

**Bear River Water Conservancy District
Board Meeting
Wednesday, April 27, 2016 7:00 p.m.
Bear River Water Conservancy District Conference Room
102 West Forest Street, Brigham City, Utah**

Minutes

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

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

Visitors: Bill Bigelow, Hansen Allen and Luce

Excused: Robert Thayne

Invocation: Board Member Carter

Pledge of Allegiance: Lead by Chairman Burt

Adoption of the Agenda – Vice Chairman Forsgren

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

Approval of the Minutes for the Board Meeting held March 23, 2016.

The minutes of the Board Meeting held March 23, 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 for the meeting held March 23, 2016. The motion was seconded by Board Member Capener. Chairman Burt, Vice Chairman Forsgren, Financial Chairman Holmgren and Board Members Scott, Carter, Howe, Day, Capener, Vincent and Fridal voted in favor of the motion.

Trustees Reports

Dave Forsgren – No Report

Charles Holmgren – The snowpack in the Bear River Basin as of today is 82% of normal, but it is melting fast. The Bear River at the Corinne gauge is running over 3,000 cfs into the Great Salt Lake. The canal company received an allocation agreement for the Bear River Water Users Association, which the Bear River Canal Company is a part of, for 224,000 AF. The Bear River Canal Company is going to get 51.8% of that amount which is about the same as last year. We have a much wetter year this year so with the runoff coming we won't be tapping into Bear Lake for at least another month. The Canal Company will be putting water in on Monday or Tuesday on the west side. We will be doing a construction project on the Hammond Canals installing the piping above Deweyville on the Hammond East Canal. The contractor for that project specified 66-inch concrete pipe and there aren't many manufacturers that will make it that size. Old Castle said they can make the 66-inch concrete pipe that we need. We will finish the rest of the project this fall and winter.

A week ago we had a Bear River Commission meeting in Salt Lake City. There was a report from Bob Barrett of the Bear River Bird Refuge that he has funding to start purchasing conservation easements in the Bear River Basin. They will contact what they identify as the most valuable wildlife habitat in the Bear River Basin and purchase the development rights from those individuals. Also, the Utah State Division of Forestry, Fire and State Lands has been assigned the task of charging a fee to those who have development along the shores of the Bear River. The reasoning is that the Bear River is considered navigable waters. This makes the river bottom state property and not private property. Therefore, if you have a pump along the Bear River you will be required to get a permit from the State of Utah and pay a fee to have that the facility long the Bear River. I don't know if it will apply to waterline crossings or road crossings. However, this new policy has the irrigators quite upset.

Tyler Vincent – Brigham City is a little busy as it is budget time. There are developments looking to come to Brigham City and things are going well.

Roger Fridal – Life in Tremonton is good. Our springs are still down and haven't come up very much even with the rain. Like Brigham City, we have companies looking to come to Tremonton all the time. They did a terrific job on the canal in Tremonton.

Neil Capener – No Report

Richard Day – The secondary water system is almost done and they should be turning the water in soon. It will bring some growth south of the Stake Center and so the District will hopefully get some customers. Secondary water is not metered so during this first year it will be interesting to see how much water is used.

Russ Howe – Bothwell Water is doing an upgrade on their system, Howell has their meters almost completed and Thatcher Penrose is working with Bill Bigelow on a pipeline project.

Jay Carter – Park Valley has had some rain. According to my rain gauge we got ¾ inch on Saturday which was much appreciated.

Jeff Scott – No Report

Clint Burt – We got a call from a neighbor saying that one of our cattle got left at the ranch and so we went to get her and there was still snow at 8,000 feet.

General Manager's Report – Voneene Jorgensen

Master Plan – Engineering Contract

We are continuing to work on our Master Plan. We have had planning and strategy meetings and have been discussing how we are going to move forward. We have received a proposal contract with Hansen, Allen & Luce for \$200,000 and that includes the contract with the Langdon Group. It will cover the scope of work we have discussed and will also cover the public outreach to stakeholders and public water suppliers in Box Elder County with the Langdon Group. There are several tasks in the Master Plan to be completed with one of the major tasks being the Bear River Development. We will also look into having the District manage a water bank to insure that we keep water in Box Elder County. We plan to gather all the data for the Master Plan by the end of 2016 and have the report ready to present at the Annual Meeting in March of 2017. All the interviewing will be done in May, June and July. Letters will be mailed out to notify public water suppliers that we would like to have meetings with them. We will also get in touch with the stakeholders in the county for a meeting that will be held on May 19th or 24th. There will be a meeting with the Division of Drinking Water on May 3rd to discuss the requirements to close on our loan and grant. The loan is for \$100,000 at 0% interest for 10 years and the grant is for \$100,000.

A motion was made by Financial Chairman Holmgren to accept and approve the Contract Proposal from Hansen, Allen & Luce, for the 2015 Master Plan for \$200,000. The motion was seconded by Board Member Fridal. Chairman Burt, Vice Chairman Forsgren, Financial Chairman Holmgren and Board Members Scott, Carter, Howe, Day, Capener, Vincent and Fridal voted in favor of the motion.

The Northern Utah Water Conference was excellent. The Bear River Development presentation was great. Our Beaver Dam Project Presentation went very well. I appreciate everyone who attended and wish that more people from Box Elder County would attend.

The Weather Modification Program is over as of March 31st. There was a total of 17 storms seeded and a total of 2,725 generator hours. The budget was \$25,000 and the total cost for the District ended up being \$23,130 so we came in below budget and will get a reimbursement from the State. We will receive a report in the summer with all the statistics from the 2015–2016 cloud seeding program.

The ADA restrooms are coming along very nicely and it looks like we are on budget. The painting is almost done and tile will begin on Friday.

There was a copy of the UASD Legislative Review included in your packet. These are the laws that will impact the District and will come into effect on May 10th. We also heard from the UASD that they are going to recodify all of the land use laws. Board Member Scott mentioned he heard a rumor that the Governor is going to kill interim session and only look at education.

In going through the District's Bylaws, I would like consult with Mark Anderson, the attorney for the UASD, and have him look them over to get them completely updated instead of updating a section here and there.

I have given you the language for the District's Rules and Regulations that we would like to consider for the Accessory Dwelling Unit (ADU). We would add a new section to our Rules and Regulations. It will be Section 5.3 which would read if approved:

“A request for an Accessory Dwelling Unit (ADU) as defined in Article 5, Chapter 5.6 of the Box Elder County Land Use Management and Development Code may be granted subject to compliance with the development and other standards specified in Box Elder County's Code governing ADU's. A copy of the Conditional Use Permit issued by Box Elder County and a signed Application for Water Service will be required. A separate monthly water bill will be charged to the ADU. The customer and owner of the property where the ADU is located will be responsible for the payment of the current monthly water bill for the ADU.”

A motion was made by Board Member Scott to approve the language for an Accessory Dwelling Unit (ADU) in the Rules & Regulations. The motion was seconded by Board Member Vincent, Chairman Burt, Vice Chairman Forsgren, Financial Chairman Holmgren and Board Members Scott, Carter, Howe, Day, Capener, Vincent and Fridal voted in favor of the motion.

The District's Chevrolet truck is 10 years old and has 235,000 miles on it. We would like to look at purchasing a new truck and keep the old one to push snow, etc. Young Chevrolet is the state contract provider for Chevrolet and they have given us a base price of \$24,221 plus \$2,000 for additional options. The instruction from the Board was to talk to local dealers as they can sometimes beat the state contract pricing.

Regarding insurance and retirement, Board Member Scott stated that the county had sent their liability and worker's compensation insurance out to several different carriers to compare to their current insurance. The county ultimately ended up staying with UCIP - Utah Counties Indemnity Pool. UCIP now covers special service districts and not just counties and it may be worth looking into as their rates were more competitive that any others they were looking at.

Closed Meeting to discuss the sale, lease or purchase of real property

A motion was made by Board Member Scott to go into a closed session to discuss the sale, lease or purchase of real property. The motion was seconded by Board Member Vincent. A roll call vote was taken:

Jeff Scott – Aye
Russ Howe – Aye

Jay Carter – Aye
Richard Day – Aye

Neil Capener – Aye
Tyler Vincent – Aye
Dave Forsgren – Aye

Roger Fridal – Aye
Charles Holmgren – Aye
Clint Burt – Aye

A motion to resume the regular session was made by Vice Chairman Forsgren. Board Member Vincent seconded the motion. A roll call vote was taken:

Jeff Scott – Aye
Russ Howe – Aye
Neil Capener – Aye
Tyler Vincent – Aye
Dave Forsgren – Aye

Jay Carter – Aye
Richard Day – Aye
Roger Fridal – Aye
Charles Holmgren – Aye
Clint Burt – Aye

Board Member Vincent made a motion to list the Cache Valley property with Steven Taylor. Board Member Day seconded the motion. Chairman Burt, Vice Chairman Forsgren, Financial Chairman Holmgren and Board Members Scott, Carter, Howe, Day, Capener, Vincent and Fridal voted in favor of the motion.

Financial Business – Charles Holmgren Approval of Financial Statements

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

Public Comment

There was no public comment.

Adjourn

A motion to adjourn the meeting was made by Financial Chairman Holmgren. The motion was seconded by Board Member Vincent. Chairman Burt, Vice Chairman Forsgren, Financial

Chairman Holmgren and Board Members Scott, Carter, Howe, Day, Capener, Vincent and Fridal voted in favor of the motion.

The meeting adjourned at 8:40 p.m.