

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

November 20, 2018

A meeting of the Joint Committee of the Owyhee Project was held at the offices of Stunz, Fonda, Kiyuna & Horton, LLP, at 106 Main Street, Nyssa, Oregon, on November 20, 2018, at 1:05 p.m. Eric White, Chairman, presiding.

The following members of the Joint Committee were present:

Eric White	Frank Ausman
Bruce Corn	Brett Nielson
Jerry Nagaki	Chris Landa

Also present were: Jay Chamberlin, Manager of the Hydro Projects; John Eells, South Board Manager; Harvey Manser, OID Assistant Manger; Dan Tschida; (OID Alternate), Michael W. Horton Secretary and Legal Counsel; and Larry Meyer, Newspaper Reporter.

MEETING NOTICE. The meeting agenda showed that public notice of the meeting was given on November 15, 2018.

MINUTES. The minutes of the meeting of the Joint Committee held on October 16, 2018, were mailed to the Committee members prior to this meeting. A motion was made by Mr. Corn, seconded by Mr. Nagaki, and unanimously carried approving the minutes.

OWYHEE DAM POWER PROJECT.

Owyhee Dam Financial Report. Mr. Chamberlin handed out a financial report for the Owyhee Dam Power Project. The Committee members reviewed the report.

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. Nielson, seconded by Mr. Ausman, and unanimously carried approving payment of the following accounts:

Oregon-Idaho Utilities	168.78
AT&T	42.62
Nichols Accounting	<u>340.00</u>
TOTAL	\$551.40

TUNNEL #1 POWER PROJECT.

Tunnel #1 Financial Report. Mr. Chamberlin handed out a financial report for the Tunnel #1 Power Project. The report 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. Nagaki, seconded by Mr. Corn, and unanimously carried approving payment of the accounts payable as follows:

Oregon-Idaho Utilities	\$245.66
AT&T	40.06
Stunz, Fonda, Kiyuna & Horton, LLP	837.00
Oregon Dept. of Energy	1,000,000.00
Nichols Accounting	<u>890.00</u>
 TOTAL	 \$1,002,012.72

TUNNEL BOND PAYMENT. Mr. Horton updated the Board on correspondence received from the Oregon Department of Energy relating to the bond prepayment. The state acknowledged that the one million dollar prepayment made will be considered a prepayment of the 2019 and 2020 payment so that the next required minimum payment would be due 2021.

WORK AT DAM AND DAM COMPOUND. Mr. Chamberlin reported on work done at the dam and dam compound. He said the sidewalk by the parapet wall has been repaired. He said the flag pole concrete has been installed. He then reported on maintenance work being done on the dam compound buildings.

RING GATE REPAIR. Mr. Chamberlin reminded the Joint Committee members that the ring gate concrete repair work will be done next off season and not this one.

TUNNEL #1 REPAIRS. Mr. Chamberlin reported on repairs being done on the Tunnel #1 Power Plant. He said there was an issue with the relay which is being worked on. He said the runners are still being inspected.

INVASIVE SPECIES CHECK STATION OREGON PROPOSED LEGISLATION. Mr. Chamberlin handed out a draft of Oregon proposed legislation he received from Representative Findley. He asked the Committee members for input. The consensus of the Committee members is that they are uncomfortable with the mandatory requirement that a district employee staff the check stations, the lack of funding, and that inspections should be a state-level operation. Chairman White said that he would be willing to have the project kick in money for a state inspection program. The Committee members expressed their concern about funding and that it could eventually become a tax on water users. They would like to see out-of-state recreation users pay for inspections. Mr. Chamberlin was directed to notify Mr. Findley of the Committee members' position.

WATER FORECAST. Mr. Corn said that at his recent Oregon Water Resource Commission meeting, they received weather reports calling for higher than normal temperatures this winter with lower than normal precipitation. He said this is early yet. The Committee members discussed the forecast.

ADJOURNMENT. There being no further business, the meeting was adjourned at 2:00 p.m.

Respectfully submitted,


Secretary

APPROVED: _____

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

November 20, 2018

The regular monthly meeting of the Board of Directors of the Owyhee Irrigation District was held on November 20, 2018, at the offices of Stunz, Fonda, Kiyuna & Horton, LLP, at 106 Main Street, Nyssa, Oregon, at 10:05 a.m. Jerry Nagaki, President of the District, presiding.

The following Directors were present:

Bruce Corn	Frank Ausman
Dan Tschida	Jerry Nagaki
Eric White	

Also present were: Jay Chamberlin, Manager; Michael W. Horton, Attorney; Harvey Manser, Assistant Manager; Larry Meyer, Newspaper Reporter; and Greg Clark (who joined the meeting at 11:15 a.m.)

MEETING NOTICE. The meeting agenda showed that public notice as to the meeting was given on November 15, 2018.

MINUTES. Minutes of the meeting of the Board of Directors held on October 16, 2018, were mailed to the Directors prior to the meeting. A motion was made by Director Tschida, seconded by Director Ausman, and unanimously carried approving the minutes as mailed.

EXECUTIVE SESSION. At 10:07 a.m., the Board entered into executive session to consult with legal counsel and negotiate real estate pursuant to ORS 192.660(2)(h), and (e).

At 10:27 a.m., the Board returned to regular session.

MALHEUR SIPHON PROJECT. Mr. Chamberlin updated the Board on issues with reclamation supervision of the Malheur Siphon Project. Mr. Chamberlin said that overall the project is coming along well and he feels that it is ahead of schedule. He gave an update on the project as a whole. Directors Corn, Ausman, and Tschida have visited the site and they expressed their opinions that it looks really good, especially the work the District crew is doing.

EMPLOYEE PROPOSAL. Director Ausman said that he would like the Board to discuss the employee proposal. Director Corn said that the work being done by the crew on the Malheur Siphon is impressive. Mr. Horton said that he spoke with Tyler Sweet at Nichols Accounting with regard to the budget and the financing from the state will be 90 days out. He said that Mr. Sweet said that good PERS and health insurance numbers are needed to get further along with the budget.

MITCHELL BUTTE HYDRO REPAIRS. Mr. Chamberlin said one unit is out and being worked on.

DISTRICT OFF-SEASON WORK. Mr. Chamberlin said that some ditches are being worked on now. He explained other work needing done throughout the District this off-season.

VISTA VIEW PIPELINE PROJECT. Mr. Chamberlin said that Mark Carpenter is getting an RFP out for the project. The matter was discussed.

HEMP/MARIJUANA POLICY. Mr. Chamberlin said that he is still working on putting together a draft hemp/marijuana policy for Mr. Horton to review. The Directors discussed the fact that the hemp policy should include a requirement that the grower provide the District with a copy of their written certifications.

FCA MODERNIZATION PROJECT. Mr. Chamberlin gave a report on a meeting he had with other district managers who have been going through the Modernization Project with FCA. He said that they report that they are happy with the model plan coming out, but the implementation of the plan is where FCA comes up short.

MALHEUR SIPHON PROJECT (continued). At 11:15 a.m., Greg Clark joined the meeting. He gave an update on the Malheur Siphon Project. He said it is close to 60% completed. He said that the change orders came in for the steel pipe to enclose the shafts to get water out of the holes. Communication on change orders was discussed. Mr. Clark said the thrust block further to the north is in need of repair at some point in the future and the thought is that since the contractor is there and mobilized, they could get a quote from the contractor to do that part of the repair while on site. District staff would do the rest of the work at that site. The estimated cost on the repair from the contractor was \$10,000. A motion was made by Director White, seconded by Director Corn, and unanimously carried to have the contractor work on that northern thrust block. Mr. Clark said this will not change the cost of engineering. He said that overall the project is going good. He left the meeting at 12:00 p.m.

DISTRICT FINANCIAL REPORT. Mr. Chamberlin handed out a financial report which the Directors reviewed.

DISTRICT ACCOUNTS PAYABLE. Two lists of the District accounts payable for the month were included in the Directors' packets. The Directors reviewed the lists. A motion was made by Director White, seconded by Director Corn, 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. The agenda listed accounts payable for the Mitchell Butte Power Project. A motion was made by Director Corn, seconded by Director Tschida, and unanimously carried authorizing payment of the following accounts payable:

Century Link	\$290.72
Nichols Accounting Group	<u>120.00</u>
Total	\$410.72

OWRC MEETING. Mr. Chamberlin said that he and Mr. Horton will be attending the upcoming OWRC meeting. None of the Directors are available to attend.

ADJOURNMENT. There being no further business to come before the Board, the meeting was adjourned at 12:10 p.m.

Respectfully submitted,



Michael W. Horton, General Counsel

APPROVED: _____