

APPROVED
PROVO RIVER DISTRIBUTION SYSTEM
MINUTES OF THE ANNUAL MEETING OF THE BOARD OF DIRECTORS
JANUARY 29, 2008

Pursuant to the Articles of Association, as amended by the Provo River Distribution System, and due notice having been given to all members, the Board of Directors of the Provo River Distribution System convened at 10:00 a.m. on January 29, 2008, at Central Utah Water Conservancy District offices, located at 355 West University Parkway, Orem, Utah.

Board Members in Attendance

Alan Brown	Heber Valley East Canals
Jeff Bryant	Provo Reservoir Water Users Company
Keith Denos	Provo River Water Users Association
Daryl Devey	Central Utah Water Conservancy District
John Hinckley	East Provo Canals
Jack Jones	Provo Bench Canal
Farrell Knight	Individual Rights
Bart Simons	Provo City Canal
Ed Ure	Kamas Valley Canals
Ken VanWagoner	Heber Valley West

Others in Attendance

Ben Anderson	Utah Division of Water Rights
Jeff Budge	Provo River Water Users Association
Fred Gummow	Deputy River Commissioner
John Mann	Utah Division of Water Rights
Linden Maxfield	Deputy River Commissioner
Stan Roberts	River Commissioner
Lee Sim	Utah Division of Water Rights
Dave Ure	Washington Irrigation Company
Debbie Vanoy	Central Utah Water Conservancy District

Connely Baldwin representing PacifiCorp was present via conference call.

Call to Order

The meeting was called to order by Chairman Ure.

Adoption of Minutes

Mr. Sim had a correction to the minutes. Mr. Larson presented the financial report not Mr. Mann.

Mr. VanWagoner made a motion to approve the minutes as amended. The motion was seconded by Mr. Devey. The motion passed unanimously.

Commissioner' Report

Mr. Roberts stated that his computer developed a glitch and it would be next week before the full, completed report would be available. Mr. Roberts distributed a copy of two pages of the annual report entitled; "River Report 2007" which has been made a part of these minutes by this reference. Mr. Robert then explained the report in detail.

Mr. Devey made a motion to accept the Commissioner's Report. The motion was seconded by Mr. Van Wagoner. The motion passed unanimously.

Concerns or Comments Related to Commissioner's Work for 2007

Mr. Devey asked about the status of the report from 2006. Mr. Roberts stated that his plan was to have the 2007 report completed in two weeks and than have 2006 completed the following month. He also stated that he would work on the remaining reports that are still outstanding. Mr. Roberts also stated that he would do a better job of keeping his promises as he has promised the reports would be completed on numerous occasions and the reports are still not completed.

Mr. Sim expressed appreciation to Mr. Roberts for the summary he provided this year stating it was helpful and very informative.

Mr. Denos also expressed appreciation to Mr. Roberts for the work that he does. However, he also expressed concern over not having the reports in a timely manner.

Mr. Sim took a few minutes to discuss the newly implemented administrative rules for distribution systems and river commissioners regarding the age limitation on both the river commissioners and the deputies. Both of the deputies on this river system fall within these guidelines and we need to transition to new deputies. However, the rule makes allowances to extend the transition period for one term beyond the age of 75 and that has been used in a number of systems within the State. Mr. Sim made a suggestion that the deputies be appointed to finish Mr. Robert's term, which expires in 2009, and next year at the annual meeting make the transition to new deputies.

Mr. Denos made a motion to retain the deputies for the current year and to make the transition to new deputies at the next annual meeting. The motion was seconded by Mr. Simons. The motion passed unanimously.

Mr. Roberts again stated that within 60 days he would have the annual report for this year and last year completed.

It was then suggested the Board meet again on February 13, 2008, at 2:00 p.m. to receive the Commissioner's annual report. Mr. Roberts agreed that the report would be ready at that time. A second meeting was set on April 2, 2008, at 2:00 p.m. to receive the Commissioner's 2006 annual report.

Division of Water Rights Report

Mr. Anderson talked about several objectives they were trying to accomplish. One was to have an automated daily natural flow calculation and to make data available to the Commissioner and water users. It was determined to do that, two more gaging stations would need to be installed; one at Washington/South Kamas canals measuring water that returns back into the Weber Canal and also a station at the Midway River Ditch. At this time the equipment has been purchased, and Central Utah Water Conservancy District has agreed to install it prior to the irrigation season. He stated they have also done a Heber Valley calculation algorithm and a real time algorithm for Utah Valley.

Mr. Sim also mentioned a new requirement the State has to record this meeting as a public meeting. The recording of the meeting will be available on the State's web site tomorrow. He also stated when the Legislature gave the State Engineer authority and responsibility to enforce water right violations and that the State takes whatever necessary and lawful measure they can to protect the identity of those people who submit referrals for water right violations. The informants were actually told they needed to be prepared to testify and their identity could not be protected at that point. The State has found that as the enforcement engineer goes out to investigate and documents the information, his testimony is all that is needed. The identity of the informant can be protected under the GRAMA act so that information does not have to be revealed.

2007 Financial Report

Copies of the "Provo River Distribution System Trust Fund 2007 Financial Statement" and the "Provo River (LCD) Distribution System Fund 2007 Financial Statement" were distributed and have been made a part of these minutes by this reference. Mr. Sim then reviewed these reports in detail.

Mr. Jones made a motion to accept the reports. Mr. Bryant seconded the motion. The motion passed unanimously.

Discussion of 2008 Budget

Mr. Roberts presented the line item budget as discussed in the meeting of the Board held on January 25, 2008.

The Board voted to increase the base range wage for the Commissioner by five percent and include an additional \$1,500 to pay for wages last year not given to Mr. Roberts giving a total of \$62,324.

Deputy Gummow was given a raise to \$5,356 and the travel expense was increased to \$850. Deputy Maxfield was given a raise to \$10,506 and the travel expense was raised to \$1,200.

Secretary expense was set at \$1,000 because the secretary was not paid in 2007.

Mr. Devey made a motion to accept the proposed budget. Mr. VanWagoner seconded the motion. The motion passed unanimously.

The budget for the LCD System was discussed and Mr. Devey made a motion to accept the budget as outlined. The motion was seconded by Mr. Simons. The motion passed unanimously.

Mr. Bryant made a motion to set the assessment for the Provo River System at \$135,000. Mr. Brown seconded the motion. The motion passed unanimously.

Selection of New Distribution System Chairman and Committee Members

Mr. Roberts introduced John Hinckley as a new Board member replacing Boyd Rollins.

Other Business

Mr. Devey stated he is trying to find a copy of the bylaws to review as directed in the last annual meeting. He has not been able to find a copy and asked if any of the Board members had a copy of the bylaws in their files. Several Board members volunteered to go through their files to determine if they had a copy.

Mr. Denos made a motion to retain Ed Ure as President, Daryl Devey as Vice-President, and Debbie Vanoy as secretary of the system. The motion was seconded by Mr. Knight. The motion passed unanimously.

Mr. VanWagoner made a motion to adjourn. The motion was seconded by Mr. Jones. The motion passed unanimously.

The meeting adjourned around 11:30 a.m.