

REDLANDS MESA WATER USERS, INC.

Board of Directors Meeting

December 17, 2021

Meeting was called to order at 8:30 am by President Tom Meyers

In attendance were:

Directors: Kay Adams, Lance Rundle, Bryan Klaseen & Dave Whittlesey

Secretary/Treasurer: Debbie Christner

Water Distribution & Ordering: Shellie Gies

Ditch Rider: Lawrence MacKendrick

MINUTES

MOVED BY: Kay Adams to approve the March 26, 2021 Meeting Minutes.

SECONDED BY: Bryan Klaseen.

MOTION CARRIED with no opposing votes.

MOVED BY: Bryan Klaseen to approve the June 6, 2021 Organizational Meeting Minutes.

SECONDED BY: Dave Whittlesey.

MOTION CARRIED with no opposing votes.

MOVED BY: Bryan Klaseen to approve the June 6, 2021 Joint meeting of Redlands Mesa Water Users and Durkee Ditch, Meeting Minutes.

SECONDED BY: Dave Whittlesey.

MOTION CARRIED with no opposing votes.

OPERATIONS REPORT

There was not a ditch manager for 2021. The board held a ditch tour in 2021 and identified areas of concern. A Box setter needs to be hired for 2022.

FINANCIAL STATEMENTS

The Balance sheet and year to date Budget were reviewed. Nothing out of the ordinary.

The 2022 Budget will be completed after the end of the year and before the Annual meeting in January.

OLD BUSINESS The Memorandum of Understanding between Durkee ditch and Redlands Mesa Water needs to be completed. The members of the Durkee Ditch board had intended to provide a base document for review. Tom Meyers will contact Lou Bridges about its status.

NEW BUSINESS

OPERATIONS

Governing Documents

Deb Christner will work with Bindi Pennetta after the first of the year to create updated By Laws and Articles of Incorporation, which will be presented at the January 2023 Annual meeting.

Water use and or transfer off Redlands Mesa

In response to requests to transfer RMWUA water to locations off Redlands Mesa, the board revisited reasons why it is not currently permitted and why the water should remain on the mesa.

1969 Articles of Amendment to the Articles of Incorporation, Section 2e, page 3 states: The water represented by Classes B-1 and B-2 stock of this corporation shall be used only in the irrigation of land located upon Redlands Mesa, and it shall never be issued to or owned by any person, firm or corporation, who or which does not own irrigable land in the area of Redlands Mesa and under the canals or ditches owned or controlled by this corporation, except that such stock may be hypothecated or pledged or assigned as collateral security for loans made to qualified landowner or landowners.

Boundary determination of Redlands Mesa service area

The board continued an ongoing discussion of the water conveyances that are the responsibility of RMWUA for maintenance and potential upgrade compared to those that are considered private laterals. The 1974 Articles of Amendment to the Articles of Incorporation, page 2 gives a description of the Stull Ditch Enlargement and Extension, Lawhead Irrigation Ditch, Clark Draw Irrigation Ditch, Cedar Gulch Irrigation Ditch, which are the Redlands Mesa system.

Board member and simultaneous employment/contractor status

The By-Laws, Article VIII, Section 4, page 5 The board of directors may appoint, in addition to the officers, President, Vice-President and Secretary/Treasurer a superintendent of the irrigation system, who will be in charge of the work of construction, maintenance and repair of the distribution works of the company and of the distribution of the water. Deb will work with Tom on this.

Water nonpayment policy

The board discussed whether the RMWUA by-laws or policies were adequate to address delinquencies in payment for assessments and box setting.

1969 Articles of Amendment to the Articles of Incorporation, Section 3.

Payment is due within 30 days of mailing of the assessments. Failure to pay within the prescribed period is deemed "default for non-payment". Prior to sale, the notice of sale must be published by "four weekly publications" in a "weekly or bi-weekly newspaper printed and published in whole or part in Delta County". This announces the complete sale of the stock "or so much as thereof may be necessary" to cover the assessment and interest at 6% per annum.

RESOLUTION 8-4-2015

Delinquent Box Setting Fees

60 days after the initial box setting fess has been assessed a Certified Letter will be sent to any delinquent water users, giving the delinquent user (s) 10 days to pay the delinquency, plus late charges. This letter will be copied to the Lead Water Commissioner and the District Water Engineer.

If the account is not brought current then the box in which the water is delivered will be locked shut. The box will remain shut until the account is paid. Once payment is received the box will be open on the next box set day or the water user can elect to have the box opened earlier, after paying a box set fee 1/8 of the monthly box setting cost.

While the box is closed all water is divided among all users on the Mesa, to open the box results in all boxes being re-set, thus the charge for this service.

EMPLOYMENT

Ditch Manager-A potential candidate was identified and Deb will be contacting them.

Job Description-Update Ditch manager job description

Create Lead Box Setter, Box Setter and Water Distribution & Ordering job descriptions.

DITCH PIPING

Piping Committee-Create committee with Redlands Mesa and Overland to identify areas that need piped and funding for piping. Dave Whittlesey will lead this committee.

LATE WATER ADMINISTRATION

The board determined that holders of B-1 late water shares hold the ultimate responsibility to ensure the most efficient delivery of water after the Overland is turned off for the season. Attempts by RMWUA staff to coordinate deliveries to better manage shrinkage loss has not proven successful and placed unreasonable burdens on company employees. An alternative proposal to promote self-coordination will be brought to the annual meeting:

Lateral Sheet-Identify the laterals and who is on each lateral, create a sheet with this information for the Annual Meeting so a main contact coordinator can be identified by April 1st for each lateral.

Information Sheet-create a sheet showing the hierarchy and contact information for issues and questions regarding late water.

Deb will work with Shellie on this.

WATER DISTRIBUTION & ORDERING PERSONNEL PAY

MOVED BY: Dave Whittlesey to pay \$500.00 a month April-October for this position

SECONDED BY: Bryan Klaseen

MOTION CARRIED with no opposing votes.

ANNUAL MEETING

JANUARY 28, 2022

ADJOURNMENT

MOVED Bryan Klaseen to adjourn

SECONDED BY: Kay Adams

MOTION CARRIED with no opposing votes.

Meeting adjourned at 10:55 a.m.

Debbie Christner, Secretary