

TRUCKEE MEADOWS WATER AUTHORITY
MINUTES OF THE FEBRUARY 5, 2016
MEETING OF THE BOARD OF DIRECTORS

The Board of Directors met on Friday, February 5, 2016, at Basement Training Room, Sparks City Hall, 431 Prater Way, Sparks, Nevada. Chair Martini called the meeting to order at 8:30 a.m.

1. ROLL CALL

Members Present: Jenny Brekhus*, Naomi Duerr, Neoma Jardon, Vaughn Hartung, Jeanne Herman, and Geno Martini.

Member Absent: Ron Smith

A quorum was present.

**Member Brekhus arrived at 8:37 a.m.*

2. PUBLIC COMMENT

There was no public comment.

3. APPROVAL OF THE AGENDA

Upon motion by Member Hartung, second by Member Jardon, which motion duly carried by unanimous consent of the members present, the Board approved the agenda.

4. PRESENTATION AND DISCUSSION REGARDING TMWA'S ROLE AND RESPONSIBILITIES IN REGIONAL WATER PLANNING AND WITH RESPECT TO PRIVATE WATER SYSTEMS IN THE TRUCKEE MEADOWS SERVICE AREA AND POSSIBLE DIRECTION TO STAFF ON A FUTURE AGENDA ITEM ON TMWA REGIONAL WATER PLANNING POLICY

Chair Martini expressed the importance to have a thorough discussion on topics of interest to Board members, but no action can be taken to adopt policies. He directed Board members to direct questions and comments to Erica Olsen, OnStrategy Chief Operating Officer, who is leading the meeting.

Ms. Olsen asked each Board Member what they individually are expecting out of the workshop. There was consensus to address TMWA's role in the region moving forward to address reclaim, wastewater, and relationship between land use designations and water service; identify any holes in regional water planning; and, discuss involvement in regional development projects that are not in TMWA's service area, but are in the Truckee Meadows Service Area (TMSA). In addition, have a brief discussion

regarding the continued role of Western Regional Water Commission (WRWC) now that the Truckee River Operating Agreement (TROA) has been implemented and the merger has been finalized.

Discussion began regarding the breadth and scope of TMWA's policies, roles and responsibilities in relation to growth, the need for more water resources, and providing continued support for well systems, reclaimed water and wastewater. It was noted that any changes to the role the WRWC performs must be decided by the State of Nevada during the 2017 Legislative Session.

Following discussion and an opportunity for all present to be heard, it was noted under the Joint Powers Agreement (JPA) TMWA has no jurisdiction over reclaimed water and/or wastewater. However, local agencies have formed a Regional Effluent Management Team, TMWA staff being one of the members, who are currently looking into issues related to reclaim and wastewater uses. The Board supports the effluent working group and may consider at a future time a policy change to expend any additional resources in relation to supporting regional efforts on reclaimed water planning and management.

After much review and discussion, it was understood the TROA boundary is the place of use defining where Truckee River water rights can be used; the General Manager's authority with annexing developments within the TMSA (to TMWA's service area) does not need board approval, but does require board approval outside the TMSA; and how TMWA, as the only water authority in the region, has the opportunity to assist those water systems outside the TMSA.

It was agreed to put the following agenda items on future board meetings for further discussion:

- Potentially expand TMWA's role to be more proactive in water issues outside current boundaries;
- Discussion regarding TMWA providing technical advice to entities on specific development requests;
- Discussion concerning new development to connect to the TMWA system; and
- Discussion about water considerations and impacts between TMWA and Storey County

5. PRESENTATION AND DISCUSSION REGARDING TMWA BOARD GOVERNANCE, CHAIR SELECTION, BOARD RULES AND REGULATIONS AND POSSIBLE DIRECTION TO STAFF ON FUTURE AGENDA ITEM ON BOARD GOVERNANCE

Michael Pagni, TMWA Legal Counsel, reported that under the current JPA, all Directors qualify to serve as Chair or Vice Chair. At the time the JPA was formed, the Cities of Sparks, Reno and Washoe County did not stipulate the need for rotation since nominating a Chair and Vice Chair required a vote by the Directors.

Following discussion and an opportunity for all present to be heard, it was agreed to put an item on a future board meeting agenda to have further discussion concerning a potential chair rotation policy.

Member Brekhus inquired about the current contract by which Mr. Pagni is working to provide legal counsel to both the board and TMWA. She believed it is outdated and needs to be revisited. She would

like to see a discussion on a future agenda item about whether legal services request for proposals (RFPs) should be issued.

At this point, there was discussion regarding the excellent work Mr. Pagni has provided on behalf of TMWA, there are no current issues with the services he has provided to date, and if they were to change legal services, it would take years for a new lawyer to obtain the knowledge, expertise and history that Mr. Pagni provides.

It was agreed to put an agenda item regarding a possible legal services RFP on the April Board agenda for further discussion.

6. PRESENTATION AND DISCUSSION REGARDING WATER RESOURCE SUPPLY AND DEMAND PLANNING AND MANAGEMENT AND WATER RESOURCE PLAN AND POSSIBLE DIRECTION TO STAFF ON FUTURE AGENDA ITEM ON WATER SUPPLY AND DEMAND PLANNING AND MANAGEMENT POLICY

TMWA Board of Directors did not hear this agenda item.

7. PUBLIC COMMENT

There was no public comment.

8. ADJOURNMENT

With no further discussion, Chair Martini adjourned the meeting at 11:20 a.m.

Approved by the TMWA Board of Directors in session on March 16, 2016.

Sonia Folsom, Recording Secretary

**Member Brekhus was present for agenda items 4 thru 8 only.*