

**Bear River Water Conservancy District
Board Meeting
Wednesday, June 27, 2018 7:00 p.m.
Bear River Water Conservancy District Conference Room
102 West Forest Street, Brigham City, Utah**

Minutes

Present: Trustees: Roger Fridal, David Forsgren, Charles Holmgren, Jay Capener, Tyler Vincent, Mark Larson, Richard Day, Russell Howe and Jay Carter

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

Invocation: Mark Larson

Pledge of Allegiance: Jeff Scott

Adoption of the Agenda – Chairman Fridal

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

Approval of the Minutes for the Board Meeting held May 23, 2018.

The minutes of the Board Meeting held May 23, 2018 were included with the packet that was provided to the Board Members.

Financial Chairman Holmgren made a motion to approve the minutes for the meeting held May 23, 2018. The motion was seconded by Board Member Vincent. Chairman Fridal, Vice Chairman Forsgren, Financial Chairman Holmgren and Board Members Carter, Howe, Day, Larson, Vincent and J. Capener voted in favor of the motion.

Public Comment – There was no public comment.

Trustees Reports

Jeff Scott – There will be county-wide fire restrictions going into place in the next week or two. They are already taking place in Willard because they are having water issues out there. There is a fire in Broad Canyon today. I don't think it went too far before they got it out. This is, at least, the 13th fire so far this year in Box Elder County.

Jay Carter – Park Valley has had 2 fires, both have been transformer fires. They have burned less than ¼ acre each.

Russ Howe – We had a waterline break at 3:00 pm today on the main line. We have it isolated and we only have one home without water. In the morning they will be fixing it and have it back on line. We are using about 8 million gallons every 2 weeks. Everyone is watering their lawns and gardens.

Richard Day – There are fire restrictions in South Willard. South Willard Water Company's well is down for repairs and the District has come through in providing water for them during repairs and 400 homes will have water this summer.

Neil Capener – No report.

Mark Larson – There are a lot of new homes coming to Ukon, as there are everywhere.

Tyler Vincent – Jeff Scott is a good commissioner and we appreciate everything he does. Brigham City's fire chief has put fire restrictions into effect and people are very angry. Restrictions are a good thing, not only because of the lack of water but also so we don't burn down the mountains and any houses. Brigham City, just like the County, is having a lot of economic growth. The splash pad at John Adams Park will be done by the first of August and the parking lot for the splash pad is finished. There is a water project going on in Brigham City, we are putting in secondary water and starting with the golf course.

Jay Capener – The Bear River Canal Company's General Manager gave his 2-week notice so we are in need of a new canal manager. Water is tight everywhere.

Charles Holmgren – To follow up on Jay's comment, at the Bear River Canal Company's board meeting last week I tried to make a motion to cooperate with the District on getting work started on a right of way for a water line through Deweyville. The chairman prohibited me or Jay Capener from making that motion. Jeff Hardy made the motion. The motion was to move forward with working with the Conservancy District and we would like the District to begin their research on property right boundaries and whether, in fact, the Canal Company even owns the property where the canal is, if we have a recorded easement or just a prescriptive easement. The motion passed. I reminded them that the Canal Company benefits from the District and

mentioned that the monitoring equipment installed by the District in Deweyville showed that canal water is being lost. The canal company's chairman mentioned he had spoken to the canal company's attorney, and the attorney said he couldn't make any recommendation until we find out what the canal company's ownership is along the canal in Deweyville.

I'm on the mailing list for the Idaho State Engineer's office and the last report I got said we are pulling nearly 1,000 AF a day from Bear Lake and we only have 110,000 AF to draft on the lake.

There will be a tour sponsored by the Bear River Commission on September 6th on the north end of Bear Lake and there is a symposium put on by the Bear Lake Watch following the tour on the 7th and 8th of September. I also found out that Bob Barrett is retiring from the Bear River Bird Refuge. I don't know the exact date for that.

Dave Forsgren – No Report

Roger Fridal – Tremonton is doing good now that the Newman well is up and running. It was scary for a while.

We are still pursuing secondary water and have bids out for the first two phases. How Tremonton is going to use canal water for secondary is to put sewer plant water into the canal and then take water from the north end of the canal. The canal water has 75 ppm of E. coli and the water from the sewer plant is only 7-9 ppm so the sewer plant water is much cleaner than canal water.

Project Updates – Robbie Thayne

Newman Well

The Newman well is up and running better than it ever has. It used to have a slight vibration and now it doesn't since the repairs. It is supplying quite a bit of water right now and is running all but a couple of hours a day. The Backup well comes on when it is supposed to and was a great thing to have when the Newman well was down.

The sod farm is taking all the water they can possibly take. They are taking 2,700 gpm most days and Tremonton is now taking 400 gpm. When Tremonton fills their tank, they take 875 gpm which happens 2-3 times a day for 3-4 hours each time.

Bypass #3

Bypass #3 – we discovered that we had a connection to Tremonton that was put in 20 years ago. We cleaned it out and replaced the meter and have turned it on and they are taking 400 gpm from that connection 24/7. We weren't certain that Bypass #3 wouldn't take water from Bypass #2, but it seems to be working quite well. The Newman well can keep up with demand and the Backup well doesn't turn on that often. It runs for a few hours to catch things up then turns off.

South Willard

South Willard Water Company is taking water at 180 gpm to level their tank and it levels the District's tank also. We stay in communication with them every day, so we can keep track of what is going on. Delivering water to South Willard Water Company was rough for the first week or so because they didn't know how much they needed. We started out giving them 75 gpm and that wasn't nearly enough. We increased to 85 gpm but that wasn't even close to enough, so I increased it to 120 gpm and it started to make a difference but by then their tank had only about 2 feet of water in it. We ran the well at 260 gpm to fill both tanks, which is at capacity for the District's South Willard well, but that was not sustainable. We cut that back to 220 gpm and were able to fill the tanks then we leveled out at 180 gpm. The pump has been running 24/7 since June 1.

I really appreciate all the board members that have been helping me. If anyone else wants the opportunity to come help, we will let them.

Collinston Tank Project – Bill Bigelow

The District has been making progress on the Collinston Well Project. We have purposely picked a spot on private property where we would like to drill a well since it is so hard to get permission to drill a well on Forest Service property. We have met with the private owner and they are working with us. We are thinking of drafting up easements to drill the well and have contacted the power company about getting power to run the pump and we are setting up a field visit in a couple of weeks.

In April, the District purchased two water level loggers. They were installed on April 4th and they take data every hour. Bill Bigelow showed the board members a graph that shows how the water level rose about 8/10ths of a foot when the canal water came in. The East Hammond Canal is about ½ mile, at least, from Dewey Springs. Bill said that doesn't mean the water travels all the way from the canal to the spring, it just means the canal water is filling up the aquifer. There is pretty good evidence there is a shallow gravel zone between Dewey Springs and the canal.

The reason for spending money on a test well is because experience teaches us that when drilling a full size well in these conditions it is very expensive and if it wasn't successful or if it interfered dramatically with other water rights we would like to know that before we spend all that money to drill the well and make the decision whether it is worth it. Also, drilling in

bedrock on the east side of the fault line we are hoping to get more water and not interfere with other water rights since all of those are on the west side of the fault line.

General Manager Jorgensen told the board that in order to move this project forward we need to get title reports along the canal road where we think the pipeline will be. The canal goes right into 3100 West where the District's water line is currently located. We need to do the title reports to find out who we need to get easements from.

We have filled out the paper work and have gotten an account with Rocky Mountain Power to see what the cost would be to run power to the well. Bill Bigelow and Bob Weyland of Rocky Mountain Power are going on a field trip in the area to get some estimates on the cost.

A motion was made by Board Member Scott to go ahead with a feasibility studies to see how much it would cost to commit to the project. The motion was seconded by Board Member Vincent. Chairman Fridal, Vice Chairman Forsgren, Financial Chairman Holmgren and Board Members J. Capener, Vincent, Larson, N. Capener, Day, Howe, Carter and Scott voted in favor of the motion.

General Manager's Report – Voneene Jorgensen

Office Building Roof –

There have been some ill feelings between the District and the neighbor to the west. When he saw the roof project starting he wasn't happy. The contractor called the neighbor to tell him we would put a rain gutter on the west side of the building so water wouldn't run onto his property. He said he was going to put a building up on the property line and the gutter would be in his way. The neighbor contacted Brigham City about his issues and Brigham City said the problem needed to be addressed before construction could continue because it looks like the building and retaining wall was built on the property line. Hansen & Associates surveyed the property and there is 9 inches from the District's office building to the property line on the west.

Adoption of the Certified Tax Rate –

A motion was made by Board Member Larson to adopt the 2017 certified tax rate of 0.000272 which will amount to \$1,148,335.00 in property taxes. The motion was seconded by Board Member N. Capener. Chairman Fridal, Vice Chairman Forsgren, Financial Chairman Holmgren and Board Members J. Capener, Vincent, Larson, N. Capener, Day, Howe, Carter and Scott voted in favor of the motion.

Collinston Connection Fees Policy –

When the District was putting the Collinston Project together we had a public meeting with the residents in the area with a presentation that explained the project. A question was asked by one of the residents if the \$4,000 incentive price for a connection to the Collinston system included the cost to connect the home to the water system. The answer at that time was yes. The intent was that if a resident purchased a connection for their home then the cost of

connecting would be included and many of them were connected during construction and we have been working under that premise. Some of the customers purchased dry taps and some of the residents purchased more than one connection as dry taps with the intent to develop their property. Some of these dry taps are now being sold and the question is if the new owner needs to pay the cost of the connection, which is parts and labor. It was the intent for the homeowner who buys the connection and hooked on during construction that those costs would be included and even the person who has a dry tap for their own home then the District would honor that agreement because it was the original purchaser.

The board members discussed all aspects of the issue and clarified that the incentive connection is not transferrable, and when it is sold, the new owner will pay the cost of parts and labor when they connect to the system. It is against District policy to bear any cost of development.

A motion was made by Board Member Larson to clarify that the intended policy wherein the incentive price for the original purchaser included connection to the system and when the connection is sold, the new owner will pay the cost of parts and labor to connect to the system. The motion was seconded by Board Member Carter. Chairman Fridal, Vice Chairman Forsgren, Financial Chairman Holmgren and Board Members J. Capener, Vincent, Larson, Day, Howe, Carter and Scott voted in favor of the motion. Board Member N. Capener opposed. The motion passed.

General Manager Jorgensen and Lance Nielsen, of Hansen, Allen and Luce, who did the hydrology study and wrote the technical language for the water rights filings, went on a tour with Proctor & Gamble on the northern end of the county and visited the points of diversion for those filings. They had protested all five of the District's filings and since the tour they have withdrawn two of the protests. Those protest hearings for the water right filings will be held on July 12 at 10:30, 1:00 and 2:00 in the County Commission chambers.

There are 2 job openings we are advertising, one for the Administrative Assistant position and one for a Water Operator. We will move forward with those.

Financial Business – Charles Holmgren Approval of Financial Statements

The financial statements for May 2018 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 Board Member Vincent to approve the financial statements as presented. The motion was seconded by Board Member Day. Chairman Fridal, Vice Chairman Forsgren, Financial Chairman Holmgren and Board Members Carter, Howe, Day, Larson, Vincent and J. Capener voted in favor of the motion.

Closed Session – To Discuss the sale, lease or purchase of real property and to discuss the character, professional competence, or physical or mental health of an individual

A motion was made by Board Member Vincent to go into a closed session. The motion was seconded by Board Member Scott. A roll call vote was taken:

Roger Fridal – Aye	David Forsgren – Aye
Charles Holmgren – Aye	Jeff Scott – Aye
Jay Carter – Aye	Russell Howe – Aye
Richard Day – Aye	Neil Capener – Aye
Mark Larson – Aye	Tyler Vincent – Aye
Jay Capener – Aye	

The meeting adjourned at 9:30 p.m.