

MOHAVE VALLEY IRRIGATION & DRAINAGE DISTRICT

APPROVED: OCTOBER 1, 2013

MINUTES OF THE REGULAR BOARD MEETING HELD TUESDAY, SEPTEMBER 10, 2013 AT THE OFFICES OF THE MOHAVE VALLEY IRRIGATION & DRAINAGE DISTRICT ("THE DISTRICT")

CALL TO ORDER.

The meeting was called to order at 4:05 p.m.

PLEDGE OF ALLEGIANCE.

Mr. Joseph Hancock led the Pledge of Allegiance.

ROLL CALL.

Present: Charles B. ("Chip") Sherrill, Jr., Chairman, Director District III
Joseph Hancock, Director Division II
Clay Vanderslice, Director At Large
John Kai, Jr., Director, Division I
Perry Muscelli, Treasurer, Director At Large
Jamie Kelley, District Counsel
Mark R. Clark, Manager
Cecily ("CeCe") Preusser, Administrative Assistant

WAIVER MOTION. Motion to waive the reading of full minutes and resolutions presented for approval or adoption.

Mr. Hancock made a motion to waive the reading of full minutes and resolutions presented for approval or adoption. Mr. Kai seconded the motion. All were in favor, motion passed.

1. REPORTS.

A. Staff report on water use.

Mr. Clark reported that the District used 15,659 acre feet of water during the month of July. This amount jumped considerably from last year due to the fact that there are properties in production this year that were not producing last year.

B. Bureau of Reclamation Lower Colorado Water Supply Report, Snowpack Report and Lake Powell Water Data Graph for June, 2013.

Chairman Sherrill reported that these reports are really bleak. Total System Contents at this time are at 50%, whereas they were at 58% last year. The

graph for the Upper Colorado Basin Snowpack shows 2012 was terrible, 2013 is just above that. 2011 is the only year where a spike in the averages occurs.

- C. USDA National Agricultural Statistics Service: Arizona Crop Report for month of June, 2013; Arizona Agri-Weekly for month of June, 2013.

Chairman Sherrill advised that there were no surprises in these reports. The Agri-Weekly Reports show that cotton looks good. Temperatures for Bullhead — high.

- D. Arizona Meteorological Network Monthly Summary for June, 2013.

There was no discussion

- 2. **AGENDA MODIFICATION.** Possible action to withdraw from, or move, any item on the Agenda, including the removal of an item from the Consent Agenda.

Chairman Sherrill read off the items contained in the Consent Agenda and inquired as to whether or not anyone had an item they wished to be removed. There were no requests for any items to be removed.

- 3. **CONSENT AGENDA.** *The items listed below will be considered as a group and acted upon by one motion with no separate discussion of said items, unless a Board Member requests an item or items be removed for separate discussion and action.*

- A. Approve the July 2, 2013 Meeting Minutes.
- B. Ratify payment of expenses for July and August, 2013.
- C. **Walmart Super Center Store #4203, T19N, R22W, SEC. 26, APN No. 227-15-135.** Approve the request to extend the preliminary water allocation of 12.74 acre feet from August 10, 2013 to August 10, 2014.

Mr. Muscelli made a motion that all items contained within the Consent Agenda be approved. Mr. Kai seconded the motion. All were in favor, motion passed.

- 4. **REGULAR AGENDA.**

- A. **2014 District Water Order.** Discussion and possible action to approve the 2014 District Water Order to be submitted to the Bureau of Reclamation.

Mr. Muscelli made a motion that the 2014 District Water Order be ratified. Mr. Kai seconded the motion. All were in favor, motion passed.

- B. **2013 District Crop Report.** Discussion and possible action of approve the 2013 District Crop Report to be submitted to the Bureau of Reclamation.

Mr. Kai made a motion that the 2013 District Crop Report be ratified. Mr. Muscelli seconded the motion. All were in favor, motion passed.

- C. **District 2013 417 Report.** Discussion and possible action to approve the submission of the District 2013 417 Report to the Bureau of Reclamation.

Mr. Muscelli made a motion that the District 2013 417 Report be approved. Mr. Kai seconded the motion. All were in favor, motion passed.

- D. **Chesney/Mohave Valley Farms, T9N, R23E, SEC. 33 and 34.** Discussion and possible action to approve a hearing for consideration of the Boundary Change Impact Study and the Petition for Inclusion of Lands submitted by Mohave Valley Farms.

Mr. Kai made a motion directing the staff to cause the property be properly posted and that a meeting be scheduled to consider the Boundary Change Impact Study and the Petition for Inclusion of Lands submitted by Mohave Valley Farms. Mr. Muscelli seconded the motion. All were in favor, motion passed.

- E. **Corrigan Navigational Strategies, LLC, Application for Preliminary Allocation, T19N, R22W, SEC. 25.** Discussion and possible action to approve the Application for Preliminary Allocation submitted by Corrigan Navigational Strategies, LLC in the amount of 4.28 acre feet for three residential lots, pursuant to A.R.S. § 38-431.03(A)(3) & (4).

Mr. Kai made a motion that Application for Preliminary Allocation submitted by Corrigan Navigational in the amount of 1.26 acre feet be approved. Mr. Muscelli seconded the motion. All were in favor, motion passed.

- F. **WPI-Hulet Farm AZ, LLC (“WPI-Hulet”), Zozaya PPR, T18N, R22W, SEC. 23.** Discussion and possible action to approve the issuance of the WPI-Hulet PPR Delivery Contract in the amount of 720 acre feet per year.

Mr. Kai made a motion to approve the issuance of the WPI-Hulet PPR Delivery Contract in the amount of 720 acre feet, subject to payment of the required fee. Mr. Hancock seconded the motion. All were in favor, motion passed.

- G. **Revoked Allocations:** Discussion and possible action to approve the revocation of the following water allocations:

1. **Courtney Place, Tract 4070, T19N, R22W, SEC. 23.** Original water allocation of 1.75 acre feet per year approved in August of 1990.

2. **Courtney Place Townhomes, Tract 4175A, T19N, R22W, SEC. 23.** Original water allocation of 5.04 acre feet per year approved in September of 1992.
3. **Courtney Place Townhomes, Tract 4175B, T19N, R22W, SEC. 23.** Original water allocation of 7.84 acre feet per year approved in September of 1992.
4. **El Rio Country Club Vacation Villas, Tract 4177A, Parcel D and a Portion of Parcel E, T18N, R22W, SEC. 11.** An original water allocation of 70.57 acre feet per year for 168 lots was approved in May of 2005. In June of 2007, the new project manager re-evaluated the project and the allocation was reduced to a total of 6.60 acre feet, approved in 2007. The latest extension was approved in June of 2011 for 6.60 aft.

There was discussion with regard to revoking the above water allocations. While these are not large allocations, none of the above entities have current plans on file with Mohave County Development and the plans that were in place have expired.

Mr. Kai made a motion to revoke the water allocations for all four Projects as listed and that all fees are forfeit. Mr. Muscelli seconded the motion. All were in favor, motion passed.

- H. **SCF Arizona General Insurance Company, Unemployment Insurance.** Discussion and possible action to approve the change of coverage on a payroll of approximately \$61,000.00 to \$30,000.00, which would save the District approximately \$100.00 per year in premium costs.

Mr. Muscelli made a motion to approve the change of coverage on payroll from \$61,000 to \$30,000 and authorize Chairman Sherrill to sign the necessary documentation. Mr. Kai seconded it. All were in favor, motion passed.

5. PUBLIC INPUT.

There was no public input.