

**MINUTES OF REGULAR MEETING OF THE BOARD OF DIRECTORS  
OF THE OWYHEE IRRIGATION DISTRICT**

August 16, 2022

A regular meeting of the Board of Directors of the Owyhee Irrigation District was held on August 16, 2022, at Owyhee Irrigation District office located at 422 Thunderegg Blvd., Nyssa, Oregon, at 7:35 p.m. President Dan Tschida presiding.

The following Directors were present:

Dan Tschida                Bruce Corn  
Eric White                 Frank Ausman  
Greg Clark (who was present by speaker telephone)

Also present were: Clancy Flynn, District Manager; Michael W. Horton, Attorney; Tim Smith, Attorney with Five Rivers Law, P.C.; and Darla Sebasto and Linda Henderson, Members of the Public.

MEETING NOTICE. The meeting agenda showed that public notice of the meeting was given on August 11, 2022.

MINUTES. Minutes of the meeting of the Board of Directors held on July 19, 2022, were mailed to the Directors prior to the meeting. A motion was made by Director Corn, seconded by Director White, and unanimously carried approving the minutes as mailed.

DISTRICT FINANCIAL REPORT. Mr. Flynn handed out a financial report for the month. The Directors reviewed and discussed the financial report. Mr. Flynn said those employees driving company vehicles will be going to 4 – 10 hour shifts in order to save fuel costs. Director Ausman asked Mr. Flynn to look into winter vehicle use by employees.

Mr. Flynn said that overall the budget is good with fuel costs being the exception. He said that PPP funds helped a lot. He said that assessments were above projections. Chemical use was discussed.

DISTRICT ACCOUNTS PAYABLE. Two lists of District accounts payable for the month were included in the Directors' packets. Questions were asked and answered on some of the bills. Mr. Flynn explained computer costs in detail. A motion was made by Director Corn, and was seconded by Director White to pay the bills. Director Tschida asked about the Old Owyhee bill which the District received and Mr. Horton explained the arrangement with Old Owyhee Ditch Improvement Company and how they provide water through their system to service Advancement acres. A vote on the motion was had and it passed unanimously.

DOPPLER BOAT. Mr. Flynn said that the doppler boat was recently used to measure flow at a couple of sites. He showed a chart of the flow tests and showed the actual boat to the Directors. He said that staff will measure flows in the Kingman Lateral next week. He said that the boat worked well and he was impressed.

MITCHELL BUTTE POWER PROJECT:

Financial Report. A financial report for the Mitchell Butte Power Project was included in the Directors' packets. The Directors reviewed the report. Mr. Flynn said that the power plant is running well.

Accounts Payable. The agenda listed the accounts payable for the Mitchell Butte Power Project. A motion was made by Director Ausman, seconded by Director Corn, and unanimously carried approving payment of the following accounts payable:

AT&T	\$2.64
Nichols Accounting Group	185.00
Tefkinity	42.95
FERC	3,908.69
Century Link	<u>389.78</u>
TOTAL	\$4,529.06

JERRY BOWMAN ACCESS TO WATER. Mr. Flynn said that Jerry Bowman contacted him and requested a meeting with the Board with regard to getting access to his irrigation water. Mr. Flynn said that Mr. Bowman has not shown up. He said he understands that Mr. Bowman pays for water, but that he cannot get water other than on Sundays as it goes through a neighbor's system before it gets to his. Mr. Horton said that this is likely a matter between property owners as the property which Mr. Bowman owns was split off from another parcel and that the District's duty to provide water ends at the head gate. Mr. Flynn said that he will investigate the matter further.

WARM SPRINGS ACREAGE SWAP. Mr. Flynn showed on a map a proposed transfer of water rights between Owyhee Irrigation District and Warm Springs Irrigation District. He said that Mr. Harriman owns 7.5 acres, which he wants to swap with some other property he owns because the field he is trying to water is in two different districts. Mr. Flynn said that he is okay with the proposal. A motion was made by Director White, seconded by Director Ausman, and unanimously carried that the Board of Directors supports the proposed acreage swap.

BUDGET AND FINANCIAL STATEMENTS. Mr. Flynn said that he wants to change the format on the budget by adding additional line items. He said this will help him track expenses better. The consensus of the Board is to proceed with the format change. Mr. Flynn said that he will be starting the budget process now and he has advised the Employee Committee to have a proposal ready for the Board next month.

CONCRET TRUCKS. Mr. Flynn said that since the new cement trucks came in that the old truck is going to auction. The new truck that broke down is currently being repaired.

KINGMAN PIPING PROPOSAL. Mr. Flynn said that the request for \$3,000,000 made by the District for piping the Kingman Lateral has made the final cut to go to Washington D.C. He said the \$500,000 forgivable loan through Oregon DEQ has been approved and that the District has three years to request funding. He said that with increasing costs and inflation the District will need additional funds for the project and that he is looking at other sources.

WATERSHED PLAN AGREEMENT. Mr. Flynn said that the agreement with NRCS on the watershed plan finally came in. He said that he and Mr. Horton reviewed it and that he has signed it. A motion was made by Director Ausman and was seconded by Director Tschida approving the agreement and ratifying Mr. Flynn's signature on the agreement. A vote on the motion was had. Directors Ausman, White, Tschida, and Clark voted in favor. Director Corn voted against. The motion passed on a vote of four to one.

NWRA MEETING. Mr. Flynn reported on an NWRA meeting he recently attended. He said that the irrigation caucus to the NWRA group has historically spent some money on advertising and that the individual caucus members are responsible to pay for the advertising. He said that at the meeting it was determined that the caucus would advertise through Family Farm Alliance to generate support for irrigated agriculture. He said that he committed \$400 from OID if the other caucus members chip in.


PIPING PROJECTS. Mr. Flynn said that he and staff are currently in the process of prioritizing potential new pipeline projects.

DEAD OX PUMPING PLANT. Mr. Flynn said that money was spent on how the District might automate oilers, flow meters, and alarms. He said the plan would be to get down to one 10-hour shift next year, with a \$10,000 to \$15,000 investment. He said that the new trash rack is working well.

DUNAWAY PUMPING PLANT. Mr. Flynn said that he and staff are exploring a potential trash rack for the Dunaway Pumping Plant.

ADJOURNMENT. There being no further business to come before the Board, the meeting was adjourned at 8:50 p.m.

Respectfully submitted,

  
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Michael W. Horton, General Counsel

APPROVED: \_\_\_\_\_

**MINUTES OF MEETING OF JOINT COMMITTEE  
OF THE OWYHEE PROJECT**

August 16, 2022

A meeting of the Joint Committee of the Owyhee Project was held on August 16, 2022, at the Owyhee Irrigation District office located at 422 Thunderegg Blvd., Nyssa, Oregon, at 7:00 p.m. Eric White, Chairman of the Joint Committee presiding.

The following members of the Joint Committee were present:

Eric White	Frank Ausman
Bruce Corn	Chris Landa
Dan Tschida	

Also present were: Clancy Flynn, Manager of the Hydro Projects; Michael W. Horton, Secretary and Legal Counsel; John Eells, Manager of South Board; Greg Clark, OID Alternate (present by computer video); Tim Smith, Attorney with Five Rivers Law, P.C.; and Darla Sebasto and Linda Henderson, Members of the Public.

MEETING NOTICE. The meeting agenda showed that public notice of the meeting was given on August 11, 2022.

PLEDGE OF ALLEGIANCE. Chairman Eric White led the Pledge of Allegiance.

MINUTES. The minutes of the July 19, 2022, meeting of the Joint Committee were mailed out prior to the meeting. A motion was made by Mr. Tschida, seconded by Mr. Ausman, and unanimously carried approving the minutes as mailed.

TUNNEL #1 POWER PROJECT.

Tunnel #1 Financial Report. Mr. Flynn handed out a financial report for the Tunnel #1 Power Project which was reviewed by the Committee members. Mr. Flynn said that the payment showing on the report is the last one to come in for the season and that will be all of the income for the year.

Tunnel #1 Power Project Accounts Payable. The Committee members reviewed the accounts payable listed on the agenda for the Tunnel #1 Power Project. A motion was made by Mr. Corn, seconded by Mr. Tschida, and unanimously carried approving payment of the accounts payable as follows:

Nichols Accounting Group	425.00
Five Rivers Law, P.C.	444.75
Oregon-Idaho Utilities	2.94
FERC	<u>18,477.49</u>
Total	\$19,350.18

OWYHEE DAM POWER PROJECT.

Owyhee Dam Financial Report. Mr. Flynn handed out a financial report for the Owyhee Dam Power Project which was reviewed by the Committee members.

Owyhee Dam Accounts Payable. The Committee members reviewed the accounts payable listed on the agenda for the Owyhee Dam Power Project. A motion was made by Mr. Landa, seconded by Mr. Ausman, and unanimously carried approving payment of the accounts payable as follows:

FERC	\$15,389.88
Oregon-Idaho Utilities	116.70
Nichols Accounting Group	<u>425.00</u>
Total	\$15,931.58

WATER USEAGE REVIEW. Mr. Flynn said that the reservoir is almost 6,000 acre feet to the better than the same time last year. He said that Old Owyhee Ditch Company is finally starting to use some of their storage. He said the demand for water is starting to drop off some. Crops throughout the project were discussed. Mr. Flynn said that some users are out of their allotment. He said there are a number of users who have used 90% of their water.

BOAT RAMP. Mr. Flynn said that the boat ramp will be shut down for the season tomorrow. The matter was discussed.

WATER SHUTOFF. The Committee members discussed a potential shutoff date. Mr. Flynn said that with an October 7 shutoff there would be approximately 40,000 to 70,000 acre feet of water left in the reservoir. After discussion, a motion was made by Mr. Ausman, and was seconded by Mr. White to set the tentative shutoff date for water from the reservoir as October 7. Mr. Tschida asked about the long-term weather forecast. Mr. Flynn said that all he has to go from right now is the Farmers' Almanac which says that the weather is supposed to be wetter. Mr. Ausman said that he wants to have users have a chance to use all of their water allotment. Mr. Corn noted that all of the crops are about one week behind. After discussion, a vote on the motion was had and it passed unanimously.

ODF&W. Mr. Flynn said that he met with ODF&W recently when they were doing a fish count on the Owyhee River. He said he was able to participate in the fish count and explained the process of electrifying and counting fish. He said that it does not seem likely that they will be calling for fish water this season.

PUMP BACK FERC FILING. Mr. Flynn said that the folks who filed on the proposed pump back system with FERC asked for more information and drawings. He said that he and Mr. Horton discussed the request with the Washington D.C. attorneys which the Joint Committee is using on FERC matters. He said that after discussion, Mr. Flynn notified the pump back folks that they need to request the information directly from FERC.


WHOLESALE POWER. Mr. Flynn said that there was a meeting on wholesale power rates the other day. He said that the rates are going to remain as they are now through 2023.

DUCK VALLEY TRIBE MEETING WITH ARMY CORP OF ENGINEERS. John Eells reported on a zoom meeting he recently attended which was between the Duck Valley Tribe and the Army Corp of Engineers, along with state Fish and Game officials. He said that the tribe is wanting the Army Corp of Engineers to improve Redband Trout and sage-grouse habit. He said they discussed a diversion dam to divert water from the Owyhee River to the reservation. He said that during the meeting, a statement was made by a tribal official that they want the temperatures down in the Owyhee River to allow salmon to enter the system and to be able to get up to the reservation.

OREGON DEPARTMENT OF AG TOUR. Mr. Flynn said that a group is coming from the Oregon Department of Ag to tour the dam in the near future.

ADJOURNMENT. There being no further business to come before the Committee, the meeting was adjourned at 7:34 p.m.

Respectfully submitted,

  
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Secretary

APPROVED: \_\_\_\_\_