Lincoln County Water District

181 Main Street, Suite 115, P. O. Box 206,
Pioche, NV 89043, (775) 962-5164

MINUTES

WEDNESDAY, JANUARY 25, 2012, 10:00 A.M., COMMISSION CHAMBERS, LINCOLN COUNTY COURTHOUSE, PIOCHE, NV

Action may be taken on items denoted with an asterisk*.

1. *Call to order, open meeting compliance, roll call, prayer and pledge of allegiance.

   Meeting called to order at 10:04 a.m. Present: G. Tommy Rowe, Paul Donohue, Kevin J. Phillips, Paul H. Mathews, E. Edwin Higbee, Jr., Wade Poulsen-General Manager, Dylan Frehner-Legal Counsel, and Shannon Simpson-Administrative Assistant. Absent: None. Prayer: Edwin Higbee. Pledge: Paul Donohue.

2. Public Comment and Discussion. ***No public comment.***

3. *Discussion/Possible Action: Approve/Modify minutes from the LCWD December 19, 2011, meeting. ***Motion by Kevin Phillips to approve the December 19, 2011, meeting minutes, 2nd by Ed Higbee, motion passes unanimously.***

4. *Discussion/Possible Action: Approval of vouchers paid on check dates January 5, and 19, 2012. ***Motion by Kevin Phillips to approve the payment of vouchers for check dates January 5, 2012, and, January 19, 2012, 2nd by Tommy Rowe, motion passes unanimously.***

5. *Discussion: Board and Staff member reports:

   Wade:

   - Representing Lincoln County, attended the meeting at the Bureau of Land Management (BLM) for the SNWA Groundwater Pipeline Draft Environmental Impact Statement (EIS). BLM received the public comment and wanted to get all of the cooperating agencies together. They broke the agencies into the six different sections of the draft EIS to help define issues from comments submitted. The SNWA was not present or part of process.
   - 01/24/12, attended the Basin 222, Virgin River Water Basin, meeting at the Virgin Valley Water District (VVWD) with stakeholders (public invited too) trying to get together a monitoring study of the basin. Representatives from the AZ and UT State Engineers Offices were invited; neither office attended. The Bureau of Reclamation and Rick Felling from the NV State Engineers Office gave presentation. They will be looking for support of the study in the future. The LCWD has already invested lots of money and effort into the Tule Desert, Basin 221. The Tule Desert basin affects their basin and this will be our contribution for support.

- Hope to have the presentation on the consolidation for the February meeting.
  - Paul Donohue emphasized that we focus on water and sewer issues. We are not representing the power district.
  - People of Pioche may want to put it to a vote and we need to think about this.
- Attended Alamo Water and Sewer and told them we are putting this together.
- Starting week of January 30 will help Ryan Hoerth from Vidler with water quality pump test in the Tule Desert. Will go on possibly until the beginning of March.
- Signed up everyone who wanted to go to NWRA.

Dylan:
- 12/28/11 went to Dan McArthur's office with Wade to go over numbers and different items regarding the consolidation presentation.
- 01/17/12 we received our Interior Board of Land Appeals (IBLA) right-of-way (N-79734) decision on the Clover and Tule Desert basins. The IBLA ruled in our favor and denied the Center for Biological Diversity.
- Sithe Global - Extension to January 31, 2012, regarding their option payment.

6. Vidler Update:

Ryan Hoerth:
- Sithe Global extension has been granted to the end of this month. Observing what is going on in AZ with the Navajo Generation Power Plant shutting down. The load demand goes to Los Angeles, Phoenix, and parts of UT. The Toquop Site might be able to pick up some of the demand and make our site more attractive.
- Dave Buhlig – Land Specialist meeting with BLM to discuss the notice to proceed on Toquop Energy Site and the access road. Followed by site visits to Kane Springs, Toquop Energy Site and the Tule Desert to resolve any issues they may have and to give them a general idea of the scale of what is going on out there.
- Will be doing pump tests in the Tule Desert. Do every 5 years according to stipulation with the National Park Service (NPS). Will take approximately 3 days for each well, 11 wells will be pumped. Tentative start date is February 1.
- In Dry Lake Valley we have pumped 3.2 a.f. of water for construction purposes so far. Will not be pumping next month. Probably will resume when growing season begins.
- NV Energy still looking at Dry Lake site for solar. Attractive site for solar but load demands are not there now.
- During NWRA conference Vidler will be meeting with the NPS and the State Engineer on March 7, at 4:30 p.m. to satisfy the stipulation in the Rotunda meeting room. Board is invited to attend.

7. *Discussion/Possible Action: Designation of auditor or auditing firm for the 2011-2012 budget years as required by NRS 354.624.

Motion by Tommy Rowe to designate Daniel C. McArthur, Ltd. as the auditing firm for the 2011-2012 budget years, 2nd by Paul Donohue, motion passes unanimously.

A standard audit engagement letter needs to be signed. The engagement letter indicates that Wade is the one assigned by the Board to look at whatever Dan does.

8. *Discussion/Possible Action: Ratification of the renewal of right-of-way (ROW) grant N-86157 set to expire on May 21, 2012. This ROW grant is for soil and monitoring facilities on BLM public lands within Clover Valley, in Lincoln County, NV.

Motion by Paul Donohue to ratify the renewal of right-of-way (ROW) grant N-86157 set to expire on May 21, 2012, 2nd by Ed Higbee, motion passes unanimously.

9. *Discussion/Possible Action: Approval of the U. S. Department of Agriculture Forest Service Special Use Permit to install, operate, maintain, and remove 5 stream water monitoring sites and 1 tipping bucket site in the Grant-Quinn division of the Ely Ranger District.

Motion by Tommy Rowe to approve the U. S. Department of Agriculture Forest Service Special Use Permit to install, operate, maintain, and remove 5 stream water monitoring sites and 1 tipping bucket site in the Grant-Quinn division of the Ely Ranger District, 2nd by Paul Donohue, motion passes unanimously.

10. *Discussion/Possible Action: Establishing guidelines, policies and procedures authorizing the LCWD General Manager to make management decisions for the District up to a monetary maximum of $10,000.00.

Motion by Paul Donohue to establish guidelines, policies and procedures authorizing the LCWD General Manager to make management decisions for the District up to a monetary maximum of $10,000.00, 2nd by Ed Higbee, motion passes unanimously.

11. Public Comment and Discussion. ***No public comment.***

12. *Adjourn. ***Motion by Ed Higbee to adjourn, 2nd by Paul Mathews, motion passes unanimously. Meeting adjourned at 12:15 p.m.***

Submitted for approval on February 15, 2012, by:
Shannon Simpson, LCWD Administrative Assistant Shannon M. Simpson

Approved by: Paul Mathews
Signature
Paul Mathews - President
Print Name Title