

HEART MOUNTAIN IRRIGATION DISTRICT  
MINUTES OF THE REGULAR MEETING  
OF THE COMMISSIONERS OF THE  
HEART MOUNTAIN IRRIGATION DISTRICT  
APRIL 9, 2019

The April Regular Meeting of the Heart Mountain Irrigation District's (HMID) Board of Commissioners was held at the Heart Mountain Irrigation District office at 1206 Road 18, Powell, Wyoming on Tuesday, April 9, 2019. Commissioners present: President Brian Duyck, Vice President Pat Nelson, Brad Ferguson and Scott Hecht. Commissioner absent: Travis Jackson. Staff attendances: District Manager Tyler Weckler, Secretary/ Treasurer Tiara Wagar, and Ditch Rider Tim Harvey. Absent: Commissioner Travis Jackson and Attorney Mary Reed. Guest attendances: Taffany Hansen, Judd LaRowe, and Larry Nelson via teleconference. The meeting was called to order at 8:56 a.m. by President Brian Duyck.

President Brian Duyck called for the reading of minutes from the Regular Meeting of Commissioners held on March 12, 2019. Vice President Pat made a motion to approve the minutes. Commissioner Scott Hecht seconded the motion; motion passed.

President Brian Duyck called for the Treasurers Report presented by Secretary/Treasurer Tiara Wagar. After the payment of the bills presented, the O&M checking account will have a balance of \$411,829.08. The New Equipment Money Market at Bank of Powell #...2439 has a balance of \$6,826.89; Money Market (MM) at Bank of Powell #...1233 has \$168,536.72; MM Bank of Powell #...2383 holds \$124,876.87. The MM at Pinnacle Bank #...5531 stands at \$306,461.22. Pinnacle bank MM #...5232 has \$207,123.36.

After discussions, Commissioner Scott Hecht made a motion to accept the Treasurer's Report. Vice President Pat Nelson seconded the motion; motion passed.

President Brian Duyck called for the review of unpaid bills. District Manager Tyler Weckler presented the unpaid bill detail identifying March-April commitments at \$18,933.75. Vice President Pat Nelson made a motion to authorize payment of the unpaid bills as presented. Commissioner Brad Ferguson seconded the motion; motion passed.

President Brian Duyck introduced the first agenda guest, Taffany Hansen, 50-10 Water Association. The Hansen's are requesting a one-year exemption from the sprinkler only rule. 50-10 presented a motion from their association approving an exemption from sprinkler only for one season. Heart Mountain Irrigation District's prior management had led the Hansen's to believe they had approval from the Board of Commissioners for a sprinkler only exemption, which they found was false. Mrs. Hansen worked with Landis Webber, State Engineers Office (SEO) about putting in a pond, which would alleviate any wastewater issues. Vice President Pat Nelson noted that state law says, if your wastewater is flooding another landowner, the district will turn the water off until the issue solved. If there are not flooding issue, the district will not get involved, as the district responsibility ends at the headgate.

Commissioner Brad Ferguson made a motion to give a one-year extension to the 50-10 Water Association to covert to sprinkler only. Commissioner Scott Hecht seconded the motion; motion passed unanimously.

President Brian Duyck introduced the next agenda guest, Judd LaRowe. Mr. LaRowe purchased land from the Wright Family Trust. Manager Tyler Weckler worked with the Wright Family Trust to get their water distribution plan in order. The water distribution plan was set-up for sprinkler only. The Trust did not ask for an exemption. Mr. Weckler sent a Landowner Agreement to the largest acre landowner within the subdivision, as well as the sub

divider. Mr. LaRowe needs to form a Water Association within the four landowners. A watermaster appointment form needs completed and filled at the courthouse.

Bill Brewer, Wyoming Water Development Commission (WWDC) said that everything is on track with the Project Agreement. Presented were three agreements for a date and signature. The Project Agreement was the first agreement presented. President Brian Duyck and Manager Tyler Weckler signed and dated on 04/09/19, the Project Agreement. The second agreement, Security Agreement (Pledge of Assessments). President Brian Duyck and Manager Tyler Weckler signed and dated on 04/09/19, the 4 Security Agreement (Pledge of Assessments). The third agreement, Promissory Note. President Brian Duyck and Manager Tyler Weckler signed and dated on 04/09/19 the Promissory Note.

President Brian Duyck mentioned that the Bureau of Reclamation (BOR) does not want the concrete from the Heart Mountain Canal Liner Project left on BOR land. After discussion, the Board of Commissioners decided to have the concrete hauled to the dump instead of storing it within the district

Next agenda item, the engineering selection for Heart Mountain Canal Liner project. The Board of Commissioners is able to select an engineer for the project. After review of the amended contract, JUB has accepted the amendments that the district presented. Mr. Weckler informed the board that JUB will be in attendance for the meeting that will take place on April 23. The HMID crew will take JUB to the site where they will start the Cultural. WWDC is still in the review process of the contract agreement. The board will have the authorization to sign the contracts once their review is complete.

Commissioner Scott Hecht made a motion to select JUB as project engineers for the Rattlesnake Liner Project. Vice President Pat Nelson seconded the motion; motion passed unanimously.

Mr. Weckler gave an update on the Enlargement. Jay Smith, State Engineers Office (SEO) is doing the tabulations, and putting it into ArcGIS. Mr. Weckler is working with RimRoc Computing (Districts billing software), and Engineering Associates (EA) to convert the data into the billing water program.

District Manager Tyler Weckler asked the Board of Commissioners if they were to the point of approving the Employee Handbook so it can start being enforced.

Vice President Pat Nelson made a motion to approve the new Employee Handbook as revised as of April 9, 2019. Commissioner Brad Ferguson seconded the motion; motion passed unanimously.

Tim French reached out about the pending Memorandum of Understanding (MOU). Mr. French would like to replace a three-month notification with either party may terminate with a five-month notification with written notice.

Vice President Pat Nelson made a motion to accept the French MOU as revised; contingent on the Districts Attorney Mary Reed approving the final verbiage. Commissioner Brad Ferguson seconded the motion; motion passed unanimously.

Mr. Weckler asked the Board of Commissioners about land classes during the data conversion. Shoshone Irrigation District does not bill by land class - they bill one rate for water rights. Any changes to the land class map billing would be a contract change with the BOR. After discussion, the board agreed to keep land classes.

Mr. Weckler brought up issues that are arising from the district creating custom excess bills for associations at the request of the water masters. Vice President Pat Nelson reiterated the Rules and Regulations deadline of October 31 for individuals to request custom excess bills. After that deadline, the district will not create a custom bill.

Colter Bay Computers and Consulting performed a yearly cleanup of the district server. The district received an extra two terabytes of storage.

The draft fiscal year 2020 HMID budget was reviewed. Discussions were had on line items and budget estimates.

A discussion was had on pump permits. If the landowner/subdivision is being charged at the weir, why do they need to buy a pump permit when they already paid for the water? More discussion took place before agreeing that if the pump is after the measuring device, they do not need to buy a pump permit. If the pump is ahead of the measuring device, they do need to buy a pump permit.

President Brian Duyck mentioned the water turn-on date being April 11. It is on schedule, weather dependent.

Hearing no further business to come before the Board, President Brian Duyck adjourned April 9, 2019, Regular Meeting of the Heart Mountain Irrigation District's Board of Commissioners at 11:20 a.m.

RESPECTFULLY SUBMITTED,

ATTEST:

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Brian Duyck, Board President

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Tiara Wagar, Secretary/Treasurer