

TMWA Committee Members:

- Geno Martini
- Vaughn Hartung
- Jenny Brekhus



**MEETING OF THE
Legislative Subcommittee of the Truckee Meadows Water Authority (TMWA)**

Friday, February 10, 2017 at 2 p.m.
TMWA, Independence Conference Room
1355 Capital Blvd., Reno, NV

1. Roll call*
2. Public comment (limited to no more than three minutes per speaker)*
3. Approval of agenda (**For Possible Action**)
4. Approval of the minutes of April 24, 2015 (**For Possible Action**)
5. Approval of the minutes of January 13, 2017 (**For Possible Action**)
6. Nomination and election of Chair of the Legislative Subcommittee of the Truckee Meadows Water Authority (**For Possible Action**)
7. Appoint a TMWA Board member to be the point of contact for TMWA lobbyists for this legislative session (**For Possible Action**)
8. Presentation of status report on legislation of interest to TMWA and possible direction regarding TMWA's position on legislation (**For Possible Action**)
9. Committee comments*
10. Staff comments*
11. Public comment (limited to no more than three minutes per speaker)*
12. Adjournment (**For Possible Action**)

Notes:

1. Public comment will be taken on agenda items upon request by submittal of a Speaker Information Card. There is a three-minute time limit per person.
2. Items on the agenda without a time designation may not necessarily be considered in the order in which they appear. The WRWC may take action on any of the action items listed.
3. Facilities in which this meeting is being held are accessible to the disabled. Persons with disabilities who require special accommodations or assistance (e.g. sign language interpreters or assisted listening devices) at the meeting should notify TMWA at 775-834-8002 at least 24 hours prior to the meeting.
4. In accordance with NRS 241.020, this agenda has been posted at the following locations: Reno City Hall (1 East First Street), Sparks City Hall (431 Prater Way), Sparks Justice Court (1675 E. Prater Way), TMWA (1355 Capital Blvd.), Washoe County Administration Building (1001 E. 9th Street), Washoe County Courthouse (Court and Virginia Streets), Washoe County Central Library (301 South Center St.), Galena Market (19990 Thomas Creek Rd.), Galena High School (3600 Butch Cassidy Way), South Valleys Library (15650A Wedge Parkway), Sun Valley GID (5000 Sun Valley Blvd.), Washoe County Department of Water Resources (4930 Energy Way), the TMWA website: <http://tmwa.com> and State of Nevada Public Notice Website, <https://notice.nv.gov/> and the WRWC website: <http://www.wrwc.us>
5. Notice is hereby given that a quorum of the Truckee Meadows Water Authority may be present at the meeting in so much as some members of the WRWC legislative subcommittee are members of the TMWA Board of Directors. Although members constituting a quorum of the Truckee Meadows Water Authority Board may be in attendance at the meeting while serving in different capacities as representative members of different governing bodies (TMWA and WRWC), no deliberations or actions on any matter over which TMWA has supervision or control will be taken within the definition of a "meeting" under NRS 241.015 by persons constituting a quorum of the TMWA Board and acting in their capacity as members of the TMWA Board. This notice is provided in excess of caution given the potential of a quorum to be present at this meeting.

**DRAFT MINUTES OF THE April 24, 2015
CONCURRENT MEETING OF THE LEGISLATIVE SUBCOMMITTEES OF
THE TRUCKEE MEADOWS WATER AUTHORITY AND
THE WESTERN REGIONAL WATER COMMISSION**

The concurrent meeting of the Legislative Subcommittees of the Truckee Meadows Water Authority (TMWA) and the Western Regional Water Commission (WRWC) met at TMWA, 1355 Capital Blvd., Reno, Nevada in the Independence Conference Room. Member Sandra Ainsworth called the meeting to order at 11:05 a.m.

1. ROLL CALL

TMWA Member Present: Neoma Jardon, and Alternate Member Naomi Duerr

TMWA Member Absent: Geno Martini

TMWA Legal Counsel Present: Michael Pagni

TMWA Staff Present: John Erwin, Mark Foree, and Steve Walker (Walker & Associates)

A quorum of the TMWA Legislative Subcommittee was present.

WRWC Members Present: Sandra Ainsworth, and Naomi Duerr

WRWC Member Absent: Vaughn Hartung

WRWC Legal Counsel Present: John Rhodes

WRWC Staff Present: Jim Smitherman and Chris Wessel

A quorum of the WRWC Legislative Subcommittee was present.

2. PUBLIC COMMENT

There was no public comment.

3. APPROVAL OF THE AGENDA

**Upon motion duly made and seconded, and carried
unanimously, the WRWC Subcommittee approved the agenda.**

4. APPROVAL OF THE SUBCOMMITTEE MINUTES OF MARCH 27, 2015

**Upon motion duly made and seconded, and carried by
unanimous vote of the members, the TMWA and WRWC
Subcommittee approved the minutes of March 27, 2015.**

5. PRESENTATION OF STATUS REPORT ON LEGISLATION OF INTEREST TO TMWA AND POSSIBLE DIRECTION REGARDING TMWA'S POSITION ON LEGISLATION

Michael Pagni, TMWA Legal Counsel, and Steve Walker, TMWA Lobbyist, referred to the staff report and table of bills on legislation of interest to TMWA as introduced through April 22, 2015. Mr. Erwin noted that any bills that did not make the deadline of April 21st have been greyed out and moved to the end of the list for Assembly and Senate bills respectively. Mr. Pagni and Mr. Walker provided a brief description of various bills TMWA is monitoring and discussed the status of AB106, AB332, AB353, SB65, SB108, and SB311. After discussion with the committee, there were no questions and all staff recommendations were accepted.

No Action Taken.

6. PRESENTATION OF STATUS REPORT ON LEGISLATION OF INTEREST TO WRWC AND POSSIBLE DIRECTION REGARDING WRWC'S POSITION ON LEGISLATION

John Rhodes, legal counsel for the WRWC, referred to the staff report on legislation of interest to the WRWC, as introduced through April 22, 2015. Mr. Rhodes stated he had deleted any bills that did not meet the April 21st deadline from the list. Mr. Rhodes noted he had not added AB353, low-bid on contracts, which is *oppose*, but will add it to the list upon approval.

Upon motion made and seconded, and carried by unanimous vote of the members, the WRWC Subcommittee approved staff's recommendation on all bills and to add bill AB353.

7. COMMITTEE COMMENTS

There were no comments.

8. STAFF COMMENTS

There were no staff comments.

9. PUBLIC COMMENT

There was no public comment.

10. ADJOURNMENT

With no further business, to discuss, WRWC Member Naomi Duerr adjourned the meeting at 11:22 a.m.

Approved by the Legislative Subcommittee of the Truckee Meadows Water Authority on
_____.

Approved by the Legislative Subcommittee of the Western Regional Water Authority on
_____.

Respectfully Submitted,

Sonia Folsom, Recording Secretary

**DRAFT MINUTES OF THE JANUARY 13, 2017
MEETING OF THE LEGISLATIVE SUBCOMMITTEE OF
THE TRUCKEE MEADOWS WATER AUTHORITY**

The meeting of the Legislative Subcommittee of the Truckee Meadows Water Authority (TMWA) at TMWA, 1355 Capital Blvd., Reno, Nevada in the Independence Conference Room. Member Vaughn Hartung called the meeting to order at 3:04 p.m.

1. ROLL CALL

Member Vaughn Hartung and Jenny Brekhus
TWMA Member Absent: Geno Martini

A quorum was present.

TMWA Legal Counsel Present: Mike Pagni

TMWA Staff Present: Jack Byrom, John Enloe, Mark Foree, Andy Gebhardt, Michele Sullivan, Steve Walker (Walker & Associates), and John Zimmerman

2. PUBLIC COMMENT

Jeanne Herman, Member of the TMWA Board of Directors, expressed her concerns regarding fluoride bill draft request (BDR) and the potential negative impact on the environment and citizens.

3. APPROVAL OF THE AGENDA

Member Hartung suggested to move the nomination of the Chair and Vice Chair of the legislative subcommittee until the next meeting.

**Upon motion duly made and seconded, and carried unanimously, the
TMWA Subcommittee approved the agenda and to move agenda item
4, election of Chair and Vice Chair, to the next meeting.**

**4. NOMINATION AND ELECTION OF CHAIR OF THE LEGISLATIVE SUBCOMMITTEE
OF THE TRUCKEE MEADOWS WATER AUTHORITY**

This agenda item was not heard.

No action taken.

6. PRESENTATION OF STATUS REPORT ON LEGISLATION OF INTEREST TO TMWA
AND POSSIBLE DIRECTION REGARDING TMWA'S POSITION ON LEGISLATION

Michael Pagni, TMWA Legal Counsel, and Steve Walker, TMWA Lobbyist, referred to the table of bills on legislation directly relevant to TMWA as introduced through December 10, 2016. Mr. Pagni and Mr. Walker provided a brief description of various bills TMWA is monitoring and discussed staff's recommendations for the TMWA legislative subcommittee to consider. After discussion with the committee, there were no further questions and all, but one, staff recommendations were accepted.

Upon motion made and seconded, and carried by unanimous vote of the members, the TMWA Subcommittee approved staff's recommendations on all bills, except AB 72; the subcommittee approved changing the position from "Watch, Oppose" to "Watch" with staff recommendation of "Watch, Oppose".

8. COMMITTEE COMMENTS

Member Brekhus inquired if there will be a concurrent meeting with the Western Regional Water Commission (WRWC) this session and how often do the subcommittees meet. Mr. Foree replied yes, there will be concurrent meetings with the WRWC. Mr. Walker replied the meetings are typically held on Fridays and only when substantive changes have occurred or there is new information to bring to the attention of the subcommittee.

Members Hartung and Brekhus asked for historical and financial information on the potential fluoride bill and its impact to the community and TMWA rate payers. Kevin Dick, Washoe County District Health Officer, provided some information about the BDR.

10. STAFF COMMENTS

Mr. Foree pointed out the fluoride BDR has not been introduced as a bill yet. As such, any analysis before it has been introduced would be speculative. However, TMWA staff has conducted a cost analysis and has hired a third party consultant to finalize the analysis, but that can only be completed if and when the fluoride BDR becomes a bill.

11. PUBLIC COMMENT

Juanita Cox commented that she will be lobbying against the fluoride BDR and expressed her concerns about the negative impacts on the river system, fish and landscapes.

12. ADJOURNMENT

With no further business, to discuss, Member Hartung adjourned the meeting at 4:40 p.m.

Approved by the Legislative Subcommittee of the Truckee Meadows Water Authority on

_____.

Submitted by,

Sonia Folsom, Recording Secretary

DRAFT



STAFF REPORT

TO: Chairman and Committee Members
FROM: John Zimmerman, Water Resources Manager
DATE: February 7, 2017
SUBJECT: **2017 TMWA Legislative Update Report**

The attached table contains updated data on pending legislative action through the date of this memo. Staff will update the Board on the progress of these bills and positions taken by the Board or its Legislative Subcommittee at future meetings as the Session progresses.

| Content | Description | Sponsor | Tags | Initial Position | StatusRecent |
|---------|--|---|--|----------------------|--|
| AB100 | Revises provisions governing contractors. (BDR 54-194) | Swank | Public Works | 2/7: WATCH | Commerce and Labor |
| AB106 | Revises provisions governing government contracting. (BDR 27-295) | Spiegel | Governance; Public Works | 2/9: WATCH | Government Affairs |
| AB107 | Provides for the sealing of records relating to eviction under certain circumstances. (BDR 3-689) | Bilbray-Axelrod | Financial, Risk Management; Governance | 2/10: WATCH | Judiciary |
| AB109 | Revises provisions relating to public utilities. (BDR 58-622) | Assemblyman Ellison; Senator Goicoechea | Water Rights (Resources, Conservation) | 2/9: WATCH, NEUTRAL | Commerce and Labor |
| AB113 | Requires an employer to make certain accommodations for a nursing mother. (BDR 40-7) | Spiegel | Human Resources | 2/9: WATCH, NEUTRAL | Health and Human Services |
| AB114 | Revises provisions governing irrigation districts. (BDR 48-639) | Titus | Water Rights (Resources, Conservation) | 2/9: WATCH, SUPPORT | Natural Resources, Agriculture, and Mining |
| AB121 | Makes various changes relating to collective bargaining between local government employers and employee organizations. (BDR 23-621) | Yeager | Human Resources | 2/9 WATCH | Government Affairs |
| AB138 | Authorizes the de minimus collection of precipitation under certain circumstances. (BDR 48-445) | Carlton | Water Rights (Resources, Conservation) | 2/10: WATCH, NEUTRAL | Printer |
| AB140 | Revises the boundary line between Carson City and Washoe County. (BDR S-696) | Kramer | Governance; Property | 2/10: WATCH | Printer |