

-2024-01-

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

January 3, 2024

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

Staff

Anna Franz
Wendy Lange

Visitors present: Clyde Lay and Amy Rodman, USBR; Christina Wyatt, BBEC; Roxanne Osborne, Jennifer Korfiatis, Mark Booker, Paul Wollman, and Lynn Olsen.

Visitors

Visitors via teleconference: Jennifer Hickenbottom, USBR; Mike Schwisow, Government Relations Consultant; Randall Fox and Jake Wollman.

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 2024 Board.

Organization of
the 2024 Board

The Oath of Office has been administered to elected Don Osborne and Dennis Swinger, Jr.

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 Swinger 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 6, 2023, had been mailed to the Directors. Following discussion, Director Lyle moved to approve the regular meeting minutes of December 6, 2023, as written. Director Swinger seconded, and the motion carried.

Minutes
Approved

Manager Simpson presented the following contracts a. through h., for board consideration:

District
Improvements

Contracts

- a. Renewal Interruptible First Phase Continuation Water Service Contract, Wheeler Ranch, LLC, 190-004-805, 335 acres
- b. Renewal Interruptible First Phase Continuation Water Service Contract, Wheeler Ranch, LLC, 190-006-805, 37 acres
- c. Renewal Interruptible First Phase Continuation Water Service Contract, Marjorie J. Getzinger, LLC, 190-013-805, 260 acres
- d. Renewal Interruptible First Phase Continuation Water Service Contract, Melville Ranch Limited Partnership, 190-015-805, 104 acres
- e. Renewal Interruptible First Phase Continuation Water Service Contract, Sandra M. Radach Trust, 190-002-805, 178 acres
- f. Renewal Interruptible First Phase Continuation Water Service Contract, Stephen L. and Melodie Jo Piper, 190-023-805, 153 acres
- g. Renewal Interruptible First Phase Continuation Water Service Contract, Ralph and Marjorie Hirz, 190-030-805, 300 acres
- h. Renewal Interruptible Water Service Contract for Temporarily Deferred Lands, Mighty Columbia, LLC, 290-002-806, 292 acres

Manager Simpson reported contract h. has been altered before being signed by the landowner. Staff recommended approval of contracts a through g. Director Osborne moved to approve contracts a. through g. as presented. Director Baker seconded, and the motion carried.

Manager Simpson reported the landowner for contract h., Mark Booker, returned the contract with a different map than provided by the District that included easements and rights-of way totaling 364 acres. He also altered the contract to state that it reflected a 2003 map from a previously recorded contract. the acres on his map. The renewal water service contract remains at 292 acres. The maps included by the District for all new and renewal water service contracts are now GIS maps that more accurately depict the contract service area. Mr. Booker stated he included the same map that has been used in previous years. He also claimed that he requested additional acres and is concerned he was passed over. Manager Simpson commented staff will offer Mr. Booker the same renewal contract again for signature.

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. 325116 through 325328 in the amount of \$1,699,062.23 and electronic Payroll and AP transfer in the amount of \$966,943.17 for a total of \$2,253,242.90 from the O&M Fund, \$1,244.40 from the Debt Service 2006 Fund, \$871.08 from the Debt Service 2007 Fund, \$46,634.52 from the Power Fund, and \$364,012.50 from the 2016 Debt Service Fund. Director Osborne seconded, and the motion carried.

Vouchers

Manager Simpson reported there were no proposed revisions to the Bylaws or to the current Rules and Regulations proposed at this time. Following discussion, it was the consensus of the board to reaffirm the Districts Bylaws. Changes to the Rules & Regulations were requested to address online water ordering. Reaffirm Bylaws and Rules & Regulations

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

COMMITTEES

2024 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

Finance Committee

Duaine Anderson
Kevin Lyle
Alternate Reid Baker

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**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 Swinger moved to adopt Resolution 2024-01 appointing the District's delegates and alternates to the Project Reserved Works Committee. Director Lyle seconded, and the motion carried.

Resolution 2024-01

Manager Simpson reported two different drafts of proposed changes to the subdivision policy were provided to the board for review that would require the release of water allotments when irrigable land is subdivided. The current subdivision policy advises releasing water allotments. He reported the requirement to release water allotments will free up commercial ag water supplies for 10(d)1 transfers. Subdivisions can request to receive an M&I water supply from Reclamation. Discussions continued on water supplies to subdivided corners that are given to family members, costs of putting in a new delivery point for M&I water delivery, the interpretability of M&I water service contract, combination with ag water, and clarification of separate measuring devices for M&I water and ag water. No action was taken.

Resolution 2024-02

Assistant Manager McCourtie presented Resolution 2024-03, Declaration of Special Market Conditions. He reported he met with the Equipment Committee regarding the purchase of a dump truck. Similar to previous circumstances of the availability of used dump trucks, the Equipment Committee approved purchase of the 2013 Peterbilt dump truck in the amount of \$65,000.00, plus sales tax. The resolution declares the special market condition for the purchase. Following discussion, Director Baker moved to adopt Resolution 2024-03 and to ratify the purchase of the 2013 Peterbilt Dump truck in the amount of \$65,000.00, plus sales tax. Director Lyle seconded, and the motion carried.

Resolution 2024-03

Manager Simpson reported on an expired temporary bridge crossing in Block 45, Farm Unit 97. The permit has been expired since 2020. It was written in 2017 to give the landowner until 2019 to purchase the pipe for the open lateral. The permit was extended in 2019 to the 2020 irrigation season. The pipeline has not been installed and the temporary bridges remain in place. Manager Simpson reported staff will contact the landowner to inform them that the original permit has expired and the District will discuss with them another temporary permit for the 2024 irrigation season. The original agreement was for the landowner to purchase the pipe and the District would install it.

Expired
Temporary Permit
in Block 45, FU
97

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

Petition for Inclusion of Land

- a. G&O Johnson, LLC No. 237

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 recommended moving approval of association dues to February from now on. He reported the District has received invoices for the PNWA dues in the amount of \$2,864.00 and the CBDL dues in the amount of \$3,000.00. Following discussion, Director Lyle moved to approve due payments to PNWA and CBDL as invoiced. Director Swinger seconded, and the motion carried.

Association Dues

Development Coordinator Erickson presented an Amendment to WROCR-1921-EaCID-00018 Grant for the EL22.1 Delivery System. He reported the amendment is only for time extension and requested authorization for Manager Simpson to sign the amendment. Following discussion, Director Osborne moved to authorize Manager Simpson to sign the Amendment to WROCR-1921-EaCID-00018 Grant. Director Baker seconded, and the motion carried.

OGWRP: Development Office Report

Development Coordinator Erickson reported the 60% design of the EL11.8 Delivery System is under review. He reported the landowner is exploring the option of putting in a private system.

EL11.8 Delivery System Update

Development Coordinator Erickson reported the 90% design completion is delayed until February in order to incorporate requested changes. He reported the landowner group is working to secure a funding source and have a lobbyist assisting them. The landowners are hopeful for RCPP funding. IRZ is working on a phase approach to help with a successful RCPP application.

EL22.1 Delivery System Update

Assistant Manager Andreini reported the GPUD Task Authorization No. 5 is to rebuild the substation that will serve the EL22.1 Delivery System. He reported staff will present the task authorization for board approval in February in order to use the grant funding as a match for the RCPP application.

GPUD Task Authorization No. 5

Development Coordinator Erickson reported he met with the EL40.2 landowner group and they have decided to wait to see what funding opportunities become available.

EL40.2 Delivery System MOU

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- Development Coordinator Erickson reported landowners have begun to sign the MOU and have agreed to a \$20 per acre to begin engineering designs for the delivery system. [EL54 Delivery System MOU](#)
- Assistant Manager Andreini reported the 60% design was received in December and is currently under review. He reported on coordination with BBEC on easements for the powerline. [EL80.6 Delivery System Update](#)
- Assistant Manager Andreini reported the District and Reclamation have provided their comments on the 60% design to RH2 Engineering. [EL84.7 Delivery System Update](#)
- Assistant Manager Andreini reported all landowners have approved the addition of 76 acres to the delivery system. The 90% design is expected to be complete next week. [EL86.4 Delivery System Update](#)
- Development Coordinator Erickson reported Reclamation has sent a letter to landowners regarding the 1890 Reservation process. The District has also sent an email to landowners explaining the expenditures of this process. He reported no one has requested compensation aside from the one landowner not on the delivery system. The landowner is in agreement with 10% of the appraised value of the easement.
- Manager Simpson reported crop damage reimbursement requests are not clearly addressed by previous direction of the board regarding OGWRP easement acquisitions. Staff would like to inform landowners whether crop damage reimbursement is borne by the landowner group, if they are a participant in the delivery system. The cost of an easement is borne by that landowner group. Following discussion, Director Lyle moved to notify landowners that the crop damage reimbursement will be borne by the delivery system's landowner group if they are a participant. Director Swinger seconded, and the motion carried.
- Development Coordinator Erickson reported the Fox Family easement has closed and the District has called for bids for EL85E conservation pipeline materials.
- Development Coordinator Erickson reported District staff is meeting regularly regarding resource planning. Staff is looking at ordering materials for the EL86.4 Delivery System. He reported OCR agrees with ordering the materials contingent upon 90% design acceptance by Reclamation and water service contracts have been signed. Following further discussion, Director Baker moved to authorize a call for EL86.4 Delivery System material contingent upon OCR's conditions have been met. Director Osborne seconded, and the motion carried.
- Development Coordinator Erickson reported WHB has paid for the two additional turnouts that are to be added to the delivery system. He reported it is the District's intent to have those turnouts installed for the 2024 irrigation season. Staff is working on the water service contracts and permits. [EL47.5 Delivery System Update](#)
- Assistant Manager Andreini requested authorization to call for PIPE-2024-01 bids for the EL47.5 Delivery System additional turnouts. Following discussion, Director Baker moved to authorize a call for PIPE-2024-01 bids as requested. Director Swinger seconded, and the motion carried.

Assistant Manager Andreini requested authorization to call for Coating and Lining Steel Pipe quotes for the EL47.5 Delivery System additional turnouts. Following discussion, Director Lyle moved to authorize a call for Coating & Lining Steel Pipe quotes as requested. Director Swinger seconded, and the motion carried.

Assistant Manager Andreini requested authorization to call for quotes or bids for Control Panels, Fiber Optic Work and Programming for the EL47.5 Delivery System additional turnouts. Following discussion, Director Swinger moved to authorize a call for Control Panels, Fiber Optic Work and Programming quotes or bids as requested. Director Lyle seconded, and the motion carried.

Assistant Manager Andreini requested authorization for Manager Simpson to award the purchases of PIPE-2024-01 bids, Coating and Lining Steel Pipe quotes and Control Panels, Fiber Optic Work and Programming quotes or bids to the lowest responsive bidders/quoters for the EL47.5 Delivery System additional turnouts. Following discussion, Director Swinger moved to authorize Manager Simpson to award the above purchases for the EL47.5 Delivery System additional turnouts to the lowest responsive bids or quotes. Director Baker seconded, and the motion carried.

Ms. Jennifer Korfiatis reported on website traffic, e-newsletter report and distributed the "Year in Review". She reported the video is almost complete.

Public Relations Update

Special Projects Administrator Bischoff reported the contract with Bernardo Wills Architects, P.C. will be finalized this month and presented to the board in February for approval.

Space Utilization Study

Special Projects Administrator Bischoff reported he had met with Reclamation and is hopeful they will allocate the resources to proceed with the partial title transfer process.

Partial Title Transfer

Manager Simpson reported the draft SCADA master plan is out for internal review. There is a meeting next week to discuss comments. He reported Reclamation has provided FISMA requirements to help clear up questions.

SCADA

Manager Simpson reported the three Districts met with Reclamation and DOE regarding the certification of a water permit and amendment of water rights to expand conserved water use within the Project. He reported Mike Schwisow has drafted an approach for two potential routes to take for a legislative fix. The group will continue to meet to discuss a remedy to the issues through legislative efforts.

CBP Water Rights

Manager Simpson reported staff met to discuss 10(d)1 transfer requested. He reported the proposed change to the District's Subdivision Policy would free up more water for 10(d)1 transfers. Reclamation has a 10(d) transfer process in place and the District is allowing water allotment releases again. Manager Simpson reported staff will start identifying Article 28 contracts that are within a platted block to work towards offering a 10(d)1 transfer to those lands. This effort would free up acres for new 290 contracts to be offered to landowners east of the ELC. He also reported a letter will be sent to landowners who have a request for water to verify they are still wanting an irrigation water supply as supplies become available.

10(d) Transfer Update

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

Assistant Manager Andreini presented the following PIPE-2023-04 bids for board consideration:

Supplier	Schedule A amount	Schedule B amount
Engineer's Estimate	\$502,240.80	\$283,425.60
ICD Technologies	-	\$209,496.98
2M Company	\$312,610.00	\$277,730.00
Ferguson Waterworks	\$294,290.60	-
Thompson Pipe Group	-	\$294,480.00
Irrigation Specialists	\$294,577.05	-
Lad Irrigation	\$297,612.00	-
HD Fowler	\$300,062.19	-
Consolidated Supply	\$324,438.10	-
RJB Wholesale, Inc.	\$328,256.60	-

*Bidders shall bid Schedule A and/or Schedule B

Assistant Manager Andreini reported Schedule A reflects the amount for PVC materials and Schedule B reflects the amount for fiberglass materials. Following discussion, Director Swinger moved to select Schedule B and accept the bid from ICD Technologies in the amount of \$209,496.98 plus sales tax as the lowest responsive bid. Director Baker seconded, and the motion carried.

Assistant Manager Andreini requested ratification for Manager Simpson accepting the PIPE-2023-03 bid from Ferguson Waterworks in the amount of \$358,887.11 plus sales tax as the lowest responsive bid. He reported PIPE-2023-03 bid is for EL85E pipeline materials. The bid tabulation is below.

Supplier	Amount
Engineer's Estimate	\$348,616.57
Ferguson Waterworks	\$358,887.11
RJB Wholesale	\$359,001.80
Consolidated Supply	\$359,596.96
Lad Irrigation	\$363,298.67
2M Company	\$370,012.00
Core and Main	\$371,296.94

Following discussion, Director Swinger moved to ratify Manager Simpson's acceptance of the PIPE-2023-03 bid from Ferguson Waterworks in the amount of \$358,887.11 plus sales tax as the lowest responsive bid. Director Baker seconded, and the motion carried.

Assistant Manager McCourtie requested authorization to purchase two (2) ½ ton pickups and one office car through WA State Department of Enterprise Services. He reported the budget for the pickups is \$42,000.00 each and the office car budget is \$45,000.00. Following discussion, Director Baker moved to authorize the purchase of two (2) ½ ton pickups and an office car, as requested and not to exceed the budgeted amount. Director Lyle seconded, and the motion carried.

Manager Simpson reported that canal start-up dates will be set at the upcoming Reserved Works meeting on January 22nd. Manager Simpson recommended a start-up date of Wednesday, March 20th, for the East Low Canal. Deliveries would begin the following Monday. Following discussion, it was the consensus of the board to set the ELC start-up date for Wednesday, March 20, 2024.

ELC Start-up
Date

Manager Simpson reported the Ag-Forestry Leadership Program is requesting financial assistance from the natural resource community. Attorney Franz commented that any monetary support must be by paying membership dues or receiving similar consideration. Manager Simpson reported South and Quincy District's along with WSWRA have all pledged additional funding. Following discussion, Director Baker moved to set the Ag-Forestry membership dues at \$16,000.00 subject to review and approval by Attorney Franz. Director Swinger seconded, and the motion carried.

Ag-Forestry
Support

EFO Deputy Manager Lay reported the first part of the 1890 Reservation letters have been mailed to the EL86.4 Delivery System landowners. EFO realty staff is currently researching 1890 rights on the EL80.6 and EL84.7 Delivery Systems. He reported a memo and briefing regarding partial title transfers has been submitted to RD Carrington for review. After review by RD Carrington it will be forwarded to the Commissioner for review. The next step will be an MOA with the East District.

USBR Report

Safety Supervisor Walraf presented the monthly safety report.

Safety Report

Assistant Manager Andreini reported on Engineering department activities. He reported staff is finishing up the EL86.4 Delivery System 90% design. The concrete placement at the EL71.5 check will be completed in December.

Engineer Report

Assistant Manager Andreini reported he has been working on conservation pipelines, design review of OGWRP delivery systems, and the SCADA master plan review.

Technical
Services Report

Treasurer Dekker reported there were 4 maturities and 6 investments made, the audit began last month and District assessments will be mailed on January 16th. She also reported landowners now can make payments online.

Treasurer
Report

Assistant Manager McCourtie reported on both Watermaster sections winter projects.

O&M Report

Manager Simpson reported on a meeting with Grant County Public Works regarding the Road "N" bridge over the Rocky Coulee Wasteway. He reported the bridge is closed and structural repairs will begin. The temporary shoring will need to remove and replace some concrete panels. The District has informed Grant County Public works they will need to be out of the wasteway by March 1st.

Manager Report

Manager Simpson reported the three District managers met with the Potato Commission and Representative Dent regarding continued CBP development. They discussed potential Public Relations assistance to secure more support for continued development of the CBP.

Director Lyle moved to authorize the Board and appropriate staff to travel to the Tri-State Meeting, Friday, February 2, in Portland, OR; the CBP Canal Operations Training, February 12-15, 2024, in Denver, CO; the Northwest Irrigation Operators Conference, February 27-29, 2024, in Boise, ID; and the NWRA 2024 Policy Conference, April 9-11, 2024, in Washington, D.C. Director Swinger seconded, and the motion carried.

Travel
Authorization

Mr. Mark Booker commented he is concerned about his request for water and asked if OGWRP landowners farm their easements, if so, he would like to utilize the option also.

Public Comment
Period

At 2:00 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