

# Tualatin Valley Water District



BOARD OF COMMISSIONERS  
1850 SW 170th AVENUE  
REGULAR MEETING MINUTES  
SEPTEMBER 19, 2012

## Present

Commissioners: Dick Schmidt, Richard Burke, Jim Doane, Jim Duggan, and Marilyn McWilliams

## Management

Staff: Mark Knudson, Todd Heidgerken, Patty Rupp, Brenda Lennox, Paul Matthews, and Dale Fishback

Legal Counsel: Clark Balfour

Staff: Tod Burton

Public: None

Note: Unless otherwise indicated the term “Motion carried” means the action of the Board of Commissioners was unanimous.

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President Dick Schmidt called the Regular Meeting of the Tualatin Valley Water District (TVWD) Board of Commissioners to order at 7:10 p.m.

## REPORTS BY CHIEF EXECUTIVE OFFICER AND MANAGEMENT STAFF

Chief Engineer, Mark Knudson, Acting in Capacity for Chief Executive Officer, Greg DiLoreto, provided the report.

Mr. Knudson noted that new water rates go into affect October 1, 2012. These rates were adopted by the Board at the July 18, 2012 Board meeting and Rate Hearing.

Mr. Knudson provided an update to the Tualatin Basin Water Supply Project (TBWSP). The Bureau of Reclamation (BOR) is continuing work on the Corrective Action Study, in order to identify improvements required for the existing dam to withstand the Cascadia Subduction Zone earthquake. Mr. Knudson explained that options have been identified that would meet the intended performance objectives; however construction costs are \$270 to \$640 million. Final recommendations are scheduled to be presented to the BOR’s Dam Safety Assessment Team on October 11, 2012 in Denver. The BOR has begun to consider options short of a full structural upgrade to the dam, including a new process called ALARP (As Low as Reasonably Practicable) to provide risk reduction only to the degree that can be cost justified. Mr. Knudson pointed out this is a new process that has not yet been used by the BOR. To date, the BOR has spent about \$750,000 conducting the correction action study and has yet to have a clear path forward for the existing project.

Mr. Knudson indicated that the City of Hillsboro Utilities Commission would soon announce their recent selection of the Willamette at Wilsonville as their preliminary preferred alternative for long-term water supply. The City of Hillsboro will be implementing their public outreach plan in support of their decision, and are tentatively scheduled to attend the October 24, TVWD Board meeting to present their findings.

The District has received a letter from Linda Lotto resigning her position from the Budget Committee. This leaves a vacancy on the committee and TVWD staff will issue a media announcement including a posting on the TVWD website advertising the position. Without objection, Commissioner's Burke and McWilliams expressed interest in sitting on the evaluation committee.

Mr. Knudson asked the Board if it worked with their schedules to move the November 6 work session to Thursday, November 8. There were no objections.

Chief Financial Officer, Paul Matthews, provided the department report.

#### REPORTS OF MEETINGS ATTENDED AND COMMISSIONER TOPICS

A report was given by each Board member of meetings they attended for the month.

Commissioner McWilliams brought forth a commissioner topic. She explained that on September 12, she and Commissioner Duggan had attended a neighborhood meeting at the Garden Home Reservoir site. She said she was disappointed with the way the site has been maintained. Several of the neighbors expressed their disappointment as well. Commissioner McWilliams asked staff to investigate the issue to determine whether the concerns were justified.

Mr. Knudson reported that staff had received the information and acknowledged the concern. He said he had spoken with Manager of Operations, Dale Fishback, who is responsible for building and grounds maintenance. Mr. Knudson proposed to the Board that staff would come back within the next few weeks with a memorandum of explanation and a report by Mr. Fishback that would address the concerns.

#### PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

There was no public present.

#### CONSENT AGENDA

It was moved by Commissioner Burke and seconded by Commissioner McWilliams approving the Work Session minutes of August 7, Regular Board meeting minutes of August 15, 2012 and Approval of Commissioner Travel. The motion carried.

MOTION TO APPROVE THE AMENDED SCHEDULE FOR THE OCTOBER AND NOVEMBER 2012 REGULAR BOARD MEETINGS

TVWD Resolution 11-11, approved by the TVWD Board of Commissioners on December 21, 2011, established the schedule of regular meeting dates for the Board for the year 2012. Section 2 of Resolution 11-11, further specifies, "Meeting dates may be changed by a motion of the Board of Commissioners."

Due to conflicts with other meetings, as well as to better accommodate holiday schedules, the Board had expressed interest in changing the schedule for the October 2012 and November 2012 regular meetings.

Mr. Knudson explained the staff recommendation was to change the October 2012 meeting to be held on October 24, 2012 and the November 2012 meeting be held on November 28, 2012. The scheduled meeting time of 7:00 p.m. and scheduled location of the TVWD Administrative Office would remain unchanged.

It was moved by Commissioner McWilliams and seconded by Commissioner Duggan to move the October 17, 2012 Regular Board Meeting to October 24, 2012, and to move the November 21 Regular Board meeting to November 28, 2012. The motion carried.

RESOLUTION 11-12 DECLARING THE FUND FOR THE PARTNERSHIP FOR SUSTAINABLE WASHINGTON COUNTY COMMUNITY TO BE UNNECESSARY AND DIRECTING THE DISPOSITION OF THE FUND BALANCE

Chief Financial Officer, Paul Matthews provided the staff report. He explained that at the July 18, 2012 Regular Board meeting, the Board moved to terminate the then-existing Cooperative Agreement for the Partners for Sustainable Washington County or otherwise known as the PSWCC, and adopted the PSWCC transition plan. This transmission plan includes transferring the unspent balance of the PSWCC fund held by TVWD on behalf of the PSWCC to Washington County, the successor agency of PSWCC. Finance estimates the unspent balance to be approximately \$56,000.

Mr. Matthews indicated that Oregon Local Budget Law (ORS 294.343) provides a mechanism by which the TVWD Board can declare a fund unnecessary and close that fund. On closing an unnecessary fund, the balance of that fund is transferred to the District's general fund and available for any legal purpose.

Resolution 11-12 declares the PSWCC fund unnecessary, closes it and provides specific authority to transfer the unspent balance to Washington County.

It was moved by Commissioner Doane and seconded by Commissioner McWilliams to adopt Resolution 11-12, declaring the fund for the Partners for a Sustainable Washington County Community to be unnecessary and directing the disposition of the fund balance. The motion carried.

ADJOURNMENT

There being no further business, it was moved by Commissioner Burke and seconded by Commissioner Duggan to adjourn the Regular Meeting at 7:40 p.m. The motion carried.

BOARD OF COMMISSIONERS  
TUALATIN VALLEY WATER DISTRICT

BY \_\_\_\_\_ BY \_\_\_\_\_  
President, Dick Schmidt Secretary, James Doane

Date Approved: October 24, 2012