

Farmers Union Ditch Company

Board Minutes 11.10.15

Board Members Present: Tom Foster, Lloyd Akins, Paul Akins, Sam Rosti and Brian Harm

Staff: Jerry Kiser, Attorney

Guest Presentation

John Tensen from Boise City: Presented a plan approval regarding armoring of the southwestern bank from the intake. The plan was reviewed approved by hydrologist Gebert and will extra large material. After discussion and review the board agreed the design meet expectations. Sam Rosti motioned to approve, Lloyd seconded, Motion Passed.

General Discussion:

Discussion of Boise Valley Water Rights and Shares was revisited and it was agreed: we need to audit the amount of the water going over head gate to account for the slightly less than inch. Next step to discuss with Rex Barrie about measuring.

Kiser Report

Jerry read decision coming from Spackman at IWDR essentially ignoring Special Masters Decision. Next step is to file a Summary Motion to reconsider to recognize the decision of the Special master.

Fitzgerald Update

Hearing for summary judgment went well. Decision expected on Nov 20th. Some of the points will likely go to mediation.

Public hearing Friday the 20th at 1pm in Snake River area office regarding the application pending for hydroelectric development at Anderson Ranch. We should send representatives.

The updates from Anderson, the Boise City Inspector are not meeting expectations; namely in that they report activity rather than compliance with the design specifications. Board felt there is need to talk with John to change these reports and verify quality of work in accordance with plans. Board asked Jerry to address.

Jerry is engaging IWUA about amending rule to change our ability to change service/processing fee. Jerry expressed the need to generate a cost estimate for these account service fees and will work with Lisa to determine real costs.

Realtors are advertising and promoting canal bank as walking path. Attempts to reach the Realtor in question has provide unfruitful. Jerry to file complaint with Realtor Licensing Board.

Discussion of Assessments & Budget for 2016

Brian opened the discussion the budget and assessments for 2016.

Key items discussed: (1) The need to ongoing and major repair-replace projects of the ditch's 150 year old infrastructure; most particularly along Pierce Park and the Green Meadows Spill. (2) The need to budget for what seems to be an ever-increasing level of litigation. (3) Insufficient insurance coverage in the event of a catastrophic occurrence. (4) Increasing complexity of the FUD's operating environment and the need for higher levels of managerial oversight.

After open discussion it was determined to maintain the current assessment practices. These include a 5% increase in the general assessment and a \$110 per FUD share special assessment. FUD employees would be provided with the previously approved 3% cost of living increase.

Board Meeting Adjourned