

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

July 20, 2021

A regular meeting of the Board of Directors of the Owyhee Irrigation District was held on July 20, 2021, at the District office located at 422 Thunderegg Blvd., Nyssa, Oregon, at 7:45 p.m. Jerry Nagaki, President of the District presiding.

The following Directors were present:

Bruce Corn	Jerry Nagaki
Eric White	Frank Ausman

Also present were: Jay Chamberlin, Outgoing Manager; Clancy Flynn, Incoming Manager; Michael W. Horton, Attorney; and Linda Henderson and Darla Sebasto, members of the public.

MEETING NOTICE. The meeting agenda showed that public notice of the meeting was given on July 15, 2021.

PLEDGE OF ALLEGIANCE. President Jerry Nagaki led the Pledge of Allegiance.

MINUTES. Minutes of the meeting of the Board of Directors held on June 22, 2021, were mailed to the Directors prior to the meeting. A motion was made by Director White, seconded by Director Ausman, and unanimously carried approving the minutes.

DISTRICT FINANCIAL REPORT. The Directors reviewed and discussed the financial report for the month. Director Corn asked if there will be enough money for aquatic chemicals and Mr. Chamberlin said that there should be. Director White asked if the backhoe has arrived and Mr. Chamberlin said that it has not.

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 White, seconded by Director Corn, and unanimously carried approving payment of the accounts payable. Director White asked Mr. Chamberlin to thank Tyler Sweet, at Nichols Accounting, for putting the categories back in.

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. Horton said that the Directors need to look at beginning the re-licensing process for the power plant.

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

Tekfinity	\$42.95
AT&T	39.19
Brian Richins	2,525.00
Nichols Accounting	<u>125.00</u>
TOTAL	\$2,732.14

FERC Relicensing. Mr. Horton said that the discussion which the Joint Committee had on relicensing earlier tonight also applies to the Mitchell Butte Hydro Project. The Directors discussed possible options on continuing on with the FERC license versus contracting with a third party to license and use the facility from the District versus seeking an exemption from FERC to have the facility governed under the Bureau of Reclamation instead of FERC. After discussion, a motion was made by Director White, seconded by Director Ausman, and unanimously carried authorizing Mr. Horton to move forward on exploring options for relicensing the facility and engage the services of William Huang with Spiegel & McDiarmid in moving forward with that process.

WATER USAGE. Mr. Chamberlin said that the District has not seen a lot of transfer requests yet. He anticipates some will be coming as water users start to run out of their allotment. Mr. Chamberlin said that he will need to get the new state watermaster up to speed on the transfer process. The Directors discussed water usage on the different ditch rides.

DEAD OX PUMPING PLANT SCREENING AND AUTOMATION. Mr. Chamberlin said that he orally put out requests on automating and screening the Dead Ox Pumping Plant. He said that he only received one response which was from Aqua Systems. They have a proposal of \$283,000 for their system. Mr. Chamberlin said that he is waiting for a couple of more quotes to come in. Clancy Flynn then played a video which the District received from Aqua Systems showing their different screening products. Mr. Chamberlin said that the good thing about Aqua Systems is that they design the system for the particular project. He then gave a report on the pumping plants. He said that the screening and automation could be doable this off season.

The Directors discussed automating the pump motors as they go in for rehabilitation and preventative maintenance. Mr. Chamberlin said that he will put out a formal request for proposals and hopes to have something next month for the Directors to review.

MODERNIZATION PLAN UPDATE. Mr. Chamberlin said that he and Mr. Flynn had a conference call today with NRCS and FCA on the modernization plan update. He said that Mr. Gibbs will be coming to the next Board meeting to provide the Directors with an update.

SDAO MANAGEMENT TRAINING. Mr. Chamberlin said that SDAO is having Board member training in Ontario on August 17. The Directors discussed who would be attending the training and Mr. Chamberlin said that he will sign them up.

MANAGER TRANSITION. Mr. Chamberlin and Mr. Flynn gave an update on the training and transition from Mr. Chamberlin to Mr. Flynn.

ADJOURNMENT. There being no further business to come before the Board, the meeting was adjourned at 9:20 p.m.

Respectfully submitted,



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Michael W. Horton, General Counsel

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

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

July 20, 2021

A meeting of the Joint Committee of the Owyhee Project was held on July 20, 2021, at the 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	Jerry Nagaki (OID Alternate)
Brett Nielsen	Chris Landa

Also present were: Jay Chamberlin, Outgoing Manager of the Hydro Projects; Clancy Flynn, Incoming Manager of the Hydro Projects; Michael W. Horton, Secretary and Legal Counsel; John Eells, South Board Manager; and Linda Henderson and Darla Sebasto, members of the public.

MEETING NOTICE. The meeting agenda showed that public notice of the meeting was given on July 15, 2021.

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

MINUTES. The minutes of the meeting of the Joint Committee held on June 22, 2021, were reviewed by the Committee members. A motion was made by Mr. Ausman seconded by Mr. Nielsen, and unanimously carried approving the minutes.

TUNNEL #1 POWER PROJECT.

Tunnel #1 Financial Report. Mr. Chamberlin handed out financial reports which were reviewed by the Committee members. Mr. Chamberlin said that the power plant was shut off yesterday with about 220,000 acre feet in the reservoir. He said the boat ramp will be closed soon due to low water. He said there is currently around 200,000 acre feet in the reservoir.

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. Corn, seconded by Mr. Nielsen, and unanimously carried approving payment of the accounts payable as follows:

Stunz, Fonda, Kiyuna, Horton	\$1,312.25
Nation Wide Insurance	348.00
Oregon Idaho Utilities	487.27
Brian Richins	2,525.00
Nichols Accounting Group	<u>375.00</u>
Total	\$4,867.52

OWYHEE DAM POWER PROJECT.

Owyhee Dam Financial Report. Mr. Chamberlin handed out financial reports which were reviewed by the Committee members. Mr. Chamberlin said that the power plant is making about 2.4 megawatts.

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. Nielsen, seconded by Mr. Landa, and unanimously carried approving payment of the accounts payable as follows:

Oregon Idaho Utilities	\$338.67
Brian Richins	2,525.00
Nichols Accounting Group	<u>375.00</u>
Total	\$3,238.67

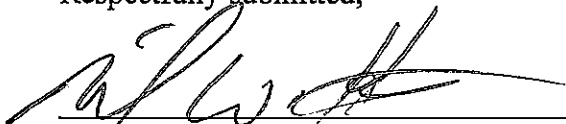
WATER OUTLOOK AND USAGE. Clancy Flynn handed out a report on storage and water usage. He said that usage for irrigation from the reservoir should make it through September. He said there are some owners who have used all of their allotment. The impact of the heat and wind on water usage was discussed.

ELEVATOR AT OWYHEE DAM. Mr. Chamberlin said that testing and inspection of the elevator at the Owyhee Dam is scheduled for September 13. He said he does not anticipate any issues. He explained the testing process.

HYDRO RELICENSING. Mr. Horton reported on telephone calls and emails he had with William Huang with the law firm of Spiegel & McDiarmid on the process and potential costs of relicensing the hydro projects. The matter was discussed in detail and after discussion, a motion was made by Mr. Corn, seconded by Mr. Ausman, and unanimously carried authorizing Mr. Horton to move forward on behalf of the Joint Committee with the law firm of Spiegel a& McDiarmid on developing a strategy on moving forward on the relicensing process.

ADJOURNMENT. There being no further business to come before the Committee, the meeting was adjourned at 7:45 p.m.

Respectfully submitted,

  
Secretary

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