



Vice President Huffman called the meeting to order at 9:00 a.m. and Mr. Freeman called roll.

Directors Present:

Kirk Rathbun, President (incoming)
 Gene Huffman, Vice President (outgoing)
 David McKenzie, Vice President (incoming)
 Raman Venkata
 Arland Ward

Staff Present:

Charles Freeman, District Manager
 Jason McShane, Engineering/Operations Mgr
 Kipp Drummond, Comptroller/Treasurer
 Lynda Rosenbaum, Realty Manager
 Melissa Olheiser, Accountant II
 Matthew Berglund, Public Relations
 Lori Gibson, Executive Assistant

APPROVAL OF AGENDA: Director Rathbun moved to approve the agenda. Director McKenzie seconded the motion. All present voted in favor and the motion carried.

Vice President Huffman gave control of the meeting to Mr. Freeman.

Oath of Office: Mr. Freeman administered the oath of office to Directors Ward and Rathbun.

Election of Board President and Vice President: Mr. Freeman called for Board President nominations. Director Huffman nominated Director Rathbun and Director McKenzie seconded. Hearing no other nominations or discussion, Mr. Freeman called for a vote. Director Rathbun was elected unanimously as Board President.

Mr. Freeman called for Vice President nominations. Director Rathbun nominated Director McKenzie and Director Huffman seconded. Hearing no other nominations or discussion, Mr. Freeman called for a vote. Director McKenzie was elected unanimously as Board Vice President.

Mr. Freeman gave control of the meeting to President Rathbun.

CONSENT AGENDA: Director Huffman moved to approve the consent agenda. Vice President McKenzie seconded the motion. All present voted in favor and the motion carried.

Items approved on the consent agenda were:

1. Final Plat – Terra Vista Heights Phase 1
2. Vouchers/Warrant Approval

Accounts Payable:

Numbers:

79893	through	79893	\$	142.50
79894	through	79991	\$	459,735.89
79992	through	79992	\$	2,222.67
79993	through	79997	\$	93,154.53
79998	through	80039	\$	177,371.66
80040	through	80040	\$	118,122.10
80041	through	80041	\$	8,089.99

Bank Drafts	FSA	\$	206.55
Bank Drafts	General	\$	3,195.43
Bank Drafts	AP	\$	83,655.30
Total Accounts Payable		\$	945,896.62

Payroll:

Numbers:

	34169	through	34170	\$	13,995.49	
	34171	through	34183	\$	1,125.00	
Direct Deposit			12/20/2019	\$	120,332.46	
Total Payroll					\$	135,452.95

Total Disbursements	\$	1,081,349.57
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Voided Checks:

- Check #78258 Lost Check – Credit Account
- Check #79948 Printing Error
- Check #79949 Printing Error

PUBLIC COMMENTS:

Cliff Berkey, 190 Oakland St, Richland, Washington, addressed the Board regarding the bridge at 506 PR NE. Mr. Berkey states that he has inspected the bridge and finds that, although there are a couple of issues that need correcting for long-term use, it has an allowable load of 10,000 pounds for short-term use.

Mr. Freeman provided the Board with additional information regarding the bridge:

- Constructed in the late 1970s
- There is an ongoing dispute regarding ownership of, and access to, the bridge between the property owner on the hill and the owner of the property beneath the bridge and the private road leading to the bridge
- KID barricaded the bridge in 2019 due to safety concerns
- KID's position is that the property owners neighbors need to resolve the issue of access

Director Venkata stated that a load test needed to be performed on the bridge. A discussion followed regarding using calculations vs. load testing, and whether a load test is required. Mr. Berkey explained that his initial concerns regarding the adequacy of the girders and piles has been resolved, although the bridge is still slightly being undermined.

Matthew Johnson, 503 Knight St, Richland, Washington, addressed the Board regarding the bridge at 506 PR NE. He explained that the question of whether the bridge had been built in the

correct location is being disputed in court, and this is separate from the issue of the safety of the bridge. Mr. Johnson provided a copy of a stipulation and order allowing Scott Sohler to use the bridge pending the outcome of that litigation. Mr. Freeman asked if there were any other possible ways for Mr. Sohler to access his property. Mr. Johnson explained that the bridge was the only access. Mr. Freeman then asked if they were aware that the bridge as not built within the easement. Mr. Johnson stated that the legal description of the easement was incorrect and is the subject of the current litigation.

Scott Sohler, 5225 S 506 PR SE, Benton City, Washington, addressed the Board regarding the bridge at 506 PR NE. He explained that he has used the bridge as access to his property for 12 years. The dispute regarding his use of the bridge began approximately two years ago. He stated that access off Dennis road would only be possible through a private road and the landowner will not allow his private property to be used as access.

Mr. Freeman stated that KID would review the information provided about the bridge and would be in contact with Mr. Johnson regarding KID's position.

PRESENTATIONS: None

PUBLIC HEARING: None

BOARD REPORTS: None

ACTION ITEMS:

Review of Policy 1.1 Conflict of Interest–Board Members/District Officers: Mr. Freeman briefly reviewed the Conflict of Interest Policy and reminded the Board and District Officers to review the policy and complete their annual disclosure forms.

Director Huffman moved for all Board Members and District Officers to complete and file the Annual Disclosure Statements. Director Venkata seconded the motion. The motion carried unanimously.

Confirmation of Bylaws: Mr. Freeman reviewed the KID Bylaws, and informed that Board that the following revisions would be made:

- Update date of confirmation of Bylaws to January 7, 2020
- Delete Yakima Basin Irrigators Defense Coalition (Article V Terms and Duties, 7th paragraph)
- Update Director Positions and Expiry dates (Addendum)

Director Venkata moved to confirm the KID Bylaws. Director Huffman seconded the motion. The motion carried unanimously.

Confirmation and Appointment of District Officers and Board Secretary: Mr. Freeman recommended retention of the following appointed District Officers and Board Secretary (he noted that the law firm of Foster Pepper PLLC has changed their name to Foster Garvey PLLC):

Board Secretary:	Charles Freeman
Assistant Secretary:	Jason McShane
Treasurer:	Kipp Drummond
Auditing Officer:	Melissa Olheiser

Asst Auditing Officer: Kipp Drummond
Claims Agent: Dana Hernandez
Legal Firms: Foster Garvey PLLC (water rights, supply and municipal issues)
Western Legal PLLC (general counsel)
Public Records Officer: Doris Rakowski

Vice President McKenzie moved to retain the Board Secretary, legal firms, and all District Officers previously appointed. Director Huffman seconded the motion. The motion carried unanimously.

Appointment of Committee Members and Chairs: President Rathbun appointed the following Board directors to committees:

- David McKenzie as Chair and Arland Ward to the Operations & Engineering Committee
- Kirk Rathbun as Chair and Raman Venkata to the Finance Committee
- Gene Huffman as Chair and David McKenzie to the Realty Committee.

Appointment of Board Representatives to Meetings of Other Agencies: President Rathbun made the following appointments to attend meetings of outside agencies:

- Washington State Water Resource Association: Kirk Rathbun and Gene Huffman
- National Water Resource Association: Gene Huffman and Kirk Rathbun
- Tri-State meetings (WSWRA, Oregon Water Congress and Idaho Water Users Association): David McKenzie and Arland Ward
- Yakima Basin Integrated Water Resource Management Plan and/or related subcommittees: David McKenzie and Raman Venkata
- Yakima River Joint Board: Kirk Rathbun and David McKenzie
- Water Strategies: Gene Huffman and Raman Venkata

RESOLUTIONS:

Resolution 2020-01, Rates, Charges and Assessments: Mr. Freeman requested approval of the 2020 rates, charges and assessments, which were considered during the budget and equalization process.

Director Huffman moved to adopt Resolution 2020-01 setting the Rates, Charges and Assessments Roll - Tiers and Tolls, Surcharges applicable to certain locations or services, USBR debt payments, and excess water rates for 2020. Director Venkata seconded the motion. The motion carried unanimously.

Resolution 2020-02, Authorized Positions and Salary Range Revision: Mr. Freeman requested approval of Resolution 2020-02. Reviewed corrections to wages and salaries.

Mr. Drummond expressed his appreciation for all the work Lori has been doing in Doris's absence.

Director Huffman moved to adopt Resolution 2020-02 Authorized Positions and Salary Range Revisions. Director Venkata seconded the motion. The motion carried unanimously.

Resolution 2020-03 Sole Source Purchase of Vactor Hose from Owen Equipment: Mr. McShane requested approval of Resolution 2020-03.

President Rathbun asked what other wear components would be needed for the vector truck. Mr. McShane responded that many parts can be purchased through other vendors, but some parts are specifically sole source from Owen Equipment.

Vice President McKenzie moved to adopt Resolution 2020-03 Sole Source Purchase of Vector Hose from Owen Equipment. Director Huffman seconded the motion. The motion carried unanimously.

STAFF REPORTS:

Finance Manager: Mr. Drummond reported regarding:

- New calendar year tasks, including COLAs, Operations merit increases, L&I and medical insurance, new FSA program
- Working on new bond rating
- Finance Committee January 14, 2020, at 9:00 am
- Reviewing assessments for 2020
- Minimum wage increase
- Reviewed Accounts Receivable Aging and discussed status of possible foreclosure

Land & Water Resources Manager: In Mr. Defoe's absence, Mr. McShane displayed and discussed web pages including:

- usbr.gov - Yakima River Five Reservoir Diagram, and Water Year Graph
- usda.gov – Snow pack map
- noaa.gov - Pasco weather station Temperature and Precipitation graphs, One-Month and Three-Month Outlook maps, and El Nino/Southern Oscillation (ENSO) Diagnostic Discussion (ENSO Alert System Status: Not Active)

Engineering/Operations Manager: Mr. McShane reported regarding:

- Campus improvement projects, including campus frontage on Ely Street, lighting, fence on south campus, and grading
- Badger East canal lining scheduled to be completed this year
- Concrete lining repairs on Main Canal
- Finley pipeline

District Manager: Mr. Freeman reported regarding:

- All staff meeting on January 16, 2020
- WSWRA Board meeting next week in Olympia to meet with our elected leaders on the local governing committee regarding elections, including the possibility to testify regarding proposed legislation to eliminate special purpose district treasurers
- KID is hosting the Red Cross blood drive on January 8, 2020
- Ethical training for the Board will be held at a Board meeting in the near future

Mr. Freeman invited Ms. Rosenbaum to address the Board. Ms. Rosenbaum reported regarding:

- KID is planning to have leases in place in 2020
- KID continues to get inquiries regarding property purchases
- Realty Committee meeting on January 9, 2020, at 9:00 am

Mr. Freeman invited Matthew Berglund to address the Board. Mr. Berglund reported regarding the Polar Plunge, which is on January 25, 2020. The KID team is the "Otter Pops"

WORKSHOP: None

EXECUTIVE SESSION: None

Director Huffman expressed his appreciation to staff for covering for Seth Defoe and Doris Rakowski during their absences.

There being no further business, President Rathbun called for a motion to adjourn.

Director Huffman moved to adjourn at 10:30 am. Vice President McKenzie seconded the motion. All present voted in favor and the motion carried.

Attest:

Witness:



Kirk Rathbun, President
Minutes Approved February 18, 2020



Charles Freeman, Board Secretary

Prepared by Lori Gibson