

WESTLAND IRRIGATION DISTRICT

Monthly Board Meeting

June 19, 2018

The Regular Monthly Meeting of the Westland Irrigation District Board of Directors was held Tuesday June 19, 2018 at the Westland Road Fire Station, 78760 Westland Road, Hermiston Oregon.

Board members present were Chairman Bob Levy, Phil Sharkey and Justin Terry. Others present were General Manager Mike Wick and Office Manager Tami Sherer. Patrons in attendance were, David Prior, Hoss Hodges, Ray Vogt, Maurice Ziemer, Art Prior, Gary Garrard, Dixie Echeverria, Dick White, Kevan Horn, Patricia Horn and Bill Quick. Visitor Vern Frederickson.

Chairman Levy called the meeting to order at 7:01p.m.

MINUTES: The minutes for the May 9, 2018 regular meeting were presented for review with Director Sharkey making a motion to approve the minutes. Director Terry seconded the motion. The motion carried unanimously.

FINANCIALS: On a motion by Director Terry and seconded by Director Sharkey, the May 2018 financial reports were approved as presented. The motion carried unanimously.

MANAGER'S REPORT:

- Crew Activities: Supervisor Bailey wasn't available to give a report because he was finishing a Magnacide application.
- River Operations & McKay Reservoir: The Umatilla River flows have declined to about 115 cfs, with a combination of fish water and irrigation water releases from McKay Reservoir currently at 280 cfs. Stored water releases for fish are expected to continue through June, then releases will be discontinued during the rest of the summer.

Flow meters began being read May 29 for the start of McKay allotment use. Notification postcards were mailed to patrons, followed by a second mailing with their stored water allotment: 2.3 AF/acre for non-limited acres and .7 AF/acre for limited acres.

River Coordinator Paul Hendricks will be retiring at the end of this month, then will work part-time/as needed to train his replacement.

- County Line Recharge: Water deliveries for County Line recharge ended on May 15 with approximately 9,400 acre-feet total delivered. As directed at the May board meeting, a letter was sent to County Line confirming the Westland board's action in February to rescind the five-year notice of termination. There is no update to report on discussions regarding a new recharge delivery agreement.

- CTUIR Settlement: District Manager Wick spoke with Joe Ely (Tribal Negotiation Team member) who reported they are continuing settlement discussions with the small ditch companies. He did not have any specifics to report.
- Litigation: The litigation is continuing to move forward. Discovery should be wrapping up soon. Another round of depositions was completed on June 12. The parties are currently waiting for the court to issue rulings on two outstanding discovery motions. Once the court issues those rulings, it is anticipated that discovery will wrap up soon thereafter.

The court has set a date to hear dispositive motions on August 30, 2018. For the motions to be heard by the court on that date, motions from all parties are due July 25, opposition briefs are due August 17, and any reply briefs are due August 27. Assuming that there are issues remaining after a decision by the court on the dispositive motions, the case will move on to the trial stage. The court has set the trial for October, starting on October 15. The court has set aside up to three weeks for the trial. The court has not yet issued a formal scheduling order that reflects these various dates, but we expect the court to do so soon.

UNFINISHED BUSINESS:

1. Advisory Subcommittee Report
 - a. Priority Plan 2018-2019 The subcommittee thinks this a working document in progress. Office Manager Sherer was instructed to add a date and signature page so the document can be voted on next meeting.
 - b. Policies:
 - I. By-Laws: Chairman Levy voiced concerns with language that may need further editing in the existing By-Laws; the board discussed adding language to describe the process for amending By-Laws such as patron notification, voting on amendments and how often By-Laws are reviewed. Manager Wick read from By-Laws of other irrigation districts for examples of how amending By-Laws could be done; the board requested him to bring draft language for amending By-Laws to the July board meeting.
 - II. General Manager Job Description: The subcommittee made a few changes. Office Manager Sherer was instructed to add a date and signature page so the document can be voted on next meeting.
 - III. District Complaint Procedure: Chairman Levy tabled this document until more changes are made. Will review at an upcoming meeting.
 - IV. Board Duties and Responsibilities Policy
Chairman Levy has a lot of concerns with this document. He thinks it conflicts with the By-Laws and General Manager Job Description. The document was tabled for a later date.
2. Finalize Delinquent Account Collection Procedures.
The board reviewed language added to notify the directors when an account

becomes 75 calendar days past due and no payment arrangements have been made. Director Sharkey made a motion to approve the procedures with the change. Director Terry seconded the motion. The motion carried unanimously.

3. Meeting Locations.

Office Manager Sherer presented the board with more information on possible locations and the costs.

The board agreed to start having the meetings at the New Hope Church.

NEW BUSINESS:

1. Office staff workshop

Office Manager Sherer is going to the Oregon Water Resources Congress 2018 Office Staff Workshop July 23 & 24.

2. Hyrdomania

Director Sharkey made a motion to donate \$100 to the Hydromania Summer Science Camp. Director Terry seconded the motion. The motion carried unanimously.

3. Chairman Levy requested Manager Wick facilitate a speaker from the Bureau of Reclamation to give a presentation on the effects of climate change in our district.

4. Chairman Levy spoke of the need to continue looking for other sources of water for the district.

Chairman Levy opened the floor for public comment.

Hoss Hodges asked if the public would be able to attend the meetings between Manager Wick and Director Bellinger regarding the Tribal Negotiations. The tribe is very sensitive about their negotiations. Reports will be presented at board meetings.

Patricia Horn asked if all the litigation discovery documents had been received from plaintiffs. She had a question about some telephone bills that were discussed in Director Bennett's deposition. Manager Wick said the District office does not have copies of those.

ADJOURNMENT: There being no further business before the Board, the meeting was adjourned at 7:56 pm.



Robert Levy, Chairman



Tamara Sherer, Office Manager