

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

Held September 03, 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, September 03, 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, 8G and 8H 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: 217 206 279 855

Passcode: M8zokT

#### **Dial in by phone**

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**CALL TO ORDER.** [Chairman, Charles B. Sherrill, Jr., called the meeting to order at 2:10 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](#)  
[John Kai, Jr., Director Division I](#)  
[Michael J. Pearce, District Counsel](#)

Absent: [Perry Muscelli, Treasurer/Director at Large](#)

**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, Vince Vasquez seconded the motion. All in favor, motion passed. Vanderslice – Y; Vasquez – Y; Sherrill – Y. John Kai Jr. joined the executive session at 2:19pm.](#)

- 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 long range water planning.
- c. \*\*Discussion with legal counsel of the District regarding the review of Industrial Contracts and curtailment issues.

*[The discussions and minutes of the executive session shall be kept confidential. The executive session of the Board is not open to the public.]* Clay Vanderslice made a motion to adjourn executive session, Vince Vasquez seconded the motion. All in favor, executive session adjourned at 3:44 pm. Kai – Y; Vanderslice – Y; Vasquez – Y; Sherrill - Y.

**3. RECONVENE IN OPEN SESSION.** Open Session was reconvened at 4:04 pm.

**4. PLEDGE OF ALLEGIANCE.** Vince Vasquez led the Pledge of Allegiance.

**5. WAIVER MOTION.** Motion to waive the reading of full minutes and resolutions presented for approval or adoption. Vince Vasquez made a motion to waive the reading of the full minutes and resolutions presented for approval or adoption, Clay Vanderslice seconded the motion. All in favor, motion passed. Kai – 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 July 31, 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, 2024, through July 31, 2024.
- d. Profit & Loss Statement for July 2024.
- e. Balance Sheet as of July 31, 2024.

Other:

- f. MVIDD Staff Report. – General information to update the board members. Staff advised the board of directors that:

The District has received the second payment for 2024 Conservation participants and payments should be mailed by Friday this week.

The District office will be closed September 19th through the 29<sup>th</sup>.

The Annual CRWUA Conference will be held December 4-6, 2024 at Paris Hotel in Las Vegas. Registration closes November 20<sup>th</sup>.

## 8. REGULAR AGENDA

**A. Approve the August 06, 2024, Regular Session Meeting Minutes.** Discussion and possible action to approve the regular meeting minutes. Clay Vanderslice made a motion to approve the meeting minutes, Vince Vasquez seconded the motion. All in favor, motion passed. Kai – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y

**B. Approve the August 06, 2024, Executive Session Meeting Minutes.** Discussion and possible action to approve the executive session meeting minutes. Vince Vasquez made a motion to approve the meeting minutes, John Kai, Jr., seconded the motion. All in favor, motion passed. Kai – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y

**C. Ratify Expenses for August 2024.** Discussion and possible action to ratify the expenses for last month. Staff reviewed the expenses with the board of directors. Vince Vasquez made a motion to ratify the August expenses, Clay Vanderslice seconded the motion. All in favor, motion passed. Kai – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.

**D. Michael and Tamera Mommer; T18N, R21W, Section 05; APN(s): 225-15-025; Application to Transfer 2-acre feet of Water from AG Contract 2009-01C (Green Acres Mohave) Section 31.** Discussion and possible action regarding the water transfer request. Staff reviewed the application with the board of directors. Staff answered questions from the directors. A net 1.84-acre feet of water will transfer and with the current allocation of 0.34-acre feet; a total of 2.18-acre feet water will be allocated to this parcel. Vince Vasquez made a motion to approve the transfer request, John Kai, Jr., seconded the motion. All in favor, motion passed. Kai – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.

**E. Louie LeCou and Cristine Sorensen; T19N, R21W, Section 31; APN(s): 221-35-013; Application to transfer 0.34-acre feet of Preliminary Water from Valley View @ Sunrise Hills Tract 4201C – Left over lot.** Discussion and possible action regarding the water transfer request. Staff reviewed the application with the board of directors. Staff answered questions from the directors. A net 0.31-acre feet of water will transfer to this parcel, and the applicant has verified that Bermuda Water can service this parcel with a water line extension. Vince Vasquez made a motion to

approve the transfer request, Clay Vanderslice., seconded the motion. All in favor, motion passed. Kai – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.

**F. Valley View @ Sunrise Tract 4201C 5 Lots; T18N, R22W, Section 06; Extension Request for 5 Lots Held Over from Tract 4201C.** Discussion and possible action regarding the Preliminary Water Allocation extension request. The current extension expires September 05, 2024. Staff reviewed the extension request from the applicant with the board of directors. Staff answered questions from the directors. Vince Vasquez made a motion to approve a six-month extension, John Kai, Jr., seconded the motion. All in favor, motion passed. Kai – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.

**G. \*\*MVIDD 2024 Conservation Plan.** Discussion and possible action regarding the 5-year conservation plan. (Previously reviewed at the August 06, 2024, Regular Board Meeting) Staff reviewed the changes made since the last meeting. Vince Vasquez made a motion to approve the 2024 Conservation Plan, Clay Vanderslice seconded the motion. All in favor, motion passed. Kai – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.

**H. \*\*MVIDD 2025 Plan of Creation.** Discussion and possible action regarding the 2025 conservation plan. Staff reviewed the Plan of Creation with the board of directors. Staff needs to add the amount of 14,475- acre feet of water to the Project Description. Vince Vasquez made a motion to approve the 2025 Plan of Creation, Clay Vanderslice seconded the motion. All in favor, motion passed. Kai – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y.

**I. Calander Year 2025 Annual Water Order.** Discussion and possible action regarding the Water Order for 2025. Staff reviewed the Annual Water Order with the board of directors. Vince Vasquez made a motion to approve the 2025 Annual Water Order, Clay Vanderslice seconded the motion. All in favor, motion passed. Kai – 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.** Clay Vanderslice made a motion to adjourn the meeting, Vince Vasquez seconded the motion. All in favor, motion passed. Kai – Y; Vanderslice – Y; Vasquez – Y; Sherrill – Y. Meeting adjourned at 4:37pm.

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 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