

Box Elder and Perry Flood Control Special Service District
Perry City Offices 1950 S Highway 89
5:18 PM Tuesday, Jul 21, 2026

Members Present: Chairman Kevin Pebley, Vice Chairman Michael Harper, Board Member Paul Nelson, Board Member Jacob Andrew, Board Member Taylor Clark

Others Present: Tyra Bischoff; Board Secretary, Council Member Toby Wright, Joe Cloward (Jones & Associates)

Members Excused: County Commissioner Boyd Bingham

1. Welcome and Call to Order

Chairman Kevin Pebley welcomed everyone and called to order the July 21, 2026, Box Elder and Perry Flood Control Special District meeting.

2. Public Comment

None.

3. Discussion/Action Items

A. EAP – Emergency Action Plan Update

Joe Cloward from Jones and Associates, reported that the staff member responsible for the Emergency Action Plan had been traveling since the previous Monday and was not available for consultation. A review of the file indicated no updates had been made to the document since the last meeting. The Board was advised that finalization of the EAP would be pursued once he returned from his trip.

Given recent regional flooding events – including significant flooding at Mirror Lake and a major flood disaster in Beaver attributed to post-fire conditions – the Board expressed a sense of urgency regarding the EAP's completion. It was noted that burned terrain creates an impermeable ash layer that dramatically accelerates runoff, compounding flood risk. The Board agreed that the EAP must be in place well before an emergency occurs and directed that it be finalized and presented at the next meeting. The EAP was confirmed as an agenda item for the August 18th meeting.

B. Yearly Maintenance

Joe reported that Ormond, the contractor performing yearly maintenance, had not yet mobilized to the site but was expected to have a crew on-site either the following Wednesday and Thursday, or by the following Monday at the latest. The contractor is using this project during crew downtime.

Two notable field conditions were reported:

- **Sumac Trees at Perry Canyon Debris Basin:** Sumac trees that were previously removed last year have regrown and approximately doubled in mass. The contractor recommended chemical spraying as the preferred method of treatment. The Board discussed the proximity of Perry City's recently installed well and the potential implications for wellhead source protection. It was agreed that the source protection requirements needed to be verified before spraying could be authorized. Board Member Taylor Clark indicated that the City may also have an interest in addressing those trees. The Board directed staff to follow up on what is permissible under the wellhead protection requirements and to coordinate with the contractor accordingly.
- **Sinkhole at Perry Canyon Spillway:** The contractor identified a sinkhole behind what is believed to be the upper spillway, which appeared to have worsened since the previous year. It was noted that water may be bypassing the screened inlet and traveling under or around the spillway structure rather than through the intended pipe. The Board noted that since irrigation water is now diverted upstream of that location, the area should currently be dry, allowing for proper inspection. Board member Taylor Clark was directed to coordinate a site visit with the engineer prior to the contractor beginning work. A potential remedy discussed was excavation and flow fill behind the spillway.

C. Quarterly Financial Statement Review

Board Clerk Tyra Bischoff noted that the quarterly financial statement had been distributed to the Board on the day of the meeting due to scheduling delays. The Board reviewed the statement and found it generally consistent with bank records, with balances close to expected figures. Tax Revenues of approximately \$60,000 had been received and deposited into the money market account contributing to a balance of nearly \$200,000 in that account.

The Board discussed the existing CD which matured on July 17, 2026, and automatically renewed with a new maturity date of January 17, 2027, unless changes were made within the 10-day window (by July 27, 2026). The current CD rate was noted to be just under 4%.

The Board considered whether to open one or more additional CDs using funds from the money market account, noting that the current maintenance obligations – approximately \$30,000-\$36,000 for the Ormond contract – would not require drawing from that reserve. The discussion weighed the merits of investing \$100,000 as a single CD versus two separate \$50,000 CDs, and whether a shorter term (approximately one year) would offer a more favorable or comparably competitive rate while preserving liquidity. The Board ultimately agreed to defer the decision until the next meeting to allow staff to research current rates and optimal structuring. This item was added to the August 18th agenda.

4. Approve Meeting Minutes

- May 19, 2026

The Board reviewed the draft minutes from the May 19, 2026 meeting and proposed two amendments: (1) revising the description of road base installation at the Bench Road Site to read “a new layer of road base was installed,” removing a reference to thickness that could not be confirmed; and (2) adding Board Member Boyd Bingham to the list of board members, as he is a current member of the board. A spelling correction to the contractor’s name “Ormond” was also noted.

MOTION: Board Member Paul Nelson made a motion to approve the May 19, 2026 meeting minutes with the changes noted. Vice Chairman Mike Harper seconded.

Roll Call: Chairman Kevin Pebley, Yes
Vice Chairman Michael Harper, Yes
Board Member Paul Yes
Board Member Taylor Clark, Yes
Board Member Jacob Andrew, Yes

5. Motion to Approve Invoice Payments (Roll Call Vote)

- Jones and Associates – May \$2970.00
- Jones and Associates - April \$2480.25
- Davis & Bott - \$993.00
- Tyra Bischoff - \$156.75

It was noted that a transfer of funds from the money market account to the checking account would be required to cover these invoices, with staff recommending maintaining an approximate \$10,000 buffer in the checking account.

MOTION: Vice Chairman Mike Harper made a motion to approve the invoices. Board Member Jake Andrew seconded.

Roll Call: Chairman Kevin Pebley, Yes
Vice Chairman Michael Harper, Yes
Board Member Paul Nelson, Yes
Board Member Taylor Clark, Yes
Board Member Jacob Andrew, Yes

6. Items for Next Agenda and Board Member Items

- Discuss CD options – Research and present options for investing additional money market funds into one or more new CDs.
- Sink Hole update
- Trees & Spraying
- Make sure EAP is finalized

7. Adjournment

MOTION: Council Member Paul Nelson made a motion to adjourn the meeting. Board Member Taylor Clark seconded the motion.

All Board Members were in favor. The meeting ended at 5:46 p.m.