

**MINUTES
MOAPA VALLEY WATER DISTRICT
BOARD OF DIRECTORS MEETING
HELD
THURSDAY, APRIL 15, 2010**

PRESENT:	James Robison Robert Jones Kenneth Staton	Guy Doty Glen Hardy
	Brad Huza Joe Davis Bryan Mortensen	Susan Rose Ken Bessey
	Byron Mills	Vernon Robison, MV Progress
	Ryan Wheeler, Forsgren & Associates Scott Carson	Amelia Demille

ORDER OF BUSINESS: At 4:15 p.m., Chairman James Robison called to order the regular meeting of the Moapa Valley Water District Board of Directors. The agenda items were addressed in the following order:

1. Approval of the Minutes of the previous meeting held on March 11, 2010 (Action Item)

On motion of Ken Staton and seconded by Bob Jones, the Board voted 4-0 in favor to approve the minutes of the previous meeting.

2. Public Comment (May be limited to five minutes)

Amelia Demille was present at the meeting to thank the Directors for the donation they made to the International Languages Program. The donation made it possible for her to go to Mexico to teach English to the children there. She had a power point presentation which had pictures of the children in class and out. It was a great experience for her.

3. Approval of the Moapa Valley Water District Substance Abuse policy (Action Item)

Mr. Huza reminded the Directors that at the March Board meeting, Staff discussed that the US – Department of Transportation requires entities that require employees that are required to maintain a commercial driver’s license to have pre employment substance abuse testing and thereafter conduct random testing of drivers. The District has routinely conducted the pre employment testing but has not met the random testing requirement. If the District was audited by DOT, the District would be subject to disciplinary action.

Staff reviewed the present Chapter 11 “Drug and Alcohol Policy Summary” and modified the existing language to address present day regulations. A copy of the proposed Substance Abuse Policy was available for the Director’s review.

Staff is proposing to replace the existing Chapter 11 with the proposed Chapter 11.

On motion of Guy Doty and seconded by Glen Hardy, the Board voted 5-0 in favor to replace the existing Chapter 11 “Drug and Alcohol Policy” with the proposed “Chapter 11 Substance Abuse Policy”.

4. Approval of the Tentative Budget for Fiscal Year 2011 (Action Item)

Mr. Huza informed the Directors that Staff has incorporated the comments received at the March meeting and has completed the preparation of the "Tentative Budget" for fiscal year 2011. Utilizing the anticipated revenues from both operating and non-operating sources and anticipated expenses, the net income should be approximately \$16,000. From an overall cash flow standpoint, which considers debt service, capital improvements, principal payments and proceeds from grants and loans, the District is anticipating a decrease in its cash and cash equivalents by approximately \$370,000. This decrease was anticipated.

In addition to the tentative budget, Staff has also completed the revised five year capital improvement plan. The only items that have changed since the March meeting were the addition of the roadway improvements on Moapa Valley Blvd at the administration building and the purchase of additional water quality monitoring equipment. The water quality monitoring equipment is a portion of the grant received in 2008/2009.

The State statutes require the District to conduct a public hearing on the budget on the third Thursday of May. Due to the anticipated Board schedule and publication dates, Staff is also requesting the Board set the public hearing date at this time. Staff is recommending 12:00 PM on May 20, 2010. The publication date will be May 12, 2010. If the Board desires, the tentative budget may be adopted at a special meeting after the public hearing. The District needs to adopt and file the final budget with both the County Clerk and Department of Taxation prior to June 1, 2010.

A copy of the tentative budget and five year capital improvement plan were available for the Director's review.

On motion of Glen Hardy and seconded by Ken Staton, the Board voted 5-0 in favor to approve the tentative budget as presented and to establish a public hearing / special board meeting on the budget on May 20, 2010 at 12:00 PM at the Moapa Valley Water District, 601 N. Moapa Valley Blvd. in Overton, NV.

5. Discussion on applications denied by the Nevada Division of Water Resources (Discussion Only)

Staff recently received Ruling #6031 from the State Engineer's office regarding applications 63379, 63380 and 63381. This group of applications was originally filed in 1997 for groundwater in Basin 205 – Lower Meadow Valley Wash. As a result of the January 28, 2010 Supreme Court ruling, these applications were re-filed.

Unfortunately, the ruling denied the applications based upon the insufficient amount of unappropriated groundwater to approve the applications and to grant the applications would conflict with existing rights.

Staff was very surprised to have received the ruling and its contents. Less than three weeks ago, Staff was discussing the re-filing issue with the State Engineer's office and there was no mention of the pending ruling. Staff was anticipating a ruling that would have included a pump and monitoring plan. This would have been consistent with other rulings issued for this general area.

Staff has contacted Mr. Bob Marshall, Esq. to discuss a potential appeal of the ruling. This issue is still under consideration.

Ruling 6031 does leave the District with a number of questions regarding Meadow Valley Wash water.

- Does the District move forward on drilling the exploratory well in Meadow Valley Wash?

- Does the District formally appeal the ruling?

After some discussion, the general consensus of the Board was to have Mr. Huza work towards having an administrative hearing with the Division of Water Resources. Mr. Huza explained that a scope of work will have to be done before the hearing. It could take up to 2 years to get ready for the hearing.

A copy of the ruling was available for the Director's review.

6. Manager's Report

Senior Accountant – Ken Bessey explained that water sales are where they should be and operating expenses are below the budgeted amount so things are looking good with the budget.

Water Production Superintendent – Bryan Mortensen updated the Directors on some of the items the water production crew worked on last month.

- 1) Worked with Trace Detect on arsenic analyzers
- 2) Installed a new mag meter at Jones Spring
- 3) Attended a water conference and had arsenic analyzer training
- 4) Prepared AC #1 for start-up
- 5) Performed weekly/monthly preventative maintenance on production assets and equipment
- 6) Had training for the 340A project at Coyote Springs on mag meters, electrical supply and PLCs.

Water Distribution Superintendent – Joe Davis informed the Directors that no meters or hydrants were installed last month. Distribution crews have been moving old meters off private property and bringing them up to the new District standards. Hydrant maintenance and fire flows are being conducted system wide.

The parts for the small main targeted for replacement have arrived. Crews will begin replacing the line through the river at Whipple Street next week, then will move up to Lawson and Casaby the following week.

District crews have been busy repairing breaks in Overton caused by the contractor working on the new sewer line.

There were five customer service request last month. One concerned work being done on Catherine Lane, one was a leak and three were low pressure concerns.

General Manager – 1) Dechlorination Facility - No new construction has taken place at this site over the past month. SNWA has not received the NPDES permit so start up has been postponed. Full operations schedule has been modified from April 2010 to June 2010 by SNWA.

2) Intermediate Booster Station - The intermediate booster station project is proceeding ahead. The project includes the installation of the larger booster pump and a new pressure reducing valve station at the Mining PRV site. To date, the yard piping and connections to the existing mains have been completed. Substantial completion is scheduled for late April. Substantial completion includes all work excluding the pump installation. The pumps are scheduled for delivery in late May. As stated above, the 340A project is not scheduled to commence until mid summer.

3) Tom Buqo, Hydrogeologist – Mr. Huza informed the Directors that Tom Buqo passed away on March 22nd. Tom was on vacation in Costa Rica. Tom's involvement with the Moapa Valley Water District has spanned over 20 years. Tom was representing the District in the Arrow Canyon hearings. Tom also prepared the District's annual reports. Staff is in the process of formulating a plan to select a hydrogeologist as well as retrieve the District files from Tom's library.

7. Ratify payment of March Expenditures

On motion of Glen Hardy and seconded by Guy Doty, the Board voted 5-0 in favor to ratify payment of the March expenditures.

8. Director's Preference

9. Personnel-Closed Door Session

10. Approval of the May 13, 2010 Board meeting

On motion of Guy Doty and seconded by Ken Staton, the Board voted 5-0 in favor to hold the next Board meeting on May 13, 2010 at 4 pm.

11. Adjournment

The meeting adjourned at 5:12 p.m.