

MINUTES OF THE REGULAR MEETING OF THE
BOARD OF DIRECTORS OF THE
EAST COLUMBIA BASIN IRRIGATION DISTRICT

March 8, 2017

The regular meeting of the Board of Directors of the East Columbia Basin Irrigation District was called to order at 10:00 a.m. in the Board Room of the District Office in Othello by President Orman Johnson.

Present were:

Directors

Orman Johnson
Don Osborne
Bernie Erickson
Boe Clausen
Mark Booker

Staff

Craig Simpson
Richard Lemargie
Rosa Dekker
John McCourtie
Nate Andreini
Jed Crowther
Wendy Lange

Visitors: Christi Davis-Kernan, Jennifer Hickenbottom and Sarah Maciel, USBR; Melissa Downes, WSDOE; Tim Culbertson, CBHP; Ross Fox, Paul Wollman, John Stahl, Ron Fode, Jake Wollman, Jr., Phil Fox, Steve Piper, Matt Hampton, Johnny Serrano, Rodolfo Serrano and Sandy Booker, Landowners.

Visitors

President Johnson opened the hearing of petition for Inclusions of Lands, the hearing will remain open until the end of the meeting.

Minutes of the regular meeting of February 8, 2017 and the special meeting of February 27, 2017, had been mailed to the Directors. Director Osborne moved to approve the minutes of the regular meeting of February 8, 2017 and February 27, 2017, as written. Director Clausen seconded. Director Booker stated there was an incomplete motion in the minutes. President Johnson asked Director Booker if he wanted it corrected, he responded no. Director Osborne's motion to accept the minutes as written, carried with Director Osborne, Director Clausen and President Johnson voting aye and Director Booker and Director Erickson voting nay due to the incomplete motion.

Minutes
Approved

Director Booker began recording the meeting with his own personal recording device.

Mr. Matt Hampton joined the meeting to request an open drain crossing within Farm Unit 97, Block 45. He stated his neighbor was granted a permit to cross the same drain with circle bridges. Mr. Hampton stated he has a smart panel on the pivot and can program the towers to shut-off when crossing the drain. Manager Simpson reported that previous bridge permit requests had not been approved because the District had determined the drain to be feasible to pipe. Following discussion, it was

Public Comment
Period

the consensus of the Board for staff to look into a solution for Mr. Hampton to cross the drain.

Mr. Rodolfo Serrano joined the meeting to discuss outstanding assessments. Mr. Serrano stated he purchased a foreclosure property and was not made aware the delinquent assessments and is requesting forgiveness. The assessments are 2 years delinquent. Mr. Serrano stated he would like to keep his water allotment and agreed to an option to make payments over two years. Following discussion, Director Booker moved to waive the interest accrued for 2015 and 2016, and to allow Mr. Serrano two years to bring the account current. Director Erickson seconded and the motion carried.

Manager Simpson presented the following contracts a. through g. for approval:

District
Improvements

Contracts

- a. Cancel and Replace Interruptible Water Service Contract, Sheila A. Piper Trust, Steve and Melody Piper, James and Louise Piper Trust, 390-024
 - 1) Interruptible First Phase Continuation Water Service Contract, Sheila A. Piper Trust, Steve and Melody Piper, James and Louise Piper Trust, 390-058-809-01, 639 acres
 - 2) Interruptible First Phase Continuation Water Service Contract, Sheila A. Piper Trust, Steve and Melody Piper, James and Louise Piper Trust, 390-058-809-02, 12.7 acres
- b. Amend Interruptible Water Service Contract, Stahl HB Trust, 390-052, update turnout location
- c. Interruptible Water Service Contract for Temporary Deferred Lands, SM West, LLC, 048-801-803, 60 acres
- d. Interruptible Water Service Contract for Temporary Deferred Lands, SM West, LLC, 048-802-803, 74 acres
- e. Reclassification of Land & Transfer of Water Allotment (10d), Dwane & Leah Lind, Block 44, Farm Unit 66-3, 17.4 acres
- f. Reclassification of Land & Transfer of Water Allotment (10d), Boe Clausen, LLC, Block 44, Farm Unit 181-1, 40 acres
- g. Permanent Release of Water Allotment, Kenneth L and M.H. Jorgensen, Block 41, a portion of Farm Unit 220, Lot 2, 1 acre

Following discussion, Director Booker moved to approve contract a. through e. and g. as presented. Director Clausen seconded and the motion carried.

Director Booker asked Director Clausen why Farm Unit 181-1, Block 44, didn't have a water allotment. Director Clausen stated it was high ground that now has been reclassified as irrigable. Following discussion, Director Osborne moved to approve contract g. as presented. Director Booker seconded and the motion carried with Director Clausen abstaining.

Assistant Manager Andreini presented the following permits a. through e. for approval:

Permits

- | | | | |
|----|------------------|---------------------------|--------------------|
| a. | Roger Watkins | Concrete Work on ELC | Block 390-025 |
| b. | Ty Carlson | Additional Turnout | Block 45, FU 252 |
| c. | Duaine Anderson | Pump Station Encroachment | Block 45, FU 253-1 |
| d. | Luis Policarpio | Turnout for M&I Contract | Block 49 |
| e. | Milton Velazquez | Turnout for WSC | Block 49 |

Director Osborne moved to approve permits a. through e. as presented. Director Clausen seconded. Director Booker stated he visited the site of permit a. and took pictures. He discussed his issues and concerns with the permit, stating other landowners haven't received the same consideration as Mr. Watkins. Following a lengthy discussion, Director Booker moved to amend permit a. to include this is a good example (permit a.) of how the District can work with the landowner and the District has the obligation to give the same consideration to other landowners and asked Director Erickson to second his motion. Director Erickson seconded. Director Clausen stated he thinks the amended motion insinuates that the District isn't working with landowners. The motion carried with Director Clausen and Director Osborne voting nay and President Johnson voting approved the amendment to permit a. but stated he thinks the District is working well with landowners. Director Osborne's motion to approve permits a. through e. as presented along with the amendment to permit a. carried unanimously.

CBHP Manager Culbertson requested Board approval for the contribution of \$3,000.00, split between the 3 Districts, for his seat at the Columbia River Treaty policy group. Following discussion, Director Booker moved to approve Manager Culbertson's seat at the Columbia River Treaty policy group with the District's share of \$1,000.00. Director Erickson seconded and the motion carried.

CBHP
Hydropower
Development

CBHP Manager Culbertson requested Board approval of CBHP line of credit request with Washington Trust Bank in the amount of \$500,000.00, through December 2017. Following discussion, Director Clausen moved to approve CBHP's line of credit request with Washington Trust Bank in the amount of \$500,000.00, through December 2017. Director Booker seconded and the motion carried.

Manager Simpson presented Resolution 2017-08, Surplus Office Equipment. Following discussion, Director Booker moved to adopt Resolution 2017-08 as presented. Director Erickson seconded and the motion carried.

Resolution 2017-
08

Manager Simpson presented Resolution 2017-09, Approving and Adopting the Columbia Basin Hydropower 2017 Budget for Project Reserved Works Activities. Director Booker moved to adopt Resolution 2017-09 as presented. Director Clausen seconded and the motion carried.

Resolution 2017-
09

Manager Simpson presented Resolution 2017-10, Approving and Adopting the 2017 Budget for Quincy Chute and P.E.C. Headworks Power Plants. Director Osborne moved to adopt Resolution 2017-10 as presented. Director Clausen seconded and

Resolution 2017-
10

the motion carried.

-2017-22-

Vouchers audited and certified by the Auditing Officer as required by RCW 42.24.080 and those expense reimbursement claims certified as required by RCW 42.24.090 have been recorded on a listing, which has been made available to the Board. After reviewing the vouchers submitted for payment approval, Director Clausen moved to approve for payment check nos. 307438 through 307778 in the amount of \$1,100,395.70 and electronic Payroll and AP transfer in the amount of \$313,329.98 for a total of \$1,197,614.49 from the O&M Fund and \$216,111.19 from the 2016 Project Fund. Director Osborne seconded and the motion carried.

Vouchers

Manager Simpson reported USBR assent was received for the following Orders for Petition for Inclusion of Lands a. and b.:

Hearing for
Petition of
Inclusion of
Lands

- a. WHB Trust, Inclusion No. 221
- b. Shirley Yager, Inclusion No. 222

Manager Simpson reported that no objections, neither written or verbal, had been received and that the assent from the Bureau of Reclamation to the inclusion for WHB Trust, Inclusion No. 221, a condition precedent to the inclusion of lands within the District, had been received. Director Clausen moved to grant the "Order of Petition for Inclusion of Lands" in accordance with the statutory proceedings for inclusion of lands within a District, pursuant to the order of inclusion, acting in accordance with provisions of the repayment contract and the master water service contracts. Director Booker seconded and the motion carried.

Manager Simpson reported that no objections, neither written or verbal, had been received and that the assent from the Bureau of Reclamation to the inclusion for Shirley Yager, Inclusion No. 222, a condition precedent to the inclusion of lands within the District, had been received. Director Clausen moved to grant the "Order of Petition for Inclusion of Lands" in accordance with the statutory proceedings for inclusion of lands within a District, pursuant to the order of inclusion, acting in accordance with provisions of the repayment contract and the master water service contracts. Director Booker seconded and the motion carried.

Assistant Manager Andreini reported on a conference call with USBR regarding design and review work of the EL47.5 sump. He reported USBR requested the District hire an outside firm to review the pump plant structural design before USBR reviews the complete design. Assistant Manager Andreini drafted a task order for HDR for their review of the design of the sump and structure. The task order is not to exceed \$7,000.00. He stated the task order is not ready for signature yet and is highly time sensitive. Assistant Manager Andreini requested authorization for President Johnson to execute the task order with HDR not to exceed \$7,000.00, when it is ready for signature.

OGWRP

a.EL47.5 Delivery
System Update

Director Booker moved to expand the scope of work with HDR, Inc., HDR would design the EL47.5 pumping plant and delivery system, accomplish all requirements for full Reclamation acceptance before the East Low Canal startup irrigation season startup date 2018, allowing time for construction of the EL47.5 pumping plant and delivery system as the design is completed. Director Erickson seconded. Director Clausen stated this is a step away from the current process. Attorney Lemargie stated

if the Board chooses to pass Director Booker's motion the District will need to call for RFQ's to allow other firms to compete. Attorney Lemargie also stated the current agreement with HDR would need to be reviewed to see if it covers what Director Booker's motion entailed. Director Clausen suggested splitting up the motion in order to get the task order for the review approved and a separate motion to call for RFQs. Director Booker moved to table his motion. Director Erickson seconded and the motion carried.

Director Booker moved to authorize President Johnson execute the task order with HDR, Inc. to review the District's structural design not to exceed \$7,000.00. Director Erickson seconded and the motion carried.

Director Booker moved to modify his motion to include a call for RFQ's for full design of the EL47.5 delivery system. Director Erickson seconded and the motion failed with Director Booker and Director Erickson voting aye and Director Clausen, Director Osborne and President Johnson voting nay stating they do not agree with the motion.

Assistant Manager Andreini reported the call for RFQ's for physical modeling of the sump has not been sent out at this time. He reported he had made inquiries on which firms were qualified to perform the work. He also reported placements of six sections of wall for the sump were installed last month.

Development Coordinator Crowther presented the EL22.1 Delivery System MOU between the District and the EL22.1 delivery system landowner. This MOU spells out how the District and the EL22.1 landowners will cooperatively work together to construct the EL22.1 delivery system. Following discussion, Director Clausen moved to authorize execution of EL22.1 Delivery System MOU, as presented. Director Osborne seconded and the motion carried.

b. EL22.1 MOU Update

The meeting recessed for lunch at 12:00 p.m. and reconvened at 1:00 p.m.

Mr. Ross Fox thanked the Board for requesting the extension of the WaterSMART grant that allows for conservation work in Block 47. Mr. Fox presented a proposed MOU between the Fox Family Landowners in Block 47 and the District for President Johnson's signature. Following discussion, Director Booker moved to authorize execution of the MOU between the Fox Family Landowners and the District. Director Erickson seconded and the motion carried. Assistant Manager Andreini presented an intent to do business with the USBR for signature. Following discussion, Director Booker moved to authorize execution of the intent to do business as presented. Director Osborne seconded and the motion carried.

c. EL11.8 MOU Update

d. Development Office Report

Development Coordinator Crowther reported a draft RFP has been prepared for the Marlin Hutterian Brethren, it lays out the early steps for design of the EL11.8 project that can be presented to prospective consultants for developing a scope of work. The USBR has been kept up to date.

Development Coordinator Crowther reported an updated District boundary map has been received. It now includes all inclusions up to this point. He reported a walk through the Warden Siphon has been scheduled for next week.

Development Coordinator Crowther presented a Rotschy, Inc. invoice in the amount of \$561,053.45, for progress completed per Warden Siphon project contract. Following discussion, Director Clausen moved to authorize payment to Rotschy, Inc. in the amount of \$561,053.45 as presented. Director Osborne seconded and the motion carried.

Director Booker began recording the meeting with his own personal recording device.

Assistant Manager McCourtie presented the following quotes for one (1) month rental of two (2) 30-Ton Articulated Haul Trucks for Board consideration:

Quotes and Bids

Supplier	Make/Model	Amount
Western States Equipment	CAT 730C	\$21,200.00
Tyler Rental, Inc.	John Deere DII	\$25,720.50
Modern Machinery	Kumatsu HM 300	\$29,600.00
PacWest Machinery	Volvo A35G	\$31,800.00

Following discussion, Director Clausen moved to accept the quote from Western State Equipment for the one month rental of two articulated haul trucks in the amount of \$21,200.00 plus sales tax as the lowest responsive quote. Director Osborne seconded and the motion carried.

Assistant Manager Andreini presented Ecology Grant No. C1700101 for the 2016-2017 Coordinated Conservation for Board approval. Following discussion, Director Osborne moved to authorize execution of Ecology Grant No. C1700101 for the 2016-2017 Coordinated Conservation. Director Clausen seconded and the motion carried.

Ecology Grant
C1700101

Treasurer Dekker presented the following active District Bank accounts for ratification:

Ratify District
Bank Accounts

Institution	Account No.	Type of Account
US Bank	xxxx xxxx 6314	Checking Account
US Bank	xxxx xxxx 6892	Municipal Investor Account
Umpqua Bank	xxxxxx0818	Money Market Account
Banner Bank	xxxxx5419	Public Funds NOW Account
Banner Bank	xxxxx4815	Public Funds Deposit Account

Following discussion, Director Clausen moved to ratify the District Bank accounts as presented. Director Erickson seconded and the motion carried.

Assistant Manager McCourtie reported that District policy currently requires McCrometer propeller flow meters at metered delivery points. After much research on meters, it was recommended by staff that the District move to Siemens magnetic flow meters. Siemens magnetic flow meters have many sizes available at a lower cost than other magnetic flow meters evaluated and rarely need replacement or repairs. Assistant Manager McCourtie requested authorization to change the meter requirement from McCrometer propeller flow meters to Siemens magnetic flow meters. Following discussion, Director Osborne moved require Siemens magnetic flow meters

Flow Meter Policy

as the brand of meter the District will require and maintain. Director Booker seconded and the motion carried. Staff also recommended that the District provide maintenance of existing Seametric's magnetic flow meters. Following further discussion, Director Booker moved to maintain existing Seametric's magnetic flow meters and replace them with Siemens when necessary. Director Erickson seconded and the motion carried.

Manager Simpson reported on the issues to be discussed and appointments that will be made for the upcoming NWRA 2017 Federal Water Issues Conference in Washington, D.C. Topics may include an update on Odessa activities, a new cost benefit ratio, RRA requirements, reserved power and inquire on available loans or grants.

[NWRA FWIC Discussion Topics](#)

Treasure Dekker reported on the Family Farm Alliance conference she attended along with Director Erickson.

[Family Farm Alliance Report](#)

Manager Simpson reported CBDL is putting together a promotional video on the three Districts and would like to film District facilities. All content of the videos will be reviewed. Manager Simpson requested authorization for CBDL to film District facilities. Following discussion, Director Booker moved to authorize CBDL's filming of District facilities. Director Clausen seconded and the motion carried.

[CBDL Video](#)

Safety Supervisor Walraf presented the monthly safety report.

[Safety Report](#)

Assistant Manager Andreini reported engineering staff's focus has been construction of the EL47.5 sump and Warden Siphon along with conservation projects and automated gates. He reported the Assistant District Engineer has been out of the office for a couple weeks and her absence has been noticed. He also reported Staff Engineer Law has left the District.

[Assistant Manager Technical Services Report](#)

Treasurer Dekker presented the monthly Treasurer's report. She reported on investments and maturities for the month. Treasurer Dekker reported she will be shopping other banks for investment opportunities.

[Treasurer Report](#)

Assistant Manager McCourtie gave the monthly O&M report.

[Assistant Manager O&M Report](#)

Manager Simpson reported on past and upcoming meetings and conferences he will be attending. He also reported on staff changes.

[Manager Report](#)

Manager Simpson reported due to weather causing damages within the South District and the amount of runoff this year, canal start-up dates have been changed. Manager Simpson requested ratification for the following changes; the East Low Canal will now begin filling on March 24th, coinciding with the West Canal. The Potholes East Canal will now begin deliveries on March 23rd. Following discussion, Director Erickson moved to ratify the date changes as requested. Director Clausen seconded and the motion carried.

Manager Simpson reported the information requested regarding his employment agreement has been provided to the Board and can be discussed further in executive session.

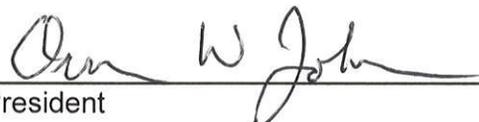
President Johnson appointed Director Clausen to replace him on the Project Other Hydropower Development Committee and appointed Director Osborne as alternate.

President Johnson presented Director Booker with a 20 year pin. He thanked Director Booker for his years of service, passion and interest in the District.

President Johnson declared an executive session at 2:30 p.m. for approximately 40 Executive minutes to discuss personnel performance. The meeting returned to regular session at Session 3:10 p.m.

At 3:10 p.m., there being no further business to come before the Board at that time, Meeting President Johnson adjourned the meeting. Adjourned


Secretary


President