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### **Board of Directors**

Position 1 – Joe Spendolini  
Position 2 – Kevin Harter  
Position 3 – Mike Koger

### **District Secretary**

Brett Blofsky

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## **SPECIAL BOARD MEETING**

**April 13, 2022**

**11:30 AM**

**MINUTES**

1. **Call to Order** – Chairman Harter called the meeting to order at 11:33am.
2. **Roll Call of Directors** – Chairman Harter present. Directors Spendolini and Koger present. Others present were United States Congressman Cliff Bentz and his Chief of Staff, Nick Strader; and District employees Brett Blofsky, Cindy Oden, Sally Bratton, and Jason Morrow. Also present via video conference was David Filippi, Water Rights Attorney.
3. **Discussion about future plans for SSSD with United States Congressman, Cliff Bentz**
  - a. Director Spendolini introduced Congressman Bentz and explained the importance of him being present in the meeting to discuss our obstacles as we move forward with our Facility Plan. During a previous discussion between Director Spendolini and Congressman Bentz it was suggested the District look into retaining David Filippi who is a highly regarded Water Rights Attorney. Manager Blofsky handed out copies of the proposed arrangement issued by David Filippi, Stoel Rives LLP, at which time Director Spendolini made a motion to approve the arrangement and retain him as our legal counsel and authorize the District Manager to sign the proposal. Chairman Harter seconded the motion and it passed unanimously.
  - b. Chairman Harter requested to enter Executive Session and excused Cindy Oden, Sally Bratton, and Jason Morrow. The board entered Executive Session at 11:39am under ORS 192.660 (2) (h) To consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.
  - c. The Board exited Executive Session at 12:34pm.
4. Chairman Harter requested a new Executive Session under ORS 192.660 (2)(i) and ORS 192.660 (8) – to review and evaluate the performance of an officer, employee, or staff member if the person does not request an open meeting. This reason for executive session may not be for the purposes of evaluating a chief executive officer or other officer, employee, or staff member to conduct a general evaluation of an agency goal, objective or operation or any directive to personnel concerning agency goals, objectives, operations or programs.
  - a. The Board entered executive session at 12:34pm
  - b. The Board exited executive session at 12:35pm
5. **Other**
  - a. Director Spendolini gave a summary from the Executive Session and let everyone know that we have a solid legal path forward with how we are going to deal with our challenges in front of us

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regarding the Facilities Plan. Director Koger reminded everyone that we need to have potential alternatives available as we move forward.

- b. **COLA for District Manager** – Chairman Harter made a motion to amend the District Manager’s contract to include the cost-of-living adjustment. Director Koger provided a second to the motion and it passed unanimously.
- c. **E3 Water** – The pilot study continues to cause everyone at the District concern. Each time we think we are at the testing finish line; something comes up and it must be postponed. The Board all agreed we need to give E3 a drop-dead date of April 22, 2022.

- 6. **Adjourn** – Chairman Harter adjourned the meeting at 1:13pm. The next meeting was scheduled for April 19, 2022 at 4:00pm.

**ATTEST:**

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Brett Blofsky, Secretary of the Board

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Kevin Harter, Chairman of the Board

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Date