

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

Held June 04, 2024
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, June 04, 2024, at 2:00 pm via Microsoft Teams. As indicated on the agenda, pursuant to A.R.S. § 38-431.03(A) Items 2a through 2c, 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 Microsoft Teams beginning at 4:00pm.

Microsoft Teams

[Join the meeting now](#)

Meeting ID: 289 011 290 601

Passcode: dNaDHd

Dial in by phone

[+1 928-377-5844,,824085708#](#) United States, Phoenix

Phone conference ID: 824 085 708#

CALL TO ORDER. Chairman, Charles B. Sherrill, Jr., called the meeting to order at 2:05 pm.

1. ROLL CALL.

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

Via Teams: Vince Vasquez, Director Division II
Perry Muscelli, Treasurer/Director at Large
John Kai, Jr., Director Division I

Absent: Michael J. Pearce, District Counsel

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

Clay Vanderslice made a motion to go into executive session, Perry Muscelli seconded the motion. All in favor, motion passed. Kai – Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.

- 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.

- b. **Discussion with legal counsel of the District regarding administration of PPR contracts.
- c. **Discussion with legal counsel of the District regarding Legislative updates.

[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, Clay Vanderslice seconded the motion. All in favor, executive session adjourned at 3:14 pm. Kai – Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill - Y.

3. RECONVENE IN OPEN SESSION. Open session reconvened at 4:05pm. District Counsel, Mr. Pearce, was not present at the 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 resolutions presented for approval or adoption, Vince Vasquez 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 summarized the District water use for the date ending April 30, 2024 and current levels of both Lake Powell and Lake Mead.

- 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 01, 2023, through April 30, 2024.
- d. Profit & Loss Statement for April 2024.
- e. Balance Sheet as of April 30, 2024.

Other:

- f. MVIDD Staff Report. – General information to update the board members.

Staff advised that all conservation participants need to submit their fields of interest for 2025 by the end of this month.

Staff advised that the invoices for EC-ICS 2024 Administration fees will be mailed at the end of the week and will be due by July 30, 2024.s

Staff advised that water order forms for 2025 will be mailed by the end of the month and due by August 15, 2024. The District needs to submit its 2025 water order to Reclamation on or before September 15, 2024.

8. REGULAR AGENDA

A. Approve the May 14, 2024, Regular Session Meeting Minutes. Discussion and possible action to approve the regular meeting minutes. Perry Muscelli made a motion to approve the meeting 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 May 14, 2024, Executive Session Meeting Minutes. Discussion and possible action to approve the executive session meeting minutes. Clay Vanderslice made a motion to approve the meeting minutes, John Kai, Jr., seconded the motion. All in favor, motion passed. Kai – Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill - Y.

C. Approve the May 15, 2024, Special Meeting Minutes. Discussion and possible action to approve the special meeting minutes. Perry Muscelli made a motion to approve the special meeting minutes, John Kai, Jr., seconded the motion. All in favor, motion passed. Kai – Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill - Y.

D. Ratify Expenses for May 2024. Discussion and possible action to ratify the expenses for last month. Staff reviewed the May expenses with the board of directors. Perry Muscelli made a motion to ratify the expenses for May 2024, John Kai, Jr., seconded the motion. All in favor, motion passed. Kai – Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.

E. Kevin Conery; 4905 Mountain View Road, FM; APN: 228-04-315; Discussion only regarding future water allocations for this parcel. Staff gave an overview of the proposed water transfer and allocation. There was discussion between the board of directors and Mr. Conery. Staff advised that Mr. Conery intends on submitting an application for the July 2, 2024, meeting and was looking for guidance on how to proceed. No action taken.

F. Joy Lane Twin Homes; T19N, R22W, Section 26; APN: 227-16-031A. Request for Final Water Allocation of 6.24-acre feet of Water. Discussion and

possible action regarding the final allocation subject to approval of the final plat by Mohave County. The current preliminary allocation expires on June 6, 2024. Staff reviewed the request with the board of directors. Jaime Kelley answered questions from the board of directors. This project is currently under review with Mohave Country Development Services. Perry Muscelli made a motion to approve a conditional final water allocation, Clay Vanderslice seconded the motion. All in favor, motion passed. Kai – Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y. The conditional approval will allow for a 12-month time frame in which to provide an approved and signed final plat from Mohave County. This conditional approval will expire on June 04, 2025.

G. 4-Joy Lane Development; T19N, R22W, Section 25; APN: 227-02-094. Request for Final Water Allocation of 1.96-acre feet of Water for 3 Parcels.

Discussion and possible action regarding the final water allocation pending recordation of parcel plat with Mohave County. The current preliminary allocation expires on June 6, 2024.

Requested assignment of water as follows:

Parcel 1-A	0.50-acre feet for 1.26 Gr. acres
Parcel 1-B	0.73-acre feet for 1.26 Gr. acres
Parcel 1-C	0.73-acre feet for 1.26 Gr. Acres

Staff reviewed the request with the board of directors. Jaime Kelley explained the necessary changes for access easement and pue and therefore the parcel can only be split into 3 parcels instead of the originally planned 4 parcels. Vince Vasquez asked if this was also a conditional approval, staff confirmed it is. Vince Vasquez made a motion to approve a conditional final water allocation with a 12-month time frame to allow for the Parcel Plat to be recorded. Perry Muscelli seconded the motion. All in favor, motion passed. Kai – Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y. The conditional approval will expire on June 04, 2024.

H. 2024/2025 Annual Budget Review. Discussion and possible action regarding the 2024/2025 Annual Budget. (Previously reviewed at the April 2, 2024, and May 14, 2024, regular board meetings.) Staff reviewed the final budget with the board of directors. Perry Muscelli made a motion to approve the budget, Vince Vasquez seconded the motion. All in favor, motion passed. Kai – Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill - Y

I. 2024/2025 Comprehensive Fee Schedule and Payment Rules. Discussion and possible action regarding the Fee Schedule and Payment Rules. (Previously reviewed at the April 2, 2024, and May 14, 2024, regular board meetings.) Staff reviewed the comprehensive fee schedule and payment rules with the board of directors. Perry Muscelli made a motion to approve, Vince Vasquez seconded the motion. All in favor, motion passed. Kai – Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill - Y

J. 2024/2025 Mohave County Tax Levies and Rates Certification. Discussion and possible action regarding the Tax Levies and Rates Certification. (Previously reviewed at the April 2, 2024, and May 14, 2024, regular board meetings.) Staff reviewed the tax levies and rates certification with the board of directors. Perry Muscelli made a motion to approve the tax levies and rates certification, Vince Vasquez seconded the motion. All in favor, motion passed. Kai – Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill - Y

K. Engagement of Land IQ. Discussion and possible action regarding engagement of Land IQ for Crop Mapping, Consumptive Use Calculations, and Web Map Application for 2025 Conservation Participation. Staff review the proposal of tasks with the board of directors. Staff emphasized the desire to have task 5 approved as well. Perry Muscelli made a motion to approve the engagement of Land IQ, Vince Vasquez seconded the motion. All in favor, motion passed. Kai – Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill - Y

L. Engagement of HintonBurdick CPA's. Discussion and possible action regarding engagement of HintonBurdick for Fiscal Year Ending June 30, 2024, Financial Review. Staff reviewed the proposal from HintonBurdick. Perry Muscelli made a motion to approve the engagement of HintonBurdick, Vince Vasquez seconded the motion. All in favor, motion passed. Kai – Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill - Y

9. CALL 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. 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.*

10. ADJOURNMENT. Perry Muscelli made a motion to adjourn the meeting, Vince Vasquez seconded the motion. All in favor, motion passed. Kai – Y; Muscelli – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y. The meeting was adjourned at 4:51 pm.

Agendas are available on our website 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 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 the 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