

CARSON TRUCKEE WATER CONSERVANCY DISTRICT

Board Meeting
December 11, 2018

DIRECTORS:

Todd Westergard
John Capurro
Mike Nevin
Ernie Schank
John Enloe
Ed James
Tyler Minor
Tyler Henderson

ABSENT:

Pete Olsen
Karen Baggett

GUESTS:

Lori Williams, Engineer
Leo Bergin, Attorney
Ron Penrose, Superintendent
Chad Blanchard, FWM
Nick Brothers, City of Reno
Staff

1. CALL REGULAR MEETING TO ORDER -

President Westergard called the Regular meeting to order at 10:00 a.m.

2. PUBLIC COMMENT – None

3. APPROVE AGENDA –

Director Schank made a motion to approve the posted agenda; seconded by Director Erwin; motion carried.

4. APPROVAL OF MINUTES AND CHECKS WRITTEN –

Director Schank made a motion to approve the November 2018 Minutes and financial statements as submitted and checks written on Bank of America #9524- #9530 and Nevada State Bank #2873 - #2881, motion seconded by Director Nevin; motion carried.

5. FEDERAL WATERMASTER'S REPORT – Chad Blanchard

A complete copy of the Water Report is available at District Offices or on the internet at troa.net.

Diversions into the canal starts today. New Farad target rate is 380.

Snow Pack as follows: Lake Tahoe 119%; Truckee River 91%, Carson River 149%, Walker River 130%, Upper Humboldt 100%, Lower Humboldt 119%.

6. DISCUSSION AND POSSIBLE ACTION ON DISTRICT BYLAWS.

A copy of the District By-Laws was provided and is available at District offices. The concern about having Director Capurro as a check signatory was resolved in the By-Laws as it is stated in Section 4 of the By-Laws “or an appointed Director”.

❖ Director Schank made a motion to approve the By-Laws as presented and that Director Capurro be appointed and a signatory on checks; seconded by Director James; motion carried.

7. DISCUSSION AND POSSIBLE ACTION REGARDING “MONO COUNTY V. WALKER RIVER IRRIGATION DISTRICT: ORDER CERTIFYING A QUESTION TO THE SUPREME COURT OF NEVADA” AND POSSIBLE ACTION BY CTWCD– Todd Westergard/Leo Bergin

The process is moving forward with briefs due in February 2019. The District will be coordinating with other agencies in the filing of an Amicus Brief.

8. DISCUSSION AND POSSIBLE ACTION RELATIVE TO CONTRIBUTING TOWARD THE STATE OF NEVADA’S SHARE OF FUNDING THE OPERATION OF THE TRUCKEE RIVER OPERATING AGREEMENT (TROA). – Todd Westergard

The State of Nevada’s share is 40% which is approximately \$600,000. There are currently negotiations

with TMWA, Fernley, Reno, Sparks and Washoe County as to if and how much each agency will contribute. The issue needs to be resolved in the next 6-8 months. The money will be needed in the 2020 water year which starts October 1, 2019.

Director Schank feels that the State of Nevada who is a signatory on TROA and is not contributing, and that there should be an item in the State budget for this. Director Westergard said that the Governor Elect is currently reviewing the current budget and has days to review and make changes. Normally there are not major changes made by a Governor Elect. Director Westergard is going to see if there is an appetite to have the State contribute.

9. DISCUSSION AND POSSIBLE ACTION ON EXTENSION OF CARSON VALLEY CONSERVATION DISTRICT FUNDING GRANT. – Todd Westergard

A request from CVCD for an extension on the grant the District awarded them in the amount of \$22,000 has been received due to additional permitting requirements from the USACE for the Cradlebaugh River Restoration Project.

- ❖ Director Schank made a motion to grant the extension to CVCD; motion seconded by Director Enloe; motion carried.

10. DISCUSSION AND POSSIBLE BOARD DIRECTION REGARDING ENCROACHMENT PERMIT REQUESTS– Lori Williams

See Engineer's Report

11. DISCUSSION AND POSSIBLE BOARD DIRECTION REGARDING MAINTENANCE DEBRIS REMOVAL WORK, EMERGENCY DEBRIS/DEPOSIT REMOVAL WORK, FEMA PROCESS FOR COST RECOVERY AND NEXT STEPS FOR REMAINING WORK TO BE COMPLETED – Lori Williams

See Engineer's Report

The State has issued a request for grants for the clearing and snagging money that they will be making available. Ms. Williams does not feel that the District should apply at this time but there is still time to apply if need be. Currently we have done all of our clearing and snagging and had sufficient funds. It is disturbing that the District was not notified that there are State funds available for this. Ms. Williams happened upon the information which apparently is posted on the State website for clearing grants. It is recommended that the District keeps an eye on this website to see if and when funds become available.

Director James is going to contact the State to see how much has been requested and how much is available.

Director Schank asked Director James if all the projects are permitted individually or can an individual agency request the permits and have them be river wide? Director James stated that a couple years ago they got the Conservation Districts to be the lead in the working in the waterways permit. The problem now is working in the water with State Land permits. It is currently being worked on and there is SB 47 which this involves, there are concerns with that bill also.

Ms. Williams advised that on the Truckee River we do have a general debris removal permit. The Carson River they are trying to get a State Lands Permit.

12. DISCUSSION AND POTENTIAL ACTION REGARDING ISSUES THAT MAY ARISE DURING THE 2109 REGULAR SESSION OF THE NEVADA LEGISLATURE WHICH COULD POTENTIALLY IMPACT CONSERVANCY DISTRICTS, GENERALLY –

Director James advised the Board of SB47 which he has concerns with. If anyone has any further concerns please contact him.

13. ENGINEER/CONSULTANT REPORT – Lori Williams

See Engineer's Report

14. SUPERINTENDENT REPORT – Ron Penrose

Mr. Penrose will provide the Board with a 2018 summary report at the next meeting.

15. LEGAL COUNSEL REPORT – Leo Bergin

Nothing to report

16. SECRETARY/TREASURER REPORT – Mary Pat Eymann

Nothing to report

17. PUBLIC COMMENT - None

18. BOARD COMMENTS AND REQUESTS FOR FUTURE AGENDA ITEMS

Future Agenda Items:

1. Agenda Item #8 – Keep on

Board Comments:

- Director Enloe – TMWA has a meeting with City of Reno City Manager’s Office, Public Works Police & Parks regarding the resident situation along the River. TMWA is trying to move ahead with piloting a permanent public restroom along the river on TMWA property on High Street. There will probably a non-profit agency paying for the O&M and outreach services as well as needle collection facility.
- Director Schank – How does the group feel about trying to get an audience with the new Governor or even the transition teams on education on the importance of water issues in this part of the State. The answer was yes, probably in the next year works best.

19. ADJOURNMENT -

There being no further business, President Westergard asked for a motion to adjourn the meeting. Director Schank moved to adjourn, Director Capurro, seconded said motion, motion carried.

****The next meeting will be Tuesday, January 8, 2019 at 10:00 a.m.****

Todd Westergard,
President

Mary Pat Eymann,
Secretary/Treasurer