

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

January 19, 2021

A meeting of the Joint Committee of the Owyhee Project was held on January 19, 2021, at 1:00 p.m., by teleconference due to Covid-19. Eric White, Chairman, presiding.

The following members of the Joint Committee were present:

Eric White	Frank Ausman
Bruce Corn	Dan Tschida
Chris Landa	Brett Nielson

Also present were: Jay Chamberlin, Manager of the Hydro Projects; Michael W. Horton, Secretary and Legal Counsel; John Eells, South Board Manager; Mark Carpenter, OID Employee; and Jerry Nagaki, OID Alternate.

MEETING NOTICE. The meeting agenda showed that public notice of the meeting was given on January 13, 2021.

MINUTES. The minutes of the meeting of the Joint Committee held on December 22, 2020, were reviewed by the Committee members prior to this meeting. A motion was made by Mr. Ausman, seconded by Mr. Tschida, and unanimously carried approving the minutes.

REORGANIZATION. Chairman White stated that this, the first meeting of the year, is the time for the reorganization of the Joint Committee.

Representatives. Mr. Horton said that the OID Board has designated Dan Tschida, Frank Ausman, Eric White, and Bruce Corn as representatives to the Joint Committee with Jerry Nagaki being the alternate. Brett Nielson said that the South Board has designated Brett Nielson and Chris Landa as representatives to the Joint Committee with Rick Smith being the alternate.

Chairman. Chairman Eric White opened nominations for the office of Chairman. Eric White was duly nominated and elected as Chairman.

Vice-Chairman. Chairman White opened nominations for the office of Vice-Chairman. Chris Landa was duly nominated and elected as Vice-Chairman of the Joint Committee.

Secretary and Legal Counsel. Mr. Horton stated that he is willing to serve as Secretary of the Joint Committee and that his law firm would agree to act as attorneys for the Joint Committee on the same terms as last year. A motion was made by Mr. Nielsen, seconded by Chairman White, and unanimously carried that Michael W. Horton be appointed Secretary and general counsel for the Joint Committee and that his law firm of Stunz, Fonda, Kiyuna &

Horton, LLP be appointed as attorneys for the Joint Committee all at an hourly rate of \$222.00 per hour, plus expenses.

TUNNEL #1 POWER PROJECT.

Tunnel #1 Financial Report. The financial report for the Tunnel #1 Power Project was included in the Committee members' meeting packets. The Committee members reviewed and discussed the financial report.

Tunnel #1 Power Project Accounts Payable. The Committee members reviewed the accounts payable listed on the agenda for the Tunnel #1 Power Project. It was noted that the amount listed on the agenda for SDIS for insurance is to be split between the Tunnel and Dam facilities. A motion was made by Mr. Ausman, seconded by Mr. Corn, and unanimously carried approving payment of the accounts payable as follows:

Stunz, Fonda, Kiyuna, Horton	\$703.00
AT&T	64.68
Oregon Idaho Utilities	226.94
SDIS	37,840.00
Nichols Accounting	<u>375.00</u>
Total	\$39,209.62

OWYHEE DAM POWER PROJECT.

Owyhee Dam Financial Report. The financial report for the Owyhee Dam Power Project was included in the Committee members' meeting packets. The Committee members reviewed and discussed the report.

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

Oregon Idaho Utilities	\$602.36
AT&T	33.21
SDIS	37,840.00
Nichols Accounting	<u>375.00</u>
Total	\$38,850.57

SNOWPACK REPORT. Mr. Chamberlin said that the accumulation of snow in the watershed has been very sluggish. He said that he originally planned on flying on Friday, but the weather did not permit it. He said that the recent storms have been going to the north, but that the forecast is for precipitation to pick up a little later in the season. He said that the storms that have come through have been small and spotty. He said he will try to fly the snow course the first of next week. He said that he has not received any predictions from USBR yet.

RING GATE REPAIR. Mr. Chamberlin reported on the repairs on the ring gate. He said that he does not yet have figures on the cost. He said that it is looking like a five-year project with one year down and four more years to go. He said that about 40 feet has been repaired so far.

TUNNEL POWER PLANT BATTERIES. Mr. Chamberlin reported on the removal of the batteries at the Tunnel Power Plant. He said that those batteries have been sold, but that the sales price was not as high as originally hoped since lead prices are down. He said the new batteries are now installed and hooked up.

TUNNEL POWER PLANT HYDRAULIC ISSUE. Mr. Chamberlin said that a hydraulic pump for the wicket gates failed. He explained the replacement and repair options. He said that it will be less money to have the hydraulic pump replaced rather than repaired. He said the underlying cause of the failure is still being investigated.

WYDEN PROPOSED LEGISLATION ON OWYHEE. Mr. Chamberlin said that he has not heard anything yet on the status of the proposed legislation. He said he understands that it is not out of committee yet.

OFF-SEASON WORK AT DAM COMPOUND. Mr. Chamberlin reported on work being done at the Dam Compound, along with additional work which needs done. He said that the Joint Committee may want to start budgeting for rewiring of the compound.


OFF-SEASON WORK AT OWYHEE DAM. Mr. Chamberlin reported on work being done and needed done at the Dam. He said the jet flow valve coatings need redone. He said the Dam Power Plant is ready to go.

OWYHEE FISHERY BELOW DAM. Mr. Chamberlin said that he spoke with a state fish biologist on the fishery below the Owyhee Dam. The fishery is in good condition.

SIGNAGE AT DAM. Mr. Chamberlin reported on signage being installed at the Owyhee Dam. The Committee members discussed signage which they would like to see installed at the Dam.

ADJOURNMENT. There being no further business to come before the Committee, the meeting was adjourned at 1:50 p.m.

Respectfully submitted,



Secretary

APPROVED: _____

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

January 19, 2021

A regular meeting of the Board of Directors of the Owyhee Irrigation District was held on January 19, 2021, at 10:00 a.m., by teleconference due to Covid-19. Jerry Nagaki, President of the District presiding.

The following Directors were present:

Bruce Corn	Jerry Nagaki
Frank Ausman	Eric White
Dan Tschida	

Also present were: Jay Chamberlin, Manager; Michael W. Horton, Attorney; Kenny Kimball and Mark Carpenter, OID Employees; and Tyler Sweet, CPA.

MEETING NOTICE. The meeting agenda showed that public notice of the meeting was given on January 13, 2021.

MINUTES. Minutes of the meeting of the Board of Directors held on December 22, 2020, were mailed to the Directors prior to the meeting. A motion was made by Director Corn, seconded by Director Ausman, and unanimously carried approving the minutes.

District Financial Report. Tyler Sweet presented the financial report for the District which was reviewed by the Directors. Questions were asked and answered on the report. The purchase of shafts for the pumping plants were discussed and explained by Mr. Kimball and Mr. Chamberlin.

District Accounts Payable. Two lists of District accounts payable for the month were included in the Directors' packets. The lists were reviewed and discussed. A motion was made by Director Ausman, seconded by Director White, and unanimously carried approving payment of the accounts payable.

MITCHELL BUTTE POWER PROJECT:

Financial Report. A financial report for the Mitchell Butte Power Project was included in the Directors' packets. The Directors reviewed and discussed the report.

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

Tekfinity	\$42.95
AT&T	41.61
Nichols Accounting	<u>125.00</u>
TOTAL	\$209.56

REORGANIZATION. President Nagaki stated that this being the first meeting of the new year, it is the time for the Board to be reorganized.

ELECTION OF PRESIDENT. President Nagaki opened nominations for the election of president. Jerry Nagaki was duly nominated and elected as president.

ELECTION OF VICE-PRESIDENT. President Nagaki opened nominations for the election of vice-president. Dan Tschida was duly nominated and elected as president.

ELECTION OF SECRETARY. President Nagaki opened nominations for the election of secretary. Frank Ausman was duly nominated and elected as secretary.

APPOINTMENT OF LEGAL COUNSEL. Mr. Horton said that his proposal for this new year is to remain the same as last year. A motion was made by Director Tschida, seconded by Director Corn, and unanimously carried appointing the law firm of Stunz, Fonda, Kiyuna, & Horton, LLP, as attorneys for the District for the year 2021, and authorizing that a monthly retainer be paid in the amount of \$1,500.00 which shall be for up to 7.5 hours of work with any additional hours in such month to be billed at \$222.00 per hour, with travel time to be billed at half the hourly rate and that out-of-pocket expenses be paid by the District in addition to the retainer amount.

DEPOSITORIES. Mr. Chamberlin said that even with Umpqua Bank closing the Nyssa branch, that staff would still prefer to keep the accounts the same as last year. A motion was made by Director Corn, seconded by Director Ausman, and unanimously carried to continue with the same depositories.

INSURANCE AGENT OF RECORD. Retaining the current Insurance Agent of Record was discussed. A motion was made by Director Corn, seconded by Director White, and unanimously carried to continue Ray Waldo and Field Waldo Insurance as the District's Insurance Agent of Record.

JOINT COMMITTEE REPRESENTATIVES. Mr. Horton said that representatives from OID to the Joint Committee need to be determined. A discussion was had. After discussion, the Directors appointed Dan Tschida, Eric White, Frank Ausman, and Bruce Corn as representatives to the Joint Committee with Jerry Nagaki being the alternate.

INSURANCE COVERAGE UPDATE. Mr. Chamberlin said that after last month's meeting, Ray Waldo called him and asked about going to \$5,000 deductible on the Mitchell

Butte Power Plant as that could pay for itself in two years on the cost savings. Mr. Chamberlin said he advised Mr. Waldo to proceed with increasing the deductible. The matter was discussed and after discussion, a motion was made by Director White, seconded by Director Tschida, and unanimously carried ratifying Mr. Chamberlin's action in increasing the deductible on the Mitchell Butte Power Plant to \$5,000.

EMPLOYEE EVALUATIONS AND STAFFING. Mr. Chamberlin said that all of the employee evaluations have been completed and went well. He said that some of the employees were notified of areas they need to work on. He reported on staffing for the District and focused on the issues in staffing the chemical applicator positions. He said that the District staff was overwhelmed and grateful for the safety awards which they received.

NPDES PERMIT. Mr. Chamberlin said that the application for NPDES permit has been drafted and is now being reviewed by legal counsel before being submitted to DEQ. He then reported on the permit requirements and the additional work which will be required of the District.

EMPLOYEE LIFE INSURANCE. Mr. Chamberlin said that SDIS is thinking of offering voluntary life insurance to employees of special districts. He said that SDIS is seeking input from districts to see if that is something that they should pursue. The matter was discussed and after discussion, it was the consensus of the Directors to have Mr. Chamberlin check with the District employees to see if they are interested in such a program and then let SDIS know.

2021 BUDGET. Mr. Chamberlin said that he and Mr. Sweet have put together a proposed budget for 2021 and presented a summary of the proposal as compared to last year's budget. Mr. Chamberlin and Mr. Sweet went through the proposed budget in detail and answered Directors' questions. The possible availability of another PPP loan was discussed. Mr. Sweet explained that the proposed budget keeps the annual incurred charge the same as last year. The proposed budget was discussed in detail by the Directors. Chemical equipment purchases, along with debt payoff options and bulk fuel purchases were discussed.

INCURRED WATER CHARGES. The Directors discussed setting the annual incurred water charges. After discussion, a motion was made by Director White, seconded by Director Ausman, and unanimously carried setting the annual incurred charge at \$67.50 per acre, plus \$1.50 per acre for a special incurred water charge for the Malheur Siphon Project, for a total incurred water charge of \$69.00 per acre, with such special incurred water charge going away when the costs of the Malheur Siphon Project are paid back, and that in addition to the annual incurred charge and special incurred charge, that a service charge be imposed on subdivided and small tract lands consisting of five acres or less at the rate of \$75.00.

MEETING RECESSED. At 12:03 p.m., President Nagaki declared the meeting in recess to reconvene after the Joint Committee meeting this afternoon.

MEETING RECONVENED. At 1:50 p.m., the meeting was reconvened.

2020 - 2021 BUDGET. Discussion on the 2020-2021 budget continued. It was determined that Mr. Sweet will smooth up the budget and present it for approval at next month's meeting.

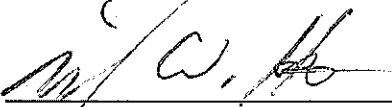
EXECUTIVE SESSION. Mr. Horton said that an executive session is needed to conduct the manager evaluation. He said the Board will enter into executive session pursuant to ORS 192.660(2)(i). The Board entered executive session at 1:57 p.m.

MEETING RECONVENED. At 2:36 p.m., the Board returned from executive session.

MANAGER CONTRACT. A motion was made by Director Ausman, seconded by Director White, and unanimously carried that Jay Chamberlin's contract as manager be renewed for the year 2021 with his salary to increase by 1% with an additional 2% incentive increase.

ADJOURNMENT. There being no further business to come before the Board, the meeting was adjourned at 2:38 p.m.

Respectfully submitted,



Michael W. Horton, General Counsel

APPROVED: _____