

**SUNNYSIDE VALLEY IRRIGATION DISTRICT  
MEETING OF THE BOARD OF DIRECTORS**

The regular meeting of the Sunnyside Valley Irrigation District (SVID) was held in-person and via conference call, and was called to order by Chairman Simpson on, June 6, 2023, at 1:55 PM. Present in addition to Chairman Simpson was Director Mike Hogue, Kevin Golob, Dave Michels, and Paul Groeneweg; Lori Brady, SVID Manager/Secretary/Treasurer, Ron Cowin, Assistant Manager- Engineering, Dave Bos, Assistant Manager- Operations, and Nikki Musson, SVID Deputy Treasurer/Office Manager; and Larry Martin, Legal Counsel for the Sunnyside Valley Irrigation District. Also in attendance was Chris Duke, Bureau of Reclamation Area Manager.

The minutes of the May 2, 2023 Board Meeting were reviewed. Upon a motion by Director Golob, that was seconded and unanimously carried, the minutes were approved as written.

Staff presented three claims. Two claims from Mr. Graham and Ms. Fullerton in the amount of \$34,708.14 and \$8,500 respectively for damages caused by a break in lateral 51.36A. The third claim from Ms. Kuhl in the amount of \$2,673.77 for damages caused by a gate that was not completely shut on delivery 23.10 #28. Upon a motion by Director Michels that was seconded and unanimously carried, the claims will be sent to the insurance company.

Ms. Musson presented one general Certificate of Delinquency for 75 parcels with unpaid 2020, 2021, and 2022 irrigation assessments. A letter from legal counsel will be mailed out and at that point, assessments for all 4 years must be paid. Upon a motion by Director Golob that was seconded and unanimously carried, the Certificate of Delinquency was issued.

The Board considered the Consent Agenda as shown below:

	<b><u>PARCEL</u></b>	<b><u>FACILITY OR DESCRIPTION</u></b>	
<b><u>Easements</u></b>			
Pedro C. & Fidelina Lopez	1-3094-401-0705-001	50.52	
Christina Lucero Sandoval	1-3094-401-0724-003	50.52	
Kevin E. & Birgit Ganje	1-3094-401-1441-003	50.52	
Camilo Madrigal	1-3094-401-1617-001	50.52	
Theodore & Susan Desallier	1-3094-401-1617-003	50.52	
<b><u>Change Point of Delivery</u></b>			
John Turner	1-3094-101-1478-001	50.52	2
	1-3094-101-1478-002		
Kenneth Thornton	1-3094-401-0724-001	50.52	2
Christina Sandoval	1-3094-401-0724-003	50.52	3
Camilo Madrigal	1-3094-401-1617-001	50.52	3

Rosa M. Rios	1-3094-401-1617-002	50.52	3
Ted Desallier	1-3094-401-1617-003	50.52	3
Pedro Lopez	1-3094-401-0705-001	50.52	6
Kay Herman	1-3094-401-0705-002	50.52	6
Christopher Mann	1-2995-201-0645-001	58.75	2
Jed Chamberlain	1-2995-201-0645-002	58.75	2
Silvia Villagrana	1-2995-201-0645-003	58.75	3
Corey Persinger	1-2995-201-0645-004	58.75	3
Billie J. Clary & Daniel L. Lemmon	1-2694-201-1457-001 1-2694-201-1457-002	50.35EG	1
Alan Sorensen	230801-21403 230801-21402	MB 2.21	
Shane P. Daire & Port of Sunnyside	220901-14006	35.51	70
Gerald Deaton & Port of Sunnyside	220901-14003 220901-14004	35.51	70
Sabino G. Martinez & Port of Sunnyside	220901-14005	35.51	70

**Developer's Agreement**

Brenda K. Mims	211004-33010	21.22A	4
Myra J. Marchen	230908-11007	42.44	17
Bria J. & Stephanie L. McGuire	230936-14003	MB 1.00A	1
David Gonzalez	1-0284-301-2496-002	51.87	55

**District Water Right Contract**

Custodio and Vickie L. Sanchez	1-1995-300-0006-003 1-1995-300-0007-003	56.46	01A
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Upon a motion by Director Michels that was seconded, the motion carried, and the Consent Agenda was approved.

Ms. Musson presented the vouchers. The Status of Funds listed investments and other funds totaling \$15,972,284. Vouchers numbered 82166-82390 in the total amount of \$361,183.29 were submitted for approval. Ms. Musson presented a graph showing current funds compared to historical levels. Upon a motion by Director Hogue, which was seconded and unanimously carried, the Board approved and authorized payment of the vouchers as listed above.

Mr. Bos updated the Board on field operations. Crews are beginning to spray, mow, patch pipe, and other general spring maintenance. The first aquatic weed treatments began on May 3.

Resolution 2023-06-01 is a resolution to set a policy on electronic funds transfer. The resolution sets criteria under which electronic funds transfer can be completed. Upon a motion by Director Hogue that was seconded, and unanimously carried, and Resolution 2023-06-01 was approved. Said resolution is attached and by this reference incorporated into these minutes.

Resolution 2023-06-02 is an amendment to the fee charged when a landowner would like service to their small lot. The resolution refers one to the fee schedule so the update that will need to take place will be on the fee schedule and not the extension of service to small lot owner's resolution. Upon a motion by Director Michels that was seconded, and unanimously carried, Resolution 2023-06-02 was approved. Said resolution is attached and by this reference incorporated into these minutes.

Ms. Brady updated the Board on the NPDES permit. The District held a virtual meeting with DOE permit staff and went through the list of priority items on the draft permit. An in-person meeting has been scheduled with Vince McGowin in Yakima.

Mr. Duke left the meeting.

At 2:20 PM Chairman Simpson announced the Board would convene into Executive Session pursuant to RCW 42.30.110(1) (i) for approximately 35 minutes. The purpose of the meeting was to discuss potential litigation and personnel. Mr. Bos, Mr. Cowin, Ms. Musson, and Mr. Martin left the meeting.

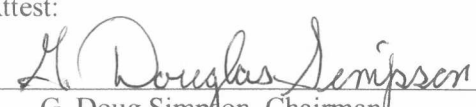
At 2:55 PM the Board reconvened into open session.

Upon a motion by Director Hogue that was seconded, and unanimously carried, the McGahey settlement offer was approved.

There being no further business, the meeting was adjourned at 2:58 PM.

  
Lori Brady, Secretary

Attest:

  
G. Doug Simpson, Chairman

**RESOLUTION**

**2023-06-01**

Electronic Funds Transfer Policy

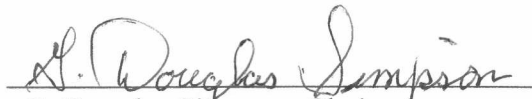
**WHEREAS**, The Board of Directors (Board) of Sunnyside Valley Irrigation District (SVID or District) find it necessary to amend the Bylaws, Rules and Regulations from time to time, and

**WHEREAS**, the Board has determined a policy on Electronic Funds Transfer (EFT) needs to be established.

**THEREFORE, IT IS RESOLVED:**

The Board approved the amendments to Section 12: District Treasurer as set forth in Attachment "A".

Dated this 6<sup>th</sup> day of June 2023.

  
G. Douglas Simpson, Chairman

  
Lori Brady, Secretary

## SECTION 12: DISTRICT TREASURER

Pursuant to authority granted in RCW 87.03.440 the Board of Directors has determined it to be in the best interest of the District to appoint employees as Treasurer and Deputy Treasurer. Said officers are responsible for investing District funds on behalf of the Board of Directors. They shall be bonded in the amount of \$150,000 by a bonding company authorized to do business in the State of Washington ~~in the amount of \$150,000~~. The bond shall fully protect the District against any defalcations, embezzlement, misfeasance, malfeasance or any other breach of duties of the Treasurer and Deputy Treasurer.

Pursuant to authority granted in RCW 39.58.750 the Board of Directors has determined additional duties of the Treasurer and Deputy Treasurer or their appointee shall be responsible to initiate or modify an electronic funds transfer (EFT) provided appropriate controls are in place, including:

1. Implementation of bank offered security measures to prevent unauthorized individuals from initiating or modifying a transfer. Each user initiating or approving electron bank transactions must have a separate banking user identification.
2. Define a process for creating securing, sending and authenticating direct deposit transmittal files to prevent unauthorized modification of submission.
3. Policies and procedures must be in place to validate these authorizations to protect resources being transferred electronically.
4. The appropriate records, documentations, and authorizations will be kept on all EFT transfers.

**RESOLUTION**

~~2018-08-01~~ 2023-06-02

Amending Extension of Service to Small Lot Owners

**WHEREAS**, in 1947 the Board of Directors (Board) established a 1 (one) acre minimum billing policy reflecting certain fixed costs associated with the administration, operation and maintenance of service of its constituents, and

**WHEREAS**, the Board finds that it is in the best interests of all of its landowners to assist in making sure water service is available and utilized by all of its landowners, and

**WHEREAS**, the Board finds that providing assistance to landowners of parcels less than one acre to extend irrigation service to their property should be commensurate with the cost of service to them, and

**WHEREAS**, the board has determined that some level of landowner financial participation should be provided if SVID is requested to extend service to landowners' individual parcels, now therefore

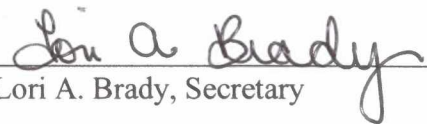
**IT IS RESOLVED:**

1. The Board reaffirms its commitment to the 1 (one) acre minimum billing policy.
2. Landowners who desire to utilize irrigation service and who have parcels less than 1 (one) acre may upon payment ~~of \$375,~~ of fee (see fee schedule), request irrigation service be extended to their property.
3. Landowners who own more than one parcel totaling more than one acre and who combine their assessments shall not be entitled to have service extended to their property by SVID.
4. Extension of irrigation service to landowners' property shall be on a schedule determined by SVID. Preference will be given where service can be extended to multiple parcels for construction efficiency.
5. The service connection provided by SVID will be a 3/4 (three quarter)- inch diameter PVC riser with gate valve. The riser and valve will be maintained by SVID. There is no warranty of irrigation service supplied under pressure. Landowners are required to design irrigation systems capable of operating at not more than 5 gallons per minute and capable of rotational delivery.

Adopted this 6<sup>th</sup> day of June, 2023

  
G. Douglas Simpson, Chairman

Attest:

  
Lori A. Brady, Secretary

