



The regular meeting of the Board of Directors of the Central Oregon Irrigation District (COID) was called to order by Brad Clarno, at 9:03 AM on October 11, 2022, in the District office.

Directors present were Brad Clarno, Paul Kasberger, Tom Burke, Dan Ellingson and Carroll Penhollow. Craig Horrell, Secretary - Managing Director, Kelley O'Rourke, Internal Business Manager; Jenny Hartzell-Hill, HR Manager; Gina Brooksbank, Assistant Water Rights Director participated in person. Participating remotely by Zoom were Cary Penhollow, Water Master; Kelley Hamby, Operations and Maintenance Managers; Heidi Dennison, Accounting Consultant, Erin Bathke, Accounting Assistant; Leslie Clark, Water Rights Director; Doug Watson, Hydro Manager, Baxter Davies, Operations Technician; and Spencer Stauffer, Land Use Technician. In-person guests are listed in Exhibit "A".

1. OPEN FORUM:

Todd Peplin with Deschutes Water and Soil District shared with the Board a summary of the workshops they have sponsored October and what they are looking at for next year.

3. MINUTES:

The meeting minutes were postponed until the November Board meeting to allow for a correction referencing Exhibit "I".

4. TRANSFERS / INCLUSIONS:

A water management report was provided to the Board prior to the meeting, Exhibit "B". Carroll Penhollow reviewed the transfers and the sales. Carroll Penhollow made a motion to approve the transfers as presented in the report. Following a second by Tom Burke the motion was approved unanimously.

5. REPORTS:

A. Watermaster Report –

A written report (Exhibit "C") was provided to the Board prior to the meeting. Cary Penhollow updated the Board on this week's shut off schedule. Basin demands were discussed. A Deschutes Basin Season in Review meeting is scheduled for December to discuss what worked and what didn't and how we can do better next season.

B. Operations and Maintenance Report –

Kelley Hamby provided a verbal update to the Board regarding operations. Kelley updated the Board on the water season and explained that the maintenance crew is short staffed and has two maintenance staff that have alternated on-call for majority of the season. Maintenance season will have a lot of small projects that our crews will be working on. He also updated the Board on the homeless situation and efforts being made and what partners are doing that is or isn't working. Cone valve maintenance is scheduled for fall and Crane Prairie is operating smoothly. H Lateral issues were brought up by Paul Kasberger and what can be done to screen debris and improve the delivery of water on that

lateral. Patron Ken Caudell brought this issue to the board at the September meeting. Staff will follow-up with the patron on a plan.

C. Hydro Report -

A written report (Exhibit “D”) was provided to the Board prior to the meeting. Craig Horrell explained that there are some upcoming meetings regarding future contracts, an update to those will be presented at Strategic Planning meeting. Doug Watson updated the Board on current production, both plants are running well and above what was produced in 2021.

D. Internal Operations & Communications-

A written report (Exhibit “E”) was provided to the Board prior to the meeting. Craig Horrell will be bringing a communications plan to the Board at the strategic planning meeting. It has been 8 years since COID ran ads and did education and messaging. Craig also pointed the Board to the Bend Bulletin article quoting Sarah Fallon and her Tic Tok video. He discussed the representation of Perfect Balance’s mission and the misinformation that it feeds to the public on the river use and water in the Deschutes. Paul Kasberger suggested working with Todd Peplin with Deschutes Soil and Water to grow the educational seminars/workshops in the upcoming year. Tom Burke suggested implementing Town Hall meetings again for our patrons in the spring (2 meetings, Alfalfa/Powell Butte and Bend/Redmond).

E. Finance -

The written report (Exhibit “F”) was provided to the Board prior to the meeting. Heidi Dennison informed the Board that the 2023 Budgeting is still in process and drafts will be presented at Strategic Planning.

F. Manager Report-

Craig Horrell summarized his trip to DC. Twelve meetings in 2 days. Main topic was the flow of funds and where they are coming from as. He also attended meetings with NUID regarding pumping feasibility. Craig explained that Representative Bentz is a key person to work with on many of these issues.

6. **BILLINGS & PAYROLL:**

Dan Ellingson asked what the payment to Taylor Northwest was for in September. Craig Horrell explained that there are remaining invoices from the piping project and the fall projects, the close-out is expected to be in November. Paul Kasberger made a motion to approve the Billings and Payroll as presented. Following a second by Dan Ellingson the motion was approved unanimously.

7. **OLD BUSINESS:**

• **Merkley PL 566**

Craig Horrell updated the Board:

○ Phase 1 Construction Close-Out

There will be funds left over from the lottery bonds and the Board was in agreement at the September meeting to apply those available funds to the engineering for the future projects. While in DC it was highlighted that the piping

project was the largest project funded and completed to-date. We are working with NRCS to publicize this to help with future projects.

- Environmental Impact Study (EIS)
Craig Horrell explained that there will be questions and decision made moving forward to finalize the EIS. The Board will need to meet to discuss in the upcoming 4-6 months.

7. **NEW BUSINESS:**

• **Declaration of Election 2022**

Paul Kasberger made a motion to approve the Declaration of Election 2022, Exhibit “G”. Following a second by Tom the declaration was approved unanimously.

• **Division 3**

No petitions were submitted. Legal counsel will provide recommendation on how to move forward with the position opening.

8. **BOARD COMMENTS:**

None

At 10:24 a.m. the Board recessed the General Session and moved to Executive Session.

- ORS 192.660(2)(e) to conduct deliberations with persons designated by the governing body to negotiate real property transactions.
- ORS 192.660(2)(g) (“to consider preliminary negotiations regarding trade or commerce in which you are in competition...”).
- ORS 192.660(2)(h) to consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.

The executive session recessed and returned to general session at 11:59 a.m.

Tom Burke brought up concerns regarding fellow board member conduct. He expressed that when the Board makes a decision by majority vote that the decision needs to be supported and have unity by the Board Members. Discussion followed regarding duties and expectations of Board Members. Legal Counsel discussed Roberts Rules of Order.

The meeting was adjourned at 12:27 p.m. following a motion by Tom Burke and a second by Carroll Penhollow.

Craig Horrell, Manager

Tom Burke

Brad Clarno

Dan Ellingson

Paul Kasberger

Carroll Penhollow