

Resolution No. 2021-001

*A resolution of the Board of Directors of Bayview Water and Sewer District, Kootenai County, Idaho designating Capital Facility Funds for the Water System and the Sewer System respectively and; providing for an effective date of the resolution and policies as adopted; and providing for other matter properly relating thereto.*

WHEREAS, Bayview Water and Sewer District, Kootenai County, Idaho (the "District") is a duly and properly formed water district under and by virtue of the Idaho Constitution and Title 42, Chapter 32 of the Laws of the State of Idaho and governed by an elected Board of Directors (the "Board");

WHEREAS, Idaho Statute Title 42 Chapter 32.12 Part h provides that the Board shall, "... have the management, control and supervision of all the business and affairs of the district, and the construction, installation, operation and maintenance of district improvements therein or therefore...";

NOW, THEREFORE, be it resolved by the Board of Directors of Bayview Water and Sewer District (BWSD) as follows:

1. That by Resolution 2019-004, a separate Capital Facilities Fund account was created for the Water System and for the Sewer System respectively. By said Resolution, such funds have been held in Idaho State Local Government Investment Pool (LGIP) accounts.
2. The District now desires to close and replace the respective LPIG accounts previously designated as the Water Capital Facility Fund account and the Sewer Capital Facilities Fund account.
3. The BWSD Water Savings Account #8299 at Mountain West Bank be hereinafter designated as the Water Capital Facilities Fund account and the BWSD Sewer Savings account #8307 be hereinafter designated as the Sewer Capital Facilities Fund account.
4. The purpose of each fund shall be to provide a vehicle for accumulation to fund Capital Facility Expenditures.
5. Capital Facility Expenditures shall be defined as those used for the purchase, improvement, or maintenance of long-term assets to improve safety, efficiency or system performance as solely determined by the Board of BWSD.
6. Long-term assets are declared to be those that are: physical, fixed and non-consumable such as property, equipment, or infrastructure that have a useful life of significantly more than one accounting period.

7. Money shall not be withdrawn from either Capital Facility Fund except at the direction of the Board of BWSO by resolution with the use or purpose for the money to be withdrawn stated therein along with the specific amount of funds and their destination.

This resolution shall go into effect upon the date adopted, at the Regular Meeting of the BWSO Board of Directors held January 21, 2021.

All resolutions or parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed, and shall have no further force or effect.

If any part or portion of this resolution is found by a Court of competent jurisdiction to be unlawful or unenforceable, that portion shall be deemed separable from the remainder of the resolution and shall not affect the validity of the remaining provisions.

Upon a motion to adopt the foregoing Resolution made by:

Director: Dahlseid, and

Seconded by Director Spahn


The following vote was recorded:

Director Nolan	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Director Leake	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Director Bare	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Director Spahn	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Director Dahlseid	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No


**Bayview Water and Sewer District**

  
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Calvin Nolan: Chairman

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Larry Leake absent

  
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Ted Bare

  
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Ali Spahn

  
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Colleen Dahlseid