

## Farmers Union Ditch Meeting

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### Board Present:

Sam Rosti, Paul Akins, John Schram, Corey Blaine

Seth Kettering, Dale Wood – Ditch Riders

Rosalie Cope, Secretary/Bookkeeper

Andrew Waldera, Attorney for FUD

Sam Rosti called the meeting to order at 5:30 p.m.

### HEADGATE 138 – ALAN FUNKHOUSER

Members of headgate 138 represented by Alan Funkhouser attended the meeting to discuss issues within the lateral. As discussed at the June meeting Alan Funkhouser is farming Jared Lindsay's 3 acres and the Board agreed to put additional 10" of water through the headgate if he would guarantee to spill 10-15 inches toward Haven subdivision at all times. With Lindsay's shares there is 20-25 more inches of water in the lateral than there is ground to begin with. Haven subdivision does not want to rotate water. Their pressurized system was not designed for combined flood and pressurized irrigation and is set up to take water 24/7 which cuts off water to users at the end of the lateral and there is not enough space at Haven for a holding pond. Mr. Funkhouser stated water from headgates 135 and 138 comes into the same concrete ditch on the east corner of Haven subdivision. He asked if Haven's water shares moved to headgate 135. John Schram said there are two water users on headgate 138, Hofman and Medley and they both utilize flood irrigation. Corey Blaine asked if a weir could be installed to split the shares to go two different directions. Andy said the system is already set up with tins to work similarly to that and does not think moving Haven's shares to headgate 135 works because the concrete ditch is closed off so the water doesn't really flow east to west. Sam said where the concrete ditch comes out of the trees to Hordemann's old house there is a constant source of water. If the landowners would allow Haven to install a pipeline on the side of the concrete ditch or in the bottom to carry their shares to the pump that may solve the problem. Andy stated there is a meeting scheduled next Wednesday with headgate 138 water users and Haven HOA to try to come up with a workable solution.

### EAGLE SEWER DISTRICT

Neil Jenkins reported the Eagle Sewer District is excited to move forward. He provided the Board with a draft of a brochure for public outreach for review. The Sewer District users have been positive with the public outreach that has been done so far. John asked what the next steps are? Neil said there are three steps that need to be completed in order to have Class A irrigation water in the canal.

- 1) Executed agreement with Farmer's Union.

- 2) Permit from DEQ that sets Class A standards. They have a consultant working on the application and hope to have it submitted by the first of next year and expect to have a permit by the end of next year.
- 3) \$20 million investment over the next 4-5 years to make upgrades at the treatment plant to include filtration and disinfection to get to the desired water quality and construction of the pipeline to the canal.
- 4) Good working relationship with Farmer's Union Ditch Company. Seth met with the Treatment Plant Manager since they will be working together.

The Board would like Neil to attend the Annual meeting in January to answer questions shareholders may have. At the September meeting the Board requested Andy ask for a 20 year cancellation option in the Discharge Agreement. Neil reported his Board is set on the 10 year term.

#### THE LAND GROUP – TRUE HOPE CHURCH

True Hope Church off Collister and State Street is building an addition and the City of Boise wants them to remove the existing sidewalk, build a large detached sidewalk and put trees in. All of that work falls within the Farmer's Union easement. The canal goes underneath State Street into box culvert in that area. There is a license agreement with ACHD that would call out the easement. Seth said they do not do any maintenance in that area other than clean out the box culvert. Andy will review the existing license agreement and he would need to draft a new license agreement with True Hope Church in which the improvements will be documented with the understanding that if Farmer's Union or ACHD needs to come in with equipment the improvements may be impacted. The Land Group will re-send the site plan, topographic survey and summary report from their meeting with the City of Boise to attach to the license agreement.

Bobby Grenke, owner of Flatline Construction has been working with Sam and Seth to do the pipe work at the Foster property. Bennett Construction was going to oversee the project and Seth and Sean were going to do the majority of the work. Paul asked what has changed since the Board met with Lynn Bennett? Sam explained he would not be able to be on-site until the end of November or first of December. Seth met with him and did not get the direction needed to complete the work. Bobby provided the Board with some project overlays on property maps of the proposed work. He said the canal is approximately 15' deep and showed the Board where he would like to dig the settling pond and plans to move the pile of dirt to fill in the canal. At the shop location he will take the slope to 2:1, build a 100x200 pad and move the ditch line to the south in order to straighten it out. He proposes installing a manhole where the canal takes a sharp angle. Moving the pipeline along the fence would allow for more usable space. He has time in his schedule to do the work in December and estimates it will take 2-3 weeks to do the work. Bobby estimates there is 8-10,000 yards of dirt that needs to be moved. He will build a model and get a bid to the Board within a couple of weeks. John is going to contact Knife River and Corey is going to contact Iron Horse Excavation for additional bids.

## DITCH RIDER REPORT

Rocking A/Capital View wants to meet with Seth regarding discharge into the canal. They can present their plan to the Board after meeting with Seth.

Seth reported boards are out and the canal is mostly dry. They are going to pump the Siphon this week. He said some of the liner appeared to be chipping when they inspected it last year so he wants to take a look at it again. They have been working on servicing equipment.

If the Board hires a contractor to do the work on the Foster property the Ditch Riders will be able to do the Eco block work for the ACHD crosswalk at Floating Feather.

Andy was contacted by Scott Neely from 3c Design and Engineering. There is a fiber project for Intermountain Infrastructure Group on the west side of Highway 16. They need a license agreement to cross the canal. They are proposing a directional bore for three 1 ½" conduits for fiber 5' below the bottom of channel and do not plan to cap. Andy will issue a license agreement outlining a minimum separation 5', requiring they start the bore outside of the easement and install bollards on both sides. Seth asked to have them contact him when they plan to do the work so he can oversee.

## HEVOSTILA ESTATES

Andy communicated the Board's requirement to cap the trench. They responded asking if the Board would accept bollards rather than a cap. When they were moving the headgate box the City of Eagle involved the Army Corps of Engineers who said they would need a 404 permit. They asked if Andy could remove language in the previously executed license agreement referring to a 404 permit being necessary. The local Army Corps of Engineers manager recently retired and the new manager is taking 4-6 months to issue non jurisdictional waver letters in a timely manner. She is also asking questions and suggesting that irrigation ditches need to be reviewed on a case by case basis. Council for Hevostila has been working with them and they think the Army Corps will have more requirements if they are making an additional improvement in the water channel. The Board will not accept bollards in place of a cap. Andy will revise language in the amended license agreement to require a 6" cap 2' from outside upstream and downstream with 12" cut-off walls so water does not undermine the structure. Andy contacted the City regarding the bridge and they do not have any interest in the bridge so he will also require the Developer to remove the bridge.

## ACHD

Manny Wheaton who originally provided the Board with plans for a crosswalk going north/south crossing Floating Feather, off Edgewood Lane is no longer with ACHD and the new engineer provided Andy with design plans for the project. Andy explained ACHD agreed to pay Farmer's Union a set amount to do the work on the wing wall. As part of the project they are installing a signal/light pole on the north side of Floating Feather. The proposed foundation is approximately 5' from the wing wall of the bridge and to the left there is a control box 10.25 ft. from the canal road. There was also

discussion about moving the signal cabinet behind the pole or across the street to allow for more space for equipment to access. Andy will ask if the signal cabinet can be relocated to the south side of Floating Feather, on the East side of Edgewood or incorporate it in with the other cluster of utilities. Seth asked Andy to make sure they are still planning to widen the driveway and cut the curb to the west so he doesn't have to jump the curb with the equipment trailer to make the turn.

#### ATTORNEY'S REPORT

Pre-lien letters went out to delinquent shareholders on October 4<sup>th</sup>.

The property owner at 5410 Turritt Way removed the debris from the canal road.

Legislative season is approaching and as part of that there will be some effort from the Water Users Association to review and modernize Title 42 Chapters 9 and 13.

John Schram moved to approve the 10 year termination option in the Discharge Agreement with Eagle Sewer District; motion was seconded by Paul Akins. Motion was unanimously approved.

Corey Blaine reported the bid from Idaho Power for installation of power poles to get power to the Foster property including tree removal is \$70,647. Corey said approximately \$30,000 of that is tree removal. John Schram moved to accept bid from Idaho Power and move forward with the project; motion was seconded by Corey Blaine. Motion was unanimously approved.

Minutes from the September meeting were e-mailed to the Board for review. John Schram moved to approve the September minutes with corrections; motion was seconded by Paul Akins. Motion was unanimously approved.

#### BUDGET

Rosalie provided the Board with a draft of the 2025 budget. There was much discussion about the 5-year projected costs of anticipated non-routine O&M budget for Lucky Peak. Assessments are projected to go from \$7.30 per acre ft. in 2024 to \$21.27 by 2029. Rosalie said the Farmer's Union assessment for Anderson and Arrowrock has been \$0.30 for many years and does not meet what the Company is being charged for O&M. The Board is in favor of raising those assessments to match the O&M assessment. Rosalie is going to make that adjustment and finalize a few other items in the budget then email another draft for the Board to review prior to making a decision about increasing share assessments in order to keep up with the Lucky Peak O&M. She requested the Board review and forward any changes or questions prior to the next Board meeting so those changes can be included.

John Schram moved to approve the financials; motion was seconded by Paul Akins. Motion was unanimously approved.

Paul Akins moved to adjourn the meeting; motion was seconded by Corey Blaine. Motion was unanimously approved. Meeting adjourned at 8:49 p.m.