

**AGENDA
WATER DISTRICT 37B
2020 ANNUAL MEETING
Thursday, February 13**

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MAR 30 2020
DEPT. OF WATER RESOURCES
SOUTHERN REGION

1:00 p.m.

Call Meeting to Order and Introduction (copies of Meeting Agenda, 2019 Annual Meeting Minutes, Budget and Proposed Resolutions on the table at entrance)	Lou Andersen (Chairman)
Selection of 2020 Meeting Chairman	Lou Andersen
Selection of 2020 Meeting Secretary	Meeting Chairman
Approval of minutes from 2019 Annual Meeting	Meeting Chairman
Water Master report on activity of 2019 year	Rusty Kramer
Treasurer report for 2019 year	Matt McLam
Discussion of Proposed 2020 District 37B Budget	Meeting Chairman
Adoption of Proposed 2020 Resolutions and Budget	Meeting Chairman
District news and updates	
1. IDWR	Brian Ragen Rob Whitney
Adjournment of Meeting	Meeting Chairman

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**WATER DISTRICT 37B
MINUTES OF THE ANNUAL WATER DISTRICT MEETING**

FEBRUARY 13, 2020 1:00 P.M.

ITEM #1 on Agenda – CALL MEETING TO ORDER AND INTRODUCTION

Lou Andersen, Advisory Board Chairman, called the annual meeting to order at 1:10 P.M. (Copies of Meeting Agenda, 2019 Annual Meeting Minutes, 2020 Proposed Budget and Resolutions were handed out at entrance).

ITEM #2 and #3 on Agenda – SELECTION OF 2020 MEETING CHAIRMAN and SELECTION OF 2020 MEETING SECRETARY.

Dennis Strom made a motion to select Lou Andersen as Meeting Chairman of the annual meeting. Rod Gonsales seconded. No discussion. Motion passed unopposed.

Mitch Fleming made a motion to select Teresa Andersen as secretary of the annual meeting. Jay Cavin seconded. No Discussion. Motion passed unopposed.

Lou commented that the Water District is running well, there are less attendees at each meeting which means everyone is comfortable with the way it is being run and confident with the job Rusty is doing. He said "We have a great bunch of people to work with, from a startup District to here, I think we have come miles! I would say, we are one of the better run Water Districts in the state".

ITEM #4 on Agenda– APPROVAL OF MINUTES FROM 2019 ANNUAL MEETING

Lou asked that everyone take a few minutes to look over the 2019 annual meeting minutes and opened the floor for discussion. No discussion.

Jim Kramer made a motion to approve the minutes as presented. Mitch Fleming seconded. No discussion. Motion passed unopposed.

ITEM #5 on Agenda – WATERMASTER REPORT OF 2019 YEAR

Rusty first thanked everyone for being cooperative as a group and reiterated that everyone must let him know if they are turning on surface water.

Rusty gave some of the Snowtel site readings, Big Wood drainage at 79% of normal, Camas Creek Divide at 78%, Soldier Ranger Station at 68% of normal. Magic Reservoir and Mormon Reservoir depend on how the runoff comes off.

Rusty again went over the map showing the entire Water District 37B area, he said he would try to get another map made that also shows points of diversions. We have 376 irrigation rights with 53 in the water bank, 116 different users. There are 73 meters, 4 PCCs, 2 time clocks, and 44 surface devices now. Rusty stated he still gets a few questions about forfeiture dates. All water rights in this district were "decreed" in 2010 and in Idaho will be forfeited if not used for five consecutive years.

Rusty gave a list of his duties and responsibilities --

Measuring all devices -- surface water and groundwater

Make sure all devices are up to IDWR standards

Make sure all water amounts are recorded with the State

Facilitate water cuts when the creeks dry up

Help IDWR identify issues on non-compliance

Keep the advisory board up to date

Communicate with everyone in the District with what you need to know and any questions for WM

And also a list of Not the Job of the Watermaster but he is willing to help with --

Can help with water right transfers and water bank applications

Maintaining devices -- replacing batteries, cleaning sand out flumes

Policing water delivery after the point of diversion

He also mentioned the continued dead battery issues with the Seametric meters. Almost all meters are hooked to power, that is the only way to prevent losing data.

PCCs are tentatively still approved by the District, most have been replaced with meters, only have 3 left in the District.

Surface water measuring devices -- all streams and all reservoirs are required to have measuring devices. There are a few water rights that do not have a measuring device but they are in the water bank and are not being used. If they are taken out of the water bank, they will have to have a measuring device before they can be used. 44 devices, flumes, weirs, orifice boxes, as long as they are up and running, they need to be checked once a week. The surface water has 16 flowmeters - 100% compliance.

Rusty reiterated if you are ready to start irrigating, know the irrigation start and stop dates (most start dates are April 15th and stop date is October 31st). Surface water users need to make sure their bill is current and make sure they contact him before any water can be turned on. Pumps with a working meter and bill is paid can start up.

ITEM #6 on Agenda -- TREASURER REPORT FOR 2019

Matt McLam gave the treasurer report. Matt reviews the bank statements and provides a proof of cash. Our budgets are getting finer tuned each year, which gives us a higher comfort level to carry over less money because we are spending very close to what we are budgeting and even under budget a little bit each year. Matt briefly went over the 2019 budget to actuals report and the 2020 budget stating that the 2020 assessment is very close to what the 2019 assessment was.

ITEM #7 and #8 on Agenda -- DISCUSSION OF PROPOSED 2020 DISTRICT 37B BUDGET and ADOPTION OF PROPOSED 2020 RESOLUTIONS AND BUDGET

Lou went over the 2020 proposed budget, stating that most of the expenses stayed about the same, putting Rusty on a salary last year made a big difference keeping the budget more level since we now

know what that will be each month. Rusty is required to have commercial insurance on his vehicle, so we are reimbursing him for insurance, some maintenance on his 4-wheeler and part of his cell phone charges. This year we carried in \$5,660 compared to last years \$11,475, so we came closer to spending what we budgeted this year than last year. We agreed last year to contribute \$5000 to the Cloud Seeding Project. We also continued to have the \$5000 contingency for emergencies. The 2020 assessment is very close to last years assessment. Rusty explained what the unadjusted estimated cost per AF is – if we didn't have the minimum charges, the assessment would be higher.

Rod asked about the Idaho Power Cloud Seeding Project, if there was a website or information we can get to follow the progress of the projects. Rusty was going to check into that.

Lou asked for a motion to approve the budget.

Janet Dennis made a motion to approve the 2020 Proposed budget. Terry Ruby seconded. No discussion. Motion passed unopposed.

Lou next asked everyone to look over the 2020 Proposed resolutions. Nothing has changed on the resolutions and the bottom line of the new resolutions is Electing a Watermaster, Electing a Treasurer, and deciding whether we want to change the Advisory Board. Lou read through each resolution with some discussion and then asked for a motion to approve the Proposed Resolutions.

Mitch Fleming made a motion to approve the proposed 2020 Resolutions. Rod Gonsales seconded. No discussion. Motion passed unopposed.

Lou introduced Brian Ragen and Rob Whitney from IDWR. Rob stated that IDWR was very appreciative of having exemplary Water Districts like 37B because it makes their jobs easier, which allows more time for other districts that need more help. Rob introduced Brian as IDWR's resident PCC variance, flow meter expert. He coordinates measurement efforts for the Eastern Snake Plains, he was hired three years ago to spearhead the department's support of the agreement between the surface water coalition and the Idaho groundwater pumpers on the Eastern Snake Plains. Brian is a good resource for surface water measurement and PCC.

Lou asked if there was any other business.

Terry Ruby made a motion to adjourn.

Jerry Strickland seconded. No discussion. Motion passed unopposed. Meeting adjourned at 1:58 p.m.

(Attendance at the meeting included 19 attendees)

MAR 30 2020

DEPT OF WATER RESOURCES
SOUTHERN REGION**WATER DISTRICT 37-B BYLAWS**

1. The annual meeting of Water District 37-B shall be held at 1:00 PM on the second Thursday of February of each year unless changed by resolution at the annual water district meeting. If, a majority of the advisory board determines that it is necessary for an alternate date to be selected, the board shall notify the Director of IDWR who shall then send notice of the meeting.
2. A minimum charge of \$50.00 shall be assessed to each individual who owns a water right if their acre-foot assessment from resolution 1 is less than \$50.00. This includes water bank and CRP rights.
3. The amounts payable by each ditch, Canal Company, or other water user shall become due on May 1, of the current year and said amount, if not paid, shall bear a penalty of 10% and an additional 1% per month until paid as authorized by Idaho Code § 42-613.
4. No ditch, Canal Company, or other water user shall have the right to demand and receive water and the water master shall not allow water to be delivered or pumped until the amount due and payable has been paid (Idaho Code § 42-618). A water user must notify the water master at the start of the irrigation season before using any water for any purpose. The water user will also notify the water master when they have turned off for the season.
5. The water right holders at its annual meeting, may amend these bylaws provided the proposed amendment has been presented to the board of advisors at least thirty days before the annual meeting. The water right holders at its annual meeting will also adopt or amend the resolutions governing the operations of Water District 37-B, elect a board of advisors, elect a water master, elect a treasurer, and adopt a budget for the ensuing year. Each elected position will serve for one year or until the next annual meeting. Each elected position will

perform their duties in such a manner that meets or exceeds the minimum standards for operating water districts as established by the Idaho Department of Water Resources. The advisory board will meet as often as needed to address the structure, governance and operation of the district.

6. The board of advisors will be comprised of five shareholders as follows:

One from Soldier Creek water users, one ground water pumper, and three from the district at large.

7. The secretary shall only disburse monies upon approval by the water master. All district's checks must be signed by the treasurer or secretary and a designated member of the advisory board.

8. The water master, working with the advisory board, shall prepare a proposed budget prior to the annual meeting of water users of WD-37B in accordance with Idaho Code 42-615, 42-612 and 42-605A. The budget will run from the second Thursday of February of the current year to the second Thursday of the next year.

RESOLUTIONS FOR WATER DISTRICT 37B

1. BE IT RESOLVED that whereas Idaho Code Sections 46-612 and 42-615 require that proposed water district budgets and annual assessments to individual right holders be prorated based upon the amount of water delivered or used by individual right holders during the past season or seasons (not to exceed five seasons) it is therefore resolved that Water District 37-B will determine annual water use and assessments for all irrigation rights using the following formulas for the ensuing water year:

For those water right users who had approved measurement methods

in use during the preceding water use year and used since installed, it will be their average seasonal use in acre-feet as measured and recorded by the Water master multiplied by the amount stated in the attached budget.

For water right users that did not yet have approved water measurement methods in use prior to the current water use year it will be their total authorized water right acres multiplied by one acre-foot per acre. This estimated seasonal use will then be multiplied by the amount stated in the attached budget.

2.BE IT RESOLVED that in accordance with Idaho Code all water user's assessments shall be based upon the total amount of yearly water delivery to pay the costs and expenses for the water master's services, which includes data collection, water measurement, delivery of water and administration. The Twin Lakes Canal Co has employees that maintain proper delivery of water and can efficiently measure the amount of the water that the company delivers and report the same to the district. This company will be allowed a rebate to compensate for such services. The amount of such rebate shall be set by the annual budget of WD37-B.

3.BE IT RESOLVED that Rusty Kramer shall be elected water master of District 37-B for 2020.

4.BE IT RESOLVED that Matt McLam shall be elected treasurer for District 37-B for 2020.

5.BE IT RESOLVED that the following water users be elected to serve on the advisory board of District 37-B for 2020:

Lou Andersen	Soldier Creek
W. A. Simon	Ground Water
Dallas Smith	At Large
Dennis Strom	At Large
Matt McLam	At Large

6.BE IT RESOLVED that Water District 37-B adopt the following budget for 2020: (to be attached)

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2020 WD 37B Budget

	Unit cost	Units	Subtotal
WM Rate (/day)			\$ 26,000.00
FICA/Medicare = 7.65%	-	-	\$ 1,989.00
Workers Comp Est 4.125%	-	-	\$ 1,072.50
Mileage	\$ 1.000	6500	\$ 6,500.00
Commercial Truck Insurance			\$ 418.00
Four Wheeler			\$ 500.00
Telephone	\$ -	0	\$ 480.00
Rent/Internet	\$ -	0	\$ -
Office Supplies/IWUA Dues/Misc	\$ -	1	\$ 1,000.00
Secretary/Treasurer		1	\$ 2,000.00
FICA/Medicare = 7.65%	-	-	\$ 153.00
Workers Comp Est 4.125%	-	-	\$ 82.50
SUTA (State Unemployment)			\$ 218.02
Carry In from 2019			-\$5,660.85
Twin Lakes Res. Measuring Credit			\$ 2,957.22
Idaho Power Cloud Seeding			\$ 5,000.00
Contingency			\$ 5,000.00
		Total	\$ 47,709.39
Unadjusted estimated cost per AF of WR			1.462330
Adjusted estimated cost per AF of WR			1.356467
Carry in from 2019			\$ 5,660.8500
Authorized Budget Total			\$ 53,370.2400