

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

January 21, 2025

A regular meeting of the Board of Directors of the Owyhee Irrigation District was held on January 21, 2025, at Owyhee Irrigation District office located at 422 Thunderegg Blvd., Nyssa, Oregon, at 10:00 a.m. Vice President Frank Ausman presiding.

The following Directors were present:

Bruce Corn	Gregory Clark
Eric White	Frank Ausman

Also present were: Clancy Flynn, District Manager; Cole E. Sahleen, Attorney at Five Rivers Law, P.C.; and Steeler Gray, Marshall Cooley, Chris Gerono, Darla Sebasto, and Linda Henderson, Members of the Public.

MEETING NOTICE. The meeting agenda showed that public notice of the meeting was given on January 15, 2025.

PLEDGE OF ALLEGIANCE. Vice President Frank Ausman led the Pledge of Allegiance.

RECOGNITION FOR PRESIDENT TSCHIDA. Vice President Ausman took a moment for recognition of President and Director Dan Tschida who recently passed away and his contributions during his time on the Board. Members of the public also joined in, recognizing President Tschida as a valuable and well loved member of the community.

MINUTES. Minutes of the meeting of the Board of Directors held December 17, 2024, were mailed to the Directors prior to the meeting. A motion was made by Director White, seconded by Director Corn, and unanimously carried approving the minutes as mailed.

DISTRICT FINANCIAL REPORT. Mr. Flynn handed out a financial report for the month. The Directors reviewed and discussed the financial report.

DISTRICT ACCOUNTS PAYABLE. A list of District accounts payable for the month, together with a breakdown of credit card charges, was included in the Directors' packets. The Directors reviewed the accounts and credit card charges. Questions on some of the bills were asked and answered. An overage on the budget was identified as likely attributable to the purchase of additional fuel which will be absorbed over the course of the next year. There was discussion of the matter. A motion was made by Director Corn, seconded by Director Clark, 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 the report.

Accounts Payable. A list of accounts payable for the Mitchell Butte Power Project was included in the Directors' packets. A motion was made by Director White, seconded by Director Clark, and unanimously carried approving payment of the accounts payable.

REORGANIZATION. Vice President Ausman stated that it is time to reorganize the Board.

ELECTION OF PRESIDENT. Vice President Ausman opened nominations for the election of President. Frank Ausman was duly nominated and elected as President.

ELECTION OF VICE-PRESIDENT. President Ausman opened nominations for the election of Vice-President. Bruce Corn was duly nominated and elected as Vice-President.

ELECTION OF SECRETARY. Vice President Ausman opened nominations for the election of Secretary. Gregory Clark was duly nominated and elected as Secretary.

APPOINTMENT OF LEGAL COUNSEL. Mr. Sahleen advised that his firm's proposal for this new year is for a monthly retainer in the amount of \$1,525.00, which shall be for up to 6.5 hours of work with any additional hours in such month to be billed at \$282.00 per hour, which are the same terms as last year. A motion was made by Director White, seconded by Director Corn, and unanimously carried appointing the law firm of Five Rivers Law, P.C., as attorneys for the District for the year 2025, and authorizing that a monthly retainer be paid in the amount of \$1,525.00 which shall be for up to 6.5 hours of work with any additional hours in such month to be billed at \$282.00 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.

INSURANCE AGENT OF RECORD. A motion was made by Director White, seconded by Director Clark, and unanimously carried appointing Waldo Agency as the District's insurance agent of record with Dellas Waldo as the contact person.

DISTRICT BANKING. A motion was made by Director Corn, seconded by Director White, and unanimously carried that the following individuals have signing authority on the accounts with two signatures required for all District checks:

Bruce Corn	Director
Eric White	Director
Frank Ausman	Director
Gregory Clark	Director
Clancy Flynn	Manager
Michael W. Horton	Attorney

and that any required form banking resolution is hereby adopted.

JOINT COMMITTEE REPRESENTATIVES. A motion was made by Director Corn, seconded by Director White, and unanimously carried appointing Gregory Clark, Eric White, Frank Ausman, and Bruce Corn as representatives to the Joint Committee with the alternate to be selected upon filling of the board vacancy.

BOARD VACANCY. The Director vacancy on the board was discussed. Mr. Flynn requested direction as to the process to follow for acceptance of applications, and the board discussed the process followed during the last vacancy which was filled. Mr. Flynn further requested direction as to what, if any, additional materials should be accepted for review alongside applications. A motion was made by Director White, seconded by Director Clark, and unanimously

carried to follow the same application process as used previously and not accept additional paperwork, with an application deadline of February 14, 2025.

KINGMAN PIPELINE PROPOSAL AWARD. Mr. Flynn provided information for the Board regarding responses to the Kingman Pipeline pipe request for proposals. Four proposals were received, however two were determined to be non-responsive. Discussion was had regarding the scoring process for the remaining two proposals. Mr. Flynn said that the proposals were scored according to the solicitation document and Ferguson Enterprises received the highest score by the panel which included the engineer Donald Popoff, and Ferguson Enterprises is entitled to be awarded the contract. Mr. Flynn additionally advised he is awaiting a response from EPA for confirmation that the contract will meet all of their procurement requirements. A motion was made by Director Ausman, seconded by Director Corn, and unanimously carried to award the contract to Ferguson Enterprises and that a contract be entered into with Ferguson Enterprises pending the approval of the contract form by EPA.

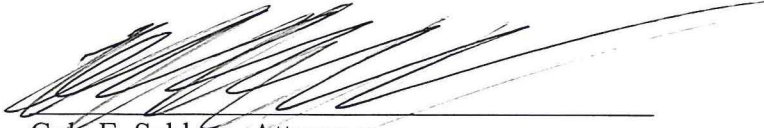
PATRON ANNUAL MEETING AGENDA. Discussion was had about the scheduling and agenda for the Patron Annual Meeting, the venue for the meeting, as well as whether it would be preferable to combine the scoping meeting for PL566 with the annual meeting. The consensus was to combine the matters and maintain the already published venue of the OID offices for the meetings. Further consideration was given to the timing of the regular meeting on the same date, and consensus was reached to begin the regular meeting of the board at 9:00 A.M.

MANAGEMENT REPORT. Mr. Flynn provided follow up on a number of matters discussed at the prior meeting on December 17, 2024. The deductible was raised with the insurance renewal as had been discussed, which resulted in significant savings to the district. There was a new hire made for Ride 10, following some internal promotions to a maintenance position left open by a moving employee. Mr. Flynn advised that the Komatsu is now running, and its panels are being reinstalled. There is no update on the boat ramp matter, however Mr. Flynn did advise that he intends to attend an upcoming OWRC board meeting and hopes to discuss that and other matters with legislators.

PUBLIC COMMENT. Chris Gerono, Boise River Guides, questioned whether there could be a change to watering times at the park below the dam, as he and clients will often use the park for lunch and cast training, but daytime watering often prevents use of the facilities. The Board advised that the matter will have to be taken up with the camp host, as camp management is in control of the watering schedule. Mr. Gerono had further questions as to parking availability, and Mr. Flynn advised that changing the parking situation is already underway. He said they will be looking to make additional parking available once the process of moving the automated gate has been completed.

ADJOURNMENT. There being no further business to come before the Board, the meeting was adjourned at 11:52 a.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Cofe E. Sahleén', written over a horizontal line.

Cofe E. Sahleén, Attorney

APPROVED:

---

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

January 21, 2025

A meeting of the Joint Committee of the Owyhee Project was held on January 21, 2025, at the Owyhee Irrigation District office located at 422 Thunderegg Blvd., Nyssa, Oregon, at 1:00 p.m. Eric White, Chairman of the Joint Committee presiding.

The following members of the Joint Committee were present:

Eric White	Gregory Clark
Bret Nielson	Bruce Corn
Gregory Clark	Frank Ausman
Chris Landa	

Also present were: Clancy Flynn, Manager of the Hydro Projects; Cole E. Sahleen, Attorney with Five Rivers Law, P.C.; Steeler Gray, Lamar Roche, Chris Gerono, Darla Sebasto, and Linda Henderson, Members of the Public.

MEETING NOTICE. The meeting agenda showed that public notice of the meeting was given on January 15, 2025.

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

MINUTES. The minutes of the meeting of the Joint Committee held on December 17, 2024, were mailed to the Committee members prior to this meeting. A motion was made by Mr. Nielson, seconded by Mr. Corn, and unanimously carried approving the minutes.

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 report included in their packets for the Tunnel #1 Power Project. A motion was made by Mr. Nielson, seconded by Mr. Corn, and unanimously carried approving payment of the accounts payable.

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

Representatives. Mr. White said that the OID Board has designated Frank Ausman, Eric White, Bruce Corn, and Gregory Clark as representatives to the Joint Committee with the alternate to be designated upon filling of the recent OID Board vacancy. Brett Nielson said that the South Board was unable to complete their organizational meeting this morning prior to the meeting of the Joint Committee, and will designate new representatives and alternates at the next regular meeting of the Committee.

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

Vice-Chairman. The consensus of the Committee was to await designation of the South Board representatives, and complete election of Vice-Chairman during the next regular meeting.

Secretary and Legal Counsel. Mr. Sahleen stated that Mr. Horton is willing to serve as Secretary of the Joint Committee and that his law firm, Five Rivers Law, P.C., would agree to act as attorneys for the Joint Committee at an hourly rate of \$282.00 per hour, plus expenses. A motion was made by Mr. Nielson, seconded by Mr. Clark, and unanimously carried that Michael W. Horton be appointed Secretary and general counsel for the Joint Committee and that his law firm of Five Rivers Law, P.C., be appointed as attorneys for the Joint Committee all at an hourly rate of \$282.00 per hour, plus expenses.

BANKING. A motion was made by Mr. Ausman, seconded by Mr. Corn, and unanimously carried that the Joint Committee continue to maintain bank accounts with Umpqua Bank with two signatures required for checks and authorized signers to be:

Clancy Flynn, Manager  
Michael W. Horton, Secretary  
Eric White, Chairman  
Frank Ausman, Committee Member  
Bruce Corn, Committee Member  
Chris Landa, Committee Member  
Brett Nielson, Committee Member  
Gregory Clark, Committee Member

and adopting any required form banking resolution.

INSURANCE AGENT OF RECORD. A motion was made by Mr. White, seconded by Mr. Corn, and unanimously carried appointing Waldo Agency as the Insurance Agent of Record for the Joint Committee with Dellas Waldo as the contact person.

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.

Owyhee Dam Accounts Payable. The Committee members reviewed the accounts payable report included in their packets for the Owyhee Dam Power Project. A motion was made by Mr. Nielson, seconded by Mr. Ausman, and unanimously carried approving payment of the accounts payable.

DAM HYDRO OPERATIONS. Mr. Flynn said that the conditions have been reached under previously adopted policies to start water through the dam power plant. Mr. Flynn informed the Committee that on January 1, 2025, the reservoir level was at 459,000 a.f., while the USBR forecast indicates 529,000 a.f. of projected inflow. Additionally, Mr. Flynn informed that he had flown the watershed on January 15, 2025. Mr. Flynn made a presentation on projected snowpack conditions for this year compared to several prior years, and further discussion was had by the Committee. Mr. Flynn made a recommendation to start the dam power plant now, based on the reports currently in hand. After discussion, a motion was made by Mr. Corn, seconded by Mr. Clark, and unanimously carried to not start the dam hydro generation at this time, and potentially revisit via a special meeting of the Committee if weather conditions change to make doing so more favorable.

PUBLIC COMMENT. Mr. Roche, a member of the public in attendance, wanted to discuss with the Committee any potential for more cautious handling river flows in the future. Discussion

was had as to filling the dam as full as possible for irrigation being the priority of the Committee. Further discussion was had with Mr. Flynn about the potential ability to obtain a permit for cleaning the channel along that section of the river and the difficulties the Committee or property owners might face with doing so. Mr. Roche was encouraged to look into forming a district to clean and maintain the river channel.

MANAGEMENT REPORT. Mr. Flynn informed the Committee that new power sales rates will likely not be known until April, so any early generation would likely be paid at the prior year's rate.

INSURANCE DEDUCTIBLES. Mr. Flynn informed the Committee that he had looked into raising insurance deductibles on the power project as discussed at the last meeting, and the savings appeared to be worth it, so he did get that process completed.

RPLUS HYDRO REPORT. Mr. Flynn said that a report was filed by rPlus Hydro with FEREC, and that an outside firm was brought in to review the scope of the study following comments received. The outside firm determined that no changes to the scope of the study are advisable at this time. Discussion was had as to steps which will occur over the next 12 months, and Mr. Corn asked whether the Committee has to wait, or if it could get ahead of the process by reaching out and submit comments early.

AQUA SYSTEMS. Mr. Flynn advised that Aqua Systems is out looking at the ring gate and jet flows for potential automation improvements, but he does not yet have estimates on the jet flows. He additionally informed that the estimate received for improvements on the ring gate were already planed into the budget for the upcoming year.

LIDAR. Mr. Nielson brought up having a LIDAR flight conducted, which had been discussed at previous meetings, in the context of whether it would provide a more clear picture of projected inflows for the spring. Discussion was had as to benefits of the technology and costs of implementation. Mr. Flynn's opinion was that having an initial flight done would be beneficial for future implementation as technology becomes cheaper.

ALLOTMENT. Setting the water allotment was discussed. After discussion, a motion was made by Mr. Nielson, seconded by Mr. Ausman, and unanimously carried setting the allotment for 2025 at 4 feet per acre.

ADJOURNMENT. There being no further business to come before the Committee, the meeting was adjourned at 2:13 p.m.

Respectfully submitted,



\_\_\_\_\_  
Cole E. Sahleen, Attorney

APPROVED: \_\_\_\_\_