

Farmers Union Ditch
Board Meeting
December 8, 2015

Board Members Present:

Brian Harm, Lloyd Akins, Sam Rosti, Paul Akins, and Tom Foster

Staff Present:

Lisa Harm Bookkeeper, Dane Vaughn Ditch Rider and Jerry Kiser Attorney

Guest:

Russ Lodge HDR submitted plans and hydrological report for purposed State St and Collister intersection and road widening project with construction presently slated for the summer of 2017.

It was recommended that once the final plans are presented that the board submit them for an engineering and hydrological review. In addition the Board instructed attorney Jerry Kiser to draft a letter stipulating conditions surrounding project to include maintenance of the box culvert and assumptions of any liability associated with the closing of historical drain below the canal bed.

General Discussion

Concerning Belmar Estate the former Balkans property. Contrary to previous instructions issued by the Board, the developer has not moved the fence impedes the FUD easement and does not align with the property boundary. It was noted that a small piece of this property extends into canal road and thus our easement. The Board requested Mr. Kiser draft an official letter to the developer informing them of the easement requirements along with a demand to move the fence.

Jerry Kiser Report

Fitzgerald Case: The Judge said no to our motion for dismissal and we filed motion to reconsider. Deposition of their experts continued. Joint Motion filed with Judge to vacate Dec hearing. Jerry is working to set up mediation shooting for Dec 29th or 30th.

Research has shown Alice Culver of Packer Real Estate is advertising jogging-walking path along the canal. Communications to cease and desist have not been responded to, Jerry to file a complaint with the Real Estate Board.

Jerry called Idaho Power about the power pole near Fitzgerald Property that is presently blocking a portion of our easement and they communicated that will do nothing until legal situation is determined.

A review of delinquent accounts was discussed and the need to file liens for 2015. Two names discussed Stall and Garrett

Jerry provided an overview on Anderson Ranch Power Meeting and the two proposals presently under review.

Boise Valley: Jerry had meeting with Rex Barry concerning Boise Valley to further our efforts to determine if Boise Valley is diverting the correct amount of water over it's head gate. Further research is needed and we need Boise Valley to supply current information. If they prove unresponsive then we'll take the matter up with Rex. Once accomplished we need to meet with Rex to verify totals

Jerry also submitted to the IDWR Legislative Committee a request to advance a bill that would permit Service Charges for Assessments to rise from \$10 to \$50.

Refill Issue: Legal battle appears to be headed for District Court

Simplot Part: Weekly report from City Engineer has improved per our request.

Ditch Rider Report

Three of five new deliver has been completed along with ongoing brush removal and dipping.

Board instructed Dane to continue betonite treatments along the Green Meadows spill area and to begin copper treatment sooner and consistently to manage the mosses in the ditch. He was also instructed to pump dry the siphon at Dry Creek to inspect that it's still in good condition.

Dane indicated the F150 needs springs and thought air bags would be the best, the Board requested he look into replacing and upgrading the springs instead.

There being no other matters before the Board the meeting was adjourned.