

TRUCKEE-CARSON IRRIGATION DISTRICT

PUBLIC MEETING AGENDA BOARD OF DIRECTORS 2666 Harrigan Road, Fallon, NV FRIDAY, NOVEMBER 7, 2014 9:00 a.m.

MEETING TYPE: **REGULAR**

TO AVOID DISRUPTIONS DURING THE MEETING, PLEASE PLACE CELL PHONES IN THE SILENT MODE OR TURN THEM OFF

NOTE: All meetings of the Board of Directors for the Truckee-Carson Irrigation District (TCID or Board) 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.

TIME	AGENDA ITEM
9:00 a.m.	Determination of a Quorum Pledge of Allegiance General Public Comment <p>Instructions: Members of the public who wish to address the Board of TCID may do so during this public comment period. Such comment must relate to matters not appearing on the Agenda. Speakers are asked to state their name for the public record and sign and print their names on the form provided to all participants in the public meeting. Comments shall be limited to three (3) minutes per person or topic. The Board reserves the right to reduce this three (3) minute time limit, as well as limit the total time for public comment. If any matter requires extended discussion, a request should be made to the Chair of the Board, at the time of comment, that the matter be scheduled for consideration at a future meeting of the Board. The Board will not restrict comments based on viewpoint. Nor will the Board restrict comments based upon viewpoint during public testimony given on any agenda item. The Chair may reopen public participation at any time during the meeting.</p>
	Review and Adoption of Agenda Miscellaneous Correspondence <ul style="list-style-type: none">• Consideration/Possible Action: Approval of Comment Letter to be Sent by the Board of Directors to the United States Environmental Protection Agency and the United States Army Corps of Engineers regarding proposed rule making associated with the waters of the United States or "WOTUS." Treasurer's Report and Approval of Disbursements District Manager and Staff Reports <ul style="list-style-type: none">• Kelly Herwick: Review of Water Delivery Services for 2014 Season
	APPOINTMENTS:
10:00 a.m.	1. United States Fish & Wildlife Representative(s)-Wetlands Issues/Updates
10:15 a.m.	2. Bureau of Reclamation - Lahontan Basin Area Office Representative(s) -General Updates
10:30 a.m.	3. Fallon Paiute Shoshone Tribe Representative(s)- General Updates

10:45 a.m.
11:00 a.m.

4. Naval Air Station Fallon (NASF) Representative(s) – General Updates-Michael Klapek
5. Presentation regarding Climate Change and Water Supply Challenges – Loretta Singletary, Professor

PUBLIC HEARING ITEMS:

NEW BUSINESS:

1. **Consideration/Possible Action:** Purchase of real property by the District.
2. **Consideration/Possible Action:** Approval/Denial of Resolution 2014-9 setting an election date on the issue of settlement of all claims relating to the breach of the Truckee Canal of 2008, ownership interest in Donner Lake and cost of operations and maintenance associated with Donner Lake, and the Truckee River Operating Agreement (TROA).
3. **Consideration/Possible Action:** Approval/Denial of Renewal of Purchased Power Agreement between the Truckee-Carson Irrigation District and Utah Associated Municipal Power Systems (USAMPS).
4. **Consideration/Possible Action:** Approval/Denial of Lease of Power Privilege Agreement for the V-Line Canal System Hydroelectric Project at the Lewis Spill & Panicker Drop between the USA Department of Interior acting through the Mid-Pacific Region Bureau of Reclamation and the Truckee-Carson Irrigation District.

OLD BUSINESS:

- **Consideration/Possible Action** – Authorization by the Board of Directors directing legal counsel, for the Truckee-Carson Irrigation District (District) to do or assert, or to make application for, or to do or perform such other act or acts, duty or duties, as is/are/or may be necessary, as to any/all lawsuits now pending or threatened in which the District is or may be a party, in the Courts of the State of Nevada, or of the United States of America, consisting of the advancement, cessation, or dismissal, or settlement thereof, any/all case(s), claim(s), defenses(s), immunity(ies), remedy(ies) at law or in equity, entitlement(s), negotiations(s), protection(s), right(s) or the waiver(s) thereof, resolution(s), or dismissal(s), existing under, or accruing from, applicable state or federal rule or law, in any such pending or threatened litigation, including, without limitation, the breach of the Truckee Canal at Fernley, Nevada, in January, 2008 and protests made to the implementation of Truckee River Operating Agreement (TROA).

Possible recess to convene attorney/client consultation.

CONSENT AGENDA: ACTION WILL BE TAKEN ON ALL OF THE FOLLOWING AGENDA ITEMS:

Matters borne by the consent agenda are considered routine or informational in nature and may be acted upon without discussion or public comment by a single action of the Board of Directors. At the request of a Director, or upon the request of a member of the public, any matter listed on the consent agenda may be removed from the consent agenda and then be subject to full discussion/consideration and/or action by the Board. Such discussion/consideration and/or action may be made at any time during the course of the meeting.

- A1 Director's Compensation
- A2 Approval of Prior Meeting Minutes

COMMITTEE REPORTS

Consideration/Possible Action:

1. O&M Committee Recommendations
 - **Consideration/Possible Action:** Applications for incursion into Federal Easements for purposes of boring under Roads. V-Line Canal.

- **Consideration/Possible Action:** Proposed legislative changes to Chapter 539 of the Nevada Revised Statutes with regard to Farm Units.
2. Carson Lake Pasture Advisory Committee Recommendations
 3. Employee Relations Committee Recommendations
 - **Consideration/Possible Action:** Recognition by the District of the Truckee-Carson Irrigation District Employee's Association pursuant to NRS 288.160(1).
 - **Consideration/Possible Action:** Recognition by the District of the Truckee-Carson Irrigation District Employee's Association as the exclusive bargaining agent of District employees pursuant to NRS 288.160(2).
 - **Consideration/Possible Action:** Reinstatement and/or modification and/or reformulation to the former Agreement had between the District Employee's Association and the Truckee-Carson Irrigation District dated November 1, 2010.
 4. Finance Committee Recommendations
 5. Policy Committee Recommendations
 6. Negotiations Committee Recommendations
 7. Public Relations Committee Recommendations
 8. Revenue Committee Recommendations
 9. Truckee Canal Safety Commission

General Public Comment

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ADJOURNMENT

Agenda Posted at Following Locations:

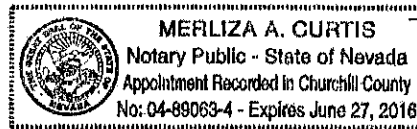
- Truckee-Carson Irrigation District Office
- Fallon City Hall
- Churchill County Administration Building
- Fernley City Hall
- TCID Web Page, www.tcid.org

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 required special assistance may contact Paula Utter, in writing, at TCID, 2666 Harrigan Road, Fallon, Nevada 89406, by phone at (775) 423-2141, or paula@tcid.org;

State of Nevada)
 :SS
County of Churchill)

Paula Utter, of said Churchill County, being duly sworn, says that on the 4th day of November, 2014, she posted a copy of this Agenda at the Truckee-Carson Irrigation District Office, where the proceedings are pending.

Subscribed and sworn to before me this 4th day of Nov., 2014.



Merliza A. Curtis
Notary Public