

MEETING MINUTES

2020 Annual Meeting

February 3, 2020

7:00 pm

Syringa Hall

ATTENDEES

Board Members: Roy Moses, acting President. Tom Carlsen, Ryan Hale, Anjie Waldner taking minutes

Shareholders: Avila(2), Beal(4), Betzold(32), Bromgard(14), Buermann(35), Barker?(5), Carlsen(114.5), Carrier(4), Davis(2), Foruria(35), Furst(4), Gorley(5), Hale(28), Jones(6), Kirkendahl(1), Link-J3 Land & Cattle(85), Mortins/Thomas(7), Moses (92), Oliver(8), Rex(5), Turner(7), Wilfong(6.5)

Proxies: Anjie Waldner (120 Proxy Nancy Waldner)

Visitors: Levi Russell and Lane Russell representing Betzold, Richard Rex, Alice and Ron Terry

Meeting was called to order by Roy Moses. The pledge of allegiance was recited. A moment of silence was taken.

Anjie Waldner read the 2019 Annual Meeting minutes. Art Beal motioned to approve. Sheila Turner seconded. Motion passed.

Roy Moses started the presidents report. He stated that Joe Zavaletta and Creek Walker have resigned and it was accepted by the Ditch Board. A letter of appreciation was mailed to both. The flume easement was surveyed and recorded. The canyon easement was surveyed but not signed or recorded. John Avila gave his word never to stop access as long as he owns the land. If he was to move he would sign the easement then. Roy discussed following the bylaws concerning adding any culverts. Roy also stated that the Ditch Company can give advice on laterals but it's duty stops at the headgate. Moss was quite an issue last year. Many thanks to Mark John and Rick Link for helping to resolve that issue.

Tom Carlsen read through the financial report for 2019. Roy Moses stated that the left over money attributes to less pay for the ditch rider and less backhoe work in 2019. The company also didn't spend the cost on weed spray. Roy addressed Jenny's hard work and efficiency on the bills. The annual report needs to be filed with the Secretary of State by the end of this month (February 2020). Taxes will be filed for 2019.

Rick Link was called to give the Ditch rider report. Rick started as the ditch rider July 1 2019. His first job was demossing. Roy stated that at that time there were water problems toward the end of the ditch which Mark Johns helped Rick resolve. The beavers were causing a major problem with building dams in the ditch.

New Business:

Rick presented pictures of the ditch work being done in the canyon area. Roy explained that that work being done is to pull from the inside, which is rock, and move the dirt to the outside to build up the wall of the ditch. 65A was willing to match \$25,000 to finish the dam but the sandbag and canyon area needs to take priority. The 65A money is being used in that area. Superior Blasting gave a bid on that area to repair that was roughly \$20,000. Ron Gibron is slowly chipping the rock away and is getting through it. Superior Blasting estimated being able to move the east wall of the ditch in 15'. So far it's looking as though it will be moved in 30' if we continue on the way we're doing it.

Old/Unfinished Business:

Dan Carlsen was not available to give the report on the liens.

Roy wants to invest in putting new boards in the flume. A new liner is probably due as well. Roy also brought up the issue of delinquent accounts. Renee Buermann (Mark Johns' property) questioned about not receiving any paperwork on water shares since buying the property. Sarah Thomas (Max Hymas property) and Kirkendahl's are having the same issue. Roy stated a letter to all new shareholders that explains the easement needs to be recorded. New property owners would like an explanation on water delivery and equipment used to deliver and measure the water delivered. Ditch members and the ditch rider have easement rights. A comment was made about possibly putting a limit on the number of users off a lateral. The Ditch Company will check with the lawyer on options concerning this. Roy did state that the lawyer has stated that any culvert or buried water line needs to be surveyed and recorded before installing.

Roy discussed changing the bylaw on the amount of directors from 5 to 3. Kirkendahl made a motion to accept. Mike Oliver seconded. The motion passed.

Georgia Hale motioned for staggered terms. Motion was denied. Roy motioned for annual terms. Kirkendahl seconded. Motion passed.

Article 8-5 Delinquencies and remedies: Discussed charging 12% yearly on delinquent accounts. Mike Oliver made a motion to accept. Kirkendahl seconded. The motion passed.

Article 2-6 states no work can be done on the ditch when water is in the ditch. Roy proposed changing it to work can be done under supervision by the Ditch Company if needed while water is in the ditch. Sheila Turner made a motion to accept the change. Richard Rex seconded. The motion passed.

Roy discussed changing the rent pool meeting to just between neighbors. The persons renting the water and the original shares holder would need to inform the Ditch Company. Steve Wilfong made a motion to accept the change. Art Beal seconded. The motion passed.

Roy explained the difference of voting with shares on big decisions versus the typical yay/nay voting on suggestion from Steve Wilfong.

Roy showed the bylaw changes that the lawyer has suggested. The changes will be posted on the website for shareholders to review. The lawyer can meet on the last Monday of February or the first Monday of March to discuss the changes with shareholders. The meeting was set for the first Monday of March unless something causes the lawyer to be unavailable between now and then.

The cost for the Canyon Project includes the matching funds from 65A. The Ditch Company has to match that amount to receive the funds. So far we are half through and at 13hr trackhoe and 2hr on the cat. \$15,000 so far in cost.

Art Beal made a motion to keep the shares assessment the same. Rick Link suggested lowering the assessment would be better for the shareholders. Tom Carlsen stated that the proposed 2020 budget is based on \$18 per share. Art Beal withdrew his previous motion. Art made a new motion to set the assessment for 2020 at \$18 per share and keep the EMF at \$100. Anjie Waldner seconded. The motion passed.

Nomination of directors:

Rick Link nominated Roy Moses. Ryan Hale seconded. Nomination passed. Mike Oliver nominated Tom Carlsen. Steve Wilfong seconded. Nomination passed. Leann Carlsen nominated Ryan Hale. Rick Link nominated Eric Fuller. Steve Wilfong seconded. Nomination passed. Eric Fuller will replace Ryan Hale on the Board.

Leann Carlsen kept count of shareholders present at the meeting(34) for the Syringa Hall.

Art Beal motioned to adjourn. Shelia Turner seconded. Meeting was adjourned.

