

**LAS VEGAS VALLEY WATER DISTRICT
BOARD OF DIRECTORS MEETING
DECEMBER 1, 2020
MINUTES**

CALL TO ORDER 8:00 a.m., Southern Nevada Water Authority,
100 N. City Parkway, Las Vegas, Nevada

DIRECTORS PRESENT: Marilyn Kirkpatrick, President
PRESENT VIA PHONE: Jim Gibson, Vice President
Larry Brown (joined at item #2)
Justin Jones
Michael Naft
Tick Segerblom
Lawrence Weekly

STAFF PRESENT John Entsminger, Colby Pellegrino, Doa Ross (via phone), Greg Walch (via
phone), Kevin Bethel (via phone)

OTHERS PRESENT William Nelson, BDO (via phone)

Unless otherwise indicated, all members present voted in the affirmative.

COMMENTS BY THE GENERAL PUBLIC

For full public comment, visit www.lvwwd.com/apps/agenda/lvwwd/index.cfm

There were no speakers.

ITEM NO.

1. Approval of Agenda & Minutes

FINAL ACTION: A motion was made by Director Jones to approve the agenda, the minutes from the regular meeting of November 3, 2020, and the minutes from the special meeting of November 17, 2020. The motion was approved.

CONSENT AGENDA Items 2 – 11 are routine and can be taken in one motion unless a Director requests that an item be taken separately.

- 2. Approve and authorize the President to sign, in substantially the same form as attached hereto, an interlocal agreement between Clark County and the District for construction of water facilities as part of the Las Vegas Boulevard Improvements, Phase B Project for an amount not to exceed \$14,314,300.**
- 3. Approve and authorize the President to sign, in substantially the same form as attached hereto, an interlocal agreement between the City of Las Vegas and the District for installation of water facilities for the Health & Wellness Center Project.**
- 4. Approve and authorize the President to sign, in substantially the same form as attached hereto, an interlocal agreement between the City of Las Vegas and the District for installation of water facilities for the Charleston Heights Community Center and Park Project.**
- 5. Approve and authorize the General Manager to sign, in substantially the same form as attached hereto, an interlocal agreement between the Southern Nevada Water Authority and the District that sets forth conservation, water use and construction terms associated with development outside the Las Vegas Hydrographic Basin.**
- 6. Approve and authorize the General Manager to sign, in substantially the same form as attached hereto, an amendment to the existing agreement between IZ design studio and the District to revise the scope of the West Admin Renovation Project for an increased amount of \$39,980, resulting in a total amount not to exceed \$310,493.**
- 7. Approve and authorize the General Manager or designee to sign Change Order No. 3 to the Contract with Byrd Underground, LLC, to complete work in the Dales subdivision for a Contract price increase of \$3,268,480, and a time extension of the final completion date by 170 calendar days.**

8. **Approve and authorize the President to sign, in substantially the same form as attached hereto, an interlocal agreement between the City of Las Vegas and the District to allow the District to install, operate and maintain advanced metering infrastructure system radio repeaters on light poles owned by the City of Las Vegas within public rights-of-way.**
9. **Approve and authorize the General Manager to sign, in substantially the same form as attached hereto, Amendment No. 1 to the existing agreement between Red Clay Consulting, Inc., and the District for professional services related to the installation, deployment and training for Oracle Utilities Customer to Meter System Software for an increased amount of \$475,000, resulting in a total amount not to exceed \$4,175,000, and extend the period of performance through June 30, 2022.**
10. **Adopt the Amended and Restated Las Vegas Valley Water District Investment Policy to govern the investment activities of the District.**
11. **Adopt the Amended and Restated Retirement Plan Investment Policy.**

FINAL ACTION: With the disclosure from Director Brown that he is part of the District's retirement plan, a motion was made by Director Jones to approve staff's recommendations. The motion was approved.

BUSINESS AGENDA

12. **Award a contract for pipe replacements within Decatur Boulevard and Warm Springs Road to Tand, Inc., for the amount of \$2,157,994, authorize a change order contingency amount not to exceed \$200,000, and authorize the General Manager to sign the construction agreement.**

FINAL ACTION: A motion was made by President Kirkpatrick to award the contract. The motion was approved.

13. **Approve and authorize the General Manager to sign, in substantially the same form as attached hereto, a five-year master purchase agreement with Itron, Inc., for the purchase of advanced metering infrastructure and automated meter reading system equipment, software, warranty and related services, and for the implementation of infrastructure and equipment for the estimated amount of \$12,312,630 or less per year, and authorize line-item increases for an amount not to exceed 6 percent per annum.**

FINAL ACTION: A motion was made by President Kirkpatrick to approve staff's recommendations. The motion was approved.

14. **Approve a resolution imposing a temporary moratorium on the issuance of additional water commitments, meter-size increases and service for expanded use within the Blue Diamond Water System.**

Colby Pellegrino, Deputy General Manager of Resources, gave a presentation on the Blue Diamond Water System. Following her presentation, Director Jones stated that during the Red Rock Citizens Advisory Committee meeting in October, there were a few questions concerning individuals that had water meter requests submitted prior to this board meeting and asked for further explanation on how the moratorium would affect those. Ms. Pellegrino stated that the District has not acted upon any of the requests received and has communicated with those individuals that the action had been ongoing and would not move forward until the Board acted on the matter. Director Jones clarified that this was a temporary moratorium, so if conservation measures improved or a repair to the aquifer occurred, then the moratorium could be lifted.

Director Jones asked if there was a way for residents and/or businesses to add a fire sprinkler line if needed. Ms. Pellegrino replied that, to comply with code, a resident could request a new service connection for a dedicated fire line only.

Chairwoman Kirkpatrick recognized the Blue Diamond residents in the audience and opened this item for public comment.

Paul Eitner, 30 Village Boulevard, Blue Diamond, NV, provided public comment and expressed concern that a limited water supply will devalue housing properties in the area. He stated that it would be irresponsible to continue to issue water meters and upsizing when it is obvious that the supply well is in danger.

Chichi Benmachia, 2 Mariah, Blue Diamond, NV, provided comment and had submitted a letter to be included in the record. He stated that he is willing to participate in conservation efforts to be able to build the property and asked to have lot #13 excluded from the moratorium.

Milo Hurst, P.O. Box 6170, believes that hydrology studies and well logs in the area tell a different story than what had been presented regarding the area's hydrology. He proposed a 180-day pause on this issue to convene with District staff, Commissioner Jones and property owners to discuss potential solutions. He stated that there are conservation efforts in other states that have cut water use in half and these efforts can be considered for Blue Diamond.

Ed Uehling asked if the District has considered constructing a water pipeline to Blue Diamond, with the ability to capture water waste, similar to Boulder City.

Mark Maffey spoke on behalf of the 18-acres located on the lower section at the entrance of Blue Diamond. He supports the idea of a 180-day pause on this issue.

Director Jones asked for clarification on how Blue Diamond gets its water. Ms. Pellegrino replied that Blue Diamond receives its water from wells that are on the CertainTeed Gypsum property and the District shares the wells, water rights, operation and maintenance with the mine. Director Jones asked if Blue Diamond residents were only entitled to water per the contract with CertainTeed and if that was their only source of water. Ms. Pellegrino replied affirmatively and that the District has spoken with CertainTeed and they do not have any plans to increase their water use despite using significantly less than they are entitled to use. They are also looking at improvements that may result in them using less water. Director Jones asked how much it would cost to build a water pipeline to Blue Diamond. Mr. Entsminger estimated the cost to be between \$10-20 million across a rate base of approximately 150 homes.

FINAL ACTION: A motion was made by Director Jones to approve the resolution. The motion was approved.

15. Accept the Las Vegas Valley Water District's Comprehensive Annual Financial Report, including the corresponding Independent Auditors' Report on Financial Statements and Other Supplementary Information for the Fiscal Year ended June 30, 2020, and authorize its submission to the Nevada Department of Taxation.

John Entsminger, General Manager, stated that, per the external auditor, BDO, there were no findings and the District received an unqualified audit report.

Ed Uehling provided comment and recommended that the District focus on the sale of water to increase its revenue.

FINAL ACTION: A motion was made by President Kirkpatrick to accept the District's Comprehensive Annual Financial Report. The motion was approved.

16. Conduct a Public Hearing to consider and adopt Service Rule changes supporting regional conservation goals, including the following: An increase to water rates for manmade lakes; service restrictions and abatement requirements for new manmade lakes, ornamental water features and water parks; an adjustment to the fee schedule for the Facilities Connection Charge; service restrictions for properties with new non-functional turf or where wastewater cannot be returned to Lake Mead; and other clarifying revisions.

President Kirkpatrick opened the public hearing.

Ed Uehling stated that for items not recommended by the Integrated Resource Planning Advisory Committee (IRPAC) committee, there should be a separate IRPAC for those items. Mr. Entsminger replied that for the Service Rules Changes (item 16) a business impact statement process was conducted which was approved and included a public response process. President Kirkpatrick closed the public hearing.

FINAL ACTION: A motion was made by Director Jones to adopt Service Rules changes supporting regional conservation goals. The motion was approved.

17. Conduct an evaluation of the District's General Manager and take appropriate action.

The Board recognized Mr. Entsminger's leadership for both the District and Authority and suggested an evaluation for a financial increase consideration occur next year as Mr. Entsminger agreed to not take an increase at this time due to the current economic conditions.

FINAL ACTION: A motion was made by Vice President Gibson to affirm Mr. Entsminger's existing employment agreement. The motion was approved.

18. Recognize Lawrence Weekly and Larry Brown for their service to the District and the community, for their contributions to water policy, and for their dedication and leadership.

Members of the Board and Mr. Entsminger recognized the efforts and service of both Director Weekly and Director Brown and to the District Board over the years.

COMMENTS BY THE GENERAL PUBLIC

Ed Uehling spoke of the mismanagement of funds and water resources by the District.

Adjournment

There being no further business to come before the board, the meeting adjourned at 9:01 a.m.

Copies of all original agenda items and minutes, including all attachments, are on file in the General Manager's office at the Las Vegas Valley Water District, 1001 South Valley View Boulevard, Las Vegas, Nevada.