

**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, March 5, 2024, at 2:36 PM. Present in addition to Chairman Simpson was Director Kevin Golob, and Paul Groeneweg; Lori Brady, SVID Manager/Secretary/Treasurer, Ron Cowin, Assistant Manager-Engineering, Dave Bos, Assistant Manager-Operations, Nikki Musson, SVID Deputy Treasurer/Office Manager; and Larry Martin, Legal Counsel for the Sunnyside Valley Irrigation District. Also in attendance was David Felman, incoming Manager. Mike Schwisow, Olympia Lobbyist, participated via phone.

The minutes of the February 6, 2024 Board Meeting were reviewed. Upon a motion by Director Golob, that was seconded and unanimously carried, the minutes were approved as written.

Mr. Schwisow updated the Board on the 2024 legislative session. The short 60-day will end on March 7, 2024. There is a provision giving Ecology \$2.408 million to create a new permit process to regulate waters of the state that are no longer subject to federal jurisdiction due to the SCOTUS Sackett decision by the US Supreme Court. Currently there are two bills, SSB 5950 and SHB 2104, and in the end only one bill will pass. The Senate bill had language stricken from the bill which could help the Department of Ecology from over-reaching. The House bill still contained the over-reaching language.

The Board considered the Consent Agenda as shown below:

	<u>PARCEL</u>	<u>FACILITY OR DESCRIPTION</u>
<u>Developer's Agreement</u>		
Jose Graciano	220913-21003	48.04H #7
<u>Change Point of Delivery</u>		
Angelica Balli - Roy Cummings	221007-14002, 221007-14001	30.20W BA

Upon a motion by Director Groeneweg 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 \$12,128,021. Vouchers numbered 83867-84053 in the total amount of \$452,812.30 were submitted for approval. Ms. Musson presented a graph showing current funds compared to historical levels. Upon a motion by Director Golob, which was seconded and unanimously carried, the Board approved and authorized payment of the vouchers as listed above.

Mr. Cowin informed the Board on the Engineering Department. The hardware installation is complete for four of ten upper-end check structures and Connetix has done the initial programming.

Mr. Bos updated the Board on field operations. Crews are performing spring maintenance such as piping, beat repair, lining, drain maintenance, equipment maintenance, and building components for the various projects.

Staff updated the Board on the concrete cloth pilot project. The installation of 50-feet of concrete cloth was installed in the morning and the application went well. Cost comparisons will be evaluated between the concrete cloth and the tradition method of lining and shotcreting.

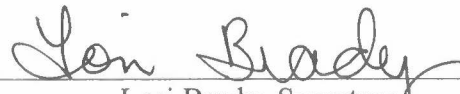
Resolution 2024-3-01, Temporary Water Transfers, was brought before the board. The resolution will allow temporary water transfers from fallowed SVID landowners to Roza Irrigation District (RID). This resolution will be passed to prepare for a short water year and RID's potential request to fallow and transfer. The requirements of the transfer will be detailed in the resolution with a maximum transfer of 5,000 acre-feet. Upon a motion by Director Groeneweg that was seconded, and unanimously carried, Resolution 2024-3-01 was approved provided RID initiated the request. Said resolution is attached and by this reference incorporated into these minutes.

Resolution 2024-3-02, an amendment to the Classification of Capital Assets, was brought before the Board. The resolution was amended to increase the cost determining what is a capital asset. Upon a motion by Director Golob that was seconded, and unanimously carried, Resolution 2024-3-02 was approved. Said resolution is attached and by this reference incorporated into these minutes.


Resolution 2024-3-03, an amendment to Section 8 of the By-Laws, was brought before the Board. The resolution was amended to correspond with the current job titles. Upon a motion by Director Groeneweg that was seconded, and unanimously carried, Resolution 2024-3-03 was approved. Said resolution is attached and by this reference incorporated into these minutes.

Ms. Brady informed the Board on the L & I appeal process. The mediation agreement will be drafted in the next several months.

There being no further business, the meeting was adjourned at 3:20 PM.


Lori Brady, Secretary

Attest:


G. Doug Simpson, Chairman

RESOLUTION

2024-03-01

**TEMPORARY WATER TRANSFERS FROM THE SUNNYSIDE VALLEY
IRRIGATION DISTRICT (SVID) TO ROZA IRRIGATION DISTRICT (RID)**

WHEREAS, the Yakima River Basin is in 2024 experiencing severe drought conditions which have been recognized by the State of Washington; and

WHEREAS, inter-district transfers (herein "transfers") of irrigation water from the Sunnyside Division to the RID are subject to prior approval by the Sunnyside Valley Irrigation District ("SVID") Board of Directors' ("Board") U.S. and Washington State agencies, and Yakima Superior Court; and

WHEREAS, the Board has received requests from SVID landowner/water users to fallow land and temporarily transfer irrigation water from land within SVID to the Roza Irrigation District ("RID"); and

WHEREAS, the Board has determined there are water conservation opportunities available to supplement existing water supplies for the benefit of both RID and the Sunnyside Division; and

WHEREAS, the Board will expeditiously consider transfers to RID on a case-by-case basis, and grant approvals if the proposed 2024 use of SVID irrigation water as a conditional, supplemental, temporary supply outside SVID's boundaries will not adversely affect SVID's ability to efficiently operate the Sunnyside Division's irrigation and drainage facilities, Sunnyside Division pumping facilities or SVID landowner / water users adequate, timely water deliveries or water rights; and

WHEREAS, the Board has found that transfers from fallowed SVID land to RID should not have any materially adverse effect on the water needs of SVID landowners; and

WHEREAS, the approval of 2024 temporary transfers by the Board will be subject to this Resolution, the "2024 Temporary Water Transfer Agreement" as well as other

conditions, policies, regulations, resolutions and rules determined by the Board in its sole discretion to be appropriate, all of which are incorporated herein.

NOW, THEREFORE, the Board adopts the following policy and conditions for 2024 water transfers:

1. All 2024 temporary transfers are subject to all conditions and provisions of this "Resolution," SVID's "2024 Temporary Water Transfer Agreements" as well as all other SVID

regulations, resolutions, rules and policies determined and adopted in its sole discretion by the SVID Board.

2. The temporary transfer period will be from the date the Washington State Department of Ecology approves the transfer or Yakima Reclamation Project's "storage control," whichever is later, and end on September 30, 2024, or sooner as set forth in this "Resolution," or the Transfer Agreement.

3. Transfers will be permitted only from land in SVID to land in RID. The maximum transfers from SVID lands are not to exceed 5,000 acre-feet.

4. The volume of water transferred (acre feet) will be the amount of water available at the SVID water user's delivery point or points in SVID, measured in cubic feet per second multiplied by the length of time of the transfer.

5. Transfers will be denied or canceled if SVID management's review of the transfers determines, in management's sole discretion, a transfer will have an adverse impact on: (a) the rights of existing Sunnyside Division landowners or on the Sunnyside Division's ability to deliver irrigation water to Sunnyside Division water users, (b) Sunnyside Division hydro-turbine pumping plants and their operation; or (c) any ground or surface water within the Sunnyside Division is applied in 2024 to the fallowed SVID land after the effective date of any transfer.

6. Completed water transfer applications subject to this Resolution must be submitted between ????, 2024 and ????, 2024 or later, if so, requested by Roza Irrigation District.

7. No ground or surface water will be applied to a transferring landowner's SVID land after the transfer's effective date. If the landowner applies ground or surface water to the land during the 2024 irrigation season after the effective date, he/she shall forfeit and repay to SVID all payments made by RID to landowner pursuant to this "Agreement." If he/she fails to pay RID the amount due as required herein, the amount due pursuant to this paragraph shall be included in landowner's 2025 SVID assessment, and irrigation water will not be delivered in 2025 to the land until the entire assessment including the amount due pursuant to this paragraph, has been fully paid. The amount recovered will be reimbursed to RID.

8. The volume of water temporarily transferred will be periodically adjusted according to the level of proration established in the Sunnyside Division.

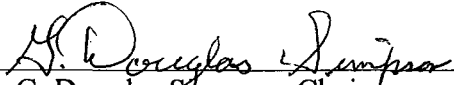
9. Water transfers will be permitted only from parcels that were irrigated in 2023.

10. A water transfer permit fee of \$350 per parcel will be charged for processing transfers and will be paid to SVID by RID. Contiguous parcels may be included in one transfer agreement.

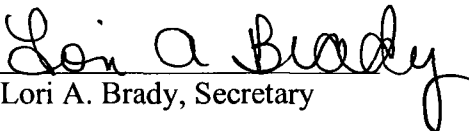
March 5, 2024

Regular

Adopted this 5th day of March, 2024


G. Douglas Simpson, Chairman

Attest:


Lori A. Brady, Secretary

March 5, 2024

673

Regular

RESOLUTION

2024-03-02

AMENDING THE CLASSIFICATION OF CAPITAL ASSETS

WHEREAS, The Sunnyside Valley Irrigation District's (SVID) financial records conform to Generally Accepted Accounting Principles (GAAP) as applicable to proprietary funds of governmental units; and

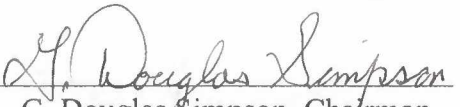
WHEREAS, SVID's financial records also comply with Governmental Accounting Standards Board (GASB) which is the accepted standard setting body for establishing governmental accounting and financial reporting principles; and

WHEREAS, GAAP and GASB require a definition of Capital Assets for purposes of properly stating SVID's financial condition.

THEREFORE IT IS RESOLVED:

Capital assets are defined by the SVID with initial individual cost of more than ~~\$15,000~~ \$50,000 and an estimated useful life in excess of 5 years.

Adopted this 5^h day of March, 2024.


G. Douglas Simpson, Chairman

Attest:


Lori Brad, Secretary

RESOLUTION

2024-03-03

AMENDING THE BYLAWS, RULES AND REGULATIONS

SIGNATURE AUTHORITY POLICY

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

WHEREAS, the Board has determined the existing policy has filed to include certain signatory actions.


THEREFORE, IT IS RESOLVED:

The Board approves the amendments to Section 8 as set forth in Attachment "A," adding Grant applications, contracts and agreements to covered items.

Dated this 5th day of March 2024.


G. Douglas Simpson

Attest:


Lori Brady, Secretary

ATTACHMENT "A"

SECTION 8: SIGNATURE AUTHORITY (2009-1-3)

A. DEFINITIONS

1. Corporate Officers — Chairman of the Board, Vice Chairman; Secretary; Treasurer; Assistant Secretary; and Auditing Officer.
2. Management Staff— District Manager, the Assistant Manager for Operations, and the ~~Assistant Manager for Administration and Technical Services~~ Office Manager.
3. Non-Management Staff— Non-bargaining unit employees excluding the management staff.

B. The following signatory guidance is provided:

1. Acquisition and disposal of real property — Corporate officers, generally being the Chairman, Vice Chairman and Secretary.
2. Acquisition of goods and services within the annual budget or specifically authorized by the Board — Management Staff
3. Letters of recommendation — Management Staff
4. Letters threatening legal action — District Manager.
5. Letters explaining district policy — Management Staff
6. Signatures required to obtain permits or satisfy permit conditions (SEPA, NPDES, HPA, Building permits, etc.) — Management Staff
7. Grant applications — Management Staff
8. Grant contracts / agreements - Chairman, Vice Chairman and Secretary.
9. Letters of conveyance — Any staff member delegated by Management.
10. Routine public data requests — Any staff member delegated by Management.