

SOUTH FORK WATER BOARD
MINUTES OF BOARD MEETING
January 25, 2017

Board Members Present: Russ Axelrod, West Linn Mayor, Chair
Dan Holladay, Oregon City Mayor, Vice Chair
Richard Sakelik, West Linn Councilor
Brian Shaw, Oregon City Commissioner
Bob Martin, West Linn Councilor
Frank O'Donnell, Oregon City Commissioner

Board Members Excused: None

Staff Present: John Collins, SFWB General Manager
Christopher Crean, SFWB Legal Counsel
Kim Brown, Technical Writer, SFWB

Others Present: Alice Richmond, West Linn Resident

General Board Meeting

(1) **Call to Order**

Chair Axelrod called the meeting of the South Fork Water Board to order at 6:06 pm.

(2) **Roll Call**

(3) **Public Comments**
There were none.

(4) **Consent Agenda**

a. Approval of the Minutes of the November 29, 2016 Board Meeting.

Vice Chair Holladay moved to approve the Consent Agenda. Board Member Shaw seconded the motion, which passed unanimously.

(5)

(6) **Election of Chair and Vice Chair for 2017**

John Collins, General Manager, briefly described how the Board operated with the two cities equally represented and how the Chair and Vice Chair positions rotated between the two Cities' mayors.

Board Member Shaw moved to elect Dan Holladay as Chair and Russ Axelrod as Vice Chair. Board Member Sakelik seconded the motion, which passed unanimously.

Mayor Axelrod passed the gavel to newly elected Chair Holladay.

(7) **Appoint Representatives for Regional Water Providers Consortium**

Chair Holladay confirmed that Vice Chair Axelrod would continue as South Fork's representative for Regional Water Providers Consortium, and that he would continue as the alternate.

John Collins, General Manager, highlighted SFWB's relationship with the Regional Water Providers and noted the benefits of being a member, including being able to receive a

\$150,000 emergency water treatment system at no cost to South Fork. He also briefly described the Consortium's purpose, goals, and activities.

Vice Chair Axelrod added the Consortium enables its members to collaborate, network, and coordinate on regional projects.

Mr. Collins noted Vice Chair Axelrod was a member of the Consortium's Executive Committee.

The Board consented to Vice Chair Axelrod and Chair Holladay continuing to represent South Fork for the Regional Water Providers Consortium.

(8) **Business from the Manager**

1) EnerNOC Participation Earnings for Summer 2016

John Collins, General Manager, provided background regarding South Fork's partnership with EnerNOC and reported that SFWB received payments for reducing power. He explained how payments were calculated, noting that SFWB expected to receive about \$120,000 over five years. SFWB just received their summer dividend payment of \$11,351. The winter payment is usually 1.5 times larger than summer due to summer water demands. He commended South Fork's Staff for responding quickly when power needed to be reduced.

2) Mountain Line Easement

John Collins, General Manager, reviewed the history regarding how the mountain line easement became abandoned. He sought direction from the Board to work with Oregon City to create an ordinance to vacate easements outside of SFWB's jurisdiction that will never be used again. Property owners are concerned about the easements, some of which are under existing homes. There were no liability concerns, as the entire pipeline is underground and the portion that crossed the Clackamas River had already been removed. Engineer maps from 107 years ago show the location of the easements, some of which are in Oregon City's name. In order to be good neighbors and get the easements vacated properly, South Fork and Oregon City will need to adopt resolutions or ordinances, accordingly.

Vice Chair Axelrod moved to authorize the General Manager to create a staff report and draft resolution on the vacation of mountain line easements for consideration and review by the Board. Board Member Shaw seconded the motion, which passed unanimously.

3) Upcoming South Fork Water Board Routine Business

John Collins, General Manager, reviewed the upcoming agenda items, which included reviewing SFWB's financial statements and annual audit in February and a work session in March to discuss water rights to help inform the new Board members, especially in light of South Fork's current contested water rights case that has been ongoing for 14 years.

Christopher Crean, SFWB Legal Counsel, added the Board would likely need to hold an Executive Session in March to discuss the final order regarding the ongoing water rights case from the administrative law judge, which he expected soon.

Mr. Collins continued, noting the Budget Committee would meet in April, the budget would be adopted in May, and his performance evaluation would be in June. The Board does not usually meet in July and August because the water plant is so busy.

(9) **Business from the Board**

Board Member Shaw commented that new Board members would find the SFWB to be a well run organization. He and Chair Holladay have always touted South Fork as an example of how the regional wastewater plant should be operated. He also enjoys working with Mr. Collins.

Vice Chair Axelrod reported on the January 4th Consortium meeting, noting that Metro was still planning to back out of the Consortium, but discussions about their membership were ongoing. The Executive Committee approved the FY2017-2018 budget, which he highlighted, noting that many of the existing programs were retained. He circulated copies of the 5-year Strategic Plan that would need updated soon. The Consortium's budget allocated funds for a consultant to assist with the updates. He reported that Bonnie Cushman, the Consortium's social media representative, has been working to ensure all of the cities' links were current.

He welcomed the new members to the Board and encouraged them to take tours and coordinate with Mr. Collins to get to know SFWB operations, adding he always learns something new when he goes out in the field with Mr. Collins.

(10) **Executive Session –Adjourn regular meeting and convene Executive Session if needed.**

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).

No Executive Session was held.

(11) **Reconvene Regular Meeting if Needed to Take Any Action Necessary as Determined in Executive Session.**

Chair Holladay adjourned the regular meeting of the SFWB at 6:34 p.m.

Respectfully Submitted,

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