

MINUTES OF THE REGULAR MEETING OF THE
BOARD OF DIRECTORS OF THE
EAST COLUMBIA BASIN IRRIGATION DISTRICT

January 4, 2023

The regular meeting of the Board of Directors of the East Columbia Basin Irrigation District was called to order at 10:00 a.m. by President Duaine Anderson.

Present were:

Directors

Duaine Anderson
Kevin Lyle
Reid Baker
Don Osborne
Dennis Swinger, Jr.

Staff

Craig Simpson
Rosa Dekker
John McCourtie
Nate Andreini
Jon Erickson
Wendy Lange
Anna Franz

Visitors present: Marc Maynard and Jennifer Hickenbottom, USBR; Orman Johnson, Jake Wollman, Jr., Edward Stahl, Eli Stahl and Jennifer Korfiatis.

Visitors

Visitors via teleconference: Amy Rodman, USBR; Melissa Downes, OCR; Mike Schwisow, Government Relations Consultant; Brian Kuest, Randall Fox, Gavin Johnson, and Michele Kiesz.

President Anderson opened the hearing of petition for Inclusions of Lands. The hearing remained open until the end of the meeting.

Open CBP
Inclusion Public
Hearing

President Anderson appointed Attorney Franz as temporary chair for the organization of the 2023 Board.

Organization of
the 2023 Board

The Oath of Office has been administered to elected Dennis Swinger and Kevin Lyle.

Oath of Office

Acting Chairwoman Franz opened nominations for President. Director Osborne moved to nominate Director Anderson for President, close the nominations and direct the Secretary to cast a unanimous ballot.

Election of
Officers

President Anderson assumed the chair and opened nominations for Vice-President. Director Lyle moved to nominate Director Baker for Vice-President, close the nominations and direct the Secretary to cast a unanimous ballot.

Minutes of the regular meeting of December 7, 2022, had been mailed to the Directors. Minutes Approved
Following discussion, Director Baker moved to approve the regular meeting minutes of December 7, 2022, as written. Director Osborne seconded and the motion carried.

Manager Simpson presented the following contracts a. through g., for board consideration: District Improvements

Contracts

- a. Renewal Interruptible First Phase Continuation Water Service Contract, Treat Farms, LLC, 390-001, 130 acres
- b. Renewal Interruptible First Phase Continuation Water Service Contract, Treat Farms, LLC, 390-002, 326.9 acres
- c. Renewal Interruptible First Phase Continuation Water Service Contract, Wheeler Trust, 390-003, 290 acres
- d. Renewal Interruptible First Phase Continuation Water Service Contract, Wheeler Trust, 390-006, 320 acres
- e. Renewal Interruptible First Phase Continuation Water Service Contract, Wheeler Land Holdings, LLC, 390-009, 160 acres
- f. Renewal Interruptible First Phase Continuation Water Service Contract, Johnson-Reaugh, LLC, 390-010, 82 acres
- g. Replacement of the EL29U Pumping Plant, Harold Schwab, Block 42, Farm Unit 20, 196, 269

Manager Simpson reported the Consent to Water Delivery Changes agreement g. coincides with permit a. Following discussion, Director Osborne moved to approve contracts a. through f., as presented. Director Baker seconded and the motion carried.

Manager Simpson presented the following permit a., for board consideration:

Permits

- a. Harold Schwab Right-of-Way Encroachment Block 42, FU 20/196/269

Manager Simpson reported the Consent to Water Delivery Changes agreement g. coincides with the permit. Following discussion, Director Swinger moved to approve permit a. and agreement g., as presented and discussed. Director Osborne seconded and the motion carried.

Manager Simpson reported staff approved and issued the following permit, consistent with Resolution 2018-12:

Approved & Issued Permits

- a. Grant PUD Fiber Line Crossings Block 44, FU 53

Manager Simpson presented the following agreement b., for board consideration:

Agreements

- a. Consent to Water Delivery Changes, Harold Schwab, Block 42, Farm Unit 20, 196, 269
- b. Seasonal Change in Place of Use, Ralph Hirz, 190-030

Following discussion, Director Osborne moved to approve agreement b., as presented and discussed. Director Baker seconded and the motion carried.

Manager Simpson reported there were no proposed revisions to the By-Laws or to the current Rules and Regulations proposed at this time. Director Swinger moved to reaffirm the existing By-Laws and Rules and Regulations. Director Baker seconded and the motion carried. Reaffirm Bylaws and Rules & Regulations

The Board discussed appointment of District personnel and Board members to committee positions. There were no changes to committee appointments. Director Lyle moved to confirm the committee appointments. Director Swinger seconded and the motion carried. Committee Appointments

COMMITTEES

2023 APPOINTEES

Reserved Works

Duaine Anderson
Don Osborne
Alternate Kevin Lyle
Alternate Dennis Swinger, Jr.

Power Authority

Duaine Anderson
Don Osborne
Alternate Reid Baker
Alternate Kevin Lyle

Power Steering

Anna Franz
Duaine Anderson
Alternate Don Osborne

**Quincy Chute &
PEC Headworks Advisory**

Anna Franz
Duaine Anderson
Alternate Don Osborne

Assessment Study

Reid Baker
Duaine Anderson
Alternate Dennis Swinger, Jr.
Alternate Kevin Lyle

Equipment Committee

Don Osborne
Reid Baker
Alternate Kevin Lyle
Alternate Duaine Anderson

Diversion Rate

Anna Franz
Craig Simpson
Duaine Anderson
Alternate Reid Baker
Alternate Kevin Lyle

-2023-04-

Finance Committee

Duaine Anderson
Kevin Lyle
Alternate Reid Baker

**Project Hydropower
Development Committee**

Don Osborne
Craig Simpson
Alternate Duaine Anderson

2nd Half Planning

Dennis Swinger, Jr.
Kevin Lyle
Alternate Duaine Anderson
Alternate Reid Baker

Trail Lake Committee

Craig Simpson
Duaine Anderson

Director Osborne moved to adopt Resolution 2023-01 appointing the District's delegates and alternates to the Project Reserved Works Committee. Director Lyle seconded and the motion carried.

Resolution 2023-01

Vouchers audited and certified by the Auditing Officer as required by RCW 42.24.080 and those expense reimbursement claims certified as required by RCW 42.24.090 have been recorded on a listing, which has been made available to the Board. After reviewing the vouchers submitted for payment approval, Director Baker moved to approve for payment check nos. 322529 through 322859 in the amount of \$900,775.93 and electronic Payroll and AP transfer in the amount of \$1,059,774.10 for a total of \$1,525,662.53 from the O&M Fund, and \$434,887.50 from the 2016 Debt Service Fund. Director Swinger seconded and the motion carried.

Vouchers

Manager Simpson reported two assents from USBR have been received for the following Orders for Petition for Inclusion of Lands a. and b.:

Petition for
Inclusion of Land

- a. Triple C Land Co., No. 230
- b. PCEC, LLC, No. 233

Manager Simpson reported that no objections, neither written or verbal, had been received and that the assent from the Bureau of Reclamation to the inclusion for Triple C Land Co., No. 230, a condition precedent to the inclusion of lands within the District, had been received. Director Swinger moved to grant the "Order of Petition for Inclusion of Lands" in accordance with the statutory proceedings for inclusion of lands within a District, pursuant to the order of inclusion, acting in accordance with provisions of the repayment contract and the master water service contracts. Director Osborne seconded and the motion carried.

Manager Simpson reported that no objections, neither written or verbal, had been received and that the assent from the Bureau of Reclamation to the inclusion for PCEC, LLC, No. 233, a condition precedent to the inclusion of lands within the District, had been received. Director Swinger moved to grant the "Order of Petition for Inclusion of Lands" in accordance with the statutory proceedings for inclusion of lands within a

District, pursuant to the order of inclusion, acting in accordance with provisions of the repayment contract and the master water service contracts. Director Osborne seconded and the motion carried.

Manager Simpson reported no assents were received from Reclamation nor were any other comments received for the following Petition for Inclusion of Land:

- a. Triple C Land Co., ETAL, No. 232

Treasurer Dekker presented the following active District Bank accounts for ratification:

Ratify District Bank Accounts

Institution	Account No.	Type of Account
US Bank	xxxx xxxx 6314	Checking Account
US Bank	xxxx xxxx 6892	Municipal Investor Account
STCU	xxxxxx0818	Money Market Account
Banner Bank	xxxxx4815	Public Funds Deposit Account

Following discussion, Director Baker moved to ratify District bank accounts as presented. Director Swinger seconded and the motion carried.

Manager Simpson reported as of today, not all invoices have been received. Manager Simpson requested authorization to pay dues as budgeted for in 2023. Following discussion, Director Lyle moved to approve payment of the District's dues and memberships as budgeted and to increase CBDL's dues from \$2,500 to \$3,000. Director Swinger seconded and the motion carried.

Association Dues

Development Coordinator Erickson reported the grant for piping a portion of the EL85E is now active in EAGL and funds are now available for that project. He reported the easement process continues on the EL86.4, including the Fox Family land.

OGWRP: Development Office Report

Development Coordinator Erickson reported IRZ continues to work towards 60% design of the EL11.8 Delivery System.

EL11.8 Delivery System Update

Assistant Manager Andreini reported he met with IRZ regarding issues with the cooling of the pump room> It is estimated to be very costly. Development Coordinator Erickson reported IRZ is handling the easement acquisitions and all landowners plan to donate easements.

EL22.1 Delivery System Update

Development Coordinator Erickson reported Reclamation has accepted the 30% Design of the EL80.6 Delivery System and the EL84.7 30% Design acceptance is expected soon. He reported two more landowner changes have been requested and staff will reach out to all landowners for their acceptance. Development Coordinator Erickson requested Manager Simpson be given the authority to approve the inclusion of currently proposed landowner changes in order to streamline the process rather than waiting for the next board meeting for approval. Following discussion, Director Lyle moved to authorize Manager Simpson to approve the inclusion of currently proposed landowner requested design changes and report on them at the next board meeting. Director Osborne seconded and the motion carried.

EL80.6 & EL84.7 Delivery System Update

-2023-06-

Development Coordinator Erickson reported design work continues along with easement acquisition. [EL86.4 Delivery System Update](#)

Development Coordinator Erickson distributed a memo regarding information on Grant and Adams County bridge replacements and potential impacts. It was reported that letters have been sent to both Grant and Adams County Commissioners regarding the bridges. Senator Murray has secured money for one bridge in Adams County to be upgraded. Manager Simpson reported the District had requested Grant County vacate the Road "W" Bridge years ago. The Road "W" Bridge is already causing issues in the East Low Canal with water backing up behind the bridge at high flows. He reported this could result in interrupting water delivery to interruptible water service contracts. The first contracts to be interrupted would be the M&I contracts. Manager Simpson reported Grant County has faced funding issues, some bridges don't qualify for replacement under certain grant programs, and the Road "W" Bridge traffic flow is also a hindrance to funding. Development Coordinator Erickson advised the Board that there may come a time when the District's elected officials may be called upon to meet with the County elected officials. [ELC Bridges](#)

Assistant Manager Andreini reported that he, all three District managers and CBHP met with Reclamation on December 14th to discuss the current SCADA plans. He reported the South District will continue with the RFQ process and the group will meet with the consultant once in place. [SCADA](#)

Ms. Jennifer Korfiatis provided a website analytics report. She presented the "Year in Review" report, and provided the insert that was circulated in the Columbia Basin Herald. She also reported the Washington Grown episode featuring Director Swinger and District staff has aired and a link to the episode will be posted to the website. [Public Relations Update](#)

Manager Simpson reported the three Districts' attorneys are providing language to Reclamation for provisions to include in a new Quincy IUG wastewater license. EFO Manager Maynard reported the license extension will remain in place until a final term license is complete. He reported the IUG is pursuing reuse at an agricultural standard. The Quincy District has commented on concerns that land application of wastewater could pose drainage issues. [Quincy IUG Wastewater Agreement](#)

EFO Manager Maynard reported on the upcoming canal operator class in Denver. He reported Reclamation has possession of the Derringer Dairy property and will proceed with demolition in the fall for the Supplemental Feed Route. He also reported the drainage study of the Fox Family land is ongoing and expected to be complete early in 2023. [USBR Report](#)

Special Projects Administrator Bischoff reported he will meet with Craig to complete the Title Transfer Information Sheet that will begin the partial title transfer process with Reclamation. [Partial Title Transfer](#)

Manager Simpson reported that the annual agreement the District has with USDA regarding nuisance wildlife control is due for renewal. The quote for 2023 is not to exceed \$10,908.15. The amount includes an increase of \$408.15 to the 2022 contract amount of \$10,500.00. Following discussion, Director Swinger moved to approve and [USDA Wildlife Control 2023 Contract](#)

authorize execution of the annual agreement with USDA for nuisance wildlife control, as presented. Director Osborne seconded and the motion carried.

Assistant Manager McCourtie presented the following metal (2022-01-Steel) quotes for board consideration: Quotes & Bids

Supplier	Amount
Budget	\$35,000.00
Coeur D'Alene Metals	\$11,966.51
Morse Steel Service	\$14,112.15
RJB Wholesale, Inc.	\$14,578.35
Pacific Steel & Recycling	\$19,588.02
Moses Lake Steel	\$19,868.59

Assistant Manager McCourtie reported the quote from Coeur D'Alene Metals is non-responsive for not meeting District quote specifications by not submitting expanded metal, Morse Steel Service and RJB Wholesale, Inc. are non-responsive for submitting metal not meeting the District's quote specifications. Assistant Manager McCourtie recommended acceptance of the quote from Coeur D'Alene Metals as the lowest responsive quote. Following discussion, Director Osborne moved to declare the quotes from Coeur D'Alene Metals, Morse Steel Service and RJB Wholesale, Inc. non-responsive for not meeting District quote specifications, as discussed, and moved to accept the quote from Pacific Steel & Recycling in the amount of \$19,588.02, plus sales tax, as the lowest responsive quote. Director Baker seconded and the motion carried.

Assistant Manager McCourtie reported two 2022 pickups, that were previously ordered but told were not available, have arrived nonetheless and have been purchased. Assistant Manager McCourtie requested ratification of the purchase of two 2022 pickups. Following discussion, Director Swinger moved to ratify the purchase of two 2022 d pickups, as discussed. Director Baker seconded and the motion carried.

Manager Simpson reported that canal start-up dates will be set at the upcoming Reserved Works meeting. Manager Simpson recommended a start-up date of Wednesday March 22nd for the East Low Canal. Director Osborne moved to recommend March 22nd for the ELC start-up date. Director Swinger seconded and the motion carried.

ELC Start-up
Date

Safety Supervisor Walraf presented the monthly safety report.

Safety Report

Assistant Manager Andreini reported on Engineering department activities. He reported the weather has slowed construction projects.

Engineer Report

Treasurer Dekker reported there were 7 maturities and 9 investments made, the assessments will go out in the middle of the month and the audit is coming to an end.

Treasurer
Report

Assistant Manager McCourtie introduced two staff members, Carlos Hernandez and Alex Torres, both Relief Riders. He also reported the weather has caused delays on the corbel project.

Assistant
Manager O&M

Manager Simpson reported on staffing changes and vacancies. He reported a Communications Technician has been hired, and one more is needed. A District Engineer interviewee is coming in next week for a site visit and additional interviewing. Manager Report

Manager Simpson reported District crews are smaller during the holiday season. With the lack of full crews, staff has discussed shutting down construction and maintenance projects during that time.

Manager Simpson reported the District's current By-laws give the manager a \$10,000 limit on purchases while the RCW allows for up to \$50,000 for purchases. He reported he isn't proposing a change right now but it is something for the board to consider to allow staff to move forward with purchases quicker. President Anderson suggested raising the limit on purchases to \$25,000. No action was taken at this time.

Director Swinger moved to authorize the Board and appropriate staff to travel to the Tri-State Meeting, Friday, January 27, 2023, in Portland, OR, and the Water Management Workshop, February 14-16, 2023, in Denver, CO. Director Baker seconded and the motion carried. Travel Authorization


Assistant Manager Andreini requested authorization for the Communications Department and an electrician to attend a SCADA training course in February in California. Following discussion, Director Swinger authorized the Communications Department and an electrician to attend the SCADA training course as requested. Director Lyle seconded and the motion carried.

Mr. Jake Wollman, Jr. requested the District review traffic counts at the Road "W" Bridge before vacating the bridge. Public Comment Period

The meeting recessed for lunch at 12:20 p.m., and the meeting reconvened at 1:20 p.m.

President Anderson declared an executive session at 1:20 p.m., for a total of 30 minutes, to discuss potential litigation and personnel matters. The meeting came out of executive session at 1:50 p.m. Executive Session

At 1:50 p.m., there being no further business to come before the Board at that time, President Anderson continued the Hearing for Petition for Inclusion of Lands to the next regular board meeting and adjourned the meeting. Meeting Adjourned



President



Secretary