

**MINUTES OF THE GENERAL MEETING
OF THE BOARD OF TRUSTEES OF THE
KANE COUNTY WATER CONSERVANCY DISTRICT
HELD AT THE DISTRICT OFFICE
725 EAST KANEPLEX DRIVE
KANAB, UTAH 84741
MARCH 13TH, 2025**

The general meeting of the **BOARD OF TRUSTEES OF THE KANE COUNTY WATER CONSERVANCY DISTRICT** was held at the Kane County Water Conservancy District (KCWCD) Office, Kanab, Utah on the 13th day of March, 2025 at 5:00 P.M. Board of Trustees Chairman Ben Clarkson welcomed board members, employees, and public attendees to the meeting. Ben Clarkson conducted a roll call at the beginning of the board meeting. Board members in attendance said present.

THE MEETING OPENED WITH THE PLEDGE OF ALLEGIANCE: The board members and employees of the KCWCD participating in the meeting were: Board Chairman Ben Clarkson and board members: Mike Kenner, Clay Hansen, McKay Chamberlain, and David Schmuker. Ferril Heaton participated in the meeting by phone. Michael East was excused from the meeting. KCWCD management and staff in attendance included: General Manager, Michael Noel, and Office Manager Amanda Buhler. Contract employees in attendance included Dirk Clayson, and Jennifer Stewart.

AGENDA ITEM NO. 1: APPROVAL OF MINUTES: MOTION: David Schmuker motioned to approve the January 9th, 2025 minutes. Clay Hansen seconded it. The vote was unanimous in the affirmative.

AGENDA ITEM NO. 2: FINANCIALS:

(a) Amanda Buhler, KCWCD office manager, and General Manager Mike Noel reported on the financials, including assets, liabilities, and the financial balance sheets. State Bank of Southern Utah Enterprise checking account shows \$30,122 and the various Public Treasurer's Investment Funds (PTIF) balances total \$2,393,661.70. We have collected 67% of the projected budgeted water fees for FY 2024-2025.

(b) Amanda Buhler reviewed the check register with the board and called attention to various key transactions on the register. Currently, for FY 2024/2025 there are 13 new connections in Johnson Canyon, 16 connections in Duck Creek and 4 connections in the East Kane County Water System.

(c) Amanda reported that we received \$1,032,231 in tax disbursements to date from the Kane County Treasurer, and we currently have received 98% of the total projected tax revenue. The actual revenue will most likely be more than we projected to receive. The board members reviewed and signed off on the checking account register. Amanda asked all attending board members to sign the two bank statements that she provided for them.

MOTION: Clay Hansen made a motion to approve the financial statement, check register, payment of bonds and bills, and check #s 19675 to 19725. David Schmuker seconded it. The vote was

unanimous in the affirmative. The board considered all of the financial numbers correct as of March 13th, 2025 presented at the March 13th, 2025, meeting.

PTIF Project Escrow's	\$ 1,384,704.82
Enterprise Fund – Checking # 5110788	\$ 30,122.10
PTIF Enterprise - #3697	\$ 162,048.94
PTIF Muni Escrow- #3891	\$ 222,773.49
PTIF Stabil.Cap./Replacement - #3889	\$ 417,221.71
PTIF Total Bond/Res. Accts.	<u>\$ 1,591,617.56</u>
Sub-Total Checking/Savings	\$ 3,808,488.62
Accounts Receivable	\$ 510,163.59
Total Other Current Assets	<u>\$ 511,681.18</u>
Balances/All Funds	\$ 4,830,333.39

Amanda reminded all the board members to fill out the conflict of interest form she gave each of them. This form is for all board members, no matter if they do or do not have any conflicts of interest with KCWCD. There is also a short presentation online explaining the open public meetings guidelines that all board members and employees must watch every year.

AGENDA ITEM NO. 3: JACKSON FLAT RESERVOIR AND KANAB IRRIGATION COMPANY COORDINATION:

(a) Jackson Flat Reservoir water update: Mike reported that we are currently operating at 90% of the full capacity. The water levels have been rising at a rate of about 3% a week, which should put us at 100 % or close to full capacity. The Kanab Irrigation Board has not decided whether they will start pumping on April 1st or not. If we are not at full capacity on April 1, 2025, and we are having a rain event, we will not turn water into the system on that date, but will continue filling the reservoir.

(b) Recreation and Operational Report: Mike reported we are working on the grant for the new boat dock and another one which will go on the north side corner of the reservoir. That one will hopefully be funded by a grant from the office of outdoor recreation. We need to have the application in by March 17, 2025. We have several letters of support from Kane County Recreation and Transportation Board, the Kanab City Mayor, and the Kane County Commissioners.

(c) Kanab Irrigation Secondary Metering Project Status: Mike reported we have two irrigation meter crews working now. They were able to install 11 irrigation meters yesterday and 33 in the last week. We should be able to get all of them installed by the end of April. Amanda will set up meetings with the Kanab irrigation company every second Thursday of the month. It will be held on the same day as our safety meetings and board water conservancy district meetings.

(d) Summer Concert Series- The people involved in the music concerts decided to sign an agreement with Kanab City to take over the old building across from the South Central Communications building. Mike has not talked to Jonathon or Mariah about what their plans are.

Mike reported we have some bands scheduled throughout the summer.

Amanda attended the monthly irrigation meeting. She reported there are still 45 outstanding shares to lease out. Mike and Amanda ask the board of the irrigation company to schedule more regular board meetings to address ongoing issues with users who are stealing water.

AGENDA ITEM NO. 4: COVE RESERVOIR EIS: Mike reported the EIS report is progressing well. Emily Paris continues to do an excellent job as the editor and compiler of the document. Washington County is raising new questions about the proposed water use plan. Dirk and Mike are continuing to work with the district engineer to resolve potential problems. The Zion National Park Service, and particularly one of their employees, is raising issues regarding wild and scenic rivers. Mike believes that the language in the 2016 Obama omnibus bill, precludes any need to evaluate Wild and Scenic Rivers. . Mike told the employee that \$2 million dollars has been expended on the project, and we're going to get it done with or without you. The employee also does not understand the water adjudication process and the findings for the East Fork of the Virgin River. Despite these issues, Mike feels that everything is moving forward and we should be ready to release the internal draft DEIS in May or June.

AGENDA ITEM NO. 5: JOHNSON CANYON WELL: Mike reported we had some problems with the #4 Upper Johnson Canyon Well development. It took much longer than we anticipated to clear the solids (sand) from the pumped water resulting in a much longer development time. There was one resident in Johnson Canyon that reported to law enforcement several times over the pumping cycle, how much noise was coming from the well drilling. Roger and Mark Fisher went out and performed a decibel reading test at the well site and at several distances away from the actual pump. . The test showed the levels were well below human 85 decibels where over an extended time that can damage hearing. The decibels at the road were 49.3 db. and at the well next to the generator they were 73.8 db. Pumping is considered okay and a three-stage test of 24, 48 and 72 hours will be conducted. There is some sand present which will take time to remove as we continue to develop the well, but "a sand buster pump" with rubber impellers will be used to slow down impeller and motor abrasion. A sand filter can also help. The goal is to reduce the sand content to about five parts per million. It is currently at 100 parts per million. The new director of the DEQ (Department of Environmental Quality) Tim Davis is a friend, as is Nathan Luntz the head of drinking water. They support the Kane County Water Conservancy District for funding for the well. The well pumps 2,000 gallons per minute and has a hundred feet of screen. Most likely pumping scenario is around 400-500 PPM.

AGENDA ITEM NO. 6: DUCK CREEK VILLAGE/CEDAR MOUNTAIN LONG VALLEY WATER and SEWER SYSTEM: Mike reported that due to the low depth of snow cover, there have been 47 frozen meters and 34 cracked meters due to this lack of snow. Each meter costs \$300 to replace, in addition to the time and energy required to make the change out. The insurance company has been contacted, as the installation at six feet deep may be the issue. Double foam and heat tape have been tried, but effectiveness varies depending on location. Residents whose water is frozen are instructed to call Mike or Greg. Work orders are in place for heat tape installation, with plans to retrieve extension cords in the spring. Employees rotate weekend on-call duties and must stay in the area. They receive a day's pay plus \$100 for being available. Employees work four nine

hour days (36 hours) and are allowed to eat on the job.

AGENDA ITEM NO. 7: GENERATOR AND BOOSTER PUMP PROBLEMS DUCK

CREEK-MIKE: The booster pump and grinder station leak repairs are almost complete. The repair work on the back up generator is completed and working properly.

AGENDA ITEM NO. 8: EAST KANE COUNTY WATER SYSTEM: (New Paria and West Clark Bench)

(a) New Paria: Mike reported New Paria is pretty much complete except for the new well installation and the need to finish up the electrical and other small items inside the pump station building

(b) West Clark Bench and New Paria progress: The 200,000 gallon tank has been poured and painted. The first test on the tank found a number of small leaks in the concrete. Once the xypex was allowed to slow down the leaks, the leaks stopped. The door for the pump station is not there yet, and there are a couple of other items to finish. An extension on the line was done to get it out to the end of it. There should be some money left over to buy extra meters.

Amanda reported that everyone is paying their bills on time now in New Paria and West Clark Bench. There are no lockouts. Previously, there was drama and rudeness, which affected payments. Dirk believes that the improved payment situation is due to the money now going where it should. Mike reported that there has been \$3 million dollars worth of new piping, a new well, C-900 piping and a 200,000 gallon concrete tank almost completed at west Clark Bench subdivision. David has worked with homeowners and has provided the district with all the records.

AGENDA ITEM NO. 9: DIRECTOR'S REPORT:

(a) Board Member Issues: Ben announced that we need to go into executive session for the purpose of discussing water rights and land purchases.

MOTION: Clay Hansen made a motion to go into executive sessions. David Schmuker seconded it. Vote was unanimous in the affirmative.

MOTION: David Schmuker made a motion to go out of executive session. McKay Chamberlain seconded it.

MOTION: Clay Hansen made a motion to authorize Mike Noel to move forward with a decision that was made during executive session. McKay Chamberlain seconded it. Vote was unanimous in the affirmative.

MOTION: Clay Hansen made a motion to adjourn. David Schmuker seconded it. The meeting was adjourned at 6: 30 P.M. on March 13th, 2025, per a unanimous vote.

(b) Next Meeting Date: April 10th, 2025, 6:00 PM @ Kane County Water Conservancy District Office.

APPROVED:

Ben Clarkson-Chairman, KCWCD Board of Trustees - Date

Michael E. Noel –General Manager, KCWCD - Date