

REGULAR MEETING  
BOARD OF DIRECTORS

September 9, 2014

The Board of Directors of Lake Chelan Reclamation District met for their regular Board meeting at the office of the District on September 9, 2014. The meeting was called to order at 8:00 a.m. by Board President Robert Christopher. Those in attendance were:

BOARD

Bob Christopher  
Brad Barnes  
Dave Clark  
Paul Mogan

STAFF

Rodney L. Anderson  
Mary Lou Brooks

GUESTS

Dawn Wiedmeier  
Larry Jungk  
Mary Stutzman  
Jeff Collins  
Bob Siderius

MINUTES – FINANCIAL REVIEW – STATUS OF FUNDS

Director Barnes made a motion and it was seconded to approve the August 12, 2014 minutes, August 26, 2014 special meeting minutes, budgets, trial balances and investments, as mailed. Motion carried unanimously.

ACCOUNTS PAYABLE

Secretary-Manager Anderson presented the accounts payable for review and approval. Accounts payable checks 12740 through 12782 (including EFT payment to Dept. of Revenue for Excise Taxes) totaled \$408,397.03 and were broken down as follows:

Irrigation O & M Investment	\$ 74,795.38
Irrigation Construction	\$ 46,132.41
Domestic O & M Investment	\$122,300.85
Domestic Construction	\$ 793.50
Sewer O & M Investment	\$164,374.89
Sewer Construction	\$ 0.00

A motion was made by Director Barnes and was seconded to approve the accounts payable as listed. Motion passed unanimously.

MANAGER’S REPORT

Irrigation: Secretary-Manager Anderson stated that he is in the process of setting up a meeting with Ryan Patterson of the Boise USBR office and Christina Davis-Kernan of the Ephrata USBR office to discuss the ‘substantial acreage change’ issue. It will likely occur in October, as Christi is in Washington DC through September.

Manager Anderson asked the board for an irrigation shut-off date. After some discussion, the irrigation will be shut off on October 15.

Manager Anderson informed the Board that Jim Wisdom found a significant leak on Tom Batch's property on Upper Joe Creek Road. After running for a considerable amount of time, the leak caused a large landslide across the road, blocking it, shortly after Jim inspected it. The county cleaned up the mud and debris from the roadway.

Administrative: We are exercising our legal options with Jay Richardson to obtain access to the sewer line across his property so we may reach some resolution.

The amended AT&T Lease will soon be finalized. Verizon has also shown an interest in putting an antenna on our water treatment tower for their cell phone service. More information will be forthcoming upon further discussions, but we will seek the same terms and conditions, as well as compensation, as the new lease negotiated with AT&T.

### OLD BUSINESS

Regarding District filed liens, manager Anderson proposes an administration fee of \$150.00, in addition to the County filing fees, whatever they are at the time of filing, be charged to the LCRD customer. This wording will cover the County fees as they continue to rise, as well as cover our administrative costs. A motion was made by Director Barnes and was seconded for an administration fee of \$150.00 plus County filing fees be charged to the LCRD customer when filing liens and other recorded documents. Motion passed unanimously.

### NEW BUSINESS

Secretary-Manager Anderson introduced Dawn Wiedmeier of the USBR, Yakima office. She was in attendance to present the USBR position regarding federal irrigation water and possible marijuana grow operations. She stated that acreage does not matter, nor if it is for medical or commercial purposes but that federal water is not permitted for that use. Currently, there is not a clearly defined enforcement plan in place other than turning any information obtained to the Department of Justice. Dawn stated that the USBR was not asking for the District to discontinue the delivery of water even upon obtaining information that there might be a marijuana grow operation. The USBR position is not to stop water delivery but to simply pass information on suspected activities in that regard to the Department of Justice.

Manager Anderson asked what our responsibility would be if a grow operation was brought to the District's attention. Dawn stated that we are to give the information to the USBR and they in turn will let the Department of Justice (DOJ) know. The DOJ is currently in the process of putting together policies in this regard. Manager Anderson asked what the District's liability is in this issue of a marijuana grow being discovered within the District and using federal water.

What if we hear of a grower but don't know if he is using federal irrigation water, a well or the domestic water? She suggests that if we are unsure to report them to the USBR, letting them know our uncertainty, and let the DOJ take care of it. LCRD will not be put in the position of policing the situation.

Manager Anderson asked how we would become informed of any marijuana growers obtaining a license in our district. Dawn explained that the Liquor Control Board is the agency issuing all of the licenses, and are in charge of the growers' rules they have to adhere to but it is unknown how that licensing process might trickle down to our District's office.

Manager Anderson wanted to know if we should put together a newsletter informing our customers of the federal laws concerning use of federal irrigation water for watering their marijuana plants. Dawn agreed that would be a very good idea and it has already been done by other irrigation districts in the state.

PUBLIC COMMENT

Jeff Collins asked if LCRD would be attempting to verify the water source a marijuana grower is using once a grow operation is identified? Will the District verify with the grower the water source before reporting them to the USBR? Dawn stated that if LCRD becomes aware of a grower, inform the USBR and they will have DOJ take care of it. The District would not be used as an enforcer or investigator.

Bob Siderius asked if there have been any reports to the DOJ to date? Dawn stated that none have been turned over yet due to the fact that they were in a holding pattern until all the issues are taken care of before moving forward. USBR is asking for the reclamation districts to just report what they find and let the DOJ decide how they will handle the matter.

Jeff Collins stated that it's not a large issue yet, but will probably be more so in the future, as the number of growers rise and they figure out how lucrative growing marijuana is.

ADJOURNMENT

Being no further business to come before the Board, Board President Robert Christopher adjourned the meeting at 8:40 a.m.

Signed: \_\_\_\_\_  
President  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Attest: \_\_\_\_\_  
Secretary-Manager

September, 2014