

Wednesday, October 9, 2019

Farmers Union Ditch Meeting

Board Present:

Sam Rosti, Lloyd Akins, Paul Akins, Tom Foster

Craig Waddell - Ditch Rider

Rosalie Cope, Secretary/Bookkeeper

Jerry Kiser, Attorney for FUD

Guests: Craig McClintock; Rich Blanton – Belmar Estates; David Fisher- Dry Creek Cemetery; Don Newell – Roselands Sub. /Colina Vista

Sam Rosti called the meeting to order at 5:42 p.m.

RICH BLANTON – BELMAR ESTATES

Mr. Blanton said Belmar Estates Community Association, Inc. recently took over the Association from the Developer. He said at the beginning of the season the water is too low in the box therefore they can't start irrigating until later. The Association is asking for the Board's input on changes to their system in order to access water earlier. Mr. Blanton said there are 80 homes on both sides of the canal. The headgate is in the bottom of the canal and has a 10" pipe. The water comes off the south side of the canal and is pumped underneath for the deliveries on the north side. Does the sump need to be enlarged & deepened? Craig said their point of delivery is on a big corner in the canal which is also very deep. Sam suggested while the water is still in the canal, the Association hire whoever installed the system to troubleshoot. Mr. Blanton said they have had SPF come out and the sump might not be low enough. Craig and Lloyd are going to go take a look.

DON NEWELL – COLINA VISTA SUB.

Mr. Newell said it had come to his attention that Tom Carlock has 1.875 shares of water for sale. He asked if there were any limitations on him purchasing the water. The point of delivery is approximately 2 miles and the Board said water can be delivered for up to three miles without transmission loss. Sam Rosti said Hillview Development Corp. also has 1 share of Farmer's Union water for sale. There would be transmission loss of 1/3 on that share. If Mr. Newell can purchase both they may not have to drill a supplementary well.

Mr. Newell asked if the Board had made a decision on his request to put in an additional headgate for Colina Vista subdivision. Jerry Kiser stated there are several items necessary for approval.

- 1) They are asking to remove one party from a lateral therefore would need written permission from Roselands Subdivision HOA as well as the School District to remove the water from the system.
- 2) There also needs to be an easement granted to Roselands for the pump system currently running across the Colina Vista property.
- 3) A flow meter still needs to be installed on the Roselands system.
- 4) There would need to be a new delivery agreement for installation of a new headgate to separate the water delivery.
- 5) A set of plans for the proposed system provided to the Board.

Minutes from the July meeting were read by Rosalie Cope.

Lloyd Akins moved to approve the minutes with corrections; motion was seconded by Tom Foster.

There was no quorum for the September meeting, therefore no action was taken and approval of the minutes is not needed.

DITCH RIDER REPORT

Craig reported the water will be turned off for the season on October 15th.

The four new boxes are ready and four more are on order.

- 1) Headgates #83 and #84 have a slues where water runs to Buckhorn Estates West and John Vogt. Craig is going to install a wall between the two to repair an ongoing leak. The weirs are at the end of the two slues boxes. Craig would eventually like to install two new boxes there but says a wall will be cheaper for the time being.
- 2) The four boxes that are ready will go to headgates 101, 104, the new Colina Vista delivery and Trapper Ridge.
- 3) Box number five when ready should be allocated for headgate 103.

Craig reported the aqualastic on the concrete at the Klondike was burned off and needs to be coated again.

Craig reported sand is built up to the bridge again at Linder. They will clean it out and continue monitoring.

Craig reported some maintenance is going to have to be done on one of the Rangers.

Craig reported Seth is working on obtaining a CDL. He and Seth are studying for the applicator's license.

Sam Rosti asked what the Board wants to do about the gates installed by J&M Land. Sam is under the impression the gate to the east has been broken for months. Craig said the solar panel doesn't get enough sunlight to power it. Craig opened it and it has remained open. Lloyd suggested the Board direct the gates to be removed.

Paul thinks a representative from J&M Land should meet with the Board to review the conditions set forth by the Board. As per the April 9th, 2019 meeting the Board approved the gates to be closed from September 1st through January 31st as long as the ditch riders have remotes.

Lloyd Akins made a motion to appoint Michael McGowan to the vacant seat on the Board; motion was seconded by Tom Foster.

ATTORNEY'S REPORT

Jerry reported the clam gates at Arrowrock have been repaired there was a loss of 7,100 acre feet of water. He is not sure how the BOR is going to charge out the loss.

K&M Engineering is inquiring about rights-of-way at the tail of the canal. From the map provided it appears the canal is away from the area they are proposing to develop so there should not be a problem.

Jerry reported Dave Tuthill is working with Cat Creek Development and they are trying to sell their storage water. Is the Board interested in potentially purchasing the water? Jerry thinks they are trying to sell water they don't have approval for yet so they can go to IDWR and tell them they have people wanting to buy the water. Lloyd stated if this is a secondary flood control water right there isn't anything there. Jerry said the only use for storage water is supplemental. They want to sell the water they have used to provide power then sell the water after they have pumped it to their storage reservoir. Jerry will get more information.

Jerry reported he received a records request from Dana Hofstetter on behalf of Buckhorn Estates HOA regarding the Lander Street project. Jerry provided all documents requested, but did not have the signed waiver of notice of special meeting when the Board signed the Agreement and the minutes from the special meeting.

Jerry reported Mr. Angelos built a fence down the canal bank. The fence is approximately 35 ft. from the canal and was not installed according to the plans approved at the September meeting. If the fence is complete it should not be a problem. If they plan to continue on with the fence there will be a problem. Jerry will send a letter reiterating conditions set by the Board at the July meeting and follow up.

Jerry reported he found a deed for the Green Meadows Spill from 1926. Jerry is going to find out why the deed is not showing up on Ada County records. He is going to send a copy to the adjacent property owners informing them Farmer's Union owns 14 feet. Lloyd said Ada County has been using Farmer's Union property for a drain for many years. Ada County created a drain for the subdivision to spill into the Farmer's Union facility. Then it runs across the Green Meadow check where it dumps in past the clam shell and runs down the Farmer's Union drain. Ada County either needs to reimburse Farmer's Union for the use or make the necessary repairs to the structure. The Board would like the structure to be replaced or repaired so it is available to use in the future in case there is quick runoff from the foothills and the

gate needs to be opened to keep water from causing damage on the other side of Eagle Road or Hwy. 52. Lloyd said that is the reason the structure was originally installed.

Jerry provided the Board with an agreement allowing Terry's Saloon to re-install the fence that was torn down during the Collister project.

Lloyd Akins moved to approve the financials; motion was seconded by Paul Akins.

Rosalie reported she is working on the preliminary 2020 budget. Estimated budgets for 2020 O&M on Arrowrock and Anderson have been received and the report on Lucky Peak typically comes out in November.

Rosalie asked if the assessments will increase by \$100 again for 2020. The Board said they had approved the increase for three years so 2020 should be the last year for the increase. Rosalie asked how the Board would like to address the increases that have not been implemented for Boise Valley and non-Farmer's Union shareholders. The Board agreed to implement the increase of \$100 per share beginning in 2020 and continue to increase over a three year period until those assessments catch up with the Farmer's Union assessments.

Lloyd Akins reported a tractor with side mower was purchased for \$24,000. The tractor is four years old and has 3,680 hours on it.

Rosalie reported Idaho Irrigation Pumper's Association sent a letter soliciting dues. The Board does not want to be a member and asked Rosalie to ask that they take Farmer's Union off their mailing list.

The Board asked Rosalie to cancel rental of the portable restroom and suggested the Ditch Rider's keep the heat on low in the house to keep everything from freezing through the winter and use it for the restroom and as a break room if they want.

Rosalie reported she has been working with Ripley Doorn to determine the best way to pay the ditch riders salary so they receive consistent paychecks. They can be paid as salaried non-exempt employees; meaning they can receive a salary but are still eligible for overtime on the occasion it is earned. Starting the first of the year both Craig and Seth will need to turn in time cards in order to keep track of hours in case overtime is worked.

Rosalie reported there are a few more changes Jerry requested to be made to the website then it should go live this week.

Rosalie asked when a good time would be to physically review headgates and make changes to the book. The water will be out of the canal next week, so any time after that. It was suggested the new Board members ride along also. Rosalie will coordinate with everyone and set up a day.

The Board decided to leave the meeting time at 5:30 through the winter.

Paul Akins moved to adjourn the meeting; motion was seconded by Tom Foster.
Meeting adjourned at 11:06 p.m.