

CALL TO ORDER

At 1:00 PM, President Bailey called the December 21, 2022 Special Board Meeting of the Moses Lake Irrigation and Rehabilitation District to order. The record shows that President Bailey, Vice President Teals, Director Foster, and Director Perry were present. Legal Counsel Brian Iller attended via telephone. The record indicates that this meeting was recorded. The Pledge of Allegiance was then recited.

APPROVAL OF THE AGENDA

President Bailey called on the board members to approve the agenda. Vice President Teals made a motion to approve the agenda with the amendment to move item 7 C. before item 7 A. Director Perry seconded the motion. The motion carried unanimously.

ACTION ITEMS

The private consultant contract was then discussed. Director Perry felt the contract looked fine. Vice President Teals agreed that he could see no problems regarding the contract. Director Foster asked for an adjustment to item #3 regarding the term. Director Foster's understanding is that MLIRD engaged the service of the consultant weeks ago. President Bailey stated he was not sure if that would have any effect on the agreement. Director Foster said he would like to ask Legal Counsel Brian Iller his opinion on when the agreement really started. President Bailey asked Legal Counsel Brian Iller if the term of the contract needed to be changed to the actual start date since MLIRD has already engaged the consultant's service under the same terms outlined in the contract. Legal Counsel Brian Iller stated there is an implied contract between MLIRD and the consultant starting three weeks ago under the same terms. Legal Counsel Brian Iller believes it would be appropriate to start the contract from the beginning date when MLIRD first hired Kaj Selmann as a consultant.

EXECUTIVE SESSION

The Board went into Executive Session at 1:15 PM to discuss with legal counsel pending litigation and potential litigation in the form of the risks of a proposed action and/or current practice and in the form of threatened litigation as authorized by RCW 42.30.110 (1)(i), RCW 42.30.110 (1)(i)(i), and RCW 42.30.110 (1)(i)(iii). Possible action may be taken after Executive Session. The expected time was 30 minutes, and the Board was to return approximately at 1:45 PM.

President Bailey extended Executive Session by 20 minutes. The Board was to return to Regular Session at approximately 2:05 PM.

President Bailey extended Executive Session by 20 minutes. The Board was to return to Regular Session at approximately 2:25 PM.

President Bailey extended Executive Session by 10 minutes. The Board was to return to Regular Session at approximately 2:35 PM.

The Board entered back into Regular Session at 2:35 PM.

ACTION ITEMS

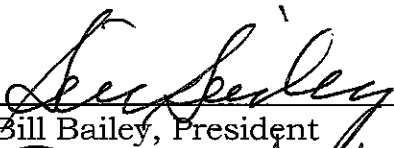
Director Foster made a motion to approve the private consultant contract with the adjustment of item #3 to include the exact starting date and to

include "not to exceed six months." Vice President Teals seconded the motion. The motion carried unanimously.


Vice President Teals made a motion for the MLIRD Board to direct Legal Counsel Brian Iller to prepare a proposal for legislation based on the Mosquito District's model. Director Foster seconded the motion. Director Foster stated for clarification, he would like "prepare new language based on prior review" added to the motion. The motion carried unanimously.

ADJOURNMENT

The meeting was adjourned at 2:38 PM.



Bill Bailey, President



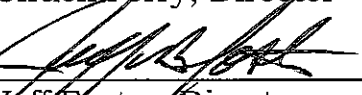
Richard Teals, Vice President



Kris Dexter, Director



Chuck Perry, Director



Jeff Foster, Director

By: _____
Secretary to the Board of Directors