

# MEETING MINUTES OF THE PUBLIC MEETING OF THE MOHAVE VALLEY IRRIGATION & DRAINAGE DISTRICT

Held December 01, 2020

Public Meeting 4:00PM

Mohave Valley Irrigation & Drainage District  
1460 E. Commercial Street, Mohave Valley, AZ 86440

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Mohave Valley Irrigation and Drainage District and to the general public that the Mohave Valley Irrigation and Drainage District will hold a meeting open to the public on Tuesday, December 01, 2020 at 1:30 pm via Zoom teleconference due to the Coronavirus. As indicated in the agenda, pursuant to A.R.S. § 38-431.03(A) Item 2a and 2b, the Mohave Valley Irrigation & Drainage District may vote to go into executive session, which will not be open to the public, to discuss certain matters. The board will reconvene in Open Session via Zoom beginning at 4:00 pm.

Topic: MVIDD Open Session  
Time: Dec 1, 2020 04:00 PM Arizona

Join Zoom Meeting

<https://us02web.zoom.us/j/89005811327?pwd=eWNCUzUrYzV3VUxtcjJZMzZ1Nk5gdz09>

Meeting ID: 890 0581 1327  
Passcode: 743098

**CALL TO ORDER.** Chairman, Charles B. Sherrill, Jr., called the meeting to order at 1:35pm.

## 1. ROLL CALL.

Present: Kerri Hatz, General Manager  
Via Zoom: Charles ("Chip") B. Sherrill, Jr., Chairman/Director Division III  
Clay Vanderslice, Director at Large  
Vince Vasquez, Director Division II  
Perry Muscelli, Treasurer/Director at Large  
John Kai, Jr., Director Division I  
Michael J. Pearce, District Counsel  
Absent: None

## 2. Consideration of Action to go into Executive Session of the Board for the following purposes:

- a. Pursuant to A.R.S. §38-431.03(A)(3)(4) & (7), discussion and consultation with legal counsel of the District in order to consider legal questions on Items 8F, 8G and 8H.
- b. Discussion of District Comprehensive Fee Schedule. Perry Muscelli made a motion to go into executive session, John Kai, Jr., seconded

the motion. All in favor, motion passed. Executive session began at 1:36pm. Kai, - Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.

*[The discussions and minutes of the executive session shall be kept confidential. The executive session of the Board is not open to the public.]*

Perry Muscelli made a motion to adjourn executive session, Vince Vasquez seconded the motion. All in favor, executive session adjourned at 3:26pm. Kai, - Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.

3. **RECONVENE IN OPEN SESSION.** Perry Muscelli made a motion to reconvene in open session, Vince Vasquez seconded the motion. All in favor, open session reconvened at 4:03pm. Kai, - Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.
4. **PLEDGE OF ALLEGIANCE.** No pledge of Allegiance.
5. **WAIVER MOTION.** Motion to waive the reading of full minutes and resolutions presented for approval or adoption. Perry Muscelli made a motion to waive the reading of the full minutes and or resolutions presented for approval or adoption, John Kai, Jr., seconded the motion. All in favor, motion passed. Kai, - Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.
6. **AGENDA MODIFICATION.** Possible action to withdraw from, or move, any item on the Agenda. No action taken.

## 7. REPORTS.

Water: Staff reported the District water use ending October 31, 2020.

- a. Staff report on District water use.
- b. Bureau of Reclamation Lower Colorado Water Supply Report.

Finances: Staff summarized the financial reports through October 31, 2020.

- c. Profit & Loss Budget vs. Actual year to date July 1, 2020 thru October 31, 2020.
- d. Profit & Loss Statement for October 2020.
- e. Balance Sheet as of October 31, 2020.

Other:

- f. MVIDD Staff Report. – General information to update the board members. No report made by staff.

## 8. REGULAR AGENDA

- A. **Approve the November 03, 2020 Regular Session Meeting Minutes.**  
Discussion and possible action to approve the regular meeting minutes

from last month. Perry Muscelli made a motion to approve the minutes, John Kai, Jr. seconded the motion. All in favor, motion passed. Kai, - Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.

- B. Approve the November 03, 2020 Executive Session Meeting Minutes.** Discussion and possible action to approve the executive session meeting minutes from last month. John Kai, Jr., made a motion to approve the minutes, Clay Vanderslice seconded the motion. All in favor, motion passed. Kai, - Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.
- C. Approve the November 16, 2020 Special Regular Session Meeting Minutes.** Discussion and possible action to approve the special regular session meeting minutes from last month. Perry Muscelli made a motion to approve the minutes, John Kai, Jr., seconded the motion. All in favor, motion passed. Kai, - Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.
- D. Ratify payment of Expenses for November 2020.** Discussion and possible action to ratify the payment of expenses for last month. Staff reviewed the expenses with the board members. Perry Muscelli made a motion to ratify the payment of expenses for November, John Kai, Jr., seconded the motion. All in favor, motion passed. Kai, - Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.
- E. Robert and Laurie Allen, 1770 E. Ironwood Dr.; T18N, R22W, Section 35; APN(s): 225-27-234F; Application for a Residential Water Allocation for a single-family home at .34 acre feet of water per year.** Discussion and possible action to approve the application request for a single-family residential water allocation. Staff reviewed the application with the board and advised this property was just purchased without an allocation on 1.10 acres and the landowner is doing their due diligence and seeking a water allocation from the District prior to drilling a well and building a single-family home. The landowners plan to drill within the next few months, then will plant landscape and within 3 years they plan to build their home. John Kai, Jr., made a motion to approve the allocation for .34 acre feet of water, Perry Muscelli seconded the motion. All in favor, motion passed. Kai, - Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.
- F. \*System Conservation Implementation Agreement (SCIA) between BOR and MVIDD.** Discussion and possible action to approve the SCIA agreement and accompanying letter on conversion of EC-ICS to System Conservation Water. District counsel reviewed the latest final draft of the SCIA agreement with the board and answered any questions they had. The board reviewed the accompanying letter. Perry Muscelli made a motion to approve the draft SCIA agreement along with the accompanying

letter, Clay Vanderslice seconded the motion. All in favor motion passed. Kai, - Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.

G. **\*United States Bureau of Reclamation Lower Colorado River Agricultural Water Savings Pilot Study.** Discussion and possible action on Reclamation’s Pilot Water Savings Study. District counsel advised the board that the District has been invited to possibly participate in a pilot study with the BOR regarding conservation methods and quantifying AG conservation in the lower basin. District counsel was directed by the board to seek further information from the BOR on possible details of the program. No action was taken.

H. **\*2021 Participating Farm EC-ICS (SCIA) Contracts.** Discussion and possible action on 2021 Participating Farm EC-ICS (SCIA) Contracts. District counsel reviewed the MVIDD participants’ 2021 SCIA contract with the board and answered their questions. This contract has had no changes from the 2020 EC-ICS participant contracts except that it is now system conservation rather than EC-ICS. Vince Vasquez made a motion to approve the SCIA 2021 contract, Clay Vanderslice seconded the motion. All in favor, motion passed. Kai, - Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.

9. **CALL TO THE PUBLIC.** *Those wishing to address the Board at the Call to the Public regarding matters not on the Board agenda must fill out and submit to the Administrative Assistant a Call to the Public – Request to Speak Form located in the back of the room prior to the meeting. Action Taken as a result of public comments will be limited to responding to criticism, referral to staff, or placing a matter on a future Agenda. Comments are restricted to items **NOT** on the Regular Agenda, and must relate to matters within the jurisdiction of the Board.* No members of the public addressed the board. In attendance was Sam Elters with Mohave County and Rian Barton with NRCS.

10. **ADJOURNMENT.** John Kai, Jr., made a motion to adjourn, Perry Muscelli seconded the motion. All in favor, meeting adjourn at 4:35pm. Kai, - Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.

Agendas are available on our website [www.mvidd.net](http://www.mvidd.net), as well as posted outside the District office bulletin board outside the office door located at 1460 E. Commercial Street, Mohave Valley, AZ 86440. To subscribe to agenda notifications please visit our website.

Pursuant to the Americans with Disabilities Act (ADA), Mohave Valley Irrigation & Drainage District endeavors to ensure the accessibility of all its programs, facilities, and services to all persons with disabilities. For an accommodation please contact the District office at 928-768-3325. Requests should be made 48 hours prior to the meeting to arrange the accommodation.

Items on Agenda marked with an asterisk (\*) will be discussed in executive session with District counsel in accordance with A.R.S. § 38-431.03(A)(3)(4) & (7).

Vote Key: Y – Yes; N – No; A - Abstain