

**BOARD MEETING MINUTES
November 9, 2021
64697 Cook Avenue
Bend, Oregon 97703**

BOARD: Ron Cochran, Jack Farley, Steve Putnam, Martin Warbington, Carol Shull
STAFF: Chris Schull, April Harris Spath
ATTORNEY: Mark Reinecke
GUESTS: Greg Mohnen, Tom Bishop

Chairman Cochran called the regular board meeting to order at 10:00 a.m. and appointed April Harris Spath scribe.

EXECUTIVE SESSION ANNOUNCEMENT

At 10:02 a.m. the Board recessed the regular session and entered executive session per:

- ORS 192.660(2)(f): To consider information or records that are exempt from disclosure by law, including written advice from your attorney.
- ORS 192.660(2)(h): To consult with your attorney regarding your legal rights and duties in regard to current litigation or litigation that is more likely than not to be filed.

RECONVENE

Following the executive session, the regular session was reconvened at 11:30 a.m.

APPROVE MINUTES OF OCTOBER 2021 BOARD MEETING

Vice Chair Farley made a motion to approve the minutes of the October 2021 board meeting. Director Putnam seconded the motion and it passed unanimously.

WATER SUPPLY REPORT

Manager Schull reviewed the current water supply report and attached graphs, which indicated that Crescent Lake was still 8% full and had not increased since water was shut off on October 4th. Currently 10 cfs is being released from the lake to support the Oregon spotted frog and instream water rights. TID's fall newsletter was recently mailed, which includes the dates of planned stock runs and an outlook of our water supply. The first stock run will begin November 15, 2021 and end on November 19, 2021. The dates of the three planned stock runs are also posted on the website.

STEIDL DAM UPDATE

The three slide gates that are being replaced on Steidl Dam have been delivered and JAL Construction will be installing them soon.

GROUP 6A

Black Rock Consulting is moving forward on the design process for piping the South Columbia Southern canal.

SOLAR FARM PROPOSAL

Manager Schull reached out to Korsail Energy about their interest in either purchasing or leasing the property at 19300 Tumalo Reservoir Road for use as a solar farm. Schull stated they have been difficult to reach but has a phone call lined up with a representative on November 10th.

DISTRICT SERVICES

Manager Schull asked the Board what their thoughts were on the matter of how long the district should be responsible for tree removal after piping. Recent calls have been made from patrons demanding that the district pay to have trees removed from properties where the canal was piped almost a decade ago. Tree removal is a large expense to the district and very time consuming for the field crew. So, the question is: how long should the district commit to this type of maintenance, should TID offer services at a cost to the patron?

WATER THEFT POLICY

The Board reviewed the proposed revisions to the Water Theft Policy, which was restructured, and the consequences were made clearer. They will review the policy in more detail and discuss at the next board meeting.

CROUCH PROPOSAL

The district received a proposal from Jim Crouch to purchase the two tax lots that make up the district office's parking lot. The Board discussed the proposal and their concerns about the fact that the office's septic tank and drain field is located under those lots and preventing access to it could be a problem. The Board stated that they did not have a response to the offer at this time.

PUBLIC COMMENT

Tom Bishop shared his opinion on the discussion of the district's responsibility for removing trees after piping, stating that the Board has a fiduciary obligation to be of service to the patrons. The Board listened to his concerns and stated that they would take all his points into consideration. However, there is a point in time where the district must draw the line in how long they can afford to continue this type of maintenance, since it is a large expense to the district. The Board thanked him for his thoughts. Bishop also expressed his concerns about the lack of transparency on the district's website. He stated that the district's policies, which were available on the previous version, are not on the newly updated website. District staff stated they may not have been completely transferred over during the conversion, but they will update the website accordingly and make sure the policies are uploaded.

DELINQUENT ACCOUNTS

Last month there were four patrons that had not responded to the district's attempt to reach them regarding their delinquent accounts. Since then, all four patrons have paid their account in full. One account was not included in that list because it had recently been transferred to a new owner. Office staff attempted to reach the new owner without success and this account will be handed over to Attorney Reinecke to begin the process of filing a Notice of Claim of Lien under ORS 545.494.

MOTION TO APPROVE NOVEMBER 2021 VOUCHER LIST

Director Putnam made a motion to approve the November 2021 voucher list. Director Schull seconded the motion and it passed unanimously.

NEXT MEETING DATE

The date of the next regular board meeting was set for December 14, 2021.

ADJOURN

Director Schull made a motion to adjourn the regular board meeting at 1:00 p.m. Director Putnam seconded the motion and it passed unanimously.