

# IDAHO WATER RESOURCE BOARD

## MINUTES MEETING NO. 8-15

Idaho Water Center  
Conference Rooms 602 B,C,D  
322 East Front Street, 6<sup>th</sup> Floor, Boise, Idaho 83720

*C.L. "Butch" Otter*  
Governor

November 16, 2015  
**Work Session**

**Roger W. Chase**  
Chairman  
Pocatello  
District 4

**Jeff Raybould**  
Vice-Chairman  
St. Anthony  
At Large

**Vince Alberdi**  
Secretary  
Kimberly  
At Large

**Peter Van Der Meulen**  
Hailey  
At Large

**Charles "Chuck"  
Cuddy**  
Orofino  
At Large

**Albert Barker**  
Boise  
District 2

**John "Bert" Stevenson**  
Rupert  
District 3

**Dale Van Stone**  
Hope  
District 1

Chairman Chase called the meeting to order at 1:40 p.m. All Board members were present. Guests present were: Rob Van Kirk; Brandon Hoffner, Walt Poole, Dan Ayons, Marie Kellner, Peter Anderson, Dave Tuthill, Kyle Blasch, Jim Bartolino, Linda Lemmon, Kevin Boggs, Steve Miller, and Lynn Tominaga.

During the Work Session the following items were discussed:

- A presentation by Dr. Kyle Blasch on the status of the USGS Drought Study.
- A presentation by CH2M providing a review of ESPA Comprehensive Managed Recharge Program.
- An update by Remington Buyer on the Water Supply Bank.
- A handout by Neeley Miller covering the Board's Sustainability Policy.
- A proposal presented by Sean Vincent for Swan Falls Forecasting Tool.

No action was taken by the Board during the Work Session.

November 17, 2015  
**IWRB Meeting**

At 8:00 a.m. the Chairman called the meeting to order. All members were present at that time, except Mr. Barker who arrived during the Executive Session.

### Agenda Item No. 1: Roll Call

#### *Board Members Present*

Roger Chase, Chairman	Jeff Raybould, Vice-Chairman
Vince Alberdi, Secretary	Pete Van Der Meulen
Albert Barker (arrived in Exec Session)	Bert Stevenson
Dale Van Stone	Chuck Cuddy

#### *Staff Members Present*

Gary Spackman, Director	Brian Patton, Bureau Chief
John Homan, Deputy Attorney Gen.	Cynthia Bridge Clark, Planning Manager
Neeley Miller, Senior Planner	Morgan Case, Biologist
Sascha Marston, Financial Officer	Rick Collingwood, Planning Engineer
Wesley Hipke, Project Manager	Remington Buyer, WSB Coordinator

Sean Vincent, Hydrology  
Amy Cassell, Project Coordinator

Debbie Gibson, Admin. Assistant

*Guests Present*

Paul Kimmell, Palouse Basin Aquifer Committee	Ann Vonde, Dept Attny Gen.
Linda Lemmon, Idaho Aquatic Assoc. /Lower Snake River Aquifer Recharge District	Walt Poole, Idaho Fish & Game
Marie Kellner, Idaho Conservation League	John Williams, Bonneville Power Admin.
Dan Ayons, JUB Engineering	John Simpson, Barker Rosholt & Simpson
Ray Houston, Legislative Service	
Dean Stevenson, MVGUD	

**Agenda Item No. 2: Executive Session**

Mr. Alberdi moved that the board resolve into Executive Session. Chairman Chase seconded the motion. At approximately 8:00 am the Board resolved into Executive Session by unanimous consent pursuant to Idaho Code Section 74-206(1) subsections (f), for the purposes of communicating with legal counsel regarding legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. All members were present. Topics discussed were: Pabarcus Application and Purcell/Big Timber Creek Water Users Company.

No action was taken by the Board during the Executive Session. The Board resolved out of Executive Session and into Regular Session at approximately 9:00 am.

**Agenda Item No. 3: Agenda and Approval of Minutes 7-15**

There were no changes to the agenda. Mr. Van Der Meulen suggested to add a correction of “sole” instead of “soul” from Agenda Item No. 10 of the 7-15 minutes. Mr. Alberdi reviewed the minutes and made a motion to approve the minutes. Seconded by Mr. Barker. Voice vote. All were in favor. Motion passed.

**Agenda Item No. 4: Public Comment**

Chairman Chase opened the meeting for public comment. John Williams from Bonneville Power Administration provided public comment He had three things to mention to the Board. 1. He discussed BPA fiscal responsibilities. 2. He mentioned that the NOAA report was available and that decisions are coming that will affect various organizations. 3. He informed the Board that the annual report is online for BPA.

**Agenda Item No. 5: Financial Status Update**

Mr. Patton provided an update on the Board’s financial status. As of October 1<sup>st</sup>, the IWRB’s accounts and various subaccounts have \$34.5M that has either been committed or earmarked by the legislature, but not disbursed. For certain projects there is a total loan principal outstanding of just under \$23M. He stated that the negative balance that is currently reflected will change as loan payments are received over the next 6 months.

Mr. Alberdi requested that it be shared with the board the fiscal assistance provided from IDWR. Ms. Marston gave the board an overview of fiscal responsibilities for the Board.

### **Agenda Item No. 6: PBAC Aquifer Stabilization Funding Request**

Mr. Miller introduced Mr. Kimmell from the Palouse Basin Aquifer Committee. Mr. Kimmell shared a presentation on the Palouse Basin Aquifer and a funding request. Mr. Kimmell requested \$150,000 from IWRB Secondary Aquifer Planning, Management and Implementation Fund for the Palouse Ground Water Basin Water Supply Alternatives Project.

There were comments and questions from board members. Chairman Chase suggested funding a portion of the request. Mr. Van Stone moved to provide \$100,000 to the fund. Mr. Van Der Meulen seconded the motion. Roll call vote: Alberdi: Aye; Barker: Aye; Cuddy: Aye; Raybould: Aye; Stevenson: Aye; Van Der Meulen: Aye; Van Stone: Aye; Chairman Chase: Aye. Motion passed. The resolution was adopted.

### **Agenda Item No. 7: ESPA Recharge**

Mr. Hipke addressed the Board in the matter of Aquifer Stabilization and Eastern Snake Plain Aquifer Recharge. He asked the board to fund half of the project for installation and material costs to improve the infrastructure at the Jensen Grove to facilitate the use of the site for future IWRB recharge activities. Mr. Raybould moved to adopt the resolution to provide funding not to exceed \$26,527. Mr. Stevenson seconded the motion. Roll call vote: Alberdi: Aye; Barker: Aye; Cuddy: Aye; Raybould: Aye; Stevenson: Aye; Van Der Meulen: Aye; Van Stone: Aye; Chairman Chase: Aye. Motion passed. The resolution is adopted.

Mr. Hipke presented a second resolution in the matter of Aquifer Stabilization and ESPA Recharge. Mr. Raybould asked to be recused from this vote. The resolution presented to the board had a blank amount: it was requested that the amount not to exceed \$1,030,000. Mr. Barker moved to adopt the resolution with that amended amount. Mr. Alberdi seconded the motion. Mr. VanDerMeulen recommended that the wording "stamped" be added to the last sentence of the 11<sup>th</sup> paragraph of the resolution; so it reads: "All plans and specifications shall be stamped and signed by an engineer licensed in the state of Idaho." Chairman Chase asked if the board would be ok with that amendment. There were further comments and questions from board members. Then Chairman Chase called the vote. Roll call vote: Alberdi: Aye; Barker: Aye; Cuddy: Aye; Raybould: Abstain; Stevenson: Aye; Van Der Meulen: Aye; Van Stone: Aye; Chairman Chase: Aye. Motion passed. The resolution was adopted.

### **Agenda Item No. 8: Upper Salmon Basin Water Transaction Projects**

Ms. Case presented a resolution to provide funding in the amount of \$180,086.70 for a two-year period. Mr. Van Stone moved to adopt the resolution. Mr. Van Der Meulen seconded the motion. Roll call vote: Alberdi: Aye; Barker: Aye; Cuddy: Aye; Raybould: Aye; Stevenson: Aye; Van Der Meulen: Aye; Van Stone: Aye; Chairman Chase: Aye. Motion passed. The resolution was adopted.

### **Agenda Item No. 9: Water Supply Bank**

Mr. Remington Buyer presented an amended resolution that directs the Water Supply Bank to publish a formal public notice alerting water right owners of the Board's intent to release by resolution indefinitely leased water rights from the Water Supply Bank.

Mr. Cuddy moved to accept the resolution. Mr. Raybould seconded the motion. Roll call vote: Alberdi: Aye; Barker: Aye; Cuddy: Aye; Raybould: Aye; Stevenson: Aye; Van Der Meulen: Aye; Van Stone: Aye; Chairman Chase: Aye. Motion passed. The resolution was adopted.

### **Agenda Item No. 10: Storage Studies Update**

Ms. Bridge Clark provided updates on storage water studies. She discussed analysis with the Weiser-Galloway Project. Other topics discussed included: Boise River Feasibility Study; Island Park Reservoir Enlargement Project; and updates on the Mountain Home AFB pipeline. Project timelines were discussed.

North Idaho storage issues were discussed, particularly pertaining to Priest Lake. There were discussions and questions among the parties. No actions were required by the board.

### **Agenda Item No. 11: Bee Line Water Association Loan**

Mr. Collingwood presented a resolution for a loan for Bee Line Water Association. Some discussion and comments were made among the parties.

Chairman Chase moved to adopt the resolution. Mr. Van Stone seconded the motion. Roll call vote: Alberdi: Aye; Barker: Aye; Cuddy: Aye; Raybould: Aye; Stevenson: Aye; Van Der Meulen: Aye; Van Stone: Aye; Chairman Chase: Aye. Motion passed. The resolution was adopted.

### **Agenda Item No. 12: Ground Water Districts Loan & Aqualife Hatchery**

Mr. Patton provided background on the Loan and Aqualife Hatchery discussion. Mr. Stevenson asked for unanimous consent to participate in the discussion. He disclosed that he does own land in the districts affected, but that he does not receive any more benefit than any other owner. The Board unanimously consented to Mr. Stevenson's participation.

Mr. Homan discussed the board's authority to sell its assets. He advised that the board obtain another appraisal if the rights in question will be sold as subordinated rights. There was discussion among the parties.

IGWA representative shared his perspective on the issue. Chairman Chase asked for a motion. Mr. Raybould made a motion to accept the resolution. Mr. Stevenson seconded the motion. Roll call vote: Alberdi: Aye; Barker: Aye; Cuddy: Aye; Raybould: Aye; Stevenson: Aye; Van Der Meulen: Aye; Van Stone: Aye; Chairman Chase: Aye. Motion passed. The resolution was adopted.

### **Agenda Item No. 13: IDWR Director's Report**

Director Spackman requested that the Board invite him to the next meeting to discuss water issues in Northern Idaho, levels of Priest Lake, and water issues with wild and scenic flows in Latah County.


### **Agenda Item No. 14: Other Non-Action Items for Discussion**

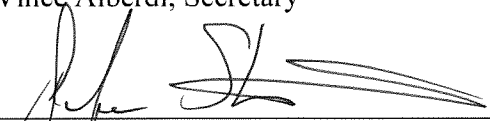
Chairman Chase shared with the board that he has an upcoming meeting with the Governor to discuss the sustainability policy. Also, the Fall Chinook Recovery report was shared by Mr. Barker. Mr. Stevenson requests that an Aquifer Stabilization Committee meeting be held in January 2016.

### **Agenda Item No. 15: Proposed 2016 Meeting Schedule and Adjourn**

There was discussion of upcoming dates for tours and meetings for the 2016 calendar. The Board agreed to meet again in January, 2016. Chairman Chase made the motion to adjourn. Mr. Cuddy seconded the motion. The meeting was adjourned at approximately 1:15 pm.

Respectfully submitted this 22<sup>nd</sup> day of January, 2016.

  
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Vince Alberdi, Secretary

  
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Jennifer Strange, Administrative Assistant

## Board Actions:

1. Mr. Alberdi moved to approve Minutes 7-15 with the noted changes. Mr. Barker seconded the motion. Voice Vote. All were in favor. Motion carried.
2. Mr. Van Stone moved to adopt the resolution in the matter of the Projects Associated with Joint Water Need Studies in Coordination with Northern Idaho Communities to Ensure Water Availability for Future Economic Development. Mr. Van Der Meulen seconded the motion. Roll Call Vote. 8 Ayes. Motion passed.
3. Mr. Raybould moved to adopt the resolution in the matter of Aquifer Stabilization and Eastern Snake Plain Aquifer Recharge—Jensen Grove. Mr. Stevenson seconded the motion. Roll Call Vote. 8 Ayes. Motion passed.
4. Mr. Barker moved to adopt the resolution in the matter of Aquifer Stabilization and Eastern Snake Plain Aquifer Recharge—Fremont Madison. Mr. Alberdi seconded the motion. Roll Call Vote. 8 Ayes. Motion passed.
5. Mr. Van Stone moved to adopt the resolution in the matter of The Lower Lemhi 2016-17 Water Right Subordination Agreements. Mr. Van Der Meulen seconded the motion. Roll Call Vote. 8 Ayes. Motion passed.
6. Mr. Cuddy moved to adopt the resolution in the matter of Releasing from the Water Supply Bank Water Rights that Are Indefinitely Leased to the Water Supply Bank. Mr. Raybould seconded the motion. Roll Call Vote. 8 Ayes. Motion passed.
7. Chairman Chase moved to adopt the resolution in the matter of The Bee Line Water Association. Mr. Van Stone seconded the motion. Roll Call Vote. 8 Ayes. Motion passed.
8. Mr. Raybould moved to adopt the resolution in the matter of The Eastern Snake Plain Ground Water Districts. Mr. Stevenson seconded the motion. Roll Call Vote. 8 Ayes. Motion passed.