPA's Proposed Plan to Address Carson River Mercury Superfund Site Operable Unit 2
c) Nevada Division of Water Resources public survey applicable to State Water Plan

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.

For Information Only:

15. **NOAA/National Weather Service (NWS)**

Pre-winter water season briefing. (Tim Bardsley & Chris Smallcomb, NWS Reno)

For Possible Action:

16. **Truckee Canal Extraordinary Maintenance Review, Site Inspection, and Preconstruction Activity Including Funding**

On December 15, 2020, Ernest A. Conant, Regional Director for the California-Great Basin Region of the United States Bureau of Reclamation (Reclamation) approved the Record of Decision (ROD) for Truckee Canal Extraordinary Maintenance. The ROD, made in accordance with the 1996 Operations and Maintenance (O&M) Contract, provides guidance as to the District’s need to improve the structural integrity of the Truckee Canal in order to reduce or eliminate the risk of a Canal breach for public safety.

The decision of Reclamation is to implement Alternative 5 of the ROD. Alternative 5 consists of a full prism geo-membrane and concrete lining of the Canal for a total of 12.7 miles, replacing four (4) check structures, modifying the Bango check structure, replacing the Hazen Gage with a flume, and armoring Pour Point 8 by lining the full prism with a geo-membrane and concrete liner.

Failure to implement the preferred alternative will not eliminate the long-term risk associated with Canal operation and may result in further risk reduction measures such as stage restrictions beyond those now currently in effect.

Deliberation and Decision

Action may be taken as to construction timing, construction priorities and funding options and/or recommendations, including, without limitation, repayment of money to be made available to Reclamation as a result of Congressional approval given the Infrastructure Investment and Jobs Act (2021). The Board may further act as to development of recommendations and/or direction to be given District management for implementation of the Truckee Canal Extraordinary Maintenance as provided in the ROD and any resulting impacts on Canal operations such as Canal closure to be made in consequence of construction. The Board may also consider engagement of a consultant and/or lobbyist for purposes of pursuing funding for extraordinary maintenance on the Truckee Canal.

For Possible Action:

17. **Proposal by Far Western Anthropological Research Group Inc. and JRP Historical Consulting LLC for Services Associated with Title Transfer of Old Lahontan Power Plant.**

Deliberation and decision relating to approval or denial of proposal by Far Western Anthropological Research Group Inc. and JRP Historical Consulting LLC for services associated with title transfer of Old Lahontan Power Plant to effect mitigation of the adverse effects of such transfer to the District from ownership by the United States. The cost of all such services is approximately \$90,277.

For Possible Action:

18. **Petition for Annexation of Lands to District by Craig Schank, Fallon, NV relating to Assessor's Parcel No. 761135 C in Churchill County**

Deliberation and decision relating to review of petition for annexation of lands to District by Craig Schank relating to Assessor's Parcel No. 761135 C in Churchill County (District Serial No. 188-9-B) consisting of 1.30 acres (650 Indian Lakes Road), including, without limitation, the setting of a hearing on the Petition and provision of Notice relating thereto and approval of Resolution 2021-6 governing the annexation process.

For Possible Action:

19. **Agreement for Sale of Renewable Energy Credits**

Deliberation and decision by the Board of Directors for approval for sale of renewable energy credits (REC's) produced at the 26' Drop Power Plant and Old Lahontan Power Plant in Churchill County. The current agreement expires December 31, 2021.

For Possible Action:

20. 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 November 2, 2021.

21. Committee Reports

For Information Only:

O&M Committee Recommendations

General updates by Committee Chairman.

For Information Only:

Carson Lake Pasture Advisory Committee Recommendations

General updates by Committee Chairman.

For Possible Action:

Employee Relations Committee Recommendations

General updates by Committee Chairman.

**Water Operation Districts and Employee Assignment in the Newlands
Federal Reclamation Project**

Deliberation and decision by the Employee Relations Committee, upon consultation and discussion with the Truckee-Carson Irrigation District Employee's Association (Association), as to the formulation of recommendations to be made for final approval by the Board of Directors relating to water delivery in the Newlands Federal Reclamation Project in water season 2022, as the same do relate, or may relate, to water operations by the Board, management, and staff of the District:

- a. Development of recommendations relating to the scope of authority by the District Water Master to determine the geographical boundaries of water delivery districts and appropriate employee assignments to be made to reasonably service each water delivery district in the Project;
- b. Development of a recommended map depicting water delivery districts in the Project;

- c. Development of recommendations, in consultation made with the Association, relating to water operations assignments in each water delivery district in the Project;
- d. Development of recommendations, in consultation made with the Association, relating to the qualifications, appointment, and/or manner of assignment of employees necessary to operate each water delivery district, the total number of employees in each district, the total number of employees of all districts, and consideration for the number of employees that will be given positions of permanent employment in the District; and,
- e. Development of recommendations, to both the Board of Directors and the Policy Committee, upon consultation made with the Association, relating to provision of a written district policy describing the creation of water operation districts, a map depicting water operation district boundaries, a description of the labor force necessary to sustain proper water delivery in each water delivery district to be created, and the process of preparing for approval of an annual budget relating to water operations in the District.

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 October 31, 2021, 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:

22. Additional Period of Public Comment

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

23. 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, Helen-Marie Morrow, of said Churchill County, do hereby affirm that I posted or caused to be posted, a copy of this agenda, on the 1st day of December, 2021 at the Truckee-Carson Irrigation District Office, where the proceedings are pending.



Helen-Marie Morrow

Subscribed and affirmed to before me this 1st day of December, 2021.

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



Notary Public