

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  
Benjamin D. Shawcroft, General Manager  
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](http://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, February 7, 2023 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.**

#### **Video Conference Access:**

Join the Zoom Meeting at the link below:

<https://us06web.zoom.us/j/87369952758?pwd=K0h0bEIKWWZGQUdVa1ptUjF0RGJIUT09>

**Meeting ID: 873 6995 2758      Passcode: 358996**

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

#### **Teleconference Access:**

**The teleconference number is 1-669-900-6833. The Meeting ID is **873 6995 2758** and the Passcode is **358996**.**

# 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 February 7, 2023.

### *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.

*For Possible Action:*

**15. Approval of Resolution 2023-01, Relating to an Increase in User Assessments**

Deliberation and decision relating to the approval of Resolution 2023-01. This Resolution provides for the fixing of a rate of assessment and levy upon the lands of the District with which to meet the contractual obligations to the United States and other rising expenses of the District, and also provides for related matters.

Staff is presenting two alternatives for lands equal to or greater than 6.68 acres:

- 1) A one-time increase to the assessment from \$47.90 per acre to \$50.90 per acre to go into effect July 1, 2023, or
- 2) Following the \$3 increase, an additional \$3 increase to go into effect automatically in July 2024 and again in July 2025.

Staff is similarly presenting two alternatives for lands less than 6.68 acres:

- 1) A one-time increase to the assessment from \$320 to \$340 (no change to the \$120 administrative fee) to go into effect July 1, 2023, or
- 2) Following the \$20 increase, an additional \$20 increase to go into effect automatically in July 2024 and again in July 2025 (no change to \$120 administrative fee).

*For Possible Action*

**16. Determination of the Rate and Levy of Annual Assessment on All Lands in the District (District General Assessment)**

Deliberation and decision relating to the determination of the rate and levy of an annual assessment on all lands in the District for deposit in a capital improvement fund for purposes including the construction, reconstruction or maintenance of the District and any appurtenances necessary thereto, and for ordinary and current expenses of the District as provided for by NRS 539.480(3-8). The rate for the assessment is adjusted on July 1 of each year by an amount equal to the product of the maximum amount applicable during the immediately preceding 12-month period, multiplied by the lesser of 4.5 percent or the average percentage of increase in the Consumer Price Index (CPI) for West Urban Consumers for the immediately preceding 5 years (NRS 539.480(8)). The rate of assessment for fiscal year 2022/23 is \$6.29. The new rate as adjusted by the CPI is \$6.56 for fiscal year 2023/24.

*For Possible Action*

**17. Annual Report to State Engineer**

Deliberation and decision on contents of an annual report to be made to the State Engineer as provided for by NRS 539.205. Report contents include progress of the work of the District.

*For Possible Action*

**18. Setting of Dates and Format for Annual Water User Meetings**

Deliberation and decision relating to setting of annual water user meetings (dates and times) and determination of format (virtual or via teleconference) for participation by water right holders in the Newlands Federal Reclamation Project.

*For Possible Action*

**19. 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 for the month of January as provided for by NRS 539.080.
- Approval of Board Meeting minutes of December 6, 2022 and January 3, 2023.

**20. Committee Reports**

*For Information Only*

**O&M Committee Recommendations**

General updates by Committee Chairman.

*For Possible Action*

**Carson Lake Pasture Advisory Committee Recommendations**

**Establishment of Animal Unit Monthly Rate for Fees and Insect Control**

Deliberation and decision by the Board of Directors relating to approval of the recommendation to establish the animal unit monthly rate for fees; currently set at \$7.20.

**Carson Lake Pasture Grazing Management Contract**

Deliberation and decision by the Board of Directors relating to approval of recommendations associated with the contract for management of grazing (also known as the "Cowboy Contract") for the 2023 season at the Carson Lake Pasture, in Churchill County, Nevada, by and between the Truckee-Carson Irrigation District and Bryant Behimer - as an independent contractor. Terms and conditions of the contract include, without limitation, the rate of compensation (\$39,226.00), term, reciprocal duties and expectations relating to pasture management.

*For Information Only*

**Employee Relations Committee**

General updates by Committee Chairman.

*For Possible Action*

**Treasurer's Report and Finance Committee Recommendations**

**Treasurer's Report**

Deliberation and decision relating to the District Treasurer's monthly report, 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*

**21. Additional Period of Public Comment**

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

*For Information Only*

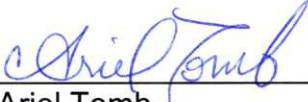
**22. Adjournment**

**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 Ariel Tomb, by phone at (775) 423-2141, or by email at [ariel@tcid.org](mailto:ariel@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](http://www.tcid.org)
- Department of Administration Public Meeting Notice Website, <http://notice.nv.gov/>

I, Ariel Tomb, of Churchill County, Nevada, do hereby affirm that I posted, or caused to be posted, a copy of this agenda, on the 1<sup>st</sup> day of February, 2023 at the Truckee-Carson Irrigation District Office, where the proceedings are pending.

  
Ariel Tomb