The Special Meeting of the Board of Trustees of the Carbon Water Conservancy District was held Tuesday December 12, 2023 in the Downstairs Conference Room at the Carbon County Administrative Building, 751 East 100 North, Price, UT 84501.

Present:
Jon Richens, Trustee, Chairman
Christian Bryner, Attorney
Gordon Odendahl, Clerk
Russell Seeley, Trustee
Brad Timothy, Trustee
Keith Cox, Trustee, Treasurer

Also Present:
R.J. Davis, Dam Tender
Doug Rasmussen, Finance Director
Janelle Jensen, Assistant Finance Director
Bryan Schmutz, USBR (Remote)
Bill Butcher, PRWUA

Excused:
Daniel Allen, Trustee, Vice Chairman
Derris Jones, Assistant Dam Tender

1. Open Meeting and Introduction of Guests.
   Chairman Richens opened the meeting at 3:00 PM and welcomed everyone in attendance. Chairman Richens congratulated Russell Seeley for being re-appointed to the board by the County Commissioners for an additional 4 years. The appointment occurred at the most recent County Commission Meeting.

2. Review and Possible Approval of Minutes from Quarterly Meeting on 10/17/2023.
   Trustee Timothy made a motion to approve the minutes as presented. Trustee Cox seconded the motion, and the motion was approved unanimously.

3. Dam Tender's Report – RJ Davis.
   Dam Tender RJ Davis reported on current conditions at the dam. Elevation of the Reservoir is 7,613.53 which correlates to 54,912 acre ft. of stored water. The reservoir is at 79% of capacity based on the old scale. We are currently releasing 3.5 cu. ft. per second through the by-pass gate and what is leaking past the regulating gate. Inflow from in Mud Creek is 23 cu. ft, per second. Recently this has been as high as 30 cu. ft, per second coming in from the mine. Both SNOTEL websites show current snow pack is 75% of normal. Chairman Richens asked about inconsistencies in looking at current conditions of the reservoir. If you look at the website we use, it shows 83% full and another website used by the State Engineer's Office shows 74% full. RJ stated that one website shows "total capacity" and the other site shows "usable capacity". Chairman Richens noted that he had recently sent a copy of the latest Climate and Water Report for Utah which is published by USDA, Natural Resources Conservation Service. The report shows snow pack is below normal for the new water year. Hopefully this will improve in the coming months. Chairman Richens told the group he would forward future reports to the group throughout the year as they come in.

4. Public Comments on Matters Concerning Carbon Water Conservancy District
   Note: Public Comments will be limited to 2 Minutes per Person. Public Comments or Requests from the Public may not be voted upon by the CWCD Board at this meeting because they are not listed as Agenda Items for the current meeting.

   There were no public comments.

5. Discuss and Possible Approval of YTD 2023 Financial Statement - Doug Rasmussen & Janelle Jensen.
Finance Director Doug Rasmussen presented the Financial Statements as of November 30, 2023 for consideration by the Trustees. Mr. Rasmussen stated page 1 of the Balance Sheet shows that Checking Account, PTIF Accounts and Fixed Assets show Total Assets of $4,153,673. Current Liabilities and Long Term Liabilities when combined with the Equity accounts on page 2 total $4,153,673. Mr. Rasmussen noted that the two totals are the same and in order for the Financial Statements to be correct, the Total Assets must equal the Total of Liabilities and Equity, so this is good. On the 3rd page is the Combined Profit and Loss Statement. It shows Total Income for the year at $186,965.79. Expenditures are $167,609.63 and Net Income is $36,488.66 (this includes Insurance proceeds of over $14,000). The P&L Statement by Fund was reviewed including Capital Projects funds, Debt Service and the General Fund as well as a P&L Statement comparing Actual Balances to the Budget. The only changes to the Capital Projects and Debt Service funds since our last report is in the Capital Projects Funds where Interest Income has increased slightly. Mr. Rasmussen stated the P&L Statement for the General Fund shows $104,000 Income, Expenses of $130,000 and a YTD deficit of $26,000 and other income from Insurance Proceeds of $14,000 for a net deficit balance of approximately $12,000 in the General Fund. Trustee Seeley asked if we expected any major changes to the Financial Statements before the end of the year. Mr. Rasmussen stated that we usually receive a large payment from the County Treasurer for Property Tax Revenues in mid to late December so by the end of the year we should be showing a positive income statement in the General Fund. There were no further questions concerning the Financial Statements. Trustee Seeley made a motion to accept the November 30th 2023 YTD Financial Statements as presented. Trustee Timothy seconded the motion. The motion was passed unanimously.

6. Public Hearing to Amend 2022 Budget - Doug Rasmussen.
Trustee Cox Made a Motion that we move to a Public Hearing for the purpose of Amending the 2023 Budget at 3:08 PM. Trustee Timothy seconded the motion and the motion was passed unanimously. In the Public Hearing, Finance Director Doug Rasmussen presented the original 2023 budget and a copy of the proposed Amended 2023 Budget. The only change proposed in the Amended Budget is transferring an additional $100,000 to the Capital Projects fund for a total of $250,000 instead of the $150,000 in the original 2023 Budget. The reason for this amended budget is to make sure we do not have excess unappropriated funds in the budget at year end. Chairman Richens asked for any comments from the public. There were no public comments and there were no objections to the change from those in attendance or from anyone attending remotely. Trustee Cox made a motion to exit the Public Hearing at 3:10 PM and go back to the public meeting. Trustee Timothy seconded the motion and the motion was passed unanimously. Once back in the meeting, Trustee Seeley made a motion to approve the Amended 2023 Budget based on the information provided in the Public Hearing, by changing the amount transferred from the General Fund to the Capital Projects Fund from $150,000 to $250,000. Trustee Cox Seconded the motion and the motion was unanimously approved.

7. Public Hearing to Adopt 2024 Budget - Doug Rasmussen.
Trustee Seeley made a motion to go into a Public Hearing at 3:12 PM for the purpose of reviewing and discussing the Proposed 2024 Budget. Trustee Timothy Seconded the motion and the motion was approved unanimously. In the Public Hearing, Finance Director Doug Rasmussen Presented the

Proposed 2024 Budget stating that there are no changes to the proposed budgets for Capital Projects and Debt Service from the Tentative Budget which was approved in our last meeting. Mr. Rasmussen stated there have been some adjustments made to the 2024 Proposed General Fund Budget. Based on projections and discussions concerning the upcoming year. The proposed changes to the General Fund Budget are as follows. On the Income portion of the budget, Cloud Seeding cost sharing has been reduced from $5,000 to Zero. On the Expense portion of the General Fund Budget, Cloud Seeding expense was reduced from $20,000 to $15,000. Legal Expense has been Increased from $10,000 to $17,000. Repairs and Maintenance - Other has been increased from $10,000 to $40,000. To offset these changes, the Line Item "Decrease in Prior Year Fund Balance" will need to be entered in the Revenue portion by $31,290. Mr. Rasmussen explained that assuming all of the anticipated revenues stay the same as budgeted and if the expenses come in as anticipated, then the General Fund Budget will be decreased overall by approximately $31,000. Chairman Richens asked if there were any comments from the General Public. There were none and there were no further comments or questions concerning the 2024 Budget from those in attendance in person or from the public listening in remotely. Trustee Seeley made a motion to exit the Public Hearing at 3:15 PM. Trustee Timothy seconded the motion, and the motion was passed unanimously. Trustee Cox made a motion to Adopt the Proposed 2024 Budget as explained for all 4 funds – The General Fund with the discussed changes, The Debt Service Fund, the Capital Projects Fund and The Capital Projects Fund #2 (Emergency Fund). Trustee Timothy seconded the Motion and the motion was approved unanimously.

8. Review Discuss and Set 2024 Quarterly Meeting Schedule (3rd Tuesday at 3:00 PM)

    January 16, 2024
    April 16, 2024 (Annual Meeting)
    July 16, 2024
    October 15, 2024
    December 10, 2024 Budget Hearing

Chairman Richens Reviewed the proposed Meeting Schedule which is continuing our tradition of meeting on the 3rd Tuesday of the first month in each quarter. The only change would be to hold the Budget meeting on December 10th in lieu of the 17th to keep away from holding the meeting too close to Christmas. There were no objections to the schedule. Trustee Timothy made a motion to accept the dates as listed. Trustee Cox seconded the motion and the motion was passed unanimously. Chairman Richens stated he would make arrangements to reserve the conference room for these dates.

9. Report on Ongoing Business Matters or any New Business.

    a. Update on Ongoing Projects with USBR.
    Chairman Richens asked USBR Liaison Officer Bryan Schmutz to report on the Security System. Mr. Schmutz stated that the funding was no longer available for 2023 and they will need to re-apply for funding for this project. Mr. Schmutz explained this is a common occurrence in Government when projects are not going to be completed during a certain year the funds end up getting reassigned to other projects. Mr. Schmutz stated it will not be too difficult to re-apply for the funding since all of the information is already known. He will follow up with Erik on the status and update us as things progress.

Chairman Richens reported on the Bathymetry Study. The information we received recently is not the official report as it is based on preliminary data. Chris Garcia is still working on the project and is hoping to officially have it completed soon, but as far as charts, measurements and elevations are concerned we are still working off of the previous data. Chairman Richens reported on progress with our Regulating Gate Replacement Project. Based on recent conversations with James Sheridan at USBR, the USBR TSC Representative from the Denver Office (Randy) who inspected the gate at the Dam last year has retired and we will now be working with Andy who is being brought up to date on the projects Randy had been working on so Andy can get to work on the engineering work for the Gate and a new Actuator. Hopefully by our next meeting we will have information on a proposal for the engineering services.

Dam Tender RJ Davis stated that Erik from USBR is working on updating the Sutron and the Datalogger so we can get more accurate elevation readings.

Bryan Schmutz asked if the Rumble Strips near the dam have been installed by UDOT yet. They have not so Mr. Schmutz said he would check with UDOT again and see if they might be installed before winter is here – anything that might help to prevent any more accidents at the dam site.

b. Report on USBR EAP Tabletop Exercise 12/8/2023.

Chairman Richens reported on the EAP Tabletop Exercise that was held on Friday, December 8th at the Carbon County Ambulance Garage. There were several USBR people from the Provo Office as well as others attending remotely. Also in attendance were UHP, Carbon County Sherrif's Department, Carbon County Emergency Services, First Responders, and the mayors from Price and Helper. The meeting discussed the procedures that would occur if there was an emergency at or relating to Scofield Dam. The exercise went through a mock-disaster scenario and was informative to all in attendance. The importance of effective communication was demonstrated to all. Clerk Odendahl mentioned that the exercise also made local officials aware of the many resources available through USBR, CWCD, US Weather Service, Spring Runoff Forecasting and many other services. USBR Liaison Officer Bryan Schmutz mentioned that the Inundation Maps that showed potential flooding from a dam failure were particularly eye opening.

c. Update on Price River Water Resource Committee Meetings.

Trustee Seeley reported on the recent developments from the Price Water Resource Committee. Not a lot has happened recently but there was a tour of the Carbon Canal and some interesting proposals have come forth to try to save money. Mr. Seeley stated they appreciate all of the creative thinking that has been proposed by Bill Butcher and others concerning a smaller pipe and a possible small reservoir located near 4 Mile Hill. They are also working with the Division of Water Resources for funding and other ways to implement water conservation solutions. This could save enough water that they could hopefully allow more water to flow through the river above Helper which is important to Helper and their River Projects for recreation and other uses. Horrocks Engineering is still working on the EIS and projected costs remain the same as what has been reported in past meetings.

d. Any other ongoing business items or new business to discuss.

Chairman Richens discussed the possibility of installing Flow Measurement Devices at 2 locations on the Price River. Funding is currently available from the Colorado River Authority of Utah. There are 8 to 10 locations they want to place in various locations around the state and we are close to the top of their list for funding. Instead of concrete structures with a weir and measuring device like would be installed if we are able to work out the funding with Utah Department of Fish & Wildlife, the Colorado River Authority would prefer to install USGS Devices instead of the Concrete Structures. One would be a sonar device and the other would utilize a bubbler system for measurements. The Colorado River Authority and the State Engineer's Office both believe these devices would deliver accurate enough measurements. The installation costs would be $18,100 for installation and $17,500 per year for maintenance and operations. The Colorado River Authority would pay for Installation and also pay for the first 5 years of maintenance and operation. Included in these operating costs is maintenance, calibration, proof of data, storage of data and making the data available to the public. PRWUA President Bill Butcher asked if there were any other costs that make up the $17,500 as that seemed costly. Clerk Odendahl asked if the $17,500 was the cost for both projects or if 2 are installed would the cost be $17,500 each for both devices. Chairman Richens stated that yes, each device would cost $17,500 per year, so in year 6 and beyond costs would be $35,000 per year if both devices are installed. Also, who directly benefits from the data collected from these measuring devices. Trustee Timothy stated the downstream users would be the ones to mostly benefit from the information, and he believes they are requiring this for use by the Lower Colorado River Basin and for those water users who might be willing to lease or sell to downstream users. Chairman Richens stated this why he recently sent the correspondence to all trustees & officers relating to the devices as well as discussing these in today's meeting. These are decisions to be made in the future, but he wanted us all to be aware of things that are going to need to be addressed in the future and that we understand the proposed projects. Also, we have choices available to us as to whether we try to work with the Division of Wildlife Resources with a Concrete Structure and a Fish Screen where available funding is not a sure thing, or do we work with the Colorado River Authority/USGS with their proposals.

Clerk Odendahl made a few announcements for the group's information. First, the funds from the last insurance claim have been received to reimburse the district for damages and cleanup when the Coal Truck tipped over near the spillway. Second, the Signature Card for the Safe Deposit Box is now completed. Third, there have been companies contacting us offering to help us set up a website for CWCD. Mr. Odendahl stated he didn't want to answer for the district, so he wanted to let the group know about the offers as well as to ask if anyone felt that we do actually need a website. Chairman Richens stated that he felt this is something we could look at in the future especially if a lower elevation reservoir is constructed in the future. A setup similar to what Emery County is currently using could be nice if we had more facilities to report information that the public would be interested in. There was no one who voiced an opinion that we currently need a website. Fourth Clerk Odendahl stated that he has been unable to upload the PowerPoint presentation on the

Public Meeting Notice Website. All other Attachments have been uploaded but for some reason it doesn't accept the PowerPoint Presentation. Attorney Bryner stated he didn't think it was much of a problem as it was not physically handed out so not to worry too much as long as the Financial Statements and other handouts were attached. Finance director Rasmussen stated the Fraud Risk Assessment is now finalized and once it is signed, they will post it to the State Auditor's Website.

10. Adjourn Meeting.

Chairman Richens asked if there was any further business to discuss. There was no further business. Trustee Cox made a motion to adjourn the meeting. Trustee Timothy seconded the motion, and the motion was passed unanimously. Chairman Richens declared the meeting closed at 3:52 PM.

Chairman

Vice Chairman