

CALL TO ORDER

At 7:00 PM, Vice-Chairman Bailey called the September 10, 2019 Regular Board Meeting of the Moses Lake Irrigation and Rehabilitation District to order. The record shows that Vice-Chairman Bailey, Director Dexter, and Director Selmann were present. Legal Counsel, Brian Iller, and General Manager, Chris Overland was also present. Director Teals was in attendance at the Moses Lake City Council meeting to show support to Harold Crose with the Grant County Conservation District. The record indicates that this meeting was recorded. The Pledge of Allegiance was then recited.

DISCUSSION OF AGENDA ITEM(S)

Vice-Chairman Bailey called on the board members, and the audience for discussion on any agenda items and nothing was brought forward.

DISCUSSION OF NON-AGENDA ITEM(S)

Vice-Chairman Bailey called on the board members, and the audience for discussion on any non-agenda items and Jeff Foster asked to speak on the appointment of the vacant director position. Vice-Chairman Bailey stated he would be discussing the appointment of the vacant director position and the water samples taken by the Grant County Health District and the cost associated with the process under action items.

APPROVAL OF THE AGENDA

Vice-Chairman Bailey called on the board members to approve the agenda. Director Selmann made a motion to approve the agenda as amended. Director Dexter seconded the motion. The motion carried unanimously.

APPROVAL OF CONSENT AGENDA

Vice-Chairman Bailey called on the Board of Directors to approve the consent agenda. The consent agenda consisted of the meeting minutes from 08/13/19 Regular Meeting, the Bills/Checks (#17268-#17296) and Voucher #1000216 totaling in \$67,511.32. Director Dexter made a motion to approve the consent agenda. Director Selmann seconded the motion. Vice-Chairman Bailey abstained from voting on anything related to Basin Property Management, Inc. The motion carried unanimously.

MLIRD STAFF REPORTS

General Manager Chris Overland reported the following:

- Lake elevation was at 1046.78 feet as of September 10, 2019.
- MLIRD has a meeting scheduled with the Quincy Columbia Basin Irrigation District on Thursday, September 12, 2019. The East Columbia Basin Irrigation District has committed to meeting with MLIRD however a date has not been set. Increasing Columbia River water dilution flows through Moses Lake will be discussed at these meetings.
- On August 28, 2019, the City of Moses Lake's Ash Street sewer line had a failure that caused it to leak sewage into Moses Lake. MLIRD's dredging operations had nothing to do with the failed sewer line; however, did bring added caution to stay away from the fragile

sewer line with dredge operations. One of the reasons Director Teals is at the Moses Lake City Council meeting tonight is to discuss if the city would be willing to take the fragile old sewer line out early while the dredge is still in the water. Otherwise, it would be hard to say when MLIRD would come back to dredge the ridge that will be left surrounding the Ash Street sewer line.

- Kayden Industries has currently dredged approximately 10,000 cubic yards. Kayden Industries is going to try to dredge as close as they can around the Parker Horn Pump Station.
- MLIRD staff recommends that the Board adopt Resolution 2019-003, to renew the Inter-local Agreement with Grant County on how property assessments are handled.
- Upcoming events include the Equalization Process, Budget Preparation, Director Elections, the 2020 Assessment Roll and the new Parker Horn Pump Station Lease with DNR.
- There were no findings for the 2017/2018 State Audit. A closing meeting has not yet been scheduled.

ACTION ITEMS

Vice-Chairman Bailey introduced Resolution 2019-003. Legal Counsel, Brian Iller stated under the Inter-local Agreement regarding assessments, there is a renewal section that authorizes either party to request renewal of the Inter-local Agreement. Legal Counsel, Brian Iller drafted the resolution requesting an extension of the ILA with Grant County. Legal Counsel, Brian Iller stated that although the ILA has been far from flawless, it still gives MLIRD something to rely upon when discussing how to proceed with the Grant County Treasurer. He also noted that the Grant County Treasurer continues to be bound by this under the terms of the mediated stay agreement. Legal Counsel, Brian Iller said that he inserted language stating MLIRD is open to suggestions for improvement. Director Dexter made a motion to approve Resolution 2019-003. Director Selmann seconded the motion. Director Dexter believes approving the resolution to renew the ILA with Grant County is a good idea because it gives MLIRD boundaries and an agreement to go to if there is any misunderstanding with the Grant County Treasurer. Grant County will also have to approve to renew the ILA as well. The motion carried unanimously.

Vice-Chairman Bailey stated the Grant County Health District has been collecting water samples the last several months and testing them for toxins in the lake. In many people's minds, Moses Lake has been closed due to toxins being found in certain areas of the lake. Vice-Chairman Bailey said he does not have a problem with the Grant County Health District testing samples as he believes they are doing their job; however, thinks it might be misleading. He would like General Manager, Chris Overland to find out how much the Grant County Health District would charge to have them do additional sampling (cost for employees wages, cost of shipping, cost to test the sample) and whether or not MLIRD could sample areas as well and send the samples into the same lab for analysis. Vice-Chairman Bailey would like some dialog with the Grant County Health District about implementing more testing, find out their thoughts, and have more testing implemented for next year.

Vice-Chairman Bailey stated there is currently a vacant MLIRD position on the Board and the Grant County Commissioners are obligated to appoint someone to fill the term. The Chief Deputy Prosecuting Attorney contacted MLIRD through Legal Counsel, Brian Iller asking if MLIRD had a position on not filling the MLIRD vacancy as it will be up for re-election in December. Vice-Chairman Bailey stated he is uncomfortable with not filling the position because the ratepayers of MLIRD voted to have five Directors, not four. He said the Grant County Commissioners have a process and have taken applications through last Friday, September 6, 2019 and their job is to appoint someone for the position. Vice-Chairman

Bailey said he would like Legal Counsel, Brian Iller to respond and tell them MLIRD believes the vacant position appointment should take place as soon as possible. Director Selmann stated he feels the whole reason for this in the first place was to follow the process and would like to see the Grant County Commissioners follow the process as well. Director Dexter agreed and that the process is ideal. Legal Counsel, Brian Iller stated he would respond to the Chief Deputy Prosecuting Attorney's email.

Vice-Chairman Bailey reminded the Board of Directors that several board meetings ago, it was decided to have \$12,500 available for the Moses Lake Watershed Council. He stated there is a Moses Lake Watershed Council Meeting next week. Vice-Chairman Bailey would like to find out where the Moses Lake Watershed Council is at next week and go from there.

PUBLIC COMMENTS

Troy White, who runs a stand-up paddle board business, stated that the Moses Lake water quality had been one of his number one concerns. He wanted to share that Montlake is a great place to launch as there is not a lot of blue-green algae present. Troy White stated that whatever MLIRD has done to the Montlake area has really helped and believes that it has also positively impacted the water quality in the Peninsula area. Vice-Chairman Bailey said the Montlake area is impacted some degree by the MLIRD Parker Horn Pump Station that pumps water over to that area. Troy White asked if MLIRD starts collecting water samples, what other categories would be tested for besides the date, location, or the number of microcystins. Vice-Chairman Bailey stated MLIRD already collects water samples. General Manager, Chris Overland shared some recent water sample tests located on the MLIRD website that show the Phosphorus and Nitrogen levels of the different locations. He stated the water samples tested by the Grant County Health District tests for toxins in the water. MLIRD currently tests for nutrients such as Phosphorus and Nitrogen levels. Vice-Chairman Bailey stated MLIRD is very consistent with the test sites. The Grant County Health District has only been taking 1-3 samples a week, and it is Vice Chairman Bailey's feeling to enhance the water testing process, so the community is more informed of the water quality in different areas of the lake. Troy White thinks this would help create awareness that the lake is not closed. Director Dexter asked if MLIRD has compared the nutrient levels with the toxin levels. General Manager, Chris Overland stated he does not believe there is any direct correlation with the different levels but stated, if there are high phosphorus levels and high chlorophyll levels, there are probably toxins in the area as well. Vice-Chairman Bailey stated the entire situation is very complex, and MLIRD has been told that dilution is not a cure-all plan; however, it is a short term solution to the problem. He believes if the lake could be kept in the short term solution and very useable for the community, then it gives the agencies time to develop another method of getting control of the toxins.

ADJOURNMENT

The meeting was adjourned at 7:39 PM.

Bill Bailey, Vice-Chairman

Kris Dexter, Director

Richard Teals, Director

Kaj Selmann, Director

By: _____
Secretary to the Board of Directors