

**MINUTES OF MEETING OF JOINT COMMITTEE
OF THE OWYHEE PROJECT**

September 20, 2022

A meeting of the Joint Committee of the Owyhee Project was held on September 20, 2022, at the Owyhee Irrigation District office located at 422 Thunderegg Blvd., Nyssa, Oregon, at 7:00 p.m. Eric White, Chairman of the Joint Committee presiding.

The following members of the Joint Committee were present:

Eric White	Frank Ausman
Bruce Corn	Chris Landa
Dan Tschida	

Also present were: Clancy Flynn, Manager of the Hydro Projects; Michael W. Horton, Secretary and Legal Counsel; John Eells, Manager of South Board; Greg Clark, OID Alternate; Monte Culbertson, Old Owyhee Ditch Company Manager; Brian Hartley, OID Employee; Marlow Pounds, OID Patron (who joined the meeting at 7:28 p.m.); Tim Smith, Attorney with Five Rivers Law, P.C.; and Linda Henderson, Member of the Public.

MEETING NOTICE. The meeting agenda showed that public notice of the meeting was given on September 15, 2022.

PLEDGE OF ALLEGIANCE. Chairman Eric White led the Pledge of Allegiance.

MINUTES. The minutes of the August 16, 2022, meeting of the Joint Committee were mailed out prior to the meeting. A motion was made by Mr. Corn, seconded by Mr. Landa, and unanimously carried approving the minutes as mailed.

TUNNEL #1 POWER PROJECT.

Tunnel #1 Financial Report. Mr. Flynn handed out a financial report for the Tunnel #1 Power Project which was reviewed by the Committee members.

Tunnel #1 Power Project Accounts Payable. The Committee members reviewed the accounts payable listed on the agenda for the Tunnel #1 Power Project. A motion was made by Mr. Ausman, seconded by Mr. Tschida, and unanimously carried approving payment of the accounts payable as follows:

AT&T	\$100.49
Nichols Accounting Group	425.00
Five Rivers Law, P.C.	999.00
Oregon-Idaho Utilities	<u>261.10</u>
Total	\$1,785.59

OWYHEE DAM POWER PROJECT.

Owyhee Dam Financial Report. Mr. Flynn handed out a financial report for the Owyhee Dam Power Project which was reviewed by the Committee members. Mr. Flynn said that there is currently 146 cfs flowing through the dam plant to the river.

Owyhee Dam Accounts Payable. The Committee members reviewed the accounts payable listed on the agenda for the Owyhee Dam Power Project. A motion was made by Mr. Corn, seconded by Mr. Landa, and unanimously carried approving payment of the accounts payable as follows:

AT&T	\$197.15
Oregon-Idaho Utilities	113.76
Nichols Accounting Group	<u>425.00</u>
Total	\$735.91

SHUTOFF DATE. Mr. Flynn said that the tentative shutoff date is October 7. He said that as of yesterday the reservoir level is now down as compared to the same date last year because the weather has been staying hot. He said that the reservoir may end the season with around 55,000 to 58,000 acre feet of storage in it. He said there was a lot of water usage the end of July and all of August. The Committee Members discussed crop water needs going forward. Mr. Culbertson said that his board told him to request that the water be shut off from the reservoir the 1st of October. Mr. Flynn said that the losses throughout OID have been high the last few months. He said that more investigation needs to be done as to if the loss calculations are correct. He said that the tunnel is not free flowing yet.

Mr. Flynn said that he will be flying the snow course next week to get his bearings. The Committee Members discussed the shutoff date. After discussion, a motion was made by Mr. Landa and was seconded by Mr. White to shut off the water on October 7. The motion was discussed and after discussion, a vote on the motion was had. Mr. White, Tschida, Ausman, and Landa voted in favor of the motion. Mr. Corn voted against and the motion passed on a vote of four to one.

Mr. Clark asked about when the pumping plants will be shut off. Mr. Corn and Mr. White explained that typically those plants shut off at the same time as the reservoir water unless the reservoir is shut off early for the season.

BUDGET NEEDS. Mr. Flynn said that a backhoe or tractor is still needed at the dam compound. He said that a water truck for fire suppression is also wanted. He said he has seen a truck for sale for \$8,900. The Committee Members discussed the matter and it was the consensus of the Committee Members that a brush truck would be better suited. Mr. Flynn said that a lawnmower is also needed. He said there are building maintenance items which need done, including a water tank, bathrooms, and roofs. He said the lawnmower is not the most pressing need. The budget items were discussed and after discussion, it was the consensus of the Committee Members to have Mr. Flynn prioritize the items and work needed and use his judgment. Mr. Tschida said that he will check with Ontario Rural Fire Department about a brush truck.

IDAHO POWER. Mr. Flynn said that Idaho Power has been doing upgrades up at the dam and as a consequence, the power for the Tunnel Power Plant was shut off. He said that the backup generator has been used at the Tunnel Power Plant while the power has been off.

RING GATE REPAIRS. Mr. Flynn said that staff have begun moving scaffolding to stage for the fall repair work on the ring gate.

DAY USE AREA RULES. Mr. Flynn asked about potential rules for the day use area up at the dam compound. He explained the problems staff have been having with outfitters using the day use area. Potential rules were discussed. Mr. Flynn will work with Mr. Horton to come up with some rules.

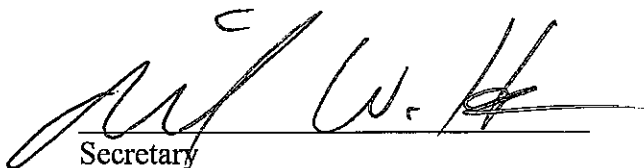
DAM TENDERS. Mr. Flynn said that evaluations of the dam tenders have been completed and they went really well. He said the dam tenders are doing a good job.

JET FLOW COATINGS. Mr. Flynn said that the jet flow valves need coatings. The matter was discussed.

RING GATE REPAIRS (Continued). Mr. Flynn said that it will probably take another year to complete the concrete repairs on the ring gate. He said there is also a gate which needs replaced.

ADJOURNMENT. There being no further business to come before the Committee, the meeting was adjourned at 7:46 p.m.

Respectfully submitted,


Secretary

APPROVED: _____

**MINUTES OF REGULAR MEETING OF THE BOARD OF DIRECTORS
OF THE OWYHEE IRRIGATION DISTRICT**

September 20, 2022

A regular meeting of the Board of Directors of the Owyhee Irrigation District was held on September 20, 2022, at Owyhee Irrigation District office located at 422 Thunderegg Blvd., Nyssa, Oregon, at 7:49 p.m. President Dan Tschida presiding.

The following Directors were present:

Dan Tschida	Bruce Corn
Eric White	Frank Ausman
Greg Clark	

Also present were: Clancy Flynn, District Manager; Michael W. Horton, Attorney; Tim Smith, Attorney with Five Rivers Law, P.C.; Brian Hartley, OID Employee; Marlow Pounds, OID Patron; and Linda Henderson, Member of the Public.

MEETING NOTICE. The meeting agenda showed that public notice of the meeting was given on September 15, 2022.

MINUTES. Minutes of the meeting of the Board of Directors held on August 16, 2022, were mailed to the Directors prior to the meeting. A motion was made by Director Ausman, seconded by Director White, and unanimously carried approving the minutes as mailed.

MARLOW POUNDS. Marlow Pounds made a presentation to the Board with regard to a leaking pipe through his field which was put in in the 1970s by OID and NRCS. He said he can afford about \$2,500 to repair the pipe but cannot afford to fix the whole thing. He said that he does not feel that it was engineered right and there is too much pressure going into the pipe. He said that he would just like a portion of the pipe fixed. The matter was discussed. Mr. Flynn said there is approximately 1,200 feet of 12-inch pipe needed to make the repairs. Mr. Flynn said that he understands that it is a District line. After discussion, it was the consensus of the Board to have Mr. Flynn visit the property and take a look at it. At 8:08 p.m., Mr. Pounds left the meeting.

DISTRICT FINANCIAL REPORT. Mr. Flynn handed out a financial report for the month. The Directors reviewed and discussed the financial report. Mr. Flynn said that he estimates the budget for gas will be overshoot by about \$60,000. He said that next month the format for the financial report should be changed.

DISTRICT ACCOUNTS PAYABLE. Two lists of District accounts payable for the month were included in the Directors' packets. Questions were asked and answered on some of the bills. A motion was made by Director White and was seconded by Director Corn to pay the bills. A vote on the motion was had and it passed unanimously.

MITCHELL BUTTE POWER PROJECT:

Financial Report. A financial report for the Mitchell Butte Power Project was included in the Directors' packets. The Directors reviewed the report. Mr. Flynn said that staff kept the power plant running through the season. The Directors discussed measuring water losses and measuring devices.

Accounts Payable. The agenda listed the accounts payable for the Mitchell Butte Power Project. A motion was made by Director White, seconded by Director Corn, and unanimously carried approving payment of the following accounts payable:

AT&T	\$10.16
Nichols Accounting Group	185.00
Tefkinity	<u>42.95</u>
TOTAL	\$238.11

+ EMPLOYEE PROPOSAL. Brian Hartley said that he is representing the Employee Committee. He said the employees would like a 7% salary increase, along with an additional 8% performance-based increase. The Committee is also requesting a \$300 stipend for each employee for boots, coats, and gloves. He explained that the employees are just trying to keep up with inflation. He then explained that the employees realize that the health insurance costs to the District were over \$300,000 last year and that this is a big cost. He then began explaining the average miles for company vehicles. The Directors discussed the proposal with Mr. Hartley and asked him to thank the Employee Committee for getting the proposal to them early in the year. At 8:40 p.m., Brian Hartley left the meeting.

+ INCENTIVE PAY. Mr. Flynn said that he has been doing employee evaluations and that there have been some employees not getting the full incentive pay, but that some have been getting partial incentive pay. The Directors discussed their intentions on incentive pay and whether or not partial incentive pay was intended or if it was an all or nothing provision. Mr. Horton referred to the minutes and said that the language calls for incentive pay up to a certain percentage which would allow for partial incentive pay. The consensus of the Directors is that for the upcoming year, it needs to be made clear whether or not partial incentive pay is allowed.

BUDGET ITEM REVIEW. Mr. Flynn reviewed some of the budget items. He things that it will be nip and tuck for the finances at the end of this year. He said that fuel and some vacation buyback will be higher than he initially estimated. Employee wages were discussed.

* CDL TRAINING. Mr. Flynn said that the District currently has a good number of employees who have their CDL. He said the licensing requirements have changed and that in order to get a CDL now, new training requirements are in place. He said there is a possibility that some of the employees could get certified to provide the CDL training and the District could do their own training. The matter was discussed.

✕ FUEL STORAGE. Mr. Flynn said that he did some investigation and a 12,000 gallon split fuel tank would cost around \$100,000. He said he has also considered leasing the card lock facility by M&W gas station. He said after he investigated the matter, he learned that the facility does not have its own fuel tanks but is tied into the M&W system. He said another alternative would be to buy a mobile tanker truck. He said he will continue to investigate the possibilities and determine what will be needed to allow fuel storage at the current District office site.

KINGMAN LATERAL GRANT. Mr. Flynn said that he is looking at a possible OWRD grant for the Kingman Lateral. The matter was discussed and after discussion, it was the consensus of the Board for Mr. Flynn to proceed with the possible grant. Mr. Flynn said that he does not have an update on the status of the federal grant.

COPY MACHINE. Mr. Flynn said that a new copier was leased for less money.

OWRC SEMINAR. Mr. Flynn said that the OWRC Technical Seminar is coming up in a few weeks and he will be attending.

WATER ACCOUNTING SOFTWARE. Mr. Flynn said that the new water accounting software is now up and running.

DIRECTOR TRAINING. Director Clark said that he attended director training online.

WATER ORDERING. Mr. Flynn asked the Board if they are interested in the District having a combination water ordering form. He said this would make things easier for farmers to order water on multiple parcels. The consensus of the Directors is that this is a great idea and Mr. Flynn will begin drafting a form.

KRIS WARD. Mr. Flynn said that Kris Ward is retiring. He said that her replacement has been hired and starts next week. Kris will say on and help train the new employee.

DEAD OX PUMPING PLANT. Mr. Flynn said that the Dead Ox Pumping Plant automation is going well and that the facility has been run unmanned for a couple of weeks.

✕ EMPLOYEE VEHICLE USAGE. Mr. Flynn said there are currently nine employees who take company vehicles home, including the spray trucks. He said that during the offseason, six employees take vehicles home. He went through the employees using vehicles and the matter was discussed. After discussion, it was determined that Clancy Flynn, (J.R.) Eldred, and Steve Smith will be the only employees who will be able to take vehicles home during the offseason.

NYSSA ARCADIA. Mr. Flynn said that he was contacted by Nyssa Arcadia Drainage District about having the District help clean some of their drains.

PUBLIC COMMENT. President Tschida asked if there was any public comment. Linda Henderson asked about a gray pickup truck which she saw on her ditch bank.

EXECUTIVE SESSION. Mr. Flynn said that an executive session is needed to discuss real estate. Mr. Horton said that the Board will be entering executive session pursuant to ORS 192.660(2)(d) to discuss real estate matters. The Board entered executive session at 9:35 p.m., and Linda Henderson left the meeting.

At 9:40 p.m., the Board returned to regular session and the meeting was adjourned.

Respectfully submitted,



Michael W. Horton, General Counsel

APPROVED: _____