Lincoln County Water District

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

MINUTES

THURSDAY, JUNE 26, 2013, 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 10:03 a.m. Present: Paul Donohue, Kevin J. Phillips, Adam Katschke, E. Edwin Higbee, Jr., Paul H. Mathews, Wade Poulsen-General Manager, Dylan Frehner-Legal Counsel, and Shannon Simpson-Administrative Assistant. Absent: None. Prayer: Adam Katschke. Pledge: Ed Higbee.***

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

3. *Discussion/Possible Action: Approve/Modify minutes from the Lincoln County Water District (LCWD) May 16, 2013, meeting.

   Motion by Kevin Phillips to approve the May 16, 2013, meeting minutes, 2nd by Ed Higbee, motion passes unanimously.

4. *Discussion/Possible Action: Approval of vouchers paid on check dates June 3 & 17, & July 1, 2013.

   Motion by Adam Katschke to approve the payment of vouchers for check dates June 3 & 17, & July 1, 2013, 2nd by Ed Higbee, motion passes unanimously.

5. Discussion: Board and Staff Member Reports:

   Wade:
   - Lincoln County had not received payment from the LCWD in 2009 from the Toquop Project per the November 2009 LCWD minutes. Payment is being processed for $24,962.03, at this time. In February 2010, the Board elected to put the remaining funds from the Commitment account into the Water Resource Fund and zero out the fund.
   - Three prospective people interested in experimenting with the sub-irrigation farming. Wade would like to develop an agreement to spell out the responsibilities, etc., for each party.
   - Joe Davis, General Manager Moapa Valley Water District (MVWD), is very interested in having an agreement with us and purchasing some water rights down Meadow Valley Wash; around the Elgin area. There is about 85 acre feet for sale down there. It is vested water; really good water. Wade meeting with Joe in the next few weeks and discussing whether there is potential for them and

they will be going to the site and investigating. Could use the water for mitigation, irrigation, etc.

- The LCWD doesn't have any water rights in the Panaca, Lower Meadow Valley Wash, or Pahranagat Valley basins where there are people with fields to irrigate.
- Long-term goals of trying the sub-surfacing irrigation: Show that there is possibility for economic development through agriculture. Land releases coming to the County through the BLM, one of the biggest issues is the water. How are you going to release this land if there is no water? Feel that the land can be released through desert land entries (DLE) if there is a potential of water available with the land, and there is a purpose for the land.
- Legislature is finished. SB-66 passed. Allows counties with 15,000 populations or less to have an ordinance made to go into inter-local agreements with other government entities to help each other out, e.g., school district, hospital district. Allows the County to be able to use the County's resources in addition to that entity(s) that they make the inter-local agreement with.
- Virgin Valley Water District (VVWD) is close to choosing their new General Manager. They want that person on Board by the end of July. Joe Davis and Wade have been discussing forming an alliance/coalition with the LCWD, the VVWD, and the MVWD and have the General Managers meet at least once per quarter to discuss various issues that affect each other and then work out agreements between each other.
- Coyote Springs General Improvement District consolidation agreement is still being drafted. Dylan and Wade will present it to the Board as soon as it is completed.
- Status of Administrative Assistant job posting. Advertised for one month, posted in the newspaper three times. Two people applied. Wade will be interviewing over the next week and report back to the Board.
- Filing of letters with the State Engineer regarding applications in Garden, Coal, Tule, and the Virgin River basins. State Engineer wanted to know what we are doing with these applications; intentions, plans, etc. Letters available in the LCWD office.
- Mark Teepen – BLT – They are looking at developing 112 acres up above Wolf Creek Golf Course in Mesquite, NV. Will be here this afternoon for a development meeting. Before anything happens down there the water issues needs to be resolved.
- Wade and Cory Lytle-Building Department went to the old Panaca Elementary School and identified two rooms that can be used for the Water District Office. Work needs to be done. Cory looking into cost per square foot. Lots of potential for the LCWD future office.
- EWP Renewable Corporation has until November 2013 to determine how much water that they are going to need. Vidler is doing the Plan of Development (POD) for them. They haven't chosen what technology they want to use yet. Without knowing the technology it is difficult to know what the water demand will be. This may be hinging on whether or not they get a partner. December 21, 2014, is the option to move forward with the site and building.

Dylan:

- Dylan has been chosen to work with Panaca Farmstead to work on their bylaws. Their Board has decided to move forward with the Public Utilities Commission permits. The Farmstead should be receiving an order next month.

- City of Caliente had their oral arguments with the State Engineer regarding their appeals yesterday before Judge Fairman. They put on the record that they came to a settlement. The permits that had a duty on them they would keep; four certificates, 1200 acre-feet and the certificates that didn't have a duty on them would have a total combined duty of 2800, and the two certificates that were still outstanding they would have to prove-up on and those four certificates with the combined duty they will have to prove beneficial use as well. They have a five year period to prove beneficial use.

6. Vidler Update.

Ryan Hoerth:

- No issue on the Environmental Assessment (EA) for the well field and connections in the Tule Desert. Hoping to have a final EA soon.
- Toquop Power Plant - Vidler will take the lead in writing the Plan of Development. Hopefully it will help us to move forward faster when EWP makes their decision.
- In Dry Lake they have another party that is interested in solar. Showed site yesterday.
- Kane Springs – Haven't heard anything on the change applications. Should hear by the end of July whether or not they have any protestants.
- Clover, Garden, and Coal continue to monitor.

7. *Discussion/Possible Action: POOL/PACT proposal for coverage period July 1, 2013, to July 1, 2014.

Motion by Kevin Phillips to approve the POOL/PACT proposal for coverage period July 1, 2013, to July 1, 2014, 2nd by Adam Katschke, motion passes unanimously.

8. *Discussion/Possible Action: Addition of Cyber Security and Privacy Response Coverage to the POOL/PACT coverage period July 1, 2013, to July 1, 2014.

Motion by Kevin Phillips to approve the addition of Cyber Security and Privacy Response Coverage for the period July 1, 2013, to July 1, 2014, 2nd by Ed Higbee, motion passes unanimously.

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

10. *Adjourn. ***Meeting adjourned at 10:52 a.m.***

Minutes submitted for approval on September 26, 2013, by Shannon Simpson, LCWD Administrative Assistant.

Shannon Simpson

Approved by: Paul Mathews
Signature

Paul Mathews - Chairperson
Print Name Title