

Agenda
ANNUAL MEETING of WATER DISTRICT 36A

Tuesday, January 15, 2019
1:30 PM, Legion Hall, Hagerman, Idaho

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JAN 22 2019
DEPT OF WATER RESOURCES
SOUTHERN REGION

1. Call to Order
2. Welcome and Introductions
3. Election of Chairman
4. Approval of Minutes from the 2018 WD36A Annual Meeting
5. Adoption of 2019 Resolutions
6. Approval of 2019 Budget
7. Selection of 2019 Advisory Board Members
8. Water Master's Report & Goals for 2019
9. District News and Updates
10. Adjourn

2018 WD36A Water Master, Secretary/Treasurer, Chairman and Advisory Board Members:

Frank Erwin
Linda Lemmon

Water Master
Secretary/Treasurer

Gary Lemmon (Big Springs Water Users Assoc.)
Bud Huntley (Big Bend Irrigation & Mining Co.)
John Mavencamp (Brailsford Ditch)
Billy McCarthy (Hunt Ditch, Buckeye Farms Inc.)
Butch Morris (Hoagland Tunnel Ditch)
Brandon Tycz (IDFG)
Dan Yore (Buckeye Ditch)

Chairman
Board Member
Board Member
Board Member
Board Member
Board Member
Board Member

Water District 36A – Annual Meeting

January 15, 2019

American Legion Hall, Hagerman, ID

(1-3) Call to Order, Meeting Chairman Election & Welcome

Gary Lemmon, Advisory Board Chairman, opened the meeting at 1:44 pm and welcomed all in attendance. IDWR Staff from the Twin Falls office (Kent Aasa, Jana Reeder) introduced themselves. Frank Erwin asked for nominations for a meeting Chairman. ***Bud Huntley nominated and Catherine Daily seconded Gary Lemmon as meeting Chair.*** No other nominations were received and nominations were closed. ***Gary Lemmon was elected 2019 Meeting Chair by voice vote with none opposed.***

Handouts available at the sign in sheet included: Agenda for today's meeting, Minutes from the January 16, 2018 Annual Meeting, the 2018 Treasurer's Report and Proposed 2019 Water District Budget, and the proposed 2019 Resolutions. Thirty one people were in attendance representing 46 of the 72 assessed diversions in the District.

(4) Approval of FY 2018 Annual Meeting Minutes

A motion was made by Bud Huntley and seconded by Russell Lemoyne to approve the minutes from the January 16, 2018 Annual Meeting as written and presented. Motion carried by voice vote, with none opposed.

(5) Adoption of 2019 Resolutions

Frank Erwin reviewed the handout titled ***Water District 36A - Proposed Resolutions for 2019*** which described the rules under which the District operates annually. The proposed resolutions had been reviewed and approved previously by the Advisory Board at their annual meeting in December 2018. Frank explained that proposed ***resolutions #1-9 & 11*** were essentially the same as last year – only the years were updated. ***Resolution #10***, requiring a minimum \$100 assessment, was also unchanged.

Frank also explained that he proposed dropping ***Resolution #12*** for 2019, originally approved in 2018 as a way for the District to resolve conflicts between “winter water” users having wildlife and storage rights, because IDWR had enforcement capabilities that enabled the Department to resolve those conflicts more effectively than the District.

Gary added that adoption of the 2019 resolutions also meant that Frank Erwin would serve as Water Master and Linda Lemmon as Secretary/Treasurer for FY 2019, unless changes were proposed to those specific resolutions. No changes were proposed.

Bud Huntley moved and Jim Henderhan seconded that the 2019 proposed resolutions be adopted as written. There was no further discussion. ***Motion carried by voice vote, with none opposed.***

(6) Adoption of Proposed 2019 Budget

Frank Erwin reviewed the handout titled ***Water District 36A Budget Summary (as of 12/31/18)*** which included both the 2018 Treasurer's Report (adopted and actual budgets) and the 2019 Proposed Budget. He explained that the assessment rate of \$ 0.050/24-hr second ft and the minimum charged per diversion were the same as last year. The proposed assessment total was a bit less than last year because the 2019 assessment calculation used flows diverted in 2017 and those flows were less than those used for last year's calculations.

Frank reminded everyone that he plans to retire after next year and that he would like to see the funds in the contingency category used as a signing bonus for the new Water Master to offset time spent training, and suggested that the signing bonus could be tied to a commitment to serve for a specific number of years. Linda reviewed the budgets set by other Districts for Water Master services and said while there are Districts that are significantly smaller and larger in size than WD36A with both full time and part time Water Masters, many

in the middle tend to budget \$25,000-50,000 or more per year for Water Master salary above the other expenses in the District. Frank has not interviewed anyone for the position yet.

A motion to accept the proposed budget as presented was made by Bud Huntley and seconded by Jim Henderhan. There was no further discussion. Motion carried by voice vote, with none opposed.

(7) Election of Water District 36A Advisory Board for FY 2019

Gary Lemmon explained that there was no minimum/maximum number of people that could be on the board and that the current board members represented a majority of the beneficial uses in the district. He noted that Brandon Tycz was moved to another office in IDFG, and that Skyler Farnsworth was willing to serve in his place as the IDFG rep. Gary Lemmon asked for nominations from the floor. Jim Henderhan nominated Camoran Hollan from Evaqua Farms as an additional Advisory Board member.

Bud Huntley moved and Catherine Dailey seconded that the Advisory Board members who served in 2018 be re-elected to serve in 2019, with the substitution of Skyler Farnsworth as the IDFG representative, and with the addition of Camoran Hollan of Evaqua as an additional representative. No other nominations were offered and the nominations were closed. ***Motion passed by voice vote, with none opposed.***

***2019 Advisory Board Members are: Skyler Farnsworth, Idaho Fish & Game
Camoran Hollan, Evaqua Farms
Bud Huntley, Big Bend Irrigation & Mining Co.
Gary Lemmon, Big Springs Water Users Assoc.
John Mavencamp, Brailsford Ditch
Billy McCarthy, Buckeye Farms (Curren Ditch, Hunt Ditch)
Howard Morris, Hoagland Tunnel
Dan Yore, Buckeye Ditch***

(8) Water Master's Report & Goals for 2019

Frank reported that a main goal for 2019 will be to start training a new Water Master. Frank also reminded those with water meters of the importance to complete the meter information portion on the flow report form with specific details on the meter so that flows can be correctly calculated from the totalizer readings. This is particularly important when a meter is replaced. He also reminded open-channel reporters that they should be reporting the flow in cfs, not simply the staff gage reading, so that they know immediately if they are diverting what is allowed under their water rights.

(9) District News

Frank reported that, in general, Billingsley Creek flow had improved this year by as much as 5-10 cfs on average. He attributed this to a combination of recharge on the ESPA plain, curtailment per the Surface Water Coalition/GW User agreement, and good weather.

Meeting adjourned at 2:12 pm.

Minutes recorded by



Linda Lemmon, Secretary

Minutes certified for submission to IDWR by



Gary Lemmon, Meeting Chairman

Attachments: 2019 Adopted Budget, 2019 Adopted Resolutions

WATER DISTRICT 36A – ADOPTED RESOLUTIONS FOR 2019

- 1 **BE IT RESOLVED**, that hereafter the annual meeting of Water District 36A shall be held on the third Tuesday in January each year.
- 2 **BE IT RESOLVED**, that the amounts payable by each ditch, association, canal company, or other water user, as shown by the approved budget, shall become due and payable upon receipt and delinquent on April 15th, and said amount, if not paid, shall bear a penalty of 10% and interest from that date until paid, at a rate of 1% per month.
- 3 **BE IT RESOLVED**, that no ditch, association, canal company, or other water user shall have the right to demand and receive water, and the Water Master shall not deliver to such person(s) or entity(ies), until the amount due and payable from such user(s), as fixed by the budget, has been paid.
- 4 **BE IT RESOLVED**, that the Water Master shall be in service for a full year, commencing on February 1st of each year and continuing until the following January 31st, or until his successor as been duly qualified and elected.
- 5 **BE IT RESOLVED**, that Frank Erwin be elected Water Master of Water District 36A for the ensuing year, beginning February 1, 2019, and ending January 31, 2020.
- 6 **BE IT RESOLVED**, that Linda Lemmon be elected Secretary/Treasurer for Water District 36A for the ensuing year, beginning February 1, 2019, and ending January 31, 2020.
- 7 **BE IT RESOLVED**, that the elected Treasurer of Water District 36A should only disburse monies from the Water District accounts upon a voucher approved by the Water Master. Water District checks can be signed either by the Treasurer or Chairman, but must be co-signed by an Advisory Board Member. Advisory Board Members Howard Morris and Billy McCarthy shall serve for the purpose of co-signing all Water District 36A checks.
- 8 **BE IT RESOLVED**, that Water District 36A assessments shown in the adopted budget shall constitute a final determination of the amount due for that year (per Idaho Code 42-612).
- 9 **BE IT RESOLVED**, that Water District 36A assessments shall be based on the most recent reliable data available to the Water Master and shall be assessed in 24-hour second feet (per Idaho Code 42-612).
- 10 **BE IT RESOLVED**, that for the year 2019, a minimum charge of \$100.00 shall be assessed to each individual or entity that owns a water right, whose share of the total budget is less than the above specified amount.
- 11 **BE IT RESOLVED**, that for all mitigation and replacement water rights administered within the boundary of Water District 36A, the Water Master shall require lockable and controllable structures at all points of delivery and measuring devices approved by both the Water District 36A Water Master and IDWR. Costs for structures and devices shall be paid by the owner of the water right being used for mitigation or replacement purposes

**WATER DISTRICT 36A
BUDGET SUMMARY (as of 12/31/18)**

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	<u>2018 Treasurer's Report</u>		2019 Budget
	<u>Adopted</u>	<u>Actual</u> (<u>\$0.050/24-h sec ft</u>)	ADOPTED (<u>\$0.050/24-h sec ft</u>) ^a
Beginning Balance (Jan 1)	1,850.30	1,850.30	2557.30
<u>INCOME</u>			
Previous Year Assessments	0.00	0.00	0.00
Current Year Assessments	<u>10,039.00</u>	<u>10,041.00</u>	<u>9,988.00</u>
Total	\$11,889.30	\$11,891.30	\$ 12,545.30
<u>EXPENSES</u>			
Water Master Wages	\$6,000.00	\$6,000.00	6,000.00
Secretary/Treasurer Wages	2,000.00	2,000.00	2,000.00
State Insurance Fund	315.00	300.00	300.00
Federal Withholding	612.00	612.00	612.00
Office Expenses	100.00	72.00	100.00 ^b
Room Rent	100.00	100.00	100.00
Computer/Office Rent	250.00	250.00	250.00
Mileage (Water Master) ^c	100.00	0.00	100.00
Contingency	<u>2,412.30</u>	<u>0.00</u>	<u>3,083.30</u> ^d
Total Expenses	\$11,889.30	\$9334.00	\$12,545.30
Ending Balance (Dec 12)	0.00	2557.30	0.00

^a **The minimum** assessment per diversion will be \$100 in 2019.

^b **2019 Office Expenses** category is intended for typical office expenses such as administrative fees, audit, PO Box rental, postage, paper, ink, envelopes, etc.

^c **Mileage** paid to Water Master for travel associated with subpoenaed testimony at mitigation hearings and depositions in Twin Falls and Boise.

^d **2019 Contingency** category is intended for unexpected expenses. Unused funds will carry over to 2020.

Water District 36A
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Frank Erwin, Watermaster

Linda Lemmon, Secretary/Treasurer

January 20, 2019

Nathan Erickson
IDWR, Southern Region
650 Addison Avenue West, Suite 500
Twin Falls, ID 83301

RE: Water District 36A Annual Meeting Report for 2019

Dear Mr. Erickson,

Enclosed are the following documents:

- Minutes of the Water District 36A Annual Meeting held January 15, 2019
- 2019 WD36A Adopted Budget
- 2019 WD36A Adopted Resolutions
- 2019 WD36A Assessment List
- 2019 Watermaster's Report Form

Please, note that Frank Erwin was elected Watermaster for FY 2019 and that I was elected Secretary/Treasurer for FY 2019 per the 2019 Adopted Resolutions. The 2019 Advisory Board members elected during the annual meeting are listed in the minutes.

Respectively Submitted,



Linda Lemmon,
Secretary, WD36A

enclosures