

MT NEBO WATER AGENCY  
BOARD MEETING  
Salem City Offices, 30 West 100 South, Salem UT 84653  
Monday, November 14, 2022

CONDUCTING

Richard Nielson, Chairman

BOARD MEMBERS

ABSENT-Gene Shawcroft, Central Utah Water Conservancy Dis.  
Marty Larson, Genola City  
Wes Quinton, Goshen Valley Local District  
ABSENT-Brett Christensen, Payson City  
Seth Sorensen, Salem City  
ABSENT-David Hathaway, Santaquin City  
Kevin Oyler, Spanish Fork City  
Boyd Warren, Strawberry Highline Canal Co  
Richard Nielson, Utah County

ALTERNATE BOARD MEMBERS

Chris Hansen, Central Utah Water Conservancy District  
ABSENT-Neil Brown – Genola City  
ABSENT-Paul Munns – Goshen Valley Local District  
David Tuckett, Payson City  
ABSENT-Kelly Peterson, Salem City  
ABSENT-Lynn Mecham, Santaquin City  
Chris Thompson, Spanish Fork City  
Glen Tanner, Utah County

TECHNICAL COMMITTEE

Chris Hansen, Central Utah Water Conservancy District  
ABSENT-Chris Steele, Genola City  
ABSENT-Melanie McVicker, Goshen Valley Local District  
Travis Jockumsen, Payson City  
Bruce Ward, Salem City  
Norm Beagley, Santaquin City  
Chris Thompson, Spanish Fork City  
Richard Nielson, Utah County

STAFF

Kim E. Holindrake, Payson City Recorder

OTHERS

Steven Clyde, Clyde Snow  
Steve Jones – Hansen, Allen & Luce  
Sterling Brown, Strawberry Water Users Association  
Dave Pitcher, Central Utah Water Conservancy District  
Rachel Musil, Central Utah Water Conservancy District  
Jared Hansen – Central Utah Water Conservancy District

1. Call to Order

Chairman Richard Nielson called this meeting of the Mt Nebo Water Agency Board to order at 7:30 a.m. The meeting was properly noticed.

2. Public Comment Period

No public comments.

3. Approval of Minutes – August 8, 2022 Meeting

**MOTION: Marty Larson – To approve the minutes of the August 8, 2022, meeting.** Motion seconded by Dave Tuckett. Those voting yes: Chris Hansen, Marty Larson, Wes Quinton, Dave Tuckett, Seth Sorensen, Kevin Oyler, Boyd Warren, Richard Nielson. The motion carried.

4. Finance Report

Dave Tuckett reviewed the finance memo noting since the last meeting two invoices were paid for the postal PO box and treasurer bond. Revenues included interest of \$25.28 and deposits for Project 5 of \$18,703.06. Account balances include reserve account - \$5,000, administrative account - \$30,477.39, Capital Projects Project 4 account - \$1,441.94, and Project 5 \$27,920.00 for a total of \$64,839.33.

5. Technical Committee Action and/or Report

a. Update on Groundwater Management Plan

Chris Hansen reported Hansen, Allen and Luce is wrapping up the project and will have a final report soon. They were able to go a little longer because of a lack of meetings so funds were spent on work. The Agency will need to decide how to move forward whether contracting for additional work or doing the work ourselves.

b. Update on WaterSMART Banking Grant Project

Chris Hansen stated the Technical Committee met a couple times. The next item will address a resolution to authorize the Technical Committee to review quotes and then make a recommendation to the chair for approval. Procurement rules follow the Agency's code requiring at least two quotes when the cost is over \$50,000. This project is around \$65,000. Currently, two quotes have been submitted with a third expected this week. The two quotes are from Westwater Research LLC, which wrote the application for the grant, and AMP Insights.

Wes Quinton questioned how the Committee will judge the applications since the dollar amount cannot vary.

Chris Hansen explained the procurement rules state it does not have to be the low bid for professional services but selection can be made on quality as to who will do the best within the parameters.

c. Other

No other items.

6. Resolution – Award contract for WaterSMART Banking Project (Project #5)

Chris Hansen stated the Technical Committee met and hashed this out a couple of weeks ago, but he can answer any further questions on the process. This is a good process moving forward.

Richard Nielson noted the project is about \$65,000 and the Resolutions states \$44,000.

Chris Hansen clarified the resolution addressed the amount (\$44,000) that the Bureau of Reclamation WaterSmart Grant will provide. Previous meetings showed the 50/50 cost share. This agency is responsible for \$44,000, which includes just over \$16,000 as in-kind donations.

Richard Nielson read Resolution 11-14-2022-A. Because of a potential conflict of interest, he and Chris Hansen will abstain from voting. The vote was then turned over to Marty Larson, Vice Chairman.

Wes Quinton asked that language in the resolution include the scope stated in the contract be the same as addressed in the WaterSmart proposal.

Chris Hansen stated the grant application will be used as the framework on how the quotes will be evaluated. Both quotes show their tasks as the same items in the application.

**MOTION: Wes Quinton – To approve the resolution (11-14-2022-A) including adding language in the Now Therefore paragraph, third line, to read “water banking project consistent with the water banking application; and authorizes the Board”** Motion seconded by Seth Sorensen. Those voting yes: Marty Larson, Wes Quinton, Dave Tuckett, Seth Sorensen, Kevin Oyler, Boyd Warren. Those abstaining – Chris Hansen, Richard Nielson. The motion carried.

7. Resolution - Set 2023 Meeting Schedule
  - a. February 13, May 8, June 12, August 14, November 13

**MOTION: Marty Larson – To approve Resolution No. 11-14-2022-B adopting the 2023 meeting schedule.** Motion seconded by Wes Quinton. Those voting yes: Chris Hansen, Marty Larson, Wes Quinton, Dave Tuckett, Seth Sorensen, Kevin Oyler, Boyd Warren, Richard Nielson. The motion carried.

8. Other Business
  - a. Information/Discussion Items for Future Meetings

#### Second Amended and Restated Interlocal Agreement

Chris Hansen explained there has been further discussion regarding the amendments to the interlocal agreement to add Strawberry Water Users Association. It has been adopted by all the agency members but pushed off the agenda because of needed clarification to some of the language. There will be further discussion over the coming months, and hopefully have it back on the February agenda. If additional changes are needed to the interlocal agreement, that can be done in February and then the agreement with SWUA can be addressed in May. Changes to the interlocal agreement would require each entity to adopt the interlocal agreement again. The way this Agency is set up is through public agencies. Then Utah County appoints board members for Strawberry Highline Canal and Central Utah Water Conservancy District appoints for SWUA. One question dealt with whether those two entities need to vote on the interlocal agreement. The answer is no and may not change, but clarification is needed. These two entities signed on to participate, which is wanted; but almost have no say in the overarching

document that governs how the Agency does things. It is a little murky and needs clarification before moving forward.

b. Other

Kevin Oyler stated he is new and not familiar with this organization. He questioned who on the Board he could get training and understanding from on the Agency, its purpose, etc.

Chris Hansen suggested reading the creation agreement and talking to the city managers, technical committee members, and Steve Clyde.

9. Next Meeting – February 13, 2023

10. Adjourn

**MOTION: Kevin Oyler – To adjourn.** Motion seconded by Dave Tuckett. Those voting yes: Chris Hansen, Marty Larson, Wes Quinton, Dave Tuckett, Seth Sorensen, Kevin Oyler, Boyd Warren, Richard Nielson. The motion carried.

This meeting adjourned at 7:50 a.m.