

The Annual Meeting of the Board of Trustees of the Carbon Water Conservancy District was held Tuesday April 21, 2026 in the Downstairs Conference Room at the Carbon County Administration Building, 751 East 100 North, Price, UT 84501.

**Present:**

Jon Richens, Trustee, Chairman  
Keith Cox, Trustee, Treasurer  
Russell Seeley, Trustee  
Tyler Clark, Trustee  
Gordon Odendahl, Clerk  
Christian Bryner, Attorney

**Also Present:**

R.J. Davis, Dam Tender  
Derris Jones, Assistant Dam Tender  
Doug Rasmussen, Finance Director  
Janelle Jensen, Assistant Finance Director  
Bryan Schmutz, USBR  
Lincoln Irvine, Carbon County  
Daniel Campbell, 106 Reforestation

**Excused:**

Daniel Allen, Trustee, Vice Chairman

**1. Open Meeting and Introduction of Guests.**

Chairman Richens opened the meeting at 3:05 PM and welcomed everyone in attendance. Since there were several guests in attendance Chairman Richens asked that everyone introduce themselves and what organization they represent.

**2. Review and Possible Approval of Minutes from Quarterly Meeting on 1/20/2026 and Monthly Meeting on 3/10/2026.**

There were no comments or concerns about the minutes. Trustee Seeley made a motion to approve the minutes of both meetings as presented. Clerk Odendahl stated that he had reviewed the minutes after he had sent them out to the trustees and he wanted the trustees to know that after reviewing the minutes, he did change a few words in the minutes – nothing that changed the content or meaning of any subject – just better wording. Trustee Seeley stated his motion still stands with the minor corrections. Trustee Cox seconded the motion and the motion was passed unanimously.

**3. Dam Tenders Report – RJ Davis.**

Dam Tender Davis stated the elevation of the reservoir is currently 7,611.47 ft. which is 49,497 acre-ft. of water. This correlates to 75% of usable capacity. Mr. Davis stated we are currently releasing 20 cfs from the reservoir. All of the SNOTEL sites are reading “0” and have been for several weeks. Mr. Davis reported that to date we have had an inflow of 910 acre-ft. The 50% forecast from now to July is 4,600 acre-ft, but at the rate we are going he would be surprised if that number even reached 2,000 acre-ft. Mr. Davis stated we are currently setting a new record for inflow (lack of inflow). Clerk Odendahl asked if there was any water coming in from Skyline Mine. Dam Tender Davis stated there was no reported inflow. Assistant Dam Tender/River Commissioner Jones stated Mud Creek was currently running at 20 cfs but there is no reported inflow from the mine.

**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 comments from the public.

5. Discuss and Possible Approval of Q1 2026 Financial Statements - Doug Rasmussen –

Janelle Jensen.

Finance Director Doug Rasmussen reviewed the Financial Statements for the 1<sup>st</sup> Quarter of 2026. Mr. Rasmussen reviewed the Balance Sheet, Combined Profit & Loss Statement, Profit & Loss by Fund (Class) and the Profit and Loss Statement (Budget vs Actual). The Balance Sheet shows Total Assets are just over \$4.9 Million. Current Liabilities are \$39,752. The total of all Liabilities and Equity is \$4.9 Million which matches the amount listed for Total Assets. The third page shows the Combined Income Statement for all funds added together showing of Total Income of \$44,000, Expenses are \$71,630, leaving a deficit of \$27,500 Net Loss. Mr. Rasmussen then reviewed the P&L Statements for individual fund activity. The BOR Capital Projects Fund shows \$5,900 for Interest Income with no expenses. \$14,000 Interest Income for the Capital Projects Fund with no expenses. The Debt Service Fund has zero activity in income or expenses yet. The General Fund shows \$23,769.40 Income, \$71,630 Expenses, resulting in a deficit of almost \$48,000 Net Loss. Mr. Rasmussen stated the G/L Detail is included with the reports as this is required quarterly. Chairman Richens thanked Mr. Rasmussen and Ms. Jensen for the reports and stated the G/L Detail answered his questions about the loss resulting from our decision to help PRWUA with Legal Expenses. Clerk Odendahl asked Mr. Rasmussen if there had been any changes to the Final 2025 Financial Statements since January. Mr. Rasmussen stated there were not any changes. There was a check received from the County Treasurer for 2025 Property Tax, but since it was more than 60 days past year end, those funds by law must be included in the current year numbers. Chairman Richens asked Mr. Rasmussen if all of our accounts in the PTIF Savings accounts earned the same interest rate regardless of the balance in each fund. Mr. Rasmussen stated “yes” all funds earned the same rate. Chairman Richens stated that we have a commitment to the Bureau of Reclamation to keep a reserve fund of \$500,000 for emergencies. The balance in this account is currently above the \$500,000 threshold, but Chairman Richens stated that 500,000 doesn’t get you what it used to, so he proposed that we let the additional funds ride in this account. Trustee Seeley made a motion to approve the 1<sup>st</sup> Quarter 2026 Financial Statements as presented. Trustee Clark seconded the motion. The motion was passed unanimously.

6. Report on Utah Water Users Association Water Law Seminar and Annual Workshop – Trustees Russell

Seeley, Keith Cox & Tyler Clark.

Chairman Richens asked Trustees Seeley, Cox & Clark if they could give the group a brief report on what was discussed, new trends and other topics that were hot topics at the conference. Trustee Cox stated that the statewide drought was a big topic of discussion and how to deal with the drought. Trustee Cox stated that at one session he attended the keynote speaker stated that if you want a nice yard and green grass for your home, then you also do not want your grandkids to live around here either. The speaker told everyone there is a finite amount of water and if we want to grow then some tough choices are going to have to be made. Trustee Cox did not attend the Water Law portion of the conference. Trustee Seeley stated that in addition to the lack of water, the Colorado River was a big topic of discussion. There has been no agreement between the Upper Colorado River states and the

Lower Colorado River states and there were zero answers to any of the problems. The state legislature is aware of the water situation in the state of Utah and there is a lot of interest in water of all forms. The legislature is getting involved with water in various types of programs. Trustee Seeley stated there is a finite supply of water and how are we going to take care of it is the big question and was the subject of lots of discussions. Trustee Clark thought it was interesting to hear about the proposals and possible solutions proposed by various individuals and entities. Lake Powell is now at levels that in years past water managers said it could never be allowed to get that low. Trustee Clark stated the Lower Basin states want us to drain Flaming Gorge completely into Lake Powell and Lake Mead, even though that would not get us even close to desired levels. There were a lot of incentives discussed for ways to conserve water and St. George was a good example of how these conservation measures work using "Local Scape" methods. Trustee Cox stated that he did attend a Cloud Seeding class and he said it was obvious that we (and everyone else in the state) did not get our money's worth on the Cloud Seeding Program for this past year. Chairman Richens asked if there were any questions for the individuals that attended the conference. Mr. Daniel Campbell asked a question concerning conservation locally. He noticed when driving through Spring Glen that there were two big water leaks along Spring Glen Road and asked who could/should be contacted to fix the leaks. It was stated it is Price City's waterline that is leaking and Price City Council would be the governing body to contact about the leaks. Chairman Richens stated that Trustee Russell Seeley was recently appointed to fill a vacancy in the Price City Council. Trustee Seeley stated that he would address this subject at the next council meeting. Clerk Odendahl asked if there were any discussions concerning all of the Data Centers and their water usage and if there were any plans to compensate for the additional water usage. None of the Trustees who attended the conference had attended or heard of any discussions concerning Data Centers and water usage. Clerk Odendahl mentioned that he did have one more topic of interest concerning the Utah Water Users Association, though not specifically concerning the recent conference. Clerk Odendahl stated that for the past 30 years Carly Burton has served as the Executive Director of the Utah Water Users Association. Mr. Burton was born and raised in Helper. After graduating from college, he later moved to the Salt Lake area where he worked for Utah Power & Light/PacifiCorp as a Hydrologist as well as his other activities with the Utah Water Users Association. Mr. Burton passed away about 2 weeks ago and Clerk Odendahl wanted the group to know of Mr. Burtons contributions concerning water use and water management - not just for our area, but for the entire state of Utah as well.

#### 7. Report on 2026 Water Share Leasing Program.

Chairman Richens asked Clerk Odendahl for an update on the 2026 Water Share Leasing Program. Clerk Odendahl stated that we leased all of our water shares that were available for lease this year. We still have 290 shares that are committed for year 2 of the Forbearance Program with the Colorado River Water Authority of Utah which left us with 387 shares available for lease. We have leased all of those available shares and have received payment on all but 15 shares to date and Clerk Odendahl felt confident that we will receive payment on those shares soon. We also were asked by Carbon County to handle the leases for 500 reservoir shares owned by the County. We had commitments on all 500 shares for the leasing program. Concerning the Carbon County lease program, Clerk Odendahl noted that our involvement was for the administrative functions of the leases. We handled the communications with lessees, the paperwork involved with executing the leases and after payments were received, we notified PRWUA and Carbon Canal of the leases. All money collected was turned

over to the County Clerk's office and they deposited the funds in Carbon County's Bank account. Clerk Odendahl stated that after all was said and done, we actually completed the leases and collected money on 465 shares. There was one individual who originally committed to leasing 25 shares but later leased their shares from PRWID and informed us they did not need the 25 shares from us, and then there was another individual who committed to leasing 10 shares but this individual passed away about a week after she contacted us for the leases and we have not heard from any family members concerning the leases. Clerk Odendahl stated that he did not make any attempt to lease these additional 35 shares to anyone else because he had been informed by the County that the shares could be put to use at the Golf Course or for upcoming Construction Projects. Chairman Richens confirmed with County Engineer Lincoln Irvine that there is a need for those 35 shares, so we will consider the leasing program completed for this year. Trustee Seeley asked if we had been contacted by PRWID for additional shares available for lease. Clerk Odendahl responded that we had been contacted but by time we were asked, all if the shares from CWCD and Carbon County were already committed for lease, so the conversation did not go any further. Chairman Richens thanked Clerk Odendahl for handling the leases for CWCD as well as Carbon County.

8. Possible Approval of Conflict-of-Interest Forms – Updated Forms to be Signed by Trustees and Officers.

Chairman Richens stated the forms are the same as last year's form, they have just been updated to show the current year and these forms need to be signed annually along with the next Agenda Item which is the Ethical Behavior Policy. Finance Director Doug Rasmussen noted that considering there will be election of officers later in this meeting, the individuals should sign the forms but not list their title until after the election in case there are any changes.

9. Possible Approval of Ethical Behavior Policy & Forms – Updated Forms to be Signed by Trustees and Officers.

Chairman Richens continued the discussion of the forms that needed to be signed annually. The Ethical Behavior Policy is a new form just added to our list of forms last year. Chairman Richens asked all Trustees and Officers to please complete the forms and turn them in to Assistant Finance Director Janelle Jensen before leaving the Meeting. Arrangements will need to be made to get the forms to Trustee Daniel Allen when he returns from his travels.

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

a. Update on Fencing Repairs on Bridge over the Spillway.

Chairman Richens stated we had a quote from BODEC which was pretty much the same as the original repairs, which only lasted a year or so. Dam Tender RJ Davis has been looking at some brackets from a regular supplier of UDOT but those would not work in our situation so we are still looking for better alternatives - such as attaching a thicker pipe to the existing bracket that would be able to be welded to a stronger fence post. So as of this time Chairman Richens stated basically there is no update on this item.

b. Update on Status of Application to UCRC Utah Diversion Metering and Telemetry Program for Flat Crested Weir.

Chairman Richens stated that we were shut down on this application. Chairman Richens stated they did not accept our application but our application will be considered on the next time

around, so we will continue to monitor that situation and see if we can apply for some grant funding somewhere.

c. Update on Security and CCTV Surveillance System Project.

USBR Liaison Officer Bryan Schmutz reported that he spoke with Eric Peterson this morning and he just got the PR Package submitted, but it is funded. Trustee Cox asked how long it would take and Mr. Schmutz said probably a couple of months. Mr. Schmutz stated the funding has been approved by the Regional Security Department so we just need approval from the Construction group now. Chairman Richens expressed that we had approved funding for the project a couple of years ago but then it was pulled back. Mr. Schmutz reassured Chairman Richens that the difference is that last time when the funding was pulled, we were going up against the end of the Bureau's fiscal year, whereas this year we are not close to year-end.

d. Update if any, on matters concerning the PRWUA Lawsuit with Sanpete County.

Chairman Richens stated he has not heard of any changes or new developments. We will continue monitoring the case.

e. Update on status of Change Application Concerning – Colorado River Authority of Utah Demand Management Pilot Program and Scofield Reservoir Storage Forbearance Program.

Chairman Richens stated that the change applications for both the Field Following Program and the Forbearance Program were approved by the State Engineer. With this being approved for the second year these programs are now considered a viable use for water. River Commissioner Derris Jones added that Carbon Canal's Field Following Program is approved, but the Price Wellington Canal went about things a different way and instead of the canal company applying for the programs, the Price-Wellington system was handled by each individual shareholder who wanted to participate in the Field Following Program submitting their own application, and that process has not yet been approved. The State is also still working on the model to track the shepherding of the water so that will take some time. Chairman Richens asked if there were any questions concerning the DMPP. Trustee Cox asked if the Forbearance was approved for 2 years. Chairman Richens stated the Colorado River Authority of Utah had approved funding for 2 years. However, the State Engineer approved the Change Application for 10 years, which is still considered temporary and is a trial program. So, they are all still trying to determine if this is going to work or not as a conservation measure. They are trying to make this voluntary and compensated rather than it becoming a mandatory policy requiring people to give up a portion of their water for a certain period of time. They are all Pilot Programs, and if it is determined that something does not work then they will try something else on a trial basis. River Commissioner Jones stated that the Legislature did not designate additional funding, so the programs may only be funded for 2 years.

f. Update on Progress of TVA/USBR Regulating Gate, Actuator and Other Components Replacement Project – Concerning Engineering, Materials and Installation.

Chairman Richens stated he and James Sheridan reviewed a revised quote from TVA this morning. Mr. Sheridan and the Denver Office people are still concerned and evaluating the different materials that may be used on this job. Their biggest concern is galvanic action between the different materials involved, so we are still waiting for the analysis to make sure the various materials are all compatible. Chairman Richens stated that his biggest concern right now is how this contract would be executed. He stated that typically a contract of this scope and size would have three phases of the project - Engineering, then Purchase Materials or Hire

a Contractor and Purchase the Materials, then Execute and Build the project. Chairman Richens stated that TVA wants to run the project similar to how we handle Task Orders with the USBR. TVA would want us to send them a check for \$2,000,000 and they would do the job and then give us back what was left over when the job is completed. Chairman Richens stated he is still struggling with that concept. He feels it would be more important for us to install a Flat Crested Weir just below the dam so we could accurately measure any flow imperfections due to the worn gate. Chairman Richens stated we still have the Safety Gate if problems arise. Chairman Richens stated he is hoping to learn more as we meet with James over the next 2 months. He also stated he is delinquent in preparing an application for a Construction Manager or a Part Time General Manager for the District so someone could spend more time on these matters than he has been able to do. USBR Liaison Officer Schmutz asked if the previous correspondence from April 7th with TVA was still accurate and would we be looking for Grant Funding with Construction to commence in 2027 or 2028? Chairman Richens stated the problem with grants is you can't apply for a grant and it won't be "Shovel Ready" until the Engineering is complete. The TSC division is too busy right now and they recommended we contact a university or an Engineering Firm that has more manpower than the Bureau currently has. Chairman Richens stated our original goal when we decided it was time to look into replacing the gate was to push this project through, and although we have the funds for the project, the more time that passes by it seems the costs are rising exponentially. At this time, it seems as though the cost outweighs the benefit. Mr. Schmutz stated there is always a chance that we could apply for 50% funding with USBR as some other districts have done recently. Mr. Schmutz stated that our district may have a better chance than most considering the recent history of us trying to get the job done but with the USBR not having the manpower to help us get the project pushed through. Finance Director Doug Rasmussen asked Chairman Richens if he could interject one thing into this conversation, Mr. Rasmussen stated that the process where we would write a check for 2 million dollars and then get back what is left over at the end of the project causes a lot of headaches and concerns with accountants and auditors that have to operate according to state regulations. The State of Utah doesn't operate that way, and even with Grants, once the grant money is awarded, they do not just give you the grant money, the funds go into a separate trust account and the entity has to request money from the trust based on the progress of the project. Mr. Rasmussen stated that once you hand off a large sum of money to an entity, that takes the control of those funds away from the Board and that is not how the Board was designed to operate. Mr. Rasmussen said there may be ways to work through this type of an arrangement by designating certain funds for certain portions of the project, but he wanted to advise us that it is not how the state would like us to operate, and he felt that he needed to let the board know that there could be problems working through the process. Chairman Richens stated that is how the Bureau operates and TVA is a similar governmental organization, so we may need to work through this. Chairman Richens stated that is not the way he was raised either, and he thanked Mr. Rasmussen for the words of wisdom.

g. Update on Piezometer Automation.

USBR Liaison Officer Bryan Schmutz said that Eric recently told him there has been no progress, as he has not been able to get this project submitted due to the number of other projects he is working on, but the good thing is that the project is funded.

h. Update on Calibration of Flow Measuring Device(s) with USGS.

River Commissioner Derris Jones reported that he is happy with the one by the golf course, but with the one just below Scofield Dam, they are having problems with the accuracy on that gauge, especially when the moss starts growing. The moss is causing problems with the accuracy of the unit and at certain times of the year when the moss is growing on the lake, you can't stop it from growing.

i. Report on Dam Tenders Training – RJ Davis / Derris Jones.

Dam Tender RJ Davis stated he was not able to attend the training because he was just being released from the hospital from his shoulder surgery at the time the training occurred.

Assistant Dam Tender Derris Jones stated he was also unable to attend because of emergency pipe repairs required to fix some broken pipes. Dam Tender RJ Davis stated he had contacted the Provo Office and informed them that both he and Derris would be unable to attend. Mr. Davis stated we are technically ok with the Bureau as long as we attend the training at least once every 3 years. So, the Bureau is aware and we are ok until next year's training.

j. Report on Updated Progress – Price River Water Resources Committee

Trustee Seeley stated he was unable to attend the last meeting. Trustee Seeley stated that the committee is moving forward with the changes required to remove Carbon Canal from the Project. If it can be determined that funding can be obtained, then NRCS will pay for the design and 75% of the construction, which is a very generous offer, but we will still need to come up with 25% of the cost of building the project which is a very considerable amount. Trustee Clark added that they discussed a re-design of the project considering Carbon Canal's non-participation in the project and the re-designed reservoir would likely only have a capacity of 5,000 or 5,500 acre-ft of water. Chairman Richens thanked both Trustee Seeley and Trustee Clark for the updated information.

Chairman Richens asked those in attendance if there were any additional New, Current or Unfinished business matters that we need to talk about. USBR Liaison Offer Bryan Schmutz mentioned that there will be the Annual Inspection Coming up in July. Chairman Richens noted that in July the USBR will send a team here for our Annual Inspection. We will meet here in the morning to discuss upcoming projects and then we will travel to the dam for the Inspection. Chairman Richens stated there will probably be a couple of deficiencies because there are some items we have been unable to complete - such as the Fence Repairs, Slope Stabilization, the Gate and the Ladders. Chairman Richens stated he will keep everyone informed as the time gets closer and notify the trustees prior to the inspection. Trustee Cox mentioned that we had discussed additional training in previous meetings, if there was sufficient time in the Monthly Meetings for a presentation and not make the meeting too long. Trustee Cox stated he is not trying to place additional responsibilities on the Chairman, but maybe the other trustees could help by suggesting subjects and to make the arrangements with the appropriate individuals for training. It was determined that Trustee Cox would arrange for Mr. David Horsley, Distribution Engineer for the Utah Division of Water Rights to talk about and explain the model that is followed locally for the Price River Distribution System. Clerk Odendahl notified the group that we have notified Aycock, Miles and Associates that we wanted to continue the relationship with their firm for this year and they will be completing the Agreed Upon Procedures process before our next Quarterly Meeting in July. Clerk Odendahl also noted that we cannot take any

action on this subject because it is not on the agenda, but he noted that we have had some wage increases for the employees recently and every year the cost of the Audit/Agreed Upon Procedures has increased, but we have not seen an increase in the cost of services from our Financial Advisors, and maybe in the future we should discuss this because we want to make certain that it is worth their firm's time for Mr. Rasmussen and Ms. Jensen to continue with their services to the CWCD Board. Mr. Rasmussen stated they would monitor the costs and currently he thinks they are ok. He realizes that their services are a cost to the district and he thanked Clerk Odendahl for the bringing it up, but they also want to be fair with the District, so they will look at this in the future and let us know what they come up with.

11. Election of Officers.

Chairman Richens stated that as this is our Annual Meeting, the election of officers is the next order of business. Chairman Richens asked the group if there were any comments concerning the current officers or if there was any desire for change. Chairman Richens also asked if all of the current officers still had a desire to continue, or is there a desire by anyone to make a change. Chairman Richens asked if we had spoken to Trustee Allen to see if he would serve again if elected. Clerk Odendahl stated he had sent a message but had not received an answer yet due to the time difference. There were no comments concerning or requesting a desire for change. Trustee Cox made a motion that we keep all of the officers in their current positions. Trustee Seeley seconded the motion. The motion was passed unanimously. Other than Trustee Daniel Allen who is traveling internationally, all officers agreed to continue in their present capacity. Chairman Richens thanked the trustees for their vote of confidence and also thanked the officers for being willing to take on these additional responsibilities in support of the District. The following are the elected officers for the 2026/2027 term:


- a. Chairman - Jon Richens
- b. Vice Chairman - Daniel Allen
- c. Treasurer - Keith Cox
- d. Clerk - Gordon Odendahl
- e. Attorney - Christian Bryner

Note: Addendum to minutes – The day after our meeting (Wednesday 4/22/2026) Trustee Allen responded that he would be honored to continue serving as Vice Chairman.

15. Adjourn Meeting.

There was no further business to discuss. Trustee Clark made a motion to Adjourn the meeting. The motion was passed unanimously and Chairman Richens declared the meeting closed at 4:01 PM.

  
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Chairman

  
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Vice Chairman  
Treasurer

