

SOUTH FORK WATER BOARD  
MINUTES OF BOARD MEETING  
**February 10, 2011**

Board Members Present:           John Kovash, West Linn Mayor  
  Doug Neeley, Oregon City Mayor  
  Jody Carson, West Linn Councilor  
  Betty Mumm, Oregon City Commissioner  
  Mike Jones, West Linn Councilor  
  Rocky Smith, Oregon City Commissioner

Board Members Absent:           None

Staff Present:                     John Collins, SFWB General Manager  
  Kim Brown, Regulatory Compliance

Others Present:                   Alice Richmond, West Linn Resident

**General Board Meeting**

**(1) Call to Order**

**Acting Chair Neeley** called the meeting of the South Fork Water Board to order at 6:02 p.m.

**(2) Public Comments**

No public comments.

**(3) Consent Agenda**

(A).    Approval of the Minutes of the December 9, 2010 Board Meeting

**Board Member Carson moved to approve the Consent Agenda. Board Member Smith seconded the motion, which passed unanimously.**

**(4) Election of Chair and Vice Chair for 2011**

**Acting Chair Neeley** asked if any board member could serve as chair and/or vice chair.

**John Collins, SFWB General Manager** confirmed that the SFWB IGA allows any Board member to serve as Chair and Vice Chair, though history dictates that the City mayors fill those positions. He reviewed the duties of the Chair and Vice Chair positions.

**Board Member Carson nominated West Linn Mayor John Kovash as the 2011 South Fork Chair and Oregon City Mayor Doug Neeley as the 2011 South Fork Vice Chair. Board Member Jones seconded the nomination.**

**Acting Chair Neeley** preferred not serving as Vice Chair. He confirmed that Board Member Smith was willing serve as Vice Chair and asked that the motions be split.

**Board Member Carson withdrew her nomination.**

**Board Member Carson nominated West Linn Mayor John Kovash as South Fork Chair and Board Member Rocky Smith as South Fork Vice Chair for 2011. Board Member Jones seconded the nomination, which passed unanimously.**

Mayor Kovash continued the meeting as the SFWB Chair.

**(5) Appointment of Budget Officer**

**John Collins, SFWB General Manager** stated that SFWB adheres to Oregon Budget Law and historically the General Manager serves as the Budget Officer. He recommended the Board appoint him as the SFWB Budget Officer.

**Board Member Neeley moved to appoint SFWB General Manager John Collins as the SFWB Budget Officer. Vice Chair Smith seconded the motion, which passed unanimously.**

**Chair Kovash** noted that former Chair Alice Norris set a very high standard for running efficient SFWB meetings and that this Board would maintain that tradition.

**(6) Appoint Citizen Representatives to the South Fork Budget Committee**

**John Collins, SFWB General Manager** presented the staff report, noting the prior civic positions held by recommended budget committee members Damon Mabee of Oregon City and Jerry Switzer of West Linn.

**Board Member Carson moved to appoint Damon Mabee and Jerry Switzer to the South Fork Budget Committee. Board Member Neeley seconded the motion, which passed unanimously.**

**(7) Approval of Fiscal Year 2011/12 Budget Schedule**

**John Collins, SFWB General Manager** briefly reviewed the schedule and noted the schedule had been reviewed and approved by Oregon City and SFWB Finance Director David Wimmer. He confirmed the budget meetings were scheduled on the same dates as regular SFWB meetings.

**Board Member Mumm moved to approve the Fiscal Year 2011/12 Budget Schedule. Board Member Neeley seconded the motion, which passed unanimously.**

**(8) Selection of Two Board Members to Represent South Fork in the Regional Water Providers Consortium**

**John Collins, SFWB General Manager** described the role of the Regional Water Providers Consortium, and the importance of South Fork's participation and involvement. Board Member Carson was elected as the Regional Water Providers' Vice Chair and would likely become Chair on July 1, 2011. He recommended that Board Member Carson remain as South Fork's primary representative and that the alternative position be an Oregon City representative. The alternate would attend Regional Water Providers meetings only if Board Member Carson needed to be absent. The roughly four meetings per year conflict with Oregon City Commission meetings; however prior Oregon City representatives were excused from their Commission meetings if that agenda allowed.

**Board Member Neeley nominated Board Member Carson as primary and Board Member Smith as alternate SFWB representatives for the Regional Water Providers Consortium. Board Member Mumm seconded the nomination, which passed unanimously.**

**(9) Business from the Manager**

1) January 2011 Flood Damage to South Fork Intake Prow

**John Collins, SFWB General Manager**, introduced Justin Pritchard, who had been hired to repair the intake prow damaged in January. Mr. Pritchard had done various construction projects for South Fork over the years, including previous repairs to the prow. South Fork typically budgets \$10,000 to \$20,000 per year for prow repairs. He explained this was an informational item and that the prow damage was fixable.

**Justin Pritchard** reviewed the damage to the prow using PowerPoint slides. He noted that while the timbered sections were designed to be replaced as damaged, the metal support structure constructed of ½-inch galvanized steel had been bent. The damaged sections need to be removed, refabricated and reinstalled. In addition, two large tree sections were actually floating in the prow and needed to be removed.

**Mr. Collins** added that support rock, boulders, and other material used to protect the river bank were so displaced that two large patches of dirt were showing. A FEMA team and County personnel actually looked at the problem and FEMA recognized the degradation to the bank. Given the bank and structural issues, South Fork filed a claim with the insurance company, which would involve a \$500,000 deductible. Fortunately, FEMA noted enough damages to request a declaration for coverage that looks promising. Knowing the scope of work, having an insurance company involved, and with Mr. Pritchard's help to prepare bid documents, it was important to repair everything to South Fork's standards and pre-loss condition. Potentially, the project could be a \$2 to \$3 million claim. He expects FEMA to cover the deductible, which should be declared in March. FEMA is also willing to work on mitigation for future damage. Mr. Pritchard was working with the Army Corps of Engineers and identifying contact names, permit requirements, etc. because the in-water work window was only July 1 and August 16.

He clarified that Mr. Pritchard was considering if anything else could be done to further protect the facility. Once FEMA committed to helping South Fork, a special team would look for mitigation measures to prevent a similar event. The prow was installed in 1996, and no storm event or combination of storm events had ever caused such damage previously. It was important to address the prow issue otherwise Clackamas River Drive could be damaged or lost. Many stakeholders were working on this summer project.

**Mr. Pritchard** explained that environmental impacts and protecting or restoring habitat is a huge piece of the puzzle. A number of different state and federal regulations exist that pertain to maintaining habitat areas. All of the proposed work is within the flood plain, which is a factor. These agencies were familiar with flood damage and seemed willing to work with South Fork. Standards were in place to ensure that these protected areas are being considered; however each particular event is unique. The plan was to restore the area as originally designed on the intake site plan, but he hoped more could be done to prevent water from creating so much damage in the future.

**Mr. Collins** confirmed that repairing the intake and fixing the mechanicals would not interrupt water production capacity.

2) Oregon Department of Revenue Basic Budgeting Book

**John Collins, SFWB General Manager**, stated that since South Fork was starting the budget season with three new members, he offered Board members copies of the budgeting book on CD. He also offered to answer any questions from a South Fork perspective.

3) AWWA Annual Conference and Exposition (ACE), Washington, DC June 12<sup>th</sup> – 16<sup>th</sup> 2011

**John Collins, SFWB General Manager**, stated that South Fork would provide funding for two Board members to attend the AWWA Conference. Early registration ends in March, but obviously the earlier that the attendees are confirmed the better to purchase airline tickets. He reviewed the networking and educational opportunities at the conference, adding that Kim Brown would send the conference link to the Board members for additional information. He asked that the Board collectively decide who would attend and then contact him with their decision.

4) March SFWB Meeting/Work Session

**John Collins, SFWB General Manager**, stated that only an Executive Session item was scheduled for the Board's March meeting. No meaningful updates were expected on the prow repair until late March, early April. He suggested holding a Water Rights 101 training as a work session before convening the Executive Session. Further training work sessions could be offered for educational purposes in the future.

The Board consented to hold the training work session in March.

5) Water System Survey Results

**John Collins, SFWB General Manager** announced that South Fork Water Board met the criteria for Outstanding Performance during the last Water System Survey, which is conducted every three years. Essentially, South Fork was flawless. This was a new program, and to his knowledge only four plants have received the award to date. Award recipients save money because now the survey, which is expensive, only needed to be done every five years, instead of every three years.

(10) **Business from the Board**

There was none.

(11) **Executive Session –Adjourn regular meeting and convene Executive Session.**

The February 10, 2011 regular meeting of the South Fork Water Board adjourned at 6:42 p.m. No Executive Session was held.

- (A) To consider information or records that are exempt by law from public inspection pursuant to ORS 192.660 (2)(f)
- (B) 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 pursuant to ORS 192.660 (2)(h).

Respectfully Submitted,

By Paula Pinyerd, ABC Transcription Services, Inc.  
for John Collins, SFWB General Manager