WATER DISTRICT 02 - MILNER TO MURPHY
2023 PROPOSED RESOLUTIONS AND BUDGET

The water users of Water District 02 (Snake River from Milner Dam to Murphy Gage below Swan Falls Dam), meeting at the annual water district meeting on Tuesday, January 10, 2023, at City Hall in Glenns Ferry, Idaho, HEREBY ADOPT THE FOLLOWING RESOLUTIONS:

BE IT RESOLVED THAT:

1. The watermaster perform the duties as required by Chapter 6, Title 42, Idaho Code, and in accordance with the duties described in the Final Order Creating Water District 02, signed by the Director of the Idaho Department of Water Resources (IDWR), July 10, 2012.

2. IDWR shall be elected to provide the watermaster services for Water District 02 (or WD02) and that the Director of IDWR appoint Rob Whitney, an employee of IDWR, or other employees of IDWR as may be necessary, to serve as the watermaster or watermaster assistants for the ensuing year or as otherwise provided in Idaho Code § 42-608. An amount, no more than the dollar amount identified in the Adopted Budget for watermaster services, shall be reimbursed to IDWR by Water District 02. IDWR will provide a detailed invoice for watermaster services to Water District 02 on a monthly basis.

3. Chris Alzola shall be elected WD02 Treasurer for the 2024 fiscal year beginning February 1, 2023 and ending on January 31, 2024. The treasurer shall be compensated the fixed-sum amount approved in the adopted budget as authorized by Idaho Code § 42-619(6). The duties of the treasurer will be to prepare and collect annual assessments in coordination with and on behalf of the watermaster, maintain the WD02 checking account, approve expenses, oversee disbursement of water district funds, and prepare and authorize a review of financial affairs of the district at the end of each fiscal year, in accordance with Idaho Code § 42-619. The WD02 checking account is maintained at US Bank, 305 N 2nd E, Mountain Home, Idaho, 83647.

4. The adopted budget for the 2024 fiscal year shall be $129,793.42. The annual amount of cash carry forward, if any, retained by WD02 shall not exceed 30% of the adopted budget.

5. The watermaster or the water district treasurer is hereby authorized to collect the assessments of the water district in accordance with Idaho Code § 42-613(3). Pursuant to Idaho Code § 42-612(6), assessed amounts to users as shown on the adopted budget shall constitute a final determination of the amount due for that year.

6. The minimum assessment for fiscal year 2023 shall be $50. Pursuant to Idaho Code § 42-612(5), the watermaster is authorized to assess a minimum charge for watermaster services not to exceed $250. The minimum assessment shall be billed to each individual or entity owning a water right(s), whose share of the total budget would otherwise be less than the minimum. Water rights authorizing diversion of water solely for domestic purposes and with a total diversion rate less than or equal to 0.06 cfs shall not be assessed.

7. Assessments shall be consistent with Idaho Code § 42-610 and § 42-612, requiring proposed water district budgets and annual assessments to individual water right holders be prorated based upon the average amount of water delivered or used by the water right holders during the past season or seasons (not to exceed five seasons). The proportionate amounts proposed to be assessed to the water right holder(s) will be posted on the IDWR website at least 21 days prior to the annual meeting.

8. In accordance with Idaho Code § 42-605A, the Idaho Water Resource Board, holding the Bell Rapids water rights in Water District 02 (2-7353 and 2-10205), a majority of which are rented by the US Bureau of Reclamation for flow augmentation purposes, and the Idaho Power Company, holding numerous non-consumptive hydropower water rights in Water District 02, will each be assessed 15% of the 2024 fiscal year budget amount total to collect by assessment.

9. The owners or operators of all measuring devices must: 1) maintain such device in operational condition at all times while diverting water and, 2) energize and continue to provide power to flow meters and/or

telemetry equipment from March 10 through November 25 of each year to allow the watermaster to obtain diversion data within Water District 02.

10. The operation and maintenance of telemetry stations will be the responsibility of WD02 and the current watermaster. Installation, maintenance, and use of existing radio telemetry equipment within WD02 is intended to reduce operational expenses and therefore benefit all water users. Failed, damaged, or otherwise non-functioning components will be purchased and replaced by WD02 and the associated expenses accounted for in the WD02 budget. The owners of the 49 existing telemetry stations must allow access to these stations by the watermaster and watermaster assistants for the purposes of collecting data and the repair and maintenance of telemetry equipment. Telemetry equipment does not include measuring devices and associated hardware or software needed by the water user to satisfy the requirements of the Measurement Order issued on August 26, 2013.

11. An advisory committee shall be selected to provide input to the watermaster and the Director of IDWR. Advisory committee seats for the 2024 fiscal year shall total nine (9). The number of advisory committee seats may be revised by adoption of resolutions at annual water district meetings. The advisory committee will meet as often as needed to address the structure, governance, and operation of the district. A quorum shall be made up of a minimum of six (6) advisory committee members. Decisions or recommendations of the advisory committee must be made by a majority vote of advisory committee members present. The advisory committee selected for the 2024 fiscal year is as follows:

John Hafen	Vic Conrad	Jeff Blanksma
Kresta Davis	Billy Wolfe	Nate Jones
Mark Frost	Lynn Johnson	Justin Wootan

12. The elected chairman of the advisory committee for the 2024 fiscal year is Mark Frost, and vice-chairman is Jeff Blanksma. The water users of Water District 02 hereby empower the elected chairman of the advisory committee, created herein to do the following as approved by the committee:

    - Enter into a Memorandum of Understanding between Water District 02 and IDWR for watermaster services.
    - Enter into a service contract between Water District 02 and any qualified party, in exchange for monetary compensation, as necessary and as authorized by the adopted annual budget for expenses incurred by Water District 02 related to the delivery of water.
    - Authorize and schedule external financial reviews as needed.

13. The watermaster, working with the advisory committee, shall prepare a proposed budget prior to the annual meeting of the water users of Water District 02 in accordance with Idaho Code § 42-605(A) and § 42-612.

14. The watermaster, working with the advisory committee, shall make available a copy of the recommended resolutions and the recommended budget, at least 21 days prior to the annual meeting by posting a copy on IDWR's website. Any proposed changes to the resolutions made prior to the annual meeting will be highlighted. This shall not preclude introduction of any new resolution or changes to resolutions at the annual meeting.

15. Current year assessments shall be due to Water District 02 on or before April 1 of each year.

16. Payment of any assessment that is not received by January 1, 2024, shall accrue penalties in the amount of 10% of the charge plus interest in the amount of 1% per month from said April 1, due date, until paid, pursuant to Idaho Code § 42-613(4). The watermaster is authorized pursuant to Idaho Code § 42-613(5), to withhold or suspend delivery of water to any water user who has not paid their assessment, penalties, and interest in full by January 1, 2024.

17. The WD02 annual meeting shall hereafter be held on the second Tuesday of January of each year unless the Director of IDWR should find it necessary to change the meeting date or unless changed by resolution of the district at any annual meeting. The 2024 annual meeting date shall be January 09, 2024.

18. The watermaster and watermaster assistants are authorized as employees of IDWR under Idaho Code § 42-1701(5) to make reasonable entry on lands within the district, in accordance with IDWR policy, to carry out the duties of the watermaster as instructed by IDWR.

19. In the event that a vote by shares pursuant to Idaho Code § 42-605(4) is requested during any annual meeting, a credentials committee will be assembled to determine the number of votes cast by individual water users. The credentials committee shall be comprised of the following parties:

    a. the current appointed watermaster
    b. an IDWR representative (other than any IDWR representative appointed as watermaster)
    c. the current appointed treasurer

20. The advisory committee shall designate two advisory committee members with signing or approval authority to disperse water district funds jointly with the treasurer. Two signatures or approvals are required to disburse water district funds, one of which shall be the WD02 Treasurer.

Summary of Proposed Expenses and Budget FY2024

Expenses

Watermaster Services (IDWR)	$87,000.00
Audit	$0.00
Treasurer	$4,000.00
Telemetry Network O & M	$7,500.00
Verizon Wireless (Cellular Data Plans)	$1,100.00
Previous year cash carry forward	$30,193.42
Total Expenses	**$129,793.42**

Distribution of FY 2024 Budget

Total Adopted Budget	$129,793.42
Previous year cash carry forward	($30,193.42)
Total to Collect by Assessment	**$99,600.00**