

**PROVO RIVER DISTRIBUTION SYSTEM
MINUTES OF THE ANNUAL MEETING OF BOARD OF DIRECTORS
January 12, 1994**

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 12, 1994 in Room 900 of the new Utah County Building.

Chairman J. Edwin Ure presided

On roll call, the following Board members were present:

J. Edwin Ure, Chairman	Group 1 Kamas Valley Canals
Sherman A. Giles	Group 2 Upper Provo, East Heber Valley
Harvey Van Wagoner, Vice-Chair.	Group 3 Upper Provo, West Heber Valley
Carl H. Carpenter	Group 4 Provo City Canals
Jack Jones	Group 6 Provo Bench Canals
Russell O. Brown	Group 7 Provo Reservoir Water Users Company
Jack M. Gardner, Sec-Treas.	Group 8 Provo River Water Users Association

Not present:

Boyd Rollins	Group 5 East Provo Canals
Ferrell Knight	Group 9 Upper Provo Individual Rights

Also Present:

Stanley H. Roberts, Jr.	Provo River Commissioner
Daryl Devey	Central Utah Water

Ernie Giles

Conservancy District
Deputy Commissioner Trainee

Richard D. Poulson

Provo River Water Users
Association

Chairman Ure opened the meeting and noted that the agenda had been sent to each director. Chairman Ure then noted that he and Directors Van Wagoner and Gardner, at the request of Lee Sim, Distribution Engineer Division of Water Rights, met with Mr. Sim and Jim Riley, District Engineer on January 4, 1994 to discuss the following items:

1. Representation for Central Utah Water Conservancy District "CUWCD" on the system committee.
2. Full time commissioner.
3. Compensation for a full time commissioner.
4. Method of assessment - need for revision.
5. Deputy Commissioner situation.

Following the discussion of Item 1. "Representation for CUWCD on the System Committee", Director Carpenter made the motion that CUWCD be represented by appointing a director to the Board of Directors of the Provo River Water Distribution Systems and that the Articles of Association be so amended. The motion was seconded and carried unanimously.

The remaining items were separately discussed by the Board of Directors and it was generally agreed that Items 1, 2, & 3 should be instigated and finalize the implementation at the meeting called by the State Engineer on January 13, 1994 and that Items 4 & 5 also be reviewed at the State Engineer's meeting.

CORRECTION, ADOPTION OF MINUTES OF ANNUAL MEETING HELD FEBRUARY 1, 1993 AT THE CALL OF THE DIVISION OF WATER RIGHTS.

Secretary Gardner noted that the letter dated January 3, 1994 giving notice of this annual meeting did not note under enclosures that the minutes of the Special Meeting held February 2, 1993 were enclosed. and advised that he would correct the notice for the minutes book.

There being no further corrections Director Giles moved that the minutes be adopted, seconded by Director Van Wagoner, and carried unanimously.

ELECTION OF OFFICERS

Chairman Ure advised that the next order of business was to nominate and elect officers for the ensuing year.

Whereupon, Director Giles moved that the rules be suspended and by acclamation the present officers be reelected, seconded by Director Carpenter, and carried unanimously.

1993 FINANCIAL STATEMENT AND DELINQUENT ACCOUNTS

At the request of Chairman Ure, Secretary Gardner presented the last year's (1993) Financial Statement as prepared and submitted by the State Engineers Office of the River System's operation, noting that the 1993 budget was \$73,900, including the voluntary assessment of \$7,000 donated by the Central Utah Water Conservancy District and \$2,500 donated by PRWUCO. These special assessments to be distributed by the State Engineers Office and paid to the River Commissioner as salary, fringe benefits, expenses etc., for extra work in distributing the CUP Bonneville Unit Water made available as storage in Deer Creek Reservoir by the Deer Creek/Strawberry Exchange and for distributing water to the SLCWCD under the Welby-Jacob Exchange. The actual amount expended was \$80,882.24

The total budget and assessment for 1993 was \$79,500. The assessments were \$64,400 from Provo River Distribution Systems and \$5,600 from Trust Fund, \$7,000 from CUWCD and \$2,500 Provo Reservoir Water Users Company. The Trust Fund balance January 1, 1993 was \$13,624.39, total receipts \$75,293.50 and expenditures \$80,882.24, leaving the Trust Fund balance December 31, 1993 as \$8,035.65.

Director Carpenter moved that the 1993 Financial Statement be accepted for filing. The motion was seconded by Director Van Wagoner and carried unanimously.

It was noted that the delinquent water assessments amounted to a total due of \$2,683.58. After discussion it was generally agreed that the collection of the delinquent accounts would be further discussed with the State Engineer at the meeting on the 13th.

COMMISSIONER'S & DEPUTY COMMISSIONER'S REPORT - 1993 OPERATION

Commissioner Roberts called upon Deputy Commissioner Giles for his report on

the distribution of water in the Wasatch Division during the 1993 water season.,

Deputy Commissioner Giles noted that the 1992-1993 water year was a big improvement over the proceeding 6 years of drought. That the snow level in Heber Valley after the storms in January with 4'± snow depths should have assured that flows in the Provo River would be above normal. There was not the expected run off as the ground was dry and the snow melt went into the ground.

All of the Head of the River Reservoirs filled. The river was at 100% distribution until August 9, and 75% for the remainder of the irrigation season. Summer rains helped to keep the river flows up. The weather was cooler and the growing season was late. There was a good crop of hay and grain but some of the tomatoes and corn were frozen.

On the 1st of January the Trial Lake gauging station registered the snow pack at 52% water content compared to 1983 and 1986 at over 100%.

Deputy Commissioner Giles then stated that he enjoyed his work as Deputy Commissioner on the Provo River during the 1993 water year and thanked the people who worked with him, the Water Users on the Provo River, the Provo River Distribution System, Commissioner Roberts, the State Engineer's office, the Provo River Water Users Association for its help in making equipment and operators available to build rock diversion dams along the upper Provo.

Commissioner Roberts noted that Jordanelle Reservoir came on line in 1992 storing 5318 acre feet of water in the borrow area which was below the flow line of the outlet works of elevation 5902. This was water stored that had to be replaced as it was stored from prior water rights. In addition there is 3026 acre feet of dead storage below the outlet flow line elevation. As of January 12, 1994 there was 55,030 acre feet of storage in Jordanelle Reservoir. Commissioner Roberts explained the filling criteria for the reservoir which will be implemented in the next four years.

Commissioner Roberts noted that the River and Upper Midway Bridge peaked on May 26, 1993 at 2867 c. f. s. On April 13, 1993 Deer Creek Reservoir was declared full and ceased spilling on July 8, 1993. The irrigation on the lower Provo began April 23, 1993 and ended October 15, 1993. In 1992 Orem City had no secondary water. In 1993 there was 6588 acre feet of secondary water delivered to Orem. City.

Commissioner Roberts advised that he has a larger computer system and will be able to expedite his reporting of water distribution. The computer is tied into the State Engineers computer system and the annual reports in arrears and the 1993 annual report are being processed. A rough draft of the 1993 report will be out in a few weeks.

Commissioner Roberts expressed his appreciation to the Board, State Engineer

and others for their cooperation in the 1993 water year and noted that with Jordanelle now storing Provo River water and soon to become operational the accounting for water distribution on the Provo River will become more complicated and require more time and effort to administer.

NOMINATION OF WATER COMMISSIONER AND DEPUTY COMMISSIONER FOR 1994.

Chairman Ure noted that the next order of business was the nomination of River Commissioner and Deputy River Commissioner and noted that the Distribution Engineer, Lee Sim, had recommended that the Provo River Commissioner, because of the increased work load due to Jordanelle Reservoir, Welby-Jacob exchange and other changes on the River System, be a full time employee. He then inquired if Commissioner Roberts was willing to accept the full time responsibility. Commissioner Roberts stated that he had not been aware of this but would be willing to accept the full time employment, if nominated Provo River Commissioner.

Whereupon Director Jones moved that the Provo River Commissioner now be employed on a full time basis. The motion was seconded by Director Carpenter and carried unanimously

There being no other applicants for the Provo River Commissioner position, Director Jones moved that Stanley H. Roberts Jr. be recommended to the State Engineer as Provo River Commissioner for the ensuing year. The motion was seconded by Director Carpenter, and carried unanimously.

Commissioner Roberts then recommended Deputy Commissioner Giles to be the Deputy Commissioner for the ensuing year. Whereupon, Director Brown moved that Sherman Giles be nominated as the Deputy Commissioner to be recommended to the State Engineer as Deputy Commissioner for the ensuing year. The motion was seconded by Director Van Wagoner, and carried, with Director Giles abstaining.

A discussion followed questioning whether the title "Training" was the proper title and it was suggested that the title be changed to "Temporary Employee". Secretary Gardner noted that if the designation was "employee" the position should be an employee in lieu of contractual as has been in the past. It was concluded to change the title to "Temporary Employee" and to further discuss this with the Distribution Engineer at the meeting on the 13th. It was also questioned whether there was a need for a trainee at this time or wait until the Deputy Commissioner gives a years notice of his intention to retire. Trainee Ernie Giles stated that he has five years of experience and feels that he is best qualified for the job when Sherman Giles retires.

Director Giles then recommended that Ernie Giles continue to be the temporary employee for the ensuing year.

BUDGET AND ASSESSMENT, 1994

The salaries of the Commissioner, Deputy Commissioner and Temporary Employee were discussed and it was generally concluded that in view of CUWCD's presence on the Board of Directors and the Commissioner becoming a full time employee that no further action be taken until the meeting with the Distribution Engineer, Mr. Sim, at the State Engineer's meeting on the 13th.

Other items of the budget were discussed and the following changes to the budget were made:

	1993	1994
6. Office equipment and supplies	\$800.00	\$1200.00
8. Commissioner's telephone & expense	800.00	900.00
11. Install and maintain weirs and recorders.	500.00	700.00
13. Miscellaneous expense	36.50	0
14. Health Insurance	10,000.00	11,000.00

Secretary Gardner advised that he would prepare a partial budget with these changes that can be presented at the meeting on the 13th of January, called by the State Engineer, to be further discussed and finalized at that meeting.

OTHER BUSINESS

Chairman Ure called attention to the following letter dated December 30, 1993.

NOTICE TO PROVO RIVER DISTRIBUTION WATER USERS

Notice is hereby given that in compliance with Title 73, Chapter 5, Utah Code Annotated, 1953, a meeting of the water users of the **PROVO RIVER DISTRIBUTION SYSTEM** and representatives of the Division of Water Rights will be held **Thursday, January 13, 1994** at 10:00 A.M. The meeting will be at

Provo County Administration Bldg.
100 East Center, Rm 900
Provo, Utah 84601:

The agenda will include the following outline;

1. Hearing the 1993 Minutes.
2. Hearing the 1993 Financial Report.
3. Hearing the 1993 Commissioner's Report.
4. Preparing a budget of salaries, other necessary expenses, and assessments.
5. Recommending a Commissioner for 1994.
6. The operation and maintenance of USGS stream gages.
7. The transfer of distribution system funds from Zion's bank to the State Treasurer, and its effect on the distribution system.
8. Reviewing System's Directors and transacting such other business as may properly come before the meeting.

Sincerely

Robert L. Morgan, P.E.
State Engineer

ADJOURNMENT

There being no further business and upon motion duly made, seconded and carried, the meeting adjourned at 12.30 p. m.

Date Approved: _____

Jack M. Gardner
Secretary