

**Bear River Water Conservancy District
Board Meeting
Wednesday, August 31, 2016 7:00 p.m.
Bear River Water Conservancy District
102 West Forest Street, Brigham City, Utah**

Minutes

Present: Trustees: Chairman Clinton Burt, Vice Chairman David Forsgren, Financial Chairman Charles Holmgren, Tyler Vincent, Roger Fridal, Neil Capener, Richard Day, Russell Howe, Jay Carter and Jeff Scott

Staff: General Manager Voneene Jorgensen, System Operators Robert Phippen and Robert Thayne and Administrative Assistant Cassee Harper

Visitors: Bill Bigelow, Hansen Allen and Luce

Invocation: Board Member Howe

Pledge of Allegiance: Lead by Chairman Burt

Adoption of the Agenda – Chairman Burt

A motion was made by Financial Chairman Holmgren to approve the agenda. The motion was seconded by Board Member Vincent. Chairman Burt, Vice Chairman Forsgren, Financial Chairman Holmgren and Board Members Vincent, Fridal, Capener, Day, Howe, Carter and Scott voted in favor of the motion.

Approval of the Minutes for the Board Meeting held July 27, 2016.

The minutes of the Board Meeting held July 27, 2016 were included with the packet that was provided to the Board Members.

A motion was made by Vice Chairman Forsgren to approve the minutes with corrections for the meeting held July 27, 2016. The motion was seconded by Board Member Capener. Chairman Burt, Vice Chairman Forsgren, Financial Chairman Holmgren and Board Members Vincent, Fridal, Capener, Day, Howe, Carter and Scott voted in favor of the motion.

Trustees Reports

David Forsgren – No Report

Charles Holmgren – I resigned as President of the Bear River Canal Company this month. I am still a board member and Curtis Marble is now the President. The Canal Company is very concerned because a number of shareholders have not been getting any water on the Hammond East Canal this summer. There are three miles along the Hammond East Canal that is losing around 10cfs of water and is not surfacing anywhere. This is an old canal and the old-timers had a really good way of maintaining it. However, the canal company has done some things that have damaged it. We have hired an attorney and we have also hired JUB Engineering to do a seepage loss test. We will try to resolve the problem this winter. The Canal Company's bylaws do not allow us to borrow money for projects without shareholder approval and right now we have shareholder approval to go up another \$190,000 in our borrowing allowance so we can resolve this issue.

We don't know what is different this year but the demand on PacifiCorp has not dropped yet. Next week I will be involved in the Bear River Water Users and we are having a meeting with PacifiCorp on the Bear River Management Plan. Brent Rose, the attorney for the Bear River Canal Company, is concerned that the plan will injure a lot of pumpers along the Bear River and they will lose their rights. He is proposing legislation to collar this proposal that Public Lands and Forestry is doing on the Bear River.

Tyler Vincent – The Box Elder County Fair and Rodeo was a good event. I was there every night except Friday night. I am little concerned that we haven't gotten any rain for some time. I was not aware of how important water is until I got on this board. We are gearing up for Peach Days and next week will be busy. I appreciate the board and all you do.

Roger Fridal – Tremonton has been struggling with water and we have been using a lot of it. We had a little issue at Cedar Ridge and the District and Tremonton have been trying to make it work. We sent a letter out to the Cedar Ridge residents asking them to use less water and the next day the tank was lower than the day before. We have lowered the pump in the Cedar Ridge well; it didn't do as we had hoped but it did increase it a little. I have learned that people will only conserve water if it costs them more money.

Neil Capener – The District's line needs to be fixed on the west side of the road where the new bridge was put in in East Garland. The lid is up above the road quite a bit.

Richard Day – No Report

Russ Howe – Thatcher-Penrose has been having problems keeping up with costs so they had an open board meeting two weeks ago and asked for a \$5 increase in the monthly rate. The board suggested and approved a \$7.50 increase which will bring it to \$32.50 with the Fire Department. We are still looking for a grant to fix that old line.

Jay Carter – It looks like we all have water problems. We had to put a new pump in at the house. My share of the canyon water right now won't even water my cattle, the creeks are really drying up.

Jeff Scott – No Report

Clint Burt – I have been involved with the sale at the Fair for a lot of years. This year there were 767 animals at the fair. The beef and pigs sold for a lot less this year.

General Manager's Report – Voneene Jorgensen

We want to thank everyone who participated in the BBQ. It was a nice event. We appreciate Clint and Louise hosting the BBQ.

The level of the water in the South Willard well has come up 27 feet since February, the Collinston water system is doing really well. We realize the Cedar Ridge meter station doesn't perform like we want it to but we will work on that. We really appreciated Paul Fulgham's phone call. Our operators met with him at the meter station at Cedar Ridge. We can get water to some of the homes but not up to the Cedar Ridge tank. We have asked Bill to do some homework and we will do some redesigning to allow us to get water up to the tank when needed. It will be listed as a priority project.

Ukon Water Company paid for the capability to be able to view their blending station on our SCADA system. Robbie got a text from Brian Schaeffer and he was checking on the Ukon Water system from Iceland, isn't that amazing. I am working on the amended Ukon agreement that will add their extra subscription.

Craig Terry is completing his legal opinion for the Master Plan and we will hopefully be able to close on the bond soon. Because it is a master plan project and it isn't a project with collateral it is hard to give an opinion. We had a good meeting today regarding the Master plan. I will have Bill Bigelow update you on what has happened:

Bill Bigelow –

Our goal was to meet with all the water suppliers in the County. We had really good participation when we met with representatives to go over the water needs and goals for each water system. Most of the water systems are anxious to work together so if the day comes that they need help the District will be ready. Today we had a meeting with Bob Fotheringham from Cache Valley and JUB Engineering about the possibility of banking water either administratively or physically to better use the water that we have and prevent waste. Next month the Langdon group will come in and give a more detailed report on the data we have collected.

Cache Valley Property –

We still need to decide if we are going to sale the Cache Valley property with or without the water. The irrigation ditch has a prescriptive easement and we have to provide water through that ditch as it has been used historically. This ditch runs right through the middle of the property so we have been talking about what it would take to move the ditch. We have to make sure we can deliver the water to the neighbor as he has historically used it. The land is just pasture right now but it has the potential to be developed someday. There is power and water across the highway. We need to get the best use and price for the land so we need to study it a little bit more and contact Logan Cow Pasture to see what the irrigation shares are worth.

District Bylaws –

The bylaws were sent to you in your packet. We would like to have you look them over and come back next month with any changes. We will welcome any recommendations or changes as you see fit.

Board Meeting Policy –

It is required that we have Board Meeting Policy and Procedures. We have to have a document on how we conduct our meetings, public meetings, closed meetings, etc. The only thing we don't do now is hold electronic meetings and we can't do that unless we have it in our policy; this new policy includes that as well as the procedures on how to conduct our meetings.

A motion was made by Financial Chairman Holmgren to adopt the Board Meeting Policy and Procedures for the Bear River Water Conservancy District. The motion was seconded by Board Member Fridal. Chairman Burt, Vice Chairman Forsgren, Financial Chairman Holmgren and Board Members Vincent, Fridal, Capener, Day, Howe, Carter and Scott voted in favor of the motion.

Weather Modification –

We received a letter asking us to participate in the cloud seeding program for 2016-2017. The State funds 50% of the program. The District has a standing motion to participate as long as Cache County participates. Rich County has been asked to participate in the program as well.

A motion was made by Board Member Scott to participate in the cloud seeding program for the 2016-2017 season. The motion was seconded by Board Member Vincent. Chairman Burt, Vice Chairman Forsgren, Financial Chairman Holmgren and Board Members Vincent, Capener, Day, Howe, Carter and Scott voted in favor of the motion, Board Member Fridal opposed. The motion passed.

Today I attended the Executive Water Task Force meeting. There is a subcommittee organized to support canal safety to get canals in the State to come into compliance with their management plans. The task force voted to support legislation so the Division of Water Rights will continue to get funding to help the canal companies with more than 5cfs to come into compliance.

Some important events coming up are as follows:

October 6th, UASD Board Member Training at 4:00 pm at the County Building

October 25th, The Utah Water Users Water Summit at the Provo Conference Center
Nov 2-4, UASD Annual Conference at the Ogden Eccles Conference Center
December 8th, the Christmas party at Maddox

Beaver Dam –

Robbie reported on what has been happening at Beaver Dam. Yesterday he went to the spring collection box in Early Park and found roots growing back into the system. We will have to do some digging to see if we can find where the roots are coming from. We may have to call the church and let them know we will have to get rid of some of the trees if they are intruding on a public water system. The Bac-T's have been good. The roots have shown up in the past month, we had a sanitary survey on May 18th and the roots weren't there and a month ago when we checked the spring collection boxes they weren't there.

South Willard –

There is a new gas station/convenience store being proposed just east of the Hot Springs Trailer Court. The problem is that the Hot Springs Trailer Court has a well that is a source for a public drinking water system. The new store will have a septic system that will be in Zone 2 of the drinking water source protection plan for that well and this is an unprotected aquifer. If the county doesn't uphold their drinking water source protection ordinance, it puts all other drinking water sources at risk as well since the new land use ordinance is based upon drinking water source protection zones. We need talk to with the county attorney about this. I am asking if the board will support me in writing a letter to the county regarding this development and requesting that the county support and follow their Drinking Water Source Protection Ordinance. There are solutions, such as the developer could compensate Mr. Dimick for his drinking water source so he can either drill another well out of the area or they can pay him to not use the well as a culinary source.

Also, they are going to use an old South Willard Water Company connection for the store but they want to use our hydrant for fire flow which is another issue. The District would essentially be providing fire flow through our systems capacity without any compensation. Realizing that fire hydrants in the public right of way may be used for any fire event, usually the water system that provides culinary water also provides and certifies fire protection. Our South Willard Water System was designed for development but does not take into consideration a gas station. We need to write a letter and document all these issues.

There was a consensus of the Board for the General Manager to write a letter to the Planning Commission in support of protecting the water supply of a public drinking water system.

**Financial Business – Financial Chairman Holmgren
Approval of Financial Statements**

The financial statements for July 2016 were prepared and provided to the Board Members. Financial Chairman Holmgren asked for the Board to review the financial statements and approve them.

A motion was made by Vice Chairman Forsgren to approve the financial statements as presented. The motion was seconded by Board Member Vincent. Chairman Burt, Vice Chairman Forsgren, Financial Chairman Holmgren and Board Members Vincent, Fridal, Capener, Day, Howe, Carter and Scott voted in favor of the motion.

Public Comment

There was no public comment.

Adjourn

A motion to adjourn the meeting was made by Board Member Vincent. The motion was seconded by Board Member Day. Chairman Burt, Vice Chairman Forsgren, Financial Chairman Holmgren and Board Members Vincent, Fridal, Capener, Day, Howe, Carter and Scott voted in favor of the motion.

The meeting adjourned at 8:35 p.m.