



**Minutes**

President Rathbun called the meeting to order at 9:04 a.m. and Mr. Freeman called roll. Due to the COVID-19 office closure, all participants were present remotely via the Zoom platform.

**Directors:**

Kirk Rathbun, President  
David McKenzie, Vice President  
Gene Huffman  
Arland Ward

**Staff Present:**

Charles Freeman, District Manager  
Jason McShane, Engineering/Operations Manager  
Seth Defoe, Land and Water Resources Manager  
Kipp Drummond, Comptroller/Treasurer  
Matt Berglund, Public Relations Coordinator  
Lori Gibson, Executive Assistant to Engineering  
Melissa Olheiser, Accounting Supervisor  
Lynda Rosenbaum, Real Property Manager  
Doris Rakowski, Executive Assistant

**Other Persons Present:**

John Crotty, Western Legal  
Pat Monk, U.S. Bureau of Reclamation  
Michael Porter, Yakama Nation  
Jeff Barrom, HUB International  
Two member of the public

**APPROVAL OF AGENDA:** President Rathbun added an action item to the agenda regarding the Director Position 2 Vacancy.

**Director Huffman moved to approve the agenda as amended. Director Ward seconded the motion. All present voted in favor and the motion carried.**

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

Items on the consent agenda were:

1. Approve Final Plat of Southridge Development Ph. 9
2. Approve Final Plat of Apple Valley Phase 5A
3. Vouchers/Warrant Approval

**Accounts Payable:**

Numbers:

	81447	through	81447	\$	5,600.77
	81448	through	81448	\$	142.50
Bank Drafts	FSA			\$	-
Bank Drafts	General			\$	-
Bank Drafts	AP			\$	92,505.57
<b>Total Accounts Payable</b>				<b>\$</b>	<b>98,248.84</b>

**Payroll:**

Numbers:

	-	through	-	\$	-
Direct Deposit		11/5/2020		\$	135,675.83
<b>Total Payroll</b>				<b>\$</b>	<b>135,675.83</b>
<b>Total Disbursements</b>				<b>\$</b>	<b>233,924.67</b>

**Voided Checks: None**

## **PRESENTATIONS:**

**Lower River Smolt Study Results:** Mr. Defoe spoke briefly about the multi-year smolt migration study, to which KID had contributed. He introduced Pat Monk, Fish Biologist with the U. S. Bureau of Reclamation and Michael Porter, from the Yakama Nation Fisheries.

Mr. Monk presented “Preliminary Results from the Lower Yakima River Survival Study, 2020”.

Topics presented included:

- Tagging overview
- Location of the study area
- River flow below Sunnyside Dam
- Survival of paired releases at Wapato, Sunnyside, and Prosser Dams
- Cumulative survival and flows
- Flow/Survival Relationship

He summarized that there was strong evidence of flow/survival relationship for all species studied.

Mr. Monk spoke about a slide labeled Sunnyside Diversion Dam and spoke about a plan for a more robust guidance boom to guide fish to the sluice gate.

Mr. Porter spoke about interest in the lower Yakima River and presented Fish Data sets of the Lower Yakima River including:

- U.S. Fish and Wildlife Service and Bureau of Commercial Fisheries Fish Data Set
- Washington Department of Fish and Wildlife Fish Data
- Delta Fish Data Set

Mr. Porter presented “Lower Yakima River Survival Study 2018 – Currently Ongoing”. Topics presented included:

- Study area
- Identifying Smolt Mortality
- Lower Yakima River Smallmouth Bass CPUE
- Fish Predators
- Yakima River Delta West Fish Catch highlighting population of salmonids and predators
- Yakima River Delta Survey Areas Fish Relative Abundance
- Yakima River Delta Seasonal Fish CPUE, especially for Largemouth Bass and Smallmouth Bass
- Non-metric multidimensional scaling by location
- Varying habitats in the Lower Yakima River and fish predator populations at different times of year

Vice President McKenzie asked about efficacy of the bounty offered on Pike Minnow. Mr. Porter noted it was not offered on the Lower Yakima River. He said that when the Pike Minnow population dwindled, other predators moved into the area.

At Mr. McShane’s request, Mr. Porter spoke about predation management after the study. He said one issue was avian predation, including by pelicans.

Next steps were discussed. Mr. Defoe said KID was ready to have discussions when the data was ready to inform management decisions.

President Rathbun thanked Mr. Monk and Mr. Porter for presenting their information to the Board.

**PUBLIC HEARING:** None

**BOARD REPORTS:** None

**ACTION ITEMS:**

**Election 2020 – Polling Place, Notice, and Election Board:** Vice President McKenzie recused himself from participating in this agenda item, as he was a candidate in the election.

Mr. Freeman presented the three actions needed:

- Appointment of an election board for which there were three submittals: Allison Chan, Anne Crotty, and Carol Schwarder.
- Designation of the polling place, recommended to be in a heated tent at the KID office.
- Posting the Notice of Election Monday, November 23, 2020.

**President Rathbun moved to appoint Carol Schwarder as inspector, and Anne Crotty and Allison Chan as judges for the 2020 election; and to designate the KID Office as polling place for the 2020 election; and to instruct the Board Secretary to post notices of the time and place for the 2020 election in three public places and the KID Office, on or before November 23, 2020. Director Ward seconded the motion. All present voted in favor and the motion carried.**

**Liability Insurance Policy Renewal:** Mr. Freeman reported that CIAW had been the district's liability insurance provider for over a decade. He said KID's risk history improved, but CIAW premium costs had increased significantly over the last 10 years. He said providing CIAW a one-year cancellation notice would not bind KID to leave CIAW, but would give the district flexibility.

Mr. Barrom spoke about due diligence and being proactive on behalf of KID. He said the WaterPlus program was a pool of only water districts, unlike CIAW which included other types of entities such as cities and police departments

A spreadsheet entitled, "KID Comparison", was displayed. Mr. Barrom presented highlights of the proposals from CIAW and WaterPlus, including types and levels of coverage, and other risk management services.

Impact of the composition of CIAW's pool of entities insured on KID's rates, KID's improved risk management and claims performance, and rate stability in pools were discussed.

**Director Ward moved to authorize Charles Freeman, District Manager to sign the notice of cancellation to CIAW. Director Huffman seconded the motion. All present voted in favor and the motion carried.**

**Director Position 2 Vacancy:** Mr. Freeman reported that staff followed Board direction regarding advertisement of the Position 2 Board vacancy, and that the only applicant was previous KID Director, Dean Dennis. He asked the Board for instruction on whether to proceed with interviews or move to requesting appointment of Mr. Dennis.

President Rathbun asked if any of the Board members wanted to have an interview. There being no requests for an interview, he called for a motion.

**Vice President McKenzie moved to instruct the District Manager to draft a letter requesting that the Benton County Commissioners appoint Dean Dennis to fill the Position 2 vacancy.**

**and bring the letter to the Board for approval at the December 16, 2020 Board meeting. Director Huffman seconded the motion. All present voted in favor and the motion carried.**

It was noted that the Board meeting after the election would be on Monday, December 14<sup>th</sup>.

**Vice President McKenzie revised his motion to be “to instruct the District Manager to draft a letter requesting that the Benton County Commissioners appoint Dean Dennis to fill the Position 2 vacancy, and bring the letter to the Board for approval at the December 14, 2020 Board meeting.” Director Ward seconded the revised motion. All present voted in favor and the motion carried.**

#### **RESOLUTIONS:**

**Resolution 2020-36, Declaration of Surplus Personal Property:** Mr. McShane presented the request to surplus two pickup trucks.

Better reliability and trade in value Toyota vehicles over previously purchased makes of trucks was discussed, as were differing values of State contract procurement and use of local dealers.

**Director Ward moved to approve Resolution 2020-36, Authorization for Declaration of Surplus Personal Property (two pickups). Vice President McKenzie seconded the motion. All present voted in favor and the motion carried.**

**Resolution 2020-37, Employees of the Year:** Mr. Freeman spoke about the Policy 3.1-5 service awards and recognition program. He recommended that, due to the COVID-19 pandemic, for 2020 only, all employees who worked out in the field and interacted with the public while taking appropriate precautions not to spread COVID-19, be recognized as Employees of the Year. He reviewed the list 42 employees in the field operations and engineering group recommended for recognition and award. He said the 2020 cost would be approximately \$10,000, including taxes.

Mr. Drummond, President Rathbun, and Director Huffman spoke in favor of this action.

**President Rathbun moved to approve Resolution 2020-37. Director Ward seconded the motion. All present voted in favor and the motion carried.**

#### **STAFF REPORTS:**

**Finance Manager:** Mr. Drummond reported regarding:

- 2020 Audit
- Year-end activities and adjustments
- October financial reports delay

**Engineering/Operations Manager:** Mr. McShane reported regarding:

- PSA 91 intertie project completion
- Finley project completion
- 2020 Water season close out and preparation for the 2021 water season
- Operations and Engineering Committee meeting – October 24<sup>th</sup> at 9:00 a.m.

Director Huffman spoke in appreciation of completion of the Finley project.

Mr. McShane thanked the Board for recognition of KID staff in the field.

**Land & Water Resources Manager:** Mr. Defoe reported regarding:

- Reservoir storage (as reported by usbr.gov Yakima River Five Reservoir Diagram, and Water Year Graph)
- 95% Chance of continuation of the La Niña Advisory in the northern hemisphere through the winter (as reported by noaa.gov ENSO Diagnostic Discussion)
- One-month and three-month temperature and precipitation outlook (as reported by noaa.gov Climate Prediction Center)
- Title Transfer MOA (Memorandum of agreement)
- Canal widening MOA
- Canal lining project SEPA (State Environmental Protection Act) comment period
- National Water Resources Association (NWRA) annual conference last week
- Washington State Water Resources Association (WSWRA) annual conference
- Water supply
- Biweekly title transfer call with Kyle Weaver

**District Manager:** Mr. Freeman reported regarding:

- WSWRA budget meeting - today
- WSWRA Board meeting - November 18<sup>th</sup>
- NWRA annual conference presentation recordings available online
- Delivery of tablets for Directors for participation in meetings and KID records management
- Mr. Freeman thanked Ms. Rosenbaum for completion of Finley property lease
- Planning Realty Committee meeting to discuss lease versus sale policy
- Winter construction
- K-Club meeting and plan for a remote service award event

**WORKSHOP:** None

**EXECUTIVE SESSION:** At 10:59 a.m., President Rathbun announced that the Board would go into executive session following a short break, to discuss with legal counsel potential litigation, in the form of litigation or legal risks of a proposed action or current practice pursuant to RCW 42.30.110(1)(i)(iii), for approximately 15 minutes, unless executive session was extended.

Mr. McShane said public attendees would be returned to the waiting room and would be readmitted when open session resumed.

**OPEN SESSION:** At 11:17 a.m., the meeting resumed in open session.

**Vice President McKenzie moved to adjourn. Director Ward seconded the motion. All present voted in favor and the motion carried.**

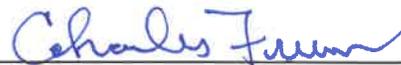
Attest:

Witness:



Kirk Rathbun, President

Minutes approved December 14, 2020



Charles Freeman, Board Secretary

Prepared by Doris Rakowski