



IDAHO WATER RESOURCE BOARD

C.L. "Butch" Otter
Governor

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

MINUTES MEETING NO. 3-16

Idaho Water Center
Conference Rooms 602 B, C, D
322 East Front Street, 6th Floor
BOISE

May 19, 2016
Work Session

Chairman Chase called the Work Session meeting to order at 8:30 a.m. All Board members were present. IDWR staff members present were: Brian Patton, Cynthia Clark Bridge, Neeley Miller, Wesley Hipke, Rick Collingwood, Randy Broesch, Sean Vincent, Ken Neely, Craig Tesch, Liz Cresto, Matt Anders, Tim Luke, Tom Neace, Remington Buyer, Tony Olenichak, Gary Spackman and Mat Weaver. Guests present were: Kyle Radek, Markus Green, Will Patterson, Donald Barksdale, John Simpson, Todd Glindeman, Doug McAlvain, Kevin Boggs, Randy Macmillan, Sarah Hijek, Rich Reavis, Ray Houston, John Roldan, Hal Anderson, Peter Anderson, Mark Solomon, Lynn Tominaga, Ed Squires, Charles Honsinger, Douglas Jones, Dan Ayers, Teresa Molitor, Eric Landsberg, Marie Kellner, Rob Van Kirk

During the Work Session the following items were discussed:

- A budget for the FY 2017 Secondary Aquifer Fund proposed by Mr. Patton.
- A presentation by Mr. Vincent that provided background information, staff reviews, and recommendations for the Treasure Valley Ground Water Flow Model.
- A brief update on the Wood River Ground Water Model by Mr. Vincent.
- An update on the Priest Lake Water Management Study by Ms. Clark.
- An update on the Weiser Basin Sustainability Projects by Ms. Clark with comments by Mr. Doug McAlvain of the Lost Valley Reservoir Board.
- An update on MHAFB Water Supply/Pipeline Project by Mr. Broesch.
- A presentation on the proposal to create an Area of Drilling Concern for West Ada and the announcement of a Public Hearing by Mr. Neace with comments from Mr. Kyle Radek from the City of Meridian.
- A discussion on Water District #01 Rental Pool Procedures by Mr. Olenichak with an introduction by Mr. Buyer.

- A presentation on ESPA Recharge availability scenarios by Mr. Rob Van Kirk.
- A discussion on Recharge projects and an ESPA Recharge proposed resolution by Mr. Hipke.
- A presentation of a loan proposal for the Producers Canal Company by Mr. Collingwood.

No action was taken by the Board during the Work Session. Mr. Van Stone made a motion for the meeting to adjourn. Mr. Alberdi seconded the motion. The session adjourned at 3:45 p.m.

May 20, 2016
Board Meeting No. 3-16

At 8:00 a.m. Chairman Chase called the meeting to order. All members were present.

Agenda Item No. 1: Roll Call

Board Members Present

Roger Chase, Chairman
Vince Alberdi, Secretary
Bert Stevenson
Chuck Cuddy

Jeff Raybould, Vice-Chairman
Pete Van Der Meulen
Dale Van Stone
Albert Barker

Staff Members Present

Gary Spackman, Director
Cynthia Bridge Clark, Water Projects Section Manager
Wesley Hipke, Recharge Project Manager
Remington Buyer, WSB Coordinator
Ann Vonde, Deputy Attorney General

Brian Patton, Bureau Chief
Neeley Miller, Senior Planner
Rick Collingwood, Planning Engineer
Jennifer Strange, Admin Assistant II

Guests Present

John Williams, BPA
Anita Hamann, DFM
Peter Anderson, Trout Unlimited
Lynn Tominaga, IGWA

Hal Anderson, IWE
Braden Jensen, Idaho Farm Bureau
Mike Overton, Producers Irrigation Co
Marie Kellner, ICL

Agenda Item No. 2: Agenda and Approval of Minutes 2-16

There was no need to adjust the Agenda. On the 2-16 Minutes, Mr. Barker had a question about agenda item #10. He moved to approve the minutes as written. It was seconded by Mr. Van Stone. Voice vote: all were in favor. The minutes were adopted.

Agenda Item No. 3: Public Comment

Mr. John Williams provided updates on Bonneville Power Administration. He mentioned the recent Federal judgment on the Columbia River; discussed the focus for 2028 and the fish accords. Then he suggested that there could be future industry changes. Finally, he requested that three board members participate in an upcoming annual survey. There were questions and some discussion among the members. No action was taken during public comment.

Agenda Item No. 4: Financial Status

Mr. Patton provided updates as of April 1st on the Board's account balances. He highlighted that a new tracking system was in progress for the Secondary Aquifer Funds. Members were in favor of this impending change. Mr. Patton said there were a couple of loans coming before the Board in the near future. Chairman Chase had a question about the Revolving Development accounts relating to dam projects. Mr. Patton stated there were funds committed, but not yet spent.

Agenda Item No. 5 FY 2017 Secondary Aquifer Fund Budget

Mr. Patton presented a resolution for the 2017 fiscal year Secondary Aquifer Fund Budget. He discussed that the Board had previously reviewed and recommended the resolution in committee, as well as during the Work Session.

Mr. Raybould made a motion to adopt the resolution as recommended which provided for the budget of the Secondary Aquifer Fund for the 2017 fiscal year. Mr. Barker 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. 8 Ayes. Motion passed. The resolution was adopted.

Agenda Item No. 6 Water District #01 Rental Pool Procedures

Mr. Buyer provided a briefing on the previous day's discussions. Mr. Alberdi asked if the Committee of Nine had approved of the Water District #01 Rental Pool Procedures. Mr. Raybould assured the Board that both the Committee of Nine and the water users of Water District #01 have approved of the proposed Rental Pool Procedures.

Mr. Van Der Meulen moved to adopt a resolution authorizing Water District #01 Rental Pool Procedures. Mr. Van Stone seconded the motion. Mr. Barker stated that he would abstain since his law partner was involved in the writing of the procedures. Roll call vote: Alberdi: Aye; Barker: Abstain; Cuddy: Aye; Raybould: Aye; Stevenson: Aye; Van Der Meulen: Aye; Van Stone: Aye; Chairman Chase: Aye. 7 Ayes. Motion passed. The resolution was adopted.

Agenda Item No. 7 Producers Canal Company Loan

Mr. Collingwood said there was a draft resolution for the Board's consideration and introduced Mr. Mike Overton from Producer's Canal Company. Questions were asked about the anticipated water savings with the proposed new well. Another question regarding the existing wells was asked by Board Member Alberdi. There was more discussion about preventing expansion of the existing water rights. There was a concern regarding whether a meter would be placed on this new well—and there were assurances that there would be.

Mr. Raybould moved to adopt the resolution authorizing a loan not to exceed \$173,000 to the Producer's Canal Company. Mr. Cuddy 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. 8 Ayes. Motion passed. The resolution was adopted.

Agenda Item No. 8 ESPA Recharge

Mr. Hipke provided a briefing on ESPA Recharge efforts and a draft resolution for the Board's consideration. A resolution requested additional funds for some repairs to the cement flume. There was some discussion among members on the wording and commitments of the original resolution. It was discussed that in the past, there had not been additional funds for projects which had gone over budget. More discussion concluded that setting precedence for covering overages is not in the best interest of the Board's funds. No motion was made. The resolution was tabled.

Agenda Item No. 9 Red River Channel Restoration Project

Mr. Miller presented a resolution that would approve a project as filed with the Department through Permit No. 82-20061. Mr. Cuddy made a comment to abstain from this discussion.

Mr. Alberdi moved to adopt the resolution to approve the Project. Mr. Raybould seconded the motion. Voice vote: all were in favor. Motion passed. The resolution was adopted.

Agenda Item No. 10 Ground Water Conservation Grants

Mr. Collingwood presented a draft resolution that would provide the City of Ketchum a Ground Water Conservation Grant of up to \$10,000 to conduct irrigation system audits for the City's nine municipal parks and irrigation infrastructure improvements for four of the parks. Board Member Barker suggested a change to the resolution to include copies of the irrigation audits and all technical data associated with the audits, along with the measured water savings from the project.

Mr. Barker moved to adopt the Resolution as amended above to authorize a grant of up to \$10,000 to the City of Ketchum. Mr. Alberdi 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. 8 Ayes. Motion passed. The resolution was adopted.

Agenda Item No. 11 State Water Plan & Proposed Sustainability Policy

Mr. Miller introduced a draft resolution to adopt a Sustainability Policy to the State Water Plan. Mr. Barker suggested some wording changes to the Resolution. There was discussion among the Board members and Board attorney, Ms. Vonde. It was suggested that the Sustainability Policy be added to the end of the State Water Plan, thereby saving the efforts of renumbering items. It was also emphasized that only the Sustainability Policy is open for the upcoming Hearings.

Mr. Raybould moved to adopt the Resolution with the changes that were suggested by Mr. Barker. Mr. Barker seconded the motion. Voice vote: All were in favor. The resolution was adopted.

Agenda Item No. 12 Director's Report

Director Spackman shared three issues with the Board. First, he updated the Board on recently mailed water call notifications. The curtailment orders pertain to about 150 users and were issued to non participants of the Surface Water Coalition and Ground Water Users Mitigation plans. He also shared that there will be a hearing in late June regarding the Big Lost Basin. It will be held

in Arco. The Director discussed that he anticipates sending out an ESPA measuring device order. Continued talks are happening regarding the establishment of a Ground Water Management Area. As a result, there will be a plan for public meetings this summer. His final item of discussion was an update on the Water Center building tenants. Mr. Stevenson asked about the circumstances that would warrant using power records instead of meters in regards to the earlier discussion on the ESPA measuring device order.

Agenda Item No. 13 Non-Action Items for Discussion

There were no items for discussion.

Agenda Item No. 14 Executive Session

Mr. Alberdi made a motion for the Board to resolve into Executive Session. Mr. Raybould seconded. Roll call vote: Mr. Alberdi: Yes; Mr. Barker: Yes; Mr. Cuddy: Yes; Mr. Raybould: Yes; Mr. Stevenson: Yes; Mr. Van Der Meulen: Yes; Mr. Van Stone: Yes; and Chairman Chase: Yes. 8 Ayes.

At approximately 11:10 a.m. 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. Topics discussed were: Wood River and Lemhi Basin

No actions were taken by the Board during the Executive Session. Mr. Alberdi moved to exit Executive Session. Mr. Raybould seconded the motion. Voice vote: All were in favor. Motion carried. The Board resolved out of Executive Session at approximately 11:45 a.m.

Agenda Item No. 15 Next Meeting and Adjourn

Next meeting was set for July 21st and 22nd in Sandpoint. Chairman Chase adjourned the meeting at approximately 12:00 p.m.

Respectfully submitted this 22nd day of July, 2016.



Vince Alberdi, Secretary



Jennifer Strange, Administrative Assistant II

Board Actions:

1. Mr. Barker moved to adopt Minutes 2-16. Mr. Van Stone seconded the motion. Voice Vote. All were in favor. Motion passed.
2. Mr. Raybould moved to adopt the Resolution as recommended that provided for budget of the Secondary Aquifer Fund for the 2017 fiscal year. Mr. Barker seconded the motion. Roll Call Vote. 8 Ayes. Motion carried.
3. Mr. Van Der Meulen moved to adopt the Resolution authorizing Water District #01 Rental Pool Procedures. Mr. Van Stone seconded the motion. Roll Call Vote. 7 Ayes. 1 Abstain. Motion carried.
4. Mr. Raybould moved to adopt the Resolution authorizing a loan not to exceed \$173,000 to the Producer's Canal Company. Mr. Cuddy seconded the motion. Roll Call Vote. 8 Ayes. Motion carried.
5. Mr. Alberdi moved to adopt the resolution to approve Red River Channel Restoration Project. Mr. Raybould seconded the motion. Voice Vote. All were in favor. Motion passed.
6. Mr. Barker moved to adopt the Resolution authorizing a grant of up to \$10,000 to the City of Ketchum. Mr. Alberdi seconded. Roll Call Vote. 8 Ayes. Motion carried.
7. Mr. Raybould moved to adopt the Resolution with the changes Mr. Barker seconded the motion. Voice Vote. All were in favor. Motion passed.
8. Mr. Alberdi moved to go into Executive Session. Mr. Cuddy seconded the motion. Roll Call Vote: 8 Ayes. Motion passed.
9. Mr. Alberdi moved to exit Executive Session. Mr. Raybould seconded the motion. Voice Vote. All were in favor. Motion passed.