

# MOHAVE VALLEY IRRIGATION & DRAINAGE DISTRICT

## NOTICE OF AND AGENDA FOR THE REGULAR BOARD MEETING TO BE HELD TUESDAY, MARCH 3, 2015 AT THE OFFICES OF THE MOHAVE VALLEY IRRIGATION & DRAINAGE DISTRICT MEETING TO BEGIN AT 4:00 P.M.

### CALL TO ORDER.

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

### PLEDGE OF ALLEGIANCE.

The Pledge of Allegiance was led by Perry Muscelli.

### ROLL CALL.

Present: Charles B. ("Chip") Sherrill, Jr., Chairman, Director District III  
Vince Vasquez, Director District II  
Perry Muscelli, Treasurer, Director At Large  
Clay Vanderslice, Director At Large  
Mark R. Clark, CCM, Manager  
Jamie Kelley, District Counsel  
CeCe Preusser, Administrative Assistant  
Rhonda Godbehere, Administrative Assistant

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

Charles B. ("Chip") Sherrill, made a motion to waive the reading of full minutes and resolutions presented for approval or adoption.

### 1. REPORTS.

A. Staff report on water use.

Mr. Clark reported that we have water use for the month of January 2015, we used 1416 acre feet compared to 1929 acre feet in January 2014. Mr. Clark stated January 2015, was a bit wetter this year, so we did not use as much water this year as we had last year. We are starting off a little bit lower than last year, still to soon to tell if that is going to be a trend or not.

B. Bureau of Reclamation Lower Colorado Water Supply Report as of February, 2015; Upper Colorado River Basin Snowpack Report; Lake Powell Water Data Graph; and Lake Mead Water Data Graph.

Chairman Sherrill, reported the total system contents as of March 3, 2015 we are at 29,059, lake powell at 45% full, Lake Mead 41%, Lake Mohave 94% and Lake Havasu 92%. Noted per Chairman Sherrill that Lake Mohave and Lake Havasu are those smaller lakes, so that is why they are so high, still bleak. Everyone cross their fingers that we get plenty of snow this year.

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.

No discussion, no action.

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 February 3, 2015 Executive Meeting Minutes.

B. Approve the February 3, 2015 Regular Meeting Minutes.

Mr. Muscelli moved to approve the Consent Agenda in its entirety. Mr. Vanderslice seconded the motion. All were in favor, motioned passed.

4. **REGULAR AGENDA.**

- A. **Jeremiah Perkins, T18N, R22W, Section 25.** Discussion and possible action to approve the Application for a Water Entitlement for a transfer of water in the amount of 25.2 acre feet from Hancock Contract No. 2008-04.

Mr. Clark said staff received Mr. Perkins application for a new water contract, District has all the information we need. District has the application, farm plan and in reviewing it they need 25.2 acre feet and since it is property of part of a contract District looks to transfer the 25.2 acre feet of the Hancock Contract # 2008-04 to this property for Mr. Perkins to Farm it. Mr. Vasquez seconded the motion. All were in favor, motioned passed.

- B. **Hancock, Joseph and Sarah / Joseph & Terri, Contract No. 2008-04; T18N, R22W, Section 25.** Discussion and possible action to approve declaring Contract No. 2008-04 in default for lack of beneficial use and returning 58.52 acre feet of water back into the District inventory.

Mr. Clark and staff stated, when the Perkins purchase came about, we reviewed this Contract 2008-04 (Hancock). The last time this contract was used it was back in November of 2012 and per our unwritten policy this contract would be found in default for non usage for the last 2 years plus, staff is recommending that we find the contract in default, contract holder would have basically 60 days to remedy that

default to bring the contract back into compliance and he should not do that the contract would be terminated and the remaining 58.52 acres would come back into the District inventory.

Chairman Sherrill inquired where is this property, Mr. Clark said there is actually 3 different, smaller pieces of property covered by this contract. Chairman Sherrill stated there is an acre on frontage of Aquarius and another piece behind Aquarius, they are hard to work on. Water is not being used for any benefit, and they need to clean it up. Mr. Muscelli seconded the motion. All in favor, motioned passed.

- C. **Bacot, John and Melinda, Contract No. 2012-01-SU, T17N, R21W, Section 17.** Discussion and possible action to approve the Bacots' request to cancel Contract No. 2012-01-SU.

Mr. Clark said Mr. Bacot is not using the water and is the owner request to cancel contract. He has not been using this allocation for about year. Owner initiated and wants to cancel his own Contract. Mr. Muscelli asked what type of property, Mr. Clark said a Small User. Chairman Sherrill stated the property is abandon for irrigation purposes. Mr. Clark said Bacot is trying to sale the parcel. Mr. Muscelli seconded the motion. All were in favor, motion passed.

- D. **Charles B. Sherrill, Jr., Maverick Farms; T17N, R22W, Section 11, APN No. 224-42-014C.** Discussion and possible action to approve the Application for a Water Entitlement for 30.8 acre feet of water for 4.40 acres.

Chairman Sherrill has to abstain as it is in his interest. Mr. Clark stated this particular items application for a new agricultural contract for this parcel and we do have water available. We have everything we need and the staff is recommending approval this contract. This would be a new contract not a transfer. Mr. Vanderslice inquired where is this located, Chairman Sherrill answered Section 11 North of Subdivision, on Cartwright, property is located no of Quail road. Mr. Vanderslice Motion to approve. Mr. Muscelli seconded the motion. All were in favor, motioned pass. Chairman Sherrill abstained.

- E. **Administrative Assistant Position.** Discussion and possible action to hire Rhonda Godbehere as administrative assistant to the Board of Directors.

Mr. Clark stated Chairman and himself interviewed Rhonda Godbehere a few weeks ago and have decided to hire Rhonda Godbehere for the Administrative Assistant. Mr Muscelli seconded the motion. All were in favor, motioned pass.

- F. **Law of the Colorado River Conference, April 30-May 1, 2015.** Discussion and possible action to approve attendance of the Law of the Colorado River Conference, Meeting Demand During Unprecedented Drought. Conference is \$895 for one person, \$795 for two or more persons, not including Planet Hollywood room costs.

Clark stated Attorney Jamie Kelley and Mr. Muscelli would also like to attend, District will make reservation for the conference. Mr. Muscelli asked do you think Friday would be a good day for the Seminar, Mr. Clark stated it is beneficial to attend all of the evident. Mr. Muscelli stated unless you are getting continuing education then it is not worth it. Discussion is it worth while, Mr. Clark stated it is very important not only for the information, but just as much of a benefit is the networking. Mr. Vasquez seconded the motion. All were in favor, motion passed.

**4. REGULAR AGENDA.**

No discussion, no action.

**5. PUBLIC INPUT.**

Mr. Vackar inquired about the CLE Seminar, and Chairman Sherrill stated District would supply a Brochure for the event, to Mr. Vackar. Chip explained to Vackar that it could be beneficial, as far as looking at water law. Also, there would be discussions on the drought, the water law and what the future holds in regard to the water situation. Brochure given to Vackar, per Chairmain Sherrill request.

**6. ADJOURNMENT.**

There being no further business to discuss, Mr. Muscelli made a motion that the meeting be adjourned. Mr. Vanderslice seconded the motion. All were in favor, the meeting adjourned at 4:20.