

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

March 21, 2023

A regular meeting of the Board of Directors of the Owyhee Irrigation District was held on March 21, 2023, at Owyhee Irrigation District office located at 422 Thunderegg Blvd., Nyssa, Oregon, at 10:00 a.m. President Dan Tschida presiding.

The following Directors were present:

Dan Tschida	Bruce Corn
Eric White	Frank Ausman
Gregory Clark	Brett Nielsen

Also present were: Clancy Flynn, District Manager; Michael W. Horton, Attorney; and Darla Sebasto and Linda Henderson, Members of the Public.

MEETING NOTICE. The meeting agenda showed that public notice of the meeting was given on March 16, 2023.

PLEDGE OF ALLEGIANCE. President Dan Tschida led the Pledge of Allegiance.

MINUTES. Minutes of the meeting of the Board of Directors held February 21, 2023, 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 as mailed.

DISTRICT FINANCIAL REPORT. Mr. Flynn handed out a financial report for the month. The Directors reviewed and discussed the financial report. President Tschida asked if money is coming in on incurred charges. Mr. Flynn said that payments are coming in good. He said that a blurb was posted on the District's website as to why the charges went up.

VALE IRRIGATION DISTRICT LAWSUIT. Director Corn said that he saw a report in the newspaper on a lawsuit against the Vale Irrigation District and its manager for liability involving an employee death. He asked about the current District's insurance coverage and how these type of lawsuits work. Mr. Horton explained and said that the plaintiff in the lawsuit would first have to show a reason why Workers' Compensation limits would have to be overcome. Owyhee Irrigation District's equipment operating training was discussed. Mr. Flynn said that the District currently provides training and has employees sign off on the training. Safety equipment for the ditcher was discussed. Mr. Flynn said that he will look into potential improvements to the ditcher and resources available. The Board discussed alternatives to the ditcher and potential negative impacts to the system if the ditcher could not be used.

DISTRICT ACCOUNTS PAYABLE. Two lists of District accounts payable for the month were included in the Directors' packets. The Directors reviewed the lists and asked questions which were answered by Mr. Flynn. A motion was made by Director White and was seconded by Director Ausman to pay the bills. A vote on the motion was had and it passed unanimously. Director Ausman asked if in the future the large charges on the District's credit card could be broken down further in a report to the Board.

MITCHELL BUTTE POWER PROJECT:

Financial Report. A financial report on the Mitchell Butte Power Project was included in the Directors' packets. Mr. Flynn said that the payments to OID made last month were consistent with past practices. Mr. Flynn said that he will check on the status of the trash rack work.

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

AT&T	\$4.83
Nichols Accounting Group	\$185.00
Tekfinity	85.90
Century Link	<u>190.20</u>
TOTAL	\$465.93

KINGMAN LATERAL PIPING PROJECT. Mr. Flynn said that he received correspondence from USBR on the grant for piping the Kingman Lateral. He said that he is applying for money from OWRD and other sources. He said that he learned that the District could apply for a cost-share waiver which he will look into further. President Tschida suggested having an employee being a designated project manager. Mr. Flynn said that he will look into that. He said that he is currently looking at road building resources that will need to be worked out with BLM.

VARIABLE SPEED PUMPS' FUNDING. Mr. Flynn said that he will be putting in an application for possible funding of variable speed pumps to be considered in the legislature for fiscal year 2024. He said that the pumps would be for Dunaway and Dead Ox Pumping Stations.

PL566. Mr. Flynn said that only one bid was submitted for the District's RFP for work to be done on the PL566 plan. He said that the only bid received was from FCA and it is \$200,000 over the amount budgeted. He said that he spoke with NRCS and they said they will cover the extra \$200,000. A motion was made by Director Corn, seconded by Director White, and unanimously carried awarding the contract to FCA.

FUEL TANKS. Mr. Flynn said that he got a couple of quotes for fuel tanks. He said that the District is also getting some pickup trucks. He said that he could pull money from the piping projects to buy a fuel tank for gas. He said the budget will be tight, but he thinks that it is doable. He explained the details of the quotes and potential timing of a purchase. Director Ausman suggested waiting until later in the year to see where the District's finances are before moving forward. Director White suggested doing it now or waiting until next year. Director Clark agreed with waiting until early fall. The matter was discussed further and after discussion, a motion was made by Director Ausman to wait until the fall. The motion was seconded by Director Clark. A vote on the motion was had. Directors Ausman, Clark, and Corn voted in favor of the motion. Directors White and Tschida voted against, and the motion passed on a vote of three to two.

DEAD OX PUMPING CONTROL PANEL. Mr. Flynn showed the Directors a prototype mockup of a control panel for the Dead Ox Pumping Plant. He said a District employee put the panel together and the Directors were impressed.

PIPE SIZING FOR THE KINGMAN LATERAL PIPING PROJECT. Director Clark made a presentation on pipe sizing for the Kingman Lateral Piping Project. He showed photos and calculations. He said that he checked with engineers and according to them, with dirt cover, thermal contraction and expansion should not be an issue. He explained that given the current width of the lateral and the necessary ground cover needed, that approximately 3,000 dump truck loads of fill material would be needed. He explained his calculations and potential pipe size for the project. He said that it looks like this will be a three-year project because of the amount of fill material needed. Questions were asked and answered by the Board. The needed flow and potential maximum flow were discussed. After discussion, it was determined that 72" pipe would probably be the best.

Possible alternatives to piping were discussed. Director Clark said that he will price out a potential box wall alternative.

MEETING RECESSED. At 11:56 a.m., the meeting was recessed to reconvene after the Joint Committee meeting this afternoon.

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

FAMILY FARM ALLIANCE CONFERENCE. Mr. Flynn reported on his attendance at the recent Family Farm Alliance Conference. He said he was able to meet with the Commissioner of the Bureau of Reclamation. He said that attending the conference was beneficial to the District.

CYBER SECURITY INSURANCE. Mr. Flynn said that he is still waiting to hear from Dellas Waldo on potential cyber security insurance. He said that staff is currently looking at security measures for the District's computers. He said there are currently some layers of security in place.

PIPELINE INSTALLATIONS. Mr. Flynn reported on the status of ongoing pipeline installations.

KOMATSU. Mr. Flynn said that the engine for the Komatsu has been ordered.

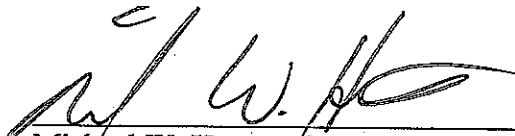
DIRECTOR COMMENTS. Director Ausman asked about having Mr. Flynn talk to the operators of the District's equipment along with the mechanic when deciding on getting rid of equipment.

President Tschida said he would like to see a committee of the Board meet with the Employee Committee. Director Ausman said that prior to the meeting the Committee would need to know what the Board wants to do ahead of time. The matter was discussed and after discussion, a motion was made by Director Tschida, seconded by Director Corn, and unanimously carried creating a committee and appointing Directors Clark and White to the committee.

PUBLIC COMMENT. President Tschida asked if there is any public comment. Linda Henderson spoke in favor of Director Ausman's idea to get the equipment operators and mechanic to meet and provide input on getting rid of District equipment.

ADJOURNMENT. There being no further business to come before the Board, the meeting was adjourned at 2:08 p.m.

Respectfully submitted,



Michael W. Horton, General Counsel

APPROVED: _____

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

March 21, 2023

A meeting of the Joint Committee of the Owyhee Project was held on March 21, 2023, 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	Bruce Corn
Dan Tschida	Frank Ausman
Chris Landa	Brett Nielsen

Also present were: Clancy Flynn, Manager of the Hydro Projects; Michael W. Horton, Secretary and Legal Counsel; John Eells, South Board Manager; Gregory Clark, OID Alternate; Darla Sebasto and Linda Henderson, members of the public.

MEETING NOTICE. The meeting agenda showed that public notice of the meeting was given on March 16, 2023.

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

MINUTES. The minutes of the February 21, 2023, meeting of the Joint Committee were mailed out prior to the meeting. A motion was made by Mr. Corn, seconded by Mr. Tschida, 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. Nielsen, and unanimously carried approving payment of the accounts payable as follows:

AT&T	\$97.33
Nichols Accounting Group	\$425.00
OID	28,009.10
Oregon Idaho Utilities	113.66
Owyhee Dam Hydro	4,030.75
Five Rivers Law, P.C.	<u>100.00</u>
 TOTAL	 \$32,775.84

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 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:

Nichols Accounting Group	\$425.00
Five Rivers Law, P.C.	100.00
Oregon-Idaho Utilities	<u>113.66</u>
TOTAL	\$638.66

SNOW FLIGHT. Mr. Flynn reported on his recent snow flight and showed a video. He said that he flew on March 13 and that it has snowed since then. He said that Mud Flat is still packed with snow and that there is a lot of snow out there.

FORECAST AND STORAGE. Mr. Flynn said that USBR is projecting inflows from March 1st at 388,000 acre feet. He said that NRCS' forecast is for 400,000 acre feet. He said that current storage in the reservoir is 197,881 acre feet. The Committee members discussed the snow pack, projected stream flows, and current storage.

SPECIAL MEETING. The Committee members discussed possible turn on dates and determined that it is too early to set a date. After discussion, it was the consensus of the Committee members to have a special meeting at 11:00 a.m., on April 4 to discuss a potential turn-on date.

BPA. Mr. Flynn said that BPA representatives toured the power plant facilities. He said that they know that the FERC license is up in ten years and they are contemplating possibly purchasing power when the contract is up. Mr. Eells said that he has worked with BPA and has received quite a bit of funds from them for some relining projects which he was able to tie back to the pumping plants. Mr. Flynn said that BPA will be having a meeting to figure out their incentive programs for the coming year.

POWER RESERVE MEETING. Mr. Eells said that he and Mr. Flynn recently attended the Power Reserve meeting and that it was determined that the power rate for pumping would remain at 27 mils for the next five years.

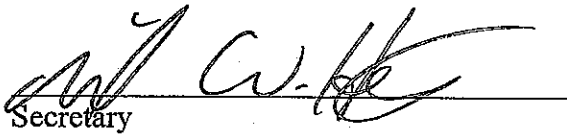
TOURS. Mr. Flynn reported on upcoming tours of the dam.

PUMP BACK. Mr. Flynn said that he recently met with representatives of the company who have applied for a FERC license on a potential pump back facility at the reservoir. He said that they expect to have public meetings in June. He said they informed him that they will begin looking at water rights and potential sources of water. He said that they informed him that they need to increase their proposed reservoir size from 3,500 acre feet to 4,700 acre feet. He said they told him they expect to have minimal impact on irrigation. The Committee members discussed the matter and it was the consensus of the Committee members that there is no way such a facility would not have a negative impact on the operations of the Owyhee system.

BOAT RAMP. Mr. Flynn said that the repair at the boat ramp is done and should last for several years. He said the ramp is now open.

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

Respectfully submitted,


Secretary

APPROVED:
