

BOISE RIVER FLOOD CONTROL DISTRICT NO. 10

RESOLUTION NO. 03-2023

The Commissioners of Boise River Flood Control District No. 10 ("FCD 10") hereby adopt this RESOLUTION FOR PROCUREMENT OF GOODS, SERVICES AND PUBLIC WORKS CONSTRUCTION.

WHEREAS, FCD 10 is required to procure goods, services and public works construction in accordance with Idaho's *Open Access to Work Act*, IDAHO CODE § 67-2801 et seq., as amended ("the Act"); and,

WHEREAS, FCD 10 has in force and effect Resolution No. 01-2013 adopting a Procurement Policy for FCD 10 ("2013 Procurement Policy") to conform its procurement practices to the procedures and other requirements of the Act; and,

WHEREAS, the Idaho Legislature amended the Act subsequent to the Commissioners' adoption of the 2013 Procurement Policy; and,

WHEREAS, as a result of the amendments to the Act, the 2013 Procurement Policy no longer conforms to certain material provisions of the Act; and,

WHEREAS, FCD 10's legal counsel has advised the Commissioners that it is not necessary for the Commissioners to adopt a Procurement Policy in order to comply with the Act and any other provisions of Idaho Law applicable to FCD 10's procurement practices; and,

WHEREAS, the Commissioners wish to avoid having to amend or adopt a Procurement Policy each time the Idaho Legislature materially amends the Act or other applicable provisions of Idaho Law.

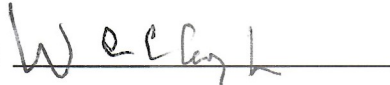
NOW, THEREFORE, THE COMMISSIONERS OF FCD 10 HEREBY RESOLVE:

THAT Resolution No. 01-2013 adopting the 2013 Procurement Policy is repealed, rescinded and voided, in its entirety, and that FCD 10 shall conform its procurement practices to the procedures and requirements of the Act and any other applicable provision of Idaho Law.

THAT this Resolution shall be in full force and effect immediately upon its adoption and approval.

PASSED by the Commissioners of Boise River Flood Control District No. 10, signed by the Chairman of the Board, and attested by the District Manager, all on November 16, 2023.

Board Chairman:



William C. Clayton

District Manager:



Mark Zirschky