

MT NEBO WATER AGENCY
BOARD MEETING
Salem City Offices, 30 West 100 South, Salem UT 84653
Monday, November 4, 2024

CONDUCTING	Richard Nielson, Chair
BOARD MEMBERS	Bart Leeftang, Central Utah Water Conservancy Dis. Braden Sheppard, Goshen Valley Local District ABSENT-Brett Christensen, Payson City Paul Taylor, Salem City ABSENT-Lynn Mecham, Santaquin City Kevin Oyler, Spanish Fork City Boyd Warren, Strawberry Highline Canal Co Sterling Brown, Strawberry Water Users Assoc. Richard Nielson, Utah County
ALTERNATE BOARD MEMBERS	Gerard Yates, Central Utah Water Conservancy Dis. ABSENT-Curtis Thomas – Genola City ABSENT-Paul Munns – Goshen Valley Local District David Tuckett, Payson City Bradey Wilde, Salem City Art Adcock - Santaquin City ABSENT-Lynn Swensen, Strawberry Water Users Assoc. ABSENT-Glen Tanner, Utah County
TECHNICAL COMMITTEE	Roger Pearson, Central Utah Water Conservancy Dis. ABSENT-Chris Steele, Genola City ABSENT-Melanie McVicker, Goshen Valley Local Dis. Travis Jockumsen, Payson City Bradey Wilde, Salem City Norm Beagley, Santaquin City Sterling Brown, Strawberry Water Users Assoc. Richard Nielson, Utah County
STAFF	Kim E. Holindrake, Payson City Recorder
OTHERS	Steve Jones, Hansen Allen & Luce Bruce Ward, Central Utah Water Conservancy Dis. Gary Brimley, Central Utah Water Conservancy Dis. Jon Lundell, Santaquin City Cory Pierce, Spanish Fork City

1. Call to Order

Chair Richard Nielson called this meeting of the Mt Nebo Water Agency Board to order at 7:32 a.m.
The meeting was properly noticed.

2. Public Comment Period

Richard Nielson recognized Marty Larson who has been a long-time member of this board and the mayor of Genola. Marty has moved and is no longer the mayor and no longer a member of this board. He appreciated all the time Marty has spent here. He assumed Marty would continue his role with the Strawberry Highline Canal and participate with this Agency.

3. Approval of Minutes – August 12, 2024, Meeting

MOTION: Braden Sheppard – To approve the minutes. Motion seconded by Dave Tuckett. Those voting yes: Braden Sheppard, Dave Tuckett, Paul Taylor, Art Adcock, Kevin Oyler, Boyd Warren, Sterling Brown, Richard Nielson. The motion carried.

4. Finance Report

Sterling Brown reviewed the finance report. Since the last meeting three invoices were paid to the US Postal Service (\$342.00) and Hansen Allen & Luce (\$1,007.20, \$1,635.35). Revenues included two interest payments totaling \$9.78 and \$26,699.23 in Project 7 assessments. Account balances include the reserve account - \$5,000, administrative account - \$28,937.88, Project #6 account - \$4,734.90, and Project #7 account - \$29,857.42 for a total of \$68,530.20. The WaterSmart Banking Grant (Project 5) was closed and the balance of \$3,158.19 was transferred to Project 7.

5. Resolution – Review and Adoption of Mt. Nebo Water Agency Bylaws (7:35 a.m.)

Dave Tuckett reviewed the proposed bylaws that were based off of old bylaws, which no resolution or information was found of being formally adopted. The State Auditor wants to see certain items in bylaws, so we put this together for the Board to review. Additions to the previous bylaws include fiscal management, procurement policy, cash receipting, conflict of interest, fraud abuse, and ethical behavior. The State Auditor's fraud risk assessment checklist gives points, and these items will earn points for a better score. He recommend approval of the bylaws, which makes the Agency more compliant with the State Auditor.

Discussion:

All contracts are approved by the Board. The Technical Committee usually gets a couple of bids for contracts and makes a recommendation to the Board. It's unsure if this needs to be a formal bid process. The practice has been to follow the Central Utah Water Conservancy District's procurement policy.

Dave Tuckett can add a paragraph to Article X, Procurement, to address this issue or the bylaws can be brought back at the next meeting.

MOTION: Dave Tuckett – To approve the (resolution) bylaws for Mt. Nebo Water Agency with the change to add a sentence to paragraph A to follow Central Utah Water Conservancy District's procurement policy for this Agency. Motion seconded by Paul Taylor. Those voting yes: Gerard Yates, Braden Sheppard, Dave Tuckett, Paul Taylor, Art Adcock, Kevin Oyler, Boyd Warren, Sterling Brown, Richard Nielson. The motion carried.

6. Technical Committee Report and/or Action (7:40 a.m.)

- a. Update on Groundwater Management Development (Project #6)
- b. Update on Groundwater Database & Plan Management Program (Project #7)

Travis Jockumsen stated nothing has changed since the last meeting. Monthly data on wells and water sources is still being gathered from the participating entities. In December, Hansen, Allen & Luce (HAL) will take that information and update the model. The Technical Committee will review the model in March, and Hansen, Allen & Luce will finalize the report in April. It will then be presented to this Agency in May for adoption. He noted it is a plan and doesn't mean anyone is forced to do what the plan states. It's good to get this started and looks to the future. The Technical Committee discussed outreach and education but didn't make any assignments. He asked Sterling Brown and Marty Larson to get a list of irrigation contacts compiled for the Technical Committee to start approaching.

Sterling Brown noted the annual shareholder meeting for Strawberry Water Users Association is in later January. He questioned if HAL was officially asked to take the lead on putting together a PowerPoint for the Technical Committee to review.

Steve Jones stated yes.

7. Resolution - Set 2025 Meeting Schedule (7:45 a.m.)
 - a. February 10, May 12, June 9, August 11, November 10

Richard Nielson noted the dates for the 2025 meetings.

MOTION: Sterling Brown – To approve the (resolution) 2025 meeting schedule as presented.

Motion seconded by Kevin Oyler. Those voting yes: Gerard Yates, Braden Sheppard, Dave Tuckett, Paul Taylor, Art Adcock, Kevin Oyler, Boyd Warren, Sterling Brown, Richard Nielson. The motion carried.

8. Other Business
 - a. Discussion regarding Agency records

Kim Holindrake discussed the need for housing records in a central location in the event of a GRAMA request. She was contacted by a member of Central Utah Water Conservancy District regarding records created to the State Engineer. Members should send her any records they have or create on behalf of the Agency.

Discussion that Kim Holindrake should be copied on emails. The database containing groundwater information should be accessible as well. PowerPoints presented at a meeting are already collected for the record. A note should be included in PowerPoints that the information is open to GRAMA.

- b. Resolution – Disposal of old surplus property

Discussion that this will surplus the Agency's old laptop computer, which has no value and will be erased. The Agency's only other property are the water walls that are used for flooding. It was noted that the Agency's financial records and minutes are on Kim's desktop computer at Payson City for efficiency and modern computer purposes, which no one saw any legal issues with that practice. Kim Holindrake confirmed that these records are backed up through the Payson system.

MOTION: Paul Taylor – To approve the resolution disposing of surplus property. Motion seconded by Braden Sheppard. Those voting yes: Gerard Yates, Braden Sheppard, Dave Tuckett, Paul Taylor, Art Adcock, Kevin Oyler, Boyd Warren, Sterling Brown, Richard Nielson. The motion carried.

d. Other

Marty Larson noted he just reviewed the resignation part of the bylaws that were just passed. It states a person resigns to this Board. He raised a concern about the potential for uncooperative resignations. He suggested that resignations should be from the entity represented rather than the Board.

Dave Tuckett stated that any entity can make a change to their representatives. The bylaws do say that an officer can resign any time with written notice. He recommended that Marty Larson send an email to Kim Holindrake formally resigning. Genola will appoint another person to the Board.

Kim Holindrake clarified that once a member leaves their entity, it is an automatic resignation.

Marty Larson stood before the Board and officially resigned.

Richard Nielson asked Dave Tuckett to review the bylaws and propose any changes to clarify resignations at the next February meeting.

c. Information/Discussion Items for Future Meetings

- Election of new vice chair.
- Legislative Update.
- Nebo Regional Update by CUWCD.

9. Next Meeting – February 10, 2025

10. Adjourn

MOTION: Dave Tuckett – To adjourn. Motion seconded by Paul Taylor. Those voting yes: Gerard Yates, Braden Sheppard, Dave Tuckett, Paul Taylor, Art Adcock, Kevin Oyler, Boyd Warren, Sterling Brown, Richard Nielson. The motion carried.

This meeting was adjourned at 7:58 a.m.