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The regular meeting of the Board of Directors of the Central Oregon Irrigation District (COID) was called to order by Brad Clarno, at 9:01 AM on June 17, 2024, in the District office.

Directors present were Tom Burke, Brad Clarno, C.B. Foss, Jeff Larkin, and Brian Lepore. Craig Horrell, Secretary - Managing Director, Jenny Hartzell-Hill, HR Manager; Kelley O'Rourke, Internal Operations Manager; and Jessi Talbott, Water Rights Director attended in person. Heidi Dennison, Finance Consultant; Cary Penhollow, Water Master; Kelley Hamby, Operations Manager; Baxter Davies, Water Distribution Analyst; and Erin Bathke, Accounting & Administrative Associate; Matt Singer, General Counsel. In-person guests are listed in Exhibit "A".

**1. OPEN FORUM:**

Gary Defenderfer, 53<sup>rd</sup> street. Rotation patron. His rotation time and day have changed due to his neighbor not instream leasing his water this year. This changed his rotation time from 7:00 a.m. on Monday to 2:30 a.m. on Tuesday. He is requesting that the Board change it back to what it was in the past years. The Board asked a few questions of Craig Horrell regarding how rotations work. Staff have spoken with him and explained that the time change proposal must be signed off by all the patrons on the rotation and the requestor is the one discussing with neighbors and getting the signatures. The Board suggested that he meet with the other patrons and see if they agree to adjusting the schedule.

**2. MINUTES:**

The minutes from the 5/14/24 Regular Meeting were provided prior to the meeting. A motion was made by Tom Burke to approve the meeting minutes as presented. Following a second by CB Foss the motion was approved unanimously.

**3. TRANSFERS / INCLUSIONS:**

The water rights memorandum was provided to the Board prior to the meeting, Exhibit "B". Jessi Talbott updated the Board on the transfers and Quit Claims.

**4. REPORTS:**

A. Watermaster Report –

A written report (Exhibit "C") was provided to the Board prior to the meeting. Cary Penhollow joined the Board and discussed current flows.

B. Operations and Maintenance Report –

A written report (Exhibit "D") was provided to the Board prior to the meeting. Kelley Hamby updated the Board on Operations and Maintenance. Field staff is out mowing, but it is currently down and waiting on parts. Also doing ditch cleaning and regular summer projects. Crane Prairie inspection occurred with Bureau of Reclamation, and they had some recommendations for upgrades. Long term may need to determine future use and maintenance. Homeless clean up is repeated in some of the same areas every couple of weeks. Baxter is working on future projects. CB Foss inquired about Ditch maintenance and how it is scheduled and prioritized. Kelley explained that first priority areas are identified by the patrolmen and then if we have patron complaints they are evaluated and

then prioritized. Moss is starting to come in off the river and getting in the screens. Kelley Hamby also informed the Board that he has given his notice and will be leaving COID at the end of June.

C. Hydro Report -

A written report (Exhibit “E”) was provided to the Board prior to the meeting. Doug Watson has been cleaning the screens on the river for the past 3 days and hydro was down temporarily but is back up and running.

D. Internal Operations & Communications-

A written report (Exhibit “F”) was provided to the Board prior to the meeting. Craig Horrell updated the Board on the well discussion and how piping effects ground water. The leaking/seepage from the canal system does affect ground water, but it only effects shallow and/or dangerous wells. Craig is working with ShanRae on language based on a study that is being conducted. It will be presented to the Board once it is put together and then it will be on our website with the piping information.

E. Finance -

The written report (Exhibit “G”) was provided to the Board prior to the meeting. Heidi Dennison joined the meeting in person. She updated the Board that the audit is almost complete, and the submission deadline is June 30<sup>th</sup>. Richard Winkle will join an upcoming meeting to review the summary.

F. Manager Report-

OWRC was in the area this past week and toured the basin. We do have funding approved for some lateral piping projects. Exhibit H, invitation to testify in DC.

5. **BILLINGS & PAYROLL:**

Tom Burke made a motion to approve the Billings and Payroll as presented. Following a second by Jeff Larkin the motion was approved unanimously.

6. **OLD BUSINESS:**

• **Merkley PL 566**

EIS Update: Craig Horrell updated the Board. The internal draft is completed and circulating. The Programmatic Agreement is complete. There is a meeting scheduled with SHPO tomorrow to review the EIS review process. He is expecting to have a final EIS to go out for public meetings.

• **SPP Property Update**

Craig Horrell updated the board on the property sale. We are still waiting on FERC to approve our easement and remap submittal.

• **Union Meeting Update**

Craig Horrell updated the Board that we have been meeting with the COID representative to work through questions. They will come to the Board once they have a formal proposal.

- **DRC On-Farm Pilot J & L Laterals**

Craig Horrell updated the Board and has had DRC correct their minutes to reflect that COID did approve the program with conditions instead of saying COID didn't approve it.

- **Royal Oaks HOA – Formal Complaint**

Craig Horrell and Matt Singer are working on this with the patrons and Avion to change it to them being patrons of Avion for the water right and the delivery instead of being billed by both COID and Avion separately.

7. **NEW BUSINESS**

- **Bear Creek Piping**

A summary and map were provided prior to the Board meeting, Exhibit I. Kelley Hamby joined the meeting to provide additional information regarding the developer piping a segment of ditch within project boundaries due to development. The issue is that property with water rights beyond the development will not get their full water right due to the development. Moving forward, it was suggested that an analysis of how development affects deliveries within the entire lateral and then have the developer responsible for improvements to the lateral beyond the development to prevent harm to other patrons. How does the Board want to proceed with these types of scenarios with developers, Cities and Counties? This will be added to the strategic planning meeting in October for discussion.

- **G and G-2 Lateral Funding**

Craig Horrell explained that when he was at the Commission meeting, he learned that the funding for the G and G-2 Laterals will be covered by grants. These will be done in the upcoming maintenance season.

8. **BOARD COMMENTS:**

Brian Lepore is on the Deschutes Soil and Water Board, and he invited the COID Board members to join the meeting tomorrow in Sister at the Fire station. The meeting is at 9:00 followed by lunch and a tour.

Jeff Larkin asked about how the 15-day rotations could be changed and/or shortened up. He had an example of this in Powell Butte that is irrigated with the flood method and on a long rotation. He is concerned that these are long stretches between water. It is a 40-acre piece and is on a rotation with a total of 80-acres of water rights. Rotations will be added to next month's agenda to discuss how they work and what options are available to improve and/or change them.

**EXECUTIVE SESSION:**

Brad Clarno recessed the regular session to go into Executive Session at 10:14 a.m. under the following ORS:

- ORS 192.660(2)(d) to conduct deliberations with persons you have designated to carry on labor negotiations.
- ORS 192.660(2)(e) to conduct deliberations with persons designated by the governing body to negotiate real property transactions.
- 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 11:42 p.m.

The meeting was adjourned at 11:42 p.m. following a motion by Tom Burke and a second by CB Foss.

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Craig Horrell, Manager

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Tom Burke

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Brad Clarno

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C.B. Foss

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Jeff Larkin

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Brian Lepore

APPROVED