

### **CALL TO ORDER**

At 7:00 PM, Vice President Teals called the October 12, 2021 Regular Board Meeting of the Moses Lake Irrigation and Rehabilitation District to order. The record shows that Vice President Teals, Director Selmann, Director Foster, and Director Dexter were present. Legal Counsel Brian Iller attended via telephone. The record indicates that this meeting was recorded. The Pledge of Allegiance was then recited.

### **DISCUSSION OF AGENDA ITEM(S)**

Vice President Teals called for discussion on any agenda items, and nothing was brought forward.

### **DISCUSSION OF NON-AGENDA ITEM(S)**

Vice President Teals called for discussion on any non-agenda items, and nothing was brought forward.

### **APPROVAL OF THE AGENDA**

Vice President Teals called on the board members to approve the agenda. Director Foster made a motion to approve the agenda. Director Selmann seconded the motion. The motion carried unanimously.

### **APPROVAL OF CONSENT AGENDA**

Vice President Teals called on the board members to approve the consent agenda. The consent agenda consisted of the meeting minutes from the 09/14/2021 Regular Meeting and the 09/20/2021 Special Meeting, the Bills/Checks (#18163-#18191), and Voucher #1000241 totaling \$68,835.73. Director Selmann made a motion to approve the consent agenda. Director Dexter seconded the motion. Director Foster did not vote on meeting minutes from the 09/14/2021 Regular Meeting as he did not attend the meeting. The motion carried unanimously.

### **MLIRD STAFF REPORTS**

MLIRD Staff reported the following:

- MLIRD's surplus equipment is ready for auction to be sold by Booker Auction Company on November 17, 2021. The surplus equipment may be previewed on November 10, 11, and 15 from 8:00 AM to 3:00 PM.
- The draft MLIRD Assessment Roll and Schedule of Rates is being prepared.
- Election notices for MLIRD Board positions #3 and #5 will be posted in three public locations on Friday, October 15, 2021.
- Connelly Park closes for the season on October 31, 2021.
- Gene Welch, Ph.D., UW Professor Emeritus, emailed MLIRD Staff stating that the Phosphorus concentrations on August 3, 2021 were still low in Test Sites #5, #6, #11, and #12. However, the test results from August 18, 2021 showed increased Phosphorus concentration levels. On average, the Phosphorus concentration levels were still lower in 2021 than in 2020.

**PUBLIC COMMENTS**

Jeremy Nolan stated he submitted a request for an easement on MLIRD parcel #170077000. He asked if there would be a Board discussion on this topic tonight. Vice President Teals stated he believed the topic would be discussed in Executive Session.

**EXECUTIVE SESSION**

The Board went into Executive Session at 7:10 PM to discuss with legal counsel the legal risks of a proposed action or current practice as authorized by RCW 42.30.110 (1)(i)(iii). Possible action may be taken after Executive Session. The expected time was 20 minutes, and the Board was to return approximately at 7:30 PM.

At 7:30 PM, Vice President Teals extended Executive Session 15 minutes. The Board was to return to Regular Session at approximately 7:45 PM.

At 7:45 PM, Vice President Teals extended Executive Session 10 minutes. The Board was to return to Regular Session at approximately 7:55 PM.

The Board entered back into Regular Session at 7:55 PM.

After discussion in Executive Session, Director Selmann stated that after reviewing Mr. Nolan’s request packet, one missing item that a public entity will need is the market value of the piece of property in question for purchase or easement. For the MLIRD Board to make a decision, Director Selmann said Mr. Nolan would need to obtain a market value appraisal from a certified appraiser on the easement being requested and present that as part of his request packet. From there, the Board will be able to start the decision-making process. Director Foster asked if Mr. Nolan was requesting to purchase a piece of the parcel or obtain an easement on a piece of the parcel. Mr. Nolan stated he would first like to request to purchase a piece of the parcel, and if that were not possible, he would then request a permanent easement. Director Selmann stated it would be helpful for the certified appraisal to have both options available; the market value to purchase a piece of the property and the market value on a permanent easement. Mr. Nolan said he would work on finding a certified appraiser and then contact the Board when the appraisal is finished.

**ADJOURNMENT**

The meeting was adjourned at 8:01 PM.




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Bill Bailey, President  
*Richard Teals*  
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Richard Teals, Vice President

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Kris Dexter, Director  
*Kris Dexter*  
\_\_\_\_\_  
Kaj Selmann, Director

*Jeff Foster*  
\_\_\_\_\_  
Jeff Foster, Director

By: \_\_\_\_\_  
Secretary to the Board of Directors

**REGULAR BOARD MEETING  
GUEST SIGN IN SHEET**

October 12, 2021				
PRINT NAME	RESIDENTIAL ADDRESS	EMAIL ADDRESS	WISH TO SPEAK ON WHAT SUBJECT?	SIGNATURE
Jerry Nolan	810 S Carnes Pl	jerry-nolan@yahoo.com	Nolan - Easement	
Charles Foster	1347 Rosd W SE		N/A	
Katherine Bren	610 Florida St.	kbren@wapdly.org	None	

Information (name, address, phone, email, etc.) on this form will be released in the event of a public records request.