



Po Box 915
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NTCD Board Minutes
May 15, 2014
The Parasol, Meiling Room
948 Incline Way, Incline Village, NV
10:15 AM Start Time

Present:

Supervisor Smith
Supervisor Perlman-Whyman
Supervisor McCarthy
Supervisor Endicott (via telephone)
Supervisor Sarnoff (departed at 10:45am)
Supervisor Penzel

Staff/Others

D. Martin, District Manager
M. Thorpe, Administrator
L. Admirand, Washoe
County Deputy District
Attorney
W. Loftis, NRCS

Absent: Supervisor Freeman and Supervisor Berkbigler

1. Call to Order by Chair Smith.
2. Supervisor Roll Call: see above
3. Approval of the Agenda: Supervisor Sarnoff moved to approve the Agenda with items 9, 8, and 7 moved to after item 4), seconded by Supervisor Endicott, motion carried unanimously.
4. Public Interests Comments: None.

Note: Items 9, 8, and 7 were discussed at this time.

CONSENT CALENDAR

Items 5a, 5e, and 6b were pulled from the consent calendar for further discussion.

Supervisor Penzel moved to approve the Consent Calendar (items 5b, 5c, 5d, 6a, 6c, and 6d with all other items pulled), seconded by Supervisor McCarthy, motion carried unanimously.

5. Agency Reports, Discussion/Possible Action
 - a. Moved to Administrative calendar.
 - b. For Possible Action: NACD report. No report provided.
 - c. For Possible Action: Department of Conservation and Natural Resources Conservation District Program report. No report provided.
 - d. For Possible Action: NvACD report. No report provided.
 - e. Moved to Administrative calendar.

6. Discussion/Possible Action (Business)
 - a. For Possible Action: Approval of the Board of Supervisors meeting minutes for April 17, 2014.
 - b. Moved to Administrative calendar.
 - c. For Possible Action: Approval of 1.5% Cost-of-Living-Adjustment for all District staff, effective June 1, 2014, based on 2013 annual Consumer Price Index.
 - d. For Possible Action: Approval of cancellation of July 17, 2014, Board meeting.

ADMINISTRATIVE CALENDAR

CONSENT CALENDAR ITEMS PULLED FOR FURTHER DISCUSSION

Item 5a) For Possible Action: NRCS report. W. Loftis, NRCS, handed out the Nevada Water Supply Outlook report as of May 1, 2014. There will be zero to little lake level rise for Lake Tahoe this year. As of May 1, the snowpack was 20% of normal. Supervisor McCarthy recommends a combined meeting with the Tahoe Resource Conservation District.

Item 5e) For Possible Action: Staff Report. The District's new part-time Staff Engineer is working out well, and he has a Nevada P.E. The District's health insurance renewal is December 1, 2014, with a slight decrease in rates while coverage remains similar. The District Manager recently sent a memo to EPA and TRCD clarifying the District's salary rates, specifically burdened rates vs. salaries.

Item 6b) For Possible Action: Approval of the NTCD financial reports for April 2014. As of 4/30/14, the District's Fund balance was \$111,351. This represents the District's available spendable resources, or assets less liabilities. April had a surplus of \$2,583. April's surplus was due to: operational expenses kept to a minimum; and even though there was an employee on LWOP, unbillable time was only four weeks. Overall a very good month, this puts the District on track for a positive year. Year-to-date the District is financially positive at \$3,404. There was some discussion regarding accounts receivable. Supervisor Perlman-Whyman stated we should try to have a reserve for an emergency.

Supervisor McCarthy moved to approve items 5a, 5e, and 6b, seconded by Supervisor Perlman-Whyman, motion carried unanimously.

7. For Possible Action: Approval of agreement with Washoe County on the Stormwater Load Reduction Plan 2 (SLRP 2) project. This project is the final step towards implementation of the Lake Tahoe Total Maximum Daily Load (TMDL) for the Nevada jurisdictions of Washoe County, Douglas County, and the Nevada Department of Transportation in the Lake Tahoe Basin. This is Washoe County's contribution for SLRP2, \$35,000. The total project is \$210,000. The District develops the plans via field work and desk/office analysis. Supervisor Penzel moved to approve the agreement, seconded by Supervisor McCarthy, motion carried unanimously.
8. For Possible Action: Approval of agreement with Nevada Division of State Lands (NDSL) on the Road Operations project. This project will produce standardized guidance for the Tahoe stormwater community to quantify the amount of expected water quality benefit of specific road operations and maintenance prescriptions implemented. Supervisor Sarnoff moved to approve the agreement, seconded by Supervisor Penzel, motion carried unanimously.
9. For Possible Action: Update regarding the dispute with Contractor on the Glenbrook Creek Restoration project. And possible approval of Binding Mediation contract or settlement agreement. The dispute is based on quantities, not quality of work. The funders would like the dispute to be resolved by settlement, and have verbally stated they would contribute to help pay for the settlement. With the funders help, the cost to the District is \$3,500 to settle. A mediation specialist was contacted, he indicated we have a strong case, but if we can settle for less than \$20,000 he recommends settling. One of the terms of the settlement is "no fault" on either party. Supervisor Perlman-Whyman recommends the District modify future contracts with contractors to avoid this from happening again. Supervisor Sarnoff moved to approve the \$16,000 settlement agreement contingent upon receiving written commitment from the funders, seconded by Supervisor Penzel, motion carried unanimously.

10. Supervisor Comments: Supervisor McCarthy announced the Sierra Water Workgroup Summit is June 12 & 13 at the North Lake Tahoe Event Center, Kings Beach, CA.
11. Public Interest Comments: None.
12. Motion to Adjourn: Supervisor McCarthy moved to adjourn, seconded by Supervisor Perlman-Whyman, motion carried unanimously.