

CORBETT WATER DISTRICT



**BOARD OF COMMISSIONERS SPECIAL BOARD MEETING
3:45pm, October 24, 2022
VIRTUAL MEETING VIA ZOOM**

BOARD MEMBERS PRESENT: Dan Graff, Sara Grigsby, Jeff Hargens, Kelly Piper, and Fred Sanchez

STAFF PRESENT: District Manager Ana Linden

COMMUNITY MEMBERS PRESENT: Malcolm Freund, Richard Weil

AGENDA

- 1. Call to Order** – Board President Jeff Hargens called the Zoom meeting to order at 3:45 p.m.
- 2.** Fred Sanchez made a motion to approve the agenda, Sara Grigsby seconded. *(motion passed 5 yes votes, 0 no votes)*

NEW BUSINESS

- 1. Discuss hiring an attorney** – We need to decide if there is a basis to move forward with litigation against the engineer and/or driller for the test well. Kelly Piper proposed that we investigate starting a claim with their insurance company to get reimbursed. Sara Grigsby wants to clarify if we have any potential liability. Jeff says that we should start by having an attorney review the contracts. Sara Grigsby made a motion to hire an attorney who is directly qualified (or with the ability to get the expertise needed) to look into matters relative to the test well, and look through our documents and related issues: insurance, our own liability, or the engineers. Fred Sanchez added that the motion include vetting of expertise in the desired field. Seconded by Dan Graff. *(motion passed 5 yes votes, 0 no votes)*

RECESS TO EXECUTIVE SESSION – The Board then recessed into Executive Session pursuant to ORS 192.660 (2) (h) to consult an attorney regarding current litigation or litigation that is more likely than not to be filed. Malcolm Freund was removed from the meeting.

Sara Grigsby left the meeting approx. 4:07pm.

The Executive Session yielded no decisions.

RECONVENE SPECIAL MEETING – At 4:52pm Malcom Freund rejoined the meeting by phone. Fred Sanchez moved to hire Richard Weil as general counsel to review documents and contracts about the engineering firm, and help us select another legal counsel. Kelly Piper seconded. *(motion passed 4 yes votes, 0 no votes)*

ADJOURNMENT OF MEETING – Jeff Hargens moved to adjourn the Special Meeting, seconded by Dan Graff. *(motion passed 4 yes votes, 0 no votes)* The meeting ended at 5:00pm

THIS WAS A PUBLIC MEETING