



Minutes

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

Directors:

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

Staff Present:

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

Other Persons Present:

Tom Myrum, WSWRA
 John Crotty, Western Legal
 Two members of the public

APPROVAL OF AGENDA: President Huffman added an executive session to the agenda.

Director McKenzie moved to approve the amended agenda. Director Ward seconded. The motion carried.

CONSENT AGENDA: Director Dennis moved to approve the consent agenda. Director McKenzie seconded. The motion carried.

Items on the consent agenda were:

1. Minutes, KID Board Meeting, October 5, 2021
2. Minutes, KID Board Special Meeting, October 12, 2021
3. Vouchers/Warrant Approval

Accounts Payable:

Numbers:

	82963	through	82963	\$	11,630.80
	82964	through	83037	\$	209,956.51
Bank Drafts	FSA			\$	-
Bank Drafts	General			\$	-
Bank Drafts	AP			\$	3,602,220.09
Total Accounts Payable				\$	3,823,807.40

Payroll:

Numbers:

		through	\$	-
Direct Deposit		10/5/2021	\$	135,367.43
Total Payroll			\$	135,367.43

Voided Checks:

	None	\$	-
Total VOID		\$	-
Total Disbursements		\$	3,959,174.83

PUBLIC COMMENTS: None

PRESENTATIONS:

Washington State Water Resources Association (WSWRA) Update from Tom Myrum: WSWRA Executive Director, Tom Myrum, addressed the board regarding:

- In person Annual Conference at Davenport in Spokane - December 1-3
- Legislative session
- Irrigation District Elections legislation
- Open Public Meetings Act legislation regarding electronic remote access to public meetings
- NPDES (National Pollutant Discharge Elimination System) permit renewal and error sending meeting notices to truncated email list.

At Mr. Freeman's request, Mr. Myrum spoke about his future employment with WSWRA, movement towards replacing him as Executive Director.

Mr. Myrum confirmed to Mr. Freeman that the WSWRA Bylaws did not delegate consideration of the Executive Director's employment from the fifteen-member board to the six-member executive committee. He would have to look at minutes to see if it had been voted on in a meeting.

Mr. Freeman spoke about his concern with the direction of the organization. He said KID was not party to the executive committee meeting tomorrow. Mr. Freeman was concerned that there would be risks for KID as a member if the executive committee acted against Mr. Myrum's employment contract.

Mr. Freeman noted that WSWRA was a public agency formed under RCW 87.03 and subject to the Open Public Meetings Act. He said he was concerned that serial meetings were taking place between with some of the WSWRA directors outside of the public eye.

The importance of WSWRA to Washington State irrigation districts was discussed.

Mr. Defoe spoke about the meeting in Sunnyside on Good Friday in 2017. He recalled that a member not on the WSWRA board attacked KID due to a SEPA non-compliance lawsuit with another district.

Mr. Myrum said that, at the time, he thought it was a shot at him, but now understood KID's perspective. He said this type of thing had never happened in the past.

Mr. Myrum said WSWRA was extremely important to him and his goals of moving forward with relationships between districts. He said he knew he was a lightning rod, and said it was important to hold together for the strength of the association.

President Huffman thanked Mr. Myrum.

Mr. Myrum left the meeting.

Financial Reports, September 2021: Mr. Drummond presented highlights of report pages including:

- Balance Sheet, as of September 30, 2021
- Statement of Revenues & Expenditures – Budget to Actual, Period ending Sept. 30, 2021
- Statement of Revenues & Expenditures – Comparative, Period ending Sept. 30, 2021

- Fund Balance Change, as of September 30, 2021
- Cash Investment Report, as of September 30, 2021

Director Dennis moved to accept the financial statements for the period ended September 30, 2021. Director Ward seconded. The motion carried.

PUBLIC HEARING: None

BOARD REPORTS: None

ACTION ITEMS:

PC2021-69 2021 Purchase of HDPE Liner: Mr. McShane spoke about the planned purchase. The low bid was \$651,314.34 (including tax) from Northwest Linings & Geotextile Products Inc., at \$0.503 per square foot.

Mr. McShane reported that HPDE resins were impacted by petroleum pricing. He said seasonal fluctuations in demand for liner, make this a good time of year for lining material purchases. Discussion ensued.

Mr. McShane spoke about planning for use of lining remnant rolls and newly purchased product. He said staff intent was to have enough material on hand for planned work this off-season and pre-freeze next off-season.

Product availability was discussed, as was the WaterSMART Grant application process.

Director McKenzie moved to award Contract PC2021-69 2021 Purchase of HDPE Liner to Northwest Lining & Geotextile Products, Inc., for an amount of 1,192,320 square feet of liner, in the amount of \$651,314.34 (including tax), with funding authorized from the Capital Upgrade and Improvement Fund, and authorize the District Manager, Charles Freeman, to execute said contract. Director Ward seconded. The motion carried.

RESOLUTIONS:

Resolution 2021-44, Declaration of Surplus Personal Property: Mr. McShane referred to an amended spreadsheet which was distributed at the meeting. He spoke about condition and residual value of selected items on the list, which he anticipated selling through Booker Auction.

Director McKenzie moved to approve Resolution 2021-44, Declaring Surplus Personal Property. Director Dennis seconded. The motion carried.

STAFF REPORTS:

Finance Manager: Mr. Drummond reported regarding:

- 2022 budget preparation and Finance Committee review
- CIAW liability insurance renewal process

Engineering/Operations Manager: Mr. McShane reported regarding:

- Red Mountain's last full day of water delivery – Thursday, October 28, 2021
- Operational testing
- Dam Inspection at Elliot Lake
- Trip to Washington D.C. this week

Mr. McShane displayed a video and spoke about delivery and assembly of KID's new big equipment. He thanked the Buckmasters for allowing KID to take delivery and assemble the equipment on their property.

Mr. McShane spoke about canal design and lining impact on flow, especially choke points such as crossings.

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

- Presentation to Ecology meeting at the request of Tom Tebb at OCR
- Meetings with OCR regarding EIS pre-scoping. Central Storage environmental work
- No update on Title Transfer – waiting for 90-days in Congress to expire
- La Niña conditions expected
- Target flows for fish in the Yakima River not changing at this time

District Manager: Mr. Freeman reported regarding:

- Aaron Howell to present on IT Security at the WSWRA conference
- Insurance renewal bids from Water Plus and CIAW under review
- Planning government-to-government meeting with Umatillas
- Salary resolution anticipated
- Waiting for union to follow up regarding collective bargaining agreement negotiations

WORKSHOP: None

EXECUTIVE SESSION: At 10:42 a.m., on behalf of the presiding officer, Mr. Freeman announced that the Board would go into executive session following a five minute break, to discuss with legal counsel representing the agency potential litigation, in the form of litigation or legal risks of a proposed action or current practice that the agency has identified when public discussion of the litigation or legal risks is likely to result in an adverse legal or financial consequence to the agency pursuant to RCW 42.30.110(1)(i)(iii), for approximately 15 minutes.

The members of the public were moved to the Zoom waiting room.

At 11:02 a.m., executive session was extended for five minutes

OPEN SESSION: At - a.m., the meeting resumed in open session and the members of the public were readmitted to the meeting.

At 11:07 a.m., here being no further action, President Huffman called for a motion to adjourn.

Director Dennis moved to adjourn. Director Ward seconded. The motion carried.

Attest:

Witness:



Gene Huffman, Board President
Minutes Approved December 20, 2021



Charles Freeman, Board Secretary

Prepared by Doris Rakowski