

BOARD MEETING MINUTES
October 12, 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, Todd Peplin, Bendt Broderson

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

EXECUTIVE SESSION ANNOUNCEMENT

At 10:00 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 SEPTEMBER 2021 BOARD MEETING

Director Putnam made a motion to approve the minutes of the September 2021 board meeting. Director Shull seconded the motion and it passed unanimously.

WATER SUPPLY REPORT

Water was shut off on October 4, 2021. We finished the irrigation season with 6,700-acre feet remaining in Crescent Lake, leaving the reservoir 8% full. Manager Schull stated that the lake will need to gain 18,000-acre feet this winter to have enough storage water to run on a rotation schedule again next year. We hope to have at least two stock runs during the 2021-22 maintenance season. We do not have dates yet for these stock runs as they are dependent on the level of Tumalo Creek and when water is available.

STEIDL DAM UPDATE

The three slide gates that are being replaced on Steidl Dam have been ordered from Golden Harvest. JAL Construction is still on schedule to complete maintenance on the railing, concrete work, and part of the fish screens. The river level should be low enough to install the new gates by mid-October of this year.

GROUP 6A

Although construction for Group 6A will not be started during the 2021-22 maintenance season, we are moving forward on the design process. A letter was mailed last month to all landowners that will be impacted by the piping project, notifying them of the upcoming surveying work that may take place on their property. By next spring, a second letter will be sent to all landowners who have property on or adjacent to the South Columbia Southern canal. Landowners will have the opportunity to meet with the district to discuss the details of the project and get answers to their questions.

ELECTION RESULTS

The Board of Directors' positions for Divisions #3 and #4 were up for election. Carol Shull was elected as director of Division #3 by reason of sole nominating petition. Ron Cochran was re-elected as director of Division #4 by reason of sole nominating petition. The term of office for Division #4 will be for three years, beginning January 2022, and terminating January 2025. The term of office for Division #3 will be for one year, beginning January 2022, and terminating January 2023. Oaths of Office will be taken at the annual board meeting in January.

WATER THEFT POLICY

Manager Schull and Attorney Reinecke are still working on the revisions to add more clarity to TID's Water Theft Policy.

DELINQUENT ACCOUNTS

At the September board meeting, the Board was updated on the total amount of assessments outstanding and the number of patrons that are delinquent and not currently on a payment plan. Following the meeting, District staff mailed letters to patrons who were not on a current payment plan, allowing them the opportunity to either pay or make payment arrangements before the District files a Notice of Claim of Lien under ORS 545.494, stating that the patron would be responsible for reimbursing the District for any legal fees that incur as a result of the time that is spent on the matter, per District policy. For those who didn't respond to the letter, District staff attempted to reach patrons by phone. As of October 12th, there were four patrons who had not responded or paid. The Board agreed to hand those four accounts over to Attorney Reinecke today. For those that made payment arrangements, if they do not follow through with those arrangements, their accounts will also be turned over to Attorney Reinecke to begin the process of filing a Notice of Claim of Lien.

SB 267 PILOT PROJECT

The Oregon Water Resources Department has offered TID the opportunity to participate in a pilot project which provides for participating districts to temporarily transfer a place of use for one season by simply sending the watermaster a notice which consists of a map and table showing OFF and ON lands. Nothing is sent to the Salem office, and no final orders are issued. Water use may begin at the new place of use when the notice is given to the water master. At the close of the irrigation season, the water right reverts to its original place of use.

540 LEASE OFFERS

The board reviewed a letter from American Tower requesting that TID consider extending the lease on the Verizon cell tower. The Board considered the request and decided they were not interested in extending at this time.

TID received a letter from Korsail Energy stating they are interested in either purchasing or leasing the property at 19300 Tumalo Reservoir Road for use as a solar farm. The board discussed the idea and stated they would be interested in meeting with the company to talk more about it.

MOTION TO APPROVE OCTOBER 2021 VOUCHER LIST

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

BUDGET MEETING

A special board meeting was scheduled for November 9, 2021, following the regular board meeting, to review and discuss the 2022 budget.

NEXT MEETING DATE

The date of the next regular board meeting was set for November 9, 2021.

ADJOURN

Director Putnam made a motion to adjourn the regular board meeting at 12:23 p.m. Director Shull seconded the motion and it passed unanimously.