

UTAH LAKE COMMISSION MEETING
Thursday, June 28, 2007 - 7:30 a.m.
Historic County Courthouse Ballroom
51 South University Avenue, Provo, Utah

ATTENDEES:

Members

Mayor Lewis K. Billings (Chair)
Commissioner Larry Ellertson, Utah County (Vice Chair)
Mike Morley, House of Representatives
Steve Clark, House of Representatives
Walt Baker, Utah Dept. of Environmental Quality
Mike Styler, Utah Dept. of Natural Resources
Dick Buehler, Forestry, Fire & State Lands
Mayor Tim Parker, Saratoga Springs
Mayor Jerry Washburn, Orem
Mayor Heber Thompson, American Fork
Mayor Howard Johnson, Lehi
Mayor Gene Mangum, Springville
Lee Jensen, Pleasant Grove
Art Adcock, Santaquin City
Don Blohm, Highland City
Steve Densley, Provo Orem Chamber of Commerce
Clyde Naylor, Interim Executive Director

Other Interested Parties

Steven Schwendiman, Attorney General Office
Joel Racker, Utah Valley Convention & Visitor Bureau
Val W. Kendell, Kendell Creative Communications
Rick Cox, URS Corp.
Ron Kidd, Jordan Valley Water Conservation District
Paul L. Hawker, Associate County Engineer
Bruce Chesnut, Orem and Technical Committee Chair
Kris Buelow, CUWCD & JSRIP
Ken Culmone, Exec. Director Candidate
Robert West, Provo
Greg Beckstrom, Provo
Helen Anderson, Utah Valley Home Builder's Assoc.
George Faust, Utah State Parks and Recreation
Amy Nielsen, Deseret Morning News
Mae Taylor-Ohlin, Saratoga Springs landowner
Jim Carter, Logan Simpson Design, Inc.
Joe Donaldson, Logan Simpson Design, Inc.
Tom Twedt, Bio-West, Inc.
Leon Harward, Utah Crossing
Bill Kunsman, Lake Plan/Noah's Ark

ABSENT: Mapleton, Genola, Vineyard, Lindon

1. Welcome and call to order. Introductions were made.
2. Review and approve the Utah Lake Commission minutes from May 24, 2007. A motion was made, seconded, and unanimously approved to accept the minutes as written.
3. Recommendation from Executive Committee and Interim Executive Director and possible action/resolution on a banking service. After investigating various banking options, Mr. Naylor and the Executive Committee recommend contracting with Zions Bank. The savings program rate is currently 5.09% and funds are transferable to the checking account as needed. There are no fees for transfers or checking, except to purchase the checks. Services include a VISA account, debit card, if desired, and other full banking services.

Mayor Washburn moved to adopt the following resolution entering into an agreement with Zions Bank for banking services, an action seconded by Mayor Parker and unanimously approved.

RESOLUTION 2007-02

A RESOLUTION OF THE UTAH LAKE COMMISSION AUTHORIZING THE COMMISSION'S EXECUTIVE DIRECTOR TO OPEN A BANK ACCOUNT IN THE NAME OF THE UTAH LAKE COMMISSION AT ZIONS BANK AND TO DEPOSIT ALL FUNDS OF THE UTAH LAKE COMMISSION IN THIS ACCOUNT; AUTHORIZING SIGNATURE CARDS ON THE ACCOUNT TO BE EXECUTED IN THE NAMES OF THE COMMISSION CHAIR, LEWIS K. BILLINGS, COMMISSION VICE-CHAIR, LARRY ELLERTSON, AND THE INTERIM EXECUTIVE DIRECTOR, CLYDE NAYLOR; AUTHORIZING THE SIGNATURE CARDS FOR THIS BANK ACCOUNT TO BE UPDATED TO KEEP THEM CURRENT AS LEADERSHIP CHANGES IN THE UTAH LAKE COMMISSION OCCUR; AND AUTHORIZING AND REQUIRING ALL CHECKS ISSUED ON THE UTAH LAKE COMMISSION'S BANK ACCOUNT BE SIGNED BY THE EXECUTIVE DIRECTOR AND COUNTERSIGNED BY EITHER THE CHAIR OR THE VICE-CHAIR OF THE UTAH LAKE COMMISSION.

4. Recommendation from Executive Committee and Interim Executive Director and possible action on a payroll service.

Mr. Naylor distributed information on three payroll and benefits organizations . All provider costs are dependent on the number of employees. The recommendation from the Executive Committee and Interim Executive Director is to proceed with TEAMWORKS, a company offering full payroll and HR services at \$25.00 per month/per employee, 401K capabilities and a cafeteria health insurance plan. Insurance and retirement programs would have service charges depending on coverage. Costs of other organizations were presented. Employees could choose the Utah State Retirement system for retirement only since the Commission is a governmental entity. PEHP insurance could also be considered.

A motion was made and seconded to authorize the Executive Director to enter into a contract with TEAMWORKS for payroll, HR services, and other offered services, and reserve the opportunity to offer PEHP for insurance and the State Retirement portfolio of benefits if desired by the employee. The motion passed unanimously.

5. Recommendation from Executive Committee and Interim Executive Director and possible action on furniture and equipment.

Mr. Naylor said most of the furniture needs can be met through the Utah County surplus property at a cost much less than budgeted. The office suite is located at 51 South University Avenue, Room 109 and is effective July 1. However, items such as a copy/fax/printer, computers, recording equipment and calculators are proposed to be purchased new. A handout was distributed which outlined the cost of the copy/fax/printer machine as \$6,068 with maintenance at \$0.0079 per white copy and \$0.065 per color copy rather than a monthly maintenance fee. Fax line services costs are \$50 a month. Other new purchases would include two computers with financial and other software needed at \$1,800 each, a notebook computer at \$1,200, recording equipment at \$750 and two calculators at \$400.

Discussions included purchase vs. lease options and the wisdom of a combined copy/fax/printer machine.

A motion was made and seconded to authorize the Executive Director to move forward with acquisition of office equipment as outlined, taking into consideration lease options and combined vs. separate fax, print, copy machines. The motion passed unanimously.

6. Report from the Technical Committee.

Bruce Chesnut, Technical Committee Chair, said the Committee received an update from Kris Buelow on carp management. A presentation was made by Carl Carpenter, Springville, on drainage systems that flow into Utah Lake, specifically drainage from the Springville District and the Benjamin/Lake Shore District. They need to know of any other contributors to the Lake. A discussion was held on lake classification and the request for proposal for the Master Plan. The Interim Director has put together a draft for review by a subcommittee. The Technical Committee is breaking into subcommittees to address various aspects of the Lake. Each entity is encouraged to have their representative attend the meetings. The next meeting is July 16 at 8:30 a.m. at the Orem Public Works building located at 1450 West 550 North in Orem.

Other drainage systems identified were one at 8000 West on 7350 North, one by the KOVO radio tower on 500 West in Provo and one on Wildlife Resources property on the west side of the Lake. Mr. Beckstrom said the one on 500 West is part of the Provo City drainage system and is operated and maintained by Provo City. Formal easements are not in place, except for new development, because the system started many decades ago. However, he felt Provo has a prescriptive easement for operation and maintenance of the facility, which may or may not extend to public access.

The announcement was made that Dick Buehler was recently appointed as the Executive Director for the Forestry, Fire and State Land Division.

7. Consider appointing a member of the staff of the Jordan Valley Water Conservancy District to the Technical Committee.

The Articles of Incorporation allow the Technical Committee to have one representative from Utah Lake water users as determined by the Board. A letter has been received from the Jordan Valley Water Conservancy District requesting membership on the Technical Committee. While they may be a good candidate for the committee, caution was given to keep the committee to a manageable size. A question was raised as to how the water rights owner's community might perceive their representation through Jordan Valley on the Technical Committee. It is a comprehensive issue with many stake holders who need a say in the long term issues of the Lake. Any organization chosen for this position needs to represent the interests of the entire water community and not just a special interest group. The Articles would indicate a consensus representative rather than a request for appointment of a single interest group, although other members could also be appointed. Perhaps approval should be for a certain period of time and then reviewed for activity on the committee.

A motion was made and seconded that Jordan Valley seek this appointment by encouraging endorsement from other water user groups. An amended motion was made to ask staff and the Technical Committee to identify and organize the water user groups in order to make a coordinated recommendation for a representative from that group. The amended motion was seconded and passed unanimously.

8. Presentation by Clyde Naylor on the status of constructing trails around the Lake.

Mr. Styler and Mayor Parker were excused from the meeting.

Mr. Naylor, Utah County Engineer, said the Provo Jordan River Parkway has been worked on for some time and is fully developed in many areas. The completing portion of this is a trail along the north and east shores of Utah Lake to connect the alignment to existing trails. URS Corp has been engaged to perform a wetlands survey on the north and east shores of the Lake. An application for a 404 Permit has been submitted for the entire trail. He showed on an overhead where trails currently exist and where proposed connections would be made.

9. Presentation by Leon Harward on the status of a proposed causeway across the Lake.

Mr. Harward said many are aware of his proposal, including the County Commission, and they are waiting for an agreement to promote the causeway itself. His organization is in the process of gathering information and seeking input. They would like to come back another day for a complete presentation.

There is a moratorium on the Lake pending the completion of the management plan, which is about a year away from completion. The number of causeways and marinas needed, uses, utility crossings and dredging are just some things that need to be considered. There is much work to be done with geotechnical, engineering, and design studies. Work on the management plan started about two years ago and was put on hold until the Commission was organized. The Commission and the Technical Committee will have input on the plan providing a more holistic approach.

10. Other business.

An update on the hiring of the Executive Director was provided. It is anticipated the Executive Committee will have a recommendation to bring to the Board soon.

A suggestion was made to conduct another bus tour, or something similar, around the Lake.

A brief update on the Utah Lake Festival was made. The Chamber of Commerce would like to help promote the festival next year.

Information was provided to Mr. Naylor about a company that may be interested in purchasing carp from the Lake.

A letter was received from Kunsman Enterprises reminding the Commission of a proposed development on the Lake. (The letter is attached to the minutes.)

11. Next meeting, July 26, 2007, 7:30 a.m. at Historic County Courthouse Ballroom, 51 South University Avenue.

12. A motion to adjourn was made, seconded and unanimously passed. The meeting adjourned at 8:50 a.m.