

# Tualatin Valley Water District



BOARD OF COMMISSIONERS  
1850 SW 170th AVENUE  
REGULAR MEETING MINUTES  
APRIL 24, 2013

## **Present:**

**Commissioners:** President Dick Schmidt, Richard Burke, Jim Doane, Marilyn McWilliams  
(Commissioner Duggan was absent)

## **Management**

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

**Staff:** Stu Davis, Mike Britch

**Legal Counsel:** Clark Balfour

**Public:** (See attached listing)

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

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President Schmidt called the Regular meeting of the Tualatin Valley Water District (TVWD)  
Board of Commissioners to order at 7:00 p.m.

## **REPORTS BY CHIEF EXECUTIVE OFFICER AND MANAGEMENT STAFF**

Chief Executive Officer (CEO) Greg DiLoreto suggested to the Board that his report be moved to the end of the agenda since many citizens were present to listen and testify on the subject of Agenda Item #6 “Water Supply Strategy Update” of which he explained should be heard first.

It was moved by Commissioner Burke and seconded by Commissioner Doane to change the orders of the day by moving CEO, DiLoreto’s Agenda item # 2 to the end of the meeting.  
Motion carried.

It was moved by Commissioner Doane and seconded by Commissioner McWilliams to move Agenda item #3 “Commissioner Communication” to the end of the Agenda. Motion carried.

## **CONSENT AGENDA**

Commissioner Burke suggested dividing the question, as he was unable to attend the March 20, 2013 Regular meeting. Adoption would take three votes by the Board members who were present at that meeting. The minutes will be tabled to the May 15, 2013 Regular meeting.

It was moved by Commissioner Doane and seconded by Commissioner McWilliams to approve consent agenda item 5.1, Board meeting minutes of February 20, 2013. The motion carried.

It was moved by Commissioner McWilliams and seconded by Commissioner Doane to approve agenda item 5.2, Work Session minutes of March 5, 2013. The motion carried.

## **WATER SUPPLY STRATEGY UPDATE (PowerPoint slides attached)**

CEO, DiLoreto, provided opening comments and explained that over 15 years, District staff has been working on planning the next increment of water supply. A great deal of time has been spent on studying the various options. A portfolio has been secured of future water supply, which makes TVWD the envy of the water utility industry. The District's Board of Commissioners made a water supply decision in 2007; however, this was contingent on the ability to implement the decision. Events in the last years have forced the Board and staff to re-evaluate that decision. CEO, DiLoreto explained that staff would present the analysis they have completed over the last year, including the public outreach programs. Citizen testimony will take place. He pointed out to the Board that after these presentations, the Board would be able to discuss, and if appropriate, make a policy decision regarding future water supply for the customers of TVWD.

CEO, DiLoreto, then gave the floor to Chief Engineer, Mark Knudson.

Mr. Knudson provided a PowerPoint presentation and pointed out to the Board that the information he would present is information that they had reviewed previously, and had provided input to bring it together.

Mr. Knudson covered the following:

- 2007 Water Supply Decision (Significant changes since 2007)
- Approach to Updating TVWD Supply Strategy (Evaluation Process)
- Summary of Findings (Public Outreach & Feedback)

### **Water Supply Options & Key Assumptions:**

- **Portland Contract:**
  - Option: with or without the City of Hillsboro (Hillsboro) as a Partner
  - Option with or without UV Treatment of Bull Run (2022)
  - Assumes TVWD's existing contract with Portland
- **Mid-Willamette at Wilsonville:**
  - Partner with Hillsboro
  - Complete by 2026
  - Option: Portland or Willamette Supply to Metzger side of District
- **TBWSP:**
  - Partner with Hillsboro, Clean Water Services, City of Beaverton, City of Forest Grove and Tualatin Valley Irrigation District
  - Complete by 2026
  - Option: With or without federal funding to fix dam
- **Northern Groundwater:**
  - Partner with Hillsboro
  - Complete by 2026
  - Portland Supply to Metzger

**Economic & Financial Evaluation:**

- Comparison of Options
- Findings from Economic and Rate Analyses

**Non-Financial Evaluation:**

- Demand Uncertainty
- Source Reliability
- Source Redundancy
- Implementation Risk
- Public Acceptance
- Community Impacts
- Metzger Fluoridation
- Finished Water Quality
- Sustainability
- Governance

In closing, Mr. Knudson described the next steps in the process.

- Public Comment
- Recommend Board adopt a preferred option
- May 15 Board meeting, Board adopt policy direction to implement preferred option

**PUBLIC COMMENT**

President Schmidt then opened the floor for public comment:

Andy Duyck – Chair, Washington County Board of Commissioners & Chair of Clean Water Services, 155 North First Avenue, Suite 300, MS 22, Hillsboro, OR 97124  
(Letter of support attached)

Chair Duyck came before the TVWD Board of Commissioners in support of TVWD's Water Supply Strategy. He spoke of Washington County and how fast it is growing in terms of population. He also spoke of what local government has learned since 2007 and the importance of building on that success.

Pam Treece – Executive Director of the Westside Economic Alliance (WEA), 10220 SW Nimbus Drive, Beaverton, OR

Ms. Treece described the Westside Economic Alliance and its role in the community. She said that the WEA appreciates the efforts of community involvement in relation to choosing a future water source. She said the WEA supports the Willamette River Supply Strategy. Ms. Treece said that the WEA appreciates the process that the District and other agencies have undertaken.

Kevin Hanway – (did not complete Blue form) Water Director, City of Hillsboro, 150 E Main, Hillsboro, OR

Mr. Hanway came before the Board to express the importance of the selection and planning of a future water supply. He spoke of growth in Washington County, in relation to population, changes to the Urban Growth Boundary and industry. Projections indicate that the Hagg Lake source that Hillsboro uses now would be at capacity in the next decade.

John Godsey – Chair, City of Hillsboro, Utilities Commission, 3076 SE Oak St., Hillsboro, OR

Mr. Godsey said that he had been involved with Hillsboro's water system since 1970, and on the Water Commission since 2006. He said that he was proud and impressed with the partnerships that Hillsboro has made regarding regional water needs in Washington County. Hillsboro has gone through a similar process, as has TVWD. He explained that Hillsboro had selected the mid-Willamette option and he described the reasoning behind that decision.

Harry Bodine – 2130 SW Burbank Place, Portland, OR 97225

Mr. Bodine said he had been a customer of TVWD for 49 years. He remembered in 1973, when the Wolf Creek Water District applied for Water Rights on the Willamette River at Wilsonville. He explained that he had studied the issue since Gene Seibel was the General Manager in 1980, and has followed the process since. Wilsonville citizens have been drinking the water for 10 years with no problems.

Peg Willis – 16225 SW Ellerson, Aloha, OR

Ms. Willis said that she had attended one Public Open House at the District Office. She said she had heard of no others and reads the newspaper cover to cover each day. She indicated that she has been a resident of the District for 10 years. She asked the Board when they planned to have a vote of the citizens.

Commissioner Doane explained that the Board and staff were working to address this.

President Schmidt pointed out that the information about any TVWD public meeting is located on the tvwd.org website. He indicated that Citizen Participation Organizations are a good source of local information as well.

Commissioner Burke indicated that the Board appreciates the comments by Ms. Willis, however public information is always available.

Commissioner McWilliams spoke to Ms. Willis and reminded her that they had spoken at the Open House and gone over the schedule of upcoming meetings.

### **Board Discussion**

Commissioner Burke moved to update the Board's previous water supply decision and adopt a 3-part motion as follows:

1. To update the Board's previous water supply decision and adopt the Mid-Willamette supply option as TVWD's preferred long-term water supply option; and
2. Direct staff to prepare additional information providing formal policy direction to proceed with implementation of the updated water supply strategy for consideration at the Board's next meeting of May 15, 2013; and
3. Prepare a resolution for consideration at the Board's next Regular meeting of May 15, 2013 to provide continued support to Washington County, Clean Water Services and partners in Scoggins Dam, and encourage the US Bureau of Reclamation to complete seismic upgrades to Scoggins Dam as part of a comprehensive regional water supply strategy for Washington County.

Commissioner Doane seconded the motion and suggested that he would like recommendations from staff regarding how the new strategy would be implemented. He described the change as a “new world.” (His recommendation was not intended to be a part of the motion.)

Commissioner Burke spoke to the motion explaining that the Board had spent 14 years working on a water supply strategy. Commissioner Burke and other Board members expressed their pleasure with District staff, other partnering agencies, and the citizens of the District for their sincere input into the process that has allowed the District to come this far in order for the Board to be able to provide an informed decision on future water source.

Commissioner McWilliams expressed that she was very pleased with the Willamette River Water Coalition, of which she sits on the Board, and how the agencies involved have come together. She explained that this decision would benefit the citizens of the valley.

The motion carried with four votes in favor.

### **RESOLUTION 03-13, AMENDING AND RESTATING RESOLUTION 13-12**

Legal Counsel, Clark Balfour explained that on November 20, 2012, the TVWD Board adopted Resolution 13-12 declaring public need to acquire an interest in property to enable the District to proceed with the Rosander Pump Station project.

Resolution 03-13 is a follow-on resolution, as housekeeping, and reaffirms the Board’s direction to proceed. He pointed out that staff has proceeded to make the 40-day offer of compensation required by state statute. Staff has not been able to reach agreement with the owners. In Resolution 13-12, the property was identified by plat lot and address. Resolution 03-13 references the plat and tax lot and number to coincide with the Assessor’s numerical references.

It was moved by Commissioner Doane and seconded by Commissioner McWilliams to adopt Resolution 03-13. The motion passed with three votes in favor. Commissioner Burke voted no, and explained his reasoning. Mr. Balfour clarified that Resolution’s 13-12 and 03-13 does not allow physical taking of the property.

### **BOARD ACTION REGARDING THE EMPLOYMENT OF THE CHIEF EXECUTIVE OFFICER FOLLOWING EXECUTIVE SESSION**

It was moved by Commissioner Doane and seconded by Commissioner McWilliams to table this item until April 30, where it would be heard in a Special meeting.

**PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA**

Danielle Morehouse – 7035 SW Arranmore Way, Portland, OR 97223 (comments summarized, testimony attached)

Ms. Morehouse read her comments for the Board. In summary, Ms. Morehouse read that Resolution 04-11, passed in April 2011, required changes to avoid a legal challenge. She said that she was just one customer adversely affected in the Arranmore neighborhood by TVWD, as TVWD is requiring her to purchase and install backflow prevention equipment and pay an ongoing yearly testing fee to use water that TVWD neither supplies nor has the ability to regulate.

Commissioner Doane requested that staff prepare for the next Board meeting, a memorandum of clarification in response to Ms. Morehouse’s comments.

**REPORTS BY THE CHIEF EXECUTIVE OFFICER AND MANAGEMENT STAFF**

CEO, DiLoreto showed video clips from his work as President with the American Society of Civil Engineers in terms of failing infrastructure, which ASCE has given a grade of D- for the nation. The clips are of CEO, DiLoreto speaking about America’s infrastructure, including roads, bridges, water and sewer systems, to name a few.

**REPORTS OF MEETINGS ATTENDED AND COMMISSIONER TOPICS**

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

**ADJOURNMENT**

There being no further business, it was moved by Commissioner Burke and seconded by Commissioner McWilliams to adjourn the meeting at 8:40 p.m. Motion carried.

BOARD OF COMMISSIONERS  
TUALATIN VALLEY WATER DISTRICT

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

Date Approved: May 15, 2013