

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

Held May 03, 2022

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, May 03, 2022 at 4:00 pm via Zoom teleconference. As indicated in the agenda, pursuant to A.R.S. § 38-431.03(A) Item 2a, 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.

Topic: MVIDD Open Session
Time: May 3, 2022 04:00 PM Arizona

Join Zoom Meeting

<https://us02web.zoom.us/j/85889459984?pwd=UFNDZXM0cFEyTGdhUVZiblg5RWFGZz09>

Meeting ID: 858 8945 9984
Passcode: 197611

CALL TO ORDER. Chairman, Charles B. Sherrill, Jr., called the meeting to order at 4:05 pm.

1. ROLL CALL.

Present: Charles ("Chip") B. Sherrill, Jr., Chairman/Director Division III
Clay Vanderslice, Director at Large, joined at 4:07 pm.
Kerri Hatz, General Manager

Via Zoom: Vince Vasquez, Director Division II
Perry Muscelli, Treasurer/Director at Large
John Kai, Jr., Director Division I, joined at 4:19 pm.
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 to obtain legal advice on any matter listed on the agenda. **No action taken.**

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

3. RECONVENE IN OPEN SESSION.

4. PLEDGE OF ALLEGIANCE. Perry Muscelli led the 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, Vince Vasquez seconded the motion. All in favor, motion passed. Vanderslice – Y; Muscelli – 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 summarized the District water use for the date ending March 31, 2022 and reported on the current Lake Powell and Lake Mead Elevations.

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

Finances: Staff reviewed the finances with the board of directors.

- c. Profit & Loss Budget vs. Actual year to date July 1, 2021, thru March 31, 2022
- d. Profit & Loss Statement for March 2022.
- e. Balance Sheet as of March 31, 2022.

Other:

- f. MVIDD Staff Report. – General information to update the board members. Staff advised the board of directors:
 1. The call of election for Division II Director and Director at Large will be next month and currently Vince Vasquez and Perry Muscelli hold those positions.
 2. The farmers and District need to start preparing for 2023 System Conservation.
 3. At the end of the month, invoices for the administrative fees for 2022 system conservation will be mailed out and due by July 31st.
 4. Water order forms will be mailed out at the end of June for the 2023 water year and the District water order is due August 15th to BOR.
 5. Next week the 2022 subcontracts with MVIDD for the 500 + Plan participants will be mailed out.
 6. This Friday, May 6, 2022 will be the ADWR Joint Colorado River Shortage Briefing from 9am – 11am.

8. REGULAR AGENDA

A. State Legislative Update. Discussion only. District counsel, Mr. Pearce,

gave an update regarding the State Legislative activity. Discussion only.

- B. System Conservation for 2022 Update.** Discussion only. District counsel, Mr. Pearce, updated the board of directors on the status of the final version of the 2022 500 + Plan Agreement. Discussion only.
- C. Approve the April 05, 2022, Regular Session Meeting Minutes.** Discussion and possible action to approve the regular meeting minutes for last month. Perry Muscelli made a motion to approve the meeting minutes from April 05, 2022. Clay Vanderslice seconded the motion. All in favor, motion passed. Vanderslice – Y; Muscelli – Y; Vasquez – Y; Sherrill – Y.
- D. Approve the April 05, 2022, Executive Session Meeting Minutes.** Discussion and possible action to approve the executive session meeting minutes for last month. Perry Muscelli made a motion to approve the April 05, 2022 executive session minutes. Vince Vasquez seconded the motion. All in favor, motion passed. Vanderslice – Y; Muscelli – Y; Vasquez – Y; Sherrill – Y.
- E. Approve the April 15, 2022, Special Regular Session Meeting Minutes.** Discussion and possible action to approve the special regular meeting minutes for last month. Perry Muscelli made a motion to approve the April 15, 2022 special regular meeting minutes. Vince Vasquez seconded the motion. All in favor, motion passed. Vanderslice – Y; Muscelli – Y; Vasquez – Y; Sherrill – Y.
- F. Ratify Expenses for April 2022.** Discussion and possible action to ratify the expenses for last month. Staff reviewed the payment of expenses with the board of directors. Perry Muscelli made a motion to ratify the payment of expenses for April 2022. Clay Vanderslice seconded the motion. All in favor motion passed. Vanderslice – Y; Kai – Y; Muscelli – Y; Vasquez – Y; Sherrill – Y.
- G. Via Dolce, Tract 4241; T19N, R22W, Section 22; APN(s): 228-02-100, 228-02-101, & 228-02-102; 129 Lots. Request for an Extension of Preliminary Water Allocation.** Discussion and possible action regarding the extension request for a preliminary water allocation. This is a request for 24 months; the current extension expires May 10, 2022. All fees have previously been paid in full for the 129 lots. Staff reviewed the extension request for this project with the board of directors. Staff asked Mr. Clark if the subdivision was planning on building manufactured homes as previously discussed or stick build homes. Mr. Clark confirmed it would be stick built homes. The board of directors asked questions pertaining to the progress of this subdivision and Mark Clark responded to their questions. Chairman, Chip Sherrill, spoke about the 24-month request and that the District has been implementing a lesser amount of extension time on

projects. Mr. Clark asked that the board of directors grant as much time as possible, possibly 18-months. Perry Muscelli made a motion to approve a 12-month extension, Clay Vanderslice seconded the motion. All in favor motion passed. Vanderslice – Y; Kai – Y; Muscelli – Y; Vasquez – Y; Sherrill – Y.

- H. Resolution 2022-01 A Resolution to allow Non-Refundable Fees to be Transferred to Another Project.** Discussion and possible action regarding Resolution 2022-01. This item was discussed at the April 05, 2022 regular board meeting. District Counsel, Mr. Pearce, reviewed the changes to the resolution as suggested by the board of directors from the last meeting of April 05, 2022. Vince Vasquez made a motion to approve the resolution, Clay Vanderslice seconded the motion. All in favor, motion passed. Vanderslice – Y; Kai – Y; Muscelli – Y; Vasquez – Y; Sherrill – Y.
- I. Fiscal Year June 2022 – July 202 Budget Review.** Discussion only to review and make comments on the next fiscal year budget. Staff reviewed the budget with the board of directors and answered their questions. Discussion only.
- J. Mohave County 2022 Tax Levies and Rates Certification.** Discussion only to review and make comments on the Tax Levies and Rates Certification. Staff reviewed the 2022 Tax Levies and Rates Certification with the board of directors. Discussion only.
- K. July 01, 2022 Comprehensive Fee Schedule and Payment Rules.** Discussion only to review and make comments on the Comprehensive Fee Schedule and Payment Rules. Staff reviewed the 2022 Comprehensive Fee Schedule and Payment Rules with the board of directors. Perry Muscelli suggested a language change or clarification or better define item number 20 on the Payment Rules. Discussion only.
- 9. CALL TO THE PUBLIC.** *Those wishing to address the Board at the Call to the Public regarding matters not on the Board agenda can request to do so at this time. Due to the Pandemic, meetings are being held via Zoom. 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 of directors.
In attendance via zoom: Mark Clark and Jaimie Kelley
In attendance at MVIDD: Mary Schramm
- 10. ADJOURNMENT.** Clay Vanderslice made a motion to adjourn the meeting Vince Vasquez seconded the motion. All in favor, meeting adjourned at 5:07 pm. Vanderslice – Y; Kai – Y; Muscelli – Y; Vasquez – Y; Sherrill – Y.

Agendas are available on our website www.mvidd.net, as well as posted outside the District office

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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

DRAFT