

**BOARD OF TRUSTEES
SOUTH TRUCKEE MEADOWS GENERAL IMPROVEMENT DISTRICT
WASHOE COUNTY, NEVADA**

TUESDAY

11:00 a.m.

SEPTEMBER 13, 2011

PRESENT:

John Breternitz, Chairman
Bonnie Weber, Vice Chairperson
Kitty Jung, Trustee
David Humke, Trustee

Amy Harvey, County Clerk
Katy Simon, County Manager
Paul Lipparelli, Legal Counsel
Dwayne Smith, Acting Sr. Licensed Engineer

ABSENT:

Bob Larkin, Trustee

The Board convened at 11:23 a.m. in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada, and conducted the following business:

11-37STM AGENDA ITEM 2

Agenda Subject: “Public Comment. Comment heard under this item will be limited to two minutes per person and may pertain to matters both on and off the STMGID Board of Trustees agenda. The Trustees will also hear public comment during individual action items, with comment limited to two minutes per person. Comments are to be made to the Trustees as a whole.”

Garth Elliott discussed the graffiti problem within the County.

11-38STM AGENDA ITEM 3

Agenda Subject: “Approve minutes for the Board of Trustees regular meeting of August 9, 2011.”

There was no public comment on this item.

On motion by Trustee Weber, seconded by Trustee Jung, which motion duly carried with Trustee Larkin absent, it was ordered that Agenda Item 3 be approved.

11-39STM AGENDA ITEM 4

Agenda Subject: “Approve the Local Managing Board’s recommendation to deny the request for mitigation for water filter replacement by the home owners located at 13745 Chamy Drive.

Dwayne Smith, Acting Sr. Licensed Engineer, explained that on December 14, 2010, a mitigation request was received from the homeowner in the amount of \$787.67 for their claim that beginning in 2009 the water delivered to their residence contained dirt, which prematurely clogged their residential water filtration system necessitating replacement of filter cartridges and reducing water pressure in their home. Since the original request, the homeowners had amended their amount to \$1,000 for additional costs reportedly incurred since that time. The request for mitigation was presented on February 2, 2011 to the South Truckee Meadows General Improvement District’s (STMGID) Local Managing Board (LMB) for review and determination. After discussion with the homeowners and staff, the LMB voted unanimously to deny the claim indicating that in the absence of any water quality issues, which had not been identified, mitigation for this claim may set a precedent. Mr. Smith stated that the homeowners were requesting an appeal of the LMB’s decision to the Board of Trustees.

Janet Martinez, appellant, read from a prepared statement, which was placed on file with the Clerk. She presented the arguments against denial of the appeal and said if the Board of Trustees denied the appeal, the document shall serve as a Demand for Payment and prefatory to a small claims action against STMGID.

Trustee Humke commented that the Department of Water Resources (DWR) Operations Department had performed line flushing operations on the 12-inch and 16-inch transmission mains, which served the residence, and repeatedly flushed at the actual service point. He asked if there was any other data or information to supplement those remarks. Mr. Smith stated that staff always responded immediately to complaints. He explained that field personnel would check the meter and remove and check the lines to ensure there was no sediment or anything trapped in the line or the meter. If something was found then it would be pursued further; however, a standard flushing would be conducted. As with any water system across the country, Mr. Smith said there was always a certain amount of sediment that collected in the system. He said STMGID was a groundwater system so the material could be fine sands, silts and clay materials that came up with the operations, but it did not create a situation where the water was unacceptable. He said the water quality testing assured that the water delivered to the customers met and exceeded all the federal, State and local standards.

Trustee Humke asked if any line breaks were discovered from the water main to the residence. Mr. Smith replied that field personnel reviewed the residence, but he did not know how far they went into the property to investigate. He was unaware of any breaks in the homeowner’s system, which included a filtration system for the residence and for irrigation. Mr. Smith explained that an annual compliance test was completed and then the water sample records collected throughout the year were

compiled into a document and sent to STMGID customers. Trustee Humke asked if there could be sediment in the water, but the water still pass federal, State and local statutes. Mr. Smith stated that was correct. He reiterated that a small amount of sediment was always found in the water and, if there was an unacceptable amount of sediment, those issues would be dealt with, the lines flushed and the tanks cleaned.

In regard to the precedential value, Trustee Humke questioned if any municipal water systems in the country would pay a claim based on excessive sediments. Mr. Smith replied he was unclear what other municipal systems would do; however, the recommendation of denial for the mitigation resulted in talking with the Truckee Meadows Water Authority (TMWA), and reviewing the facts in this case.

In response to an inquiry from Trustee Weber regarding a remedy, Mr. Smith replied that based on the operation of the water system, the experience and the fact that residents could place water filters in their homes, he did not recognize this to be a problem. Trustee Weber inquired who could replace the filters. Mr. Smith explained that certain filters could be replaced by homeowners, but believed that the appellants used a separate company for that function. He said the lifespan of a filter was dependant on the size.

Phillip Pohnag, appellant's maintenance contractor, commented that he had performed maintenance on this residence for over 10 years and noted that the filters had lasted up to two years before needing to be changed. Recently, the filters were completely infused with dirt, silt and sand after one month. He remarked that STMGID may have met all the water quality standards, but at a specific place in time they did not, which resulted in the shutting and restarting of Well No. 3.

There was no public comment on this item.

On motion by Trustee Humke, seconded by Trustee Weber, which motion duly carried with Trustee Larkin absent, it was ordered that the request for mitigation for water filter replacement by the homeowners located at 13754 Chamy Drive be denied.

11-40STM AGENDA ITEM 5

Agenda Subject: "Approve the Local Managing Board's recommendation to direct staff to develop and advertise bid requests for repair and rehabilitation work required for STMGID water storage tanks No. 3 and No. 5 and for STMGID water wells No. 1, No. 2, and No. 6 [anticipated contract amounts totaling \$235,000]."

There was no public comment on this item.

On motion by Trustee Humke, seconded by Trustee Jung, which motion duly carried with Trustee Larkin absent, it was ordered that Agenda Item 5 be approved.

11-41STM AGENDA ITEM 6

Agenda Subject: “Approve the STMGID Local Managing Board’s recommendation to: 1) participate in and agree to the Washoe County Mt. Rose-Galena Fan Domestic Well Mitigation Program; and 2) Authorize an initial disbursement to Washoe County in the amount of \$465,128, of the approximate total amount of \$743,311, representing past and anticipated fiscal year 2012 mitigations; and 3) Direct staff to augment the FY 2011/12 budget in the amount of \$415,128.”

Dwayne Smith, Acting Sr. Licensed Engineer, said this item represented the South Truckee Meadows General Improvement District’s (STMGID) initial contribution to the Galena-Mt. Rose Fan Domestic Well Mitigation Program. He said staff presented the program to STMGID to ensure all the details were provided including the methodology that determined the fair share for the mitigation needed by STMGID in order to participate in the program. Mr. Smith said that the dollar amounts represented what was determined to be STMGID’s fair and proportional share for all the mitigations.

There was no public comment on this item.

Trustee Humke thanked the Local Managing Board for responding in this fashion and agreeing to participate in the program.

On motion by Trustee Humke, seconded by Trustee Weber, which motion duly carried with Trustee Larkin absent, it was ordered that Agenda Item 6 be approved, authorized and directed.

11-42STM AGENDA ITEM 7

Agenda Subject: “Management Report”

- (a) **Customer Water Usage and System Balance Report – July 2011**
- (b) **Work Order Summary – July 2011**
- (c) **Financial Report – June and July 2011**
- (d) **Well Level Quarterly Report – April, May and June 2011**
- (e) **Minutes of Local Managing Board regular meeting of July 7, 2011.”**

There was no action taken or public comment on this item.

11-43STM AGENDA ITEM 8

Agenda Subject: “Public Comment. Comment heard under this item will be limited to two minutes per person and may pertain to matters both on and off the STMGID Board of Trustees agenda. The Trustees will also hear public comment during individual action items, with comment limited to two minutes per person. Comments are to be made to the Trustees as a whole.”

There was no response to the call for public comment.

11-44STM AGENDA ITEM 9

Agenda Subject: “Trustees’/Staff Announcements, Request for information, Topics for Future Agendas, Statements Relating to Items Not on the Agenda and any ideas and suggestions for greater efficiency, cost effectiveness and innovation in STMGID government. (No discussion among Trustees will take place on this item.)”

Dwayne Smith, Acting Sr. Licensed Engineer, said approval for the South Truckee Meadows General Improvement District’s (STMGID) Well No. 12 final phase of construction would be presented to the Trustee’s next month.

* * * * *

12:00 p.m. There being no further business to come before the Board, on motion by Trustee Weber, seconded by Trustee Humke, which motion duly carried with Trustee Larkin absent, the meeting was adjourned.

JOHN BRETERNITZ, Chairman
South Truckee Meadows General
Improvement District

ATTEST:

AMY HARVEY, County Clerk and
Ex-Officio Secretary, South Truckee
Meadows General Improvement District

*Minutes Prepared by:
Stacy Gonzales, Deputy County Clerk*