

# Cottonwood Mutual Water Company

## Board of Directors Meeting Minutes

Wednesday January 11, 2023, 6:30 PM

---

### Board Members:

Earlene Lee	District 1	2022-2025	Present
Blaine Murray	District 2	2022-2025	Present
Heidi Dorius	District 3	2021-2024	Present
Dave Dutson	District 4	2021-2024	Phone
Sean Dorius	M at L	2021-2024	Late / 6:55 pm
Mike Johanson-	President / Manager		Present

Visitor: Noelle Dunkley, Bill Chip, and Kevin Bell, Shareholders and MGSWC Board members. Dane Wilkinson and Ryan Scott, Shareholders

1. President Blaine Murry
  - a. Called meeting to order at 6:32 pm
  - b. Declare any conflicts of interest: None
  - c. Approved meeting minutes for December 14, 2022 Motion to approve Heidi 1<sup>st</sup> Earlene 2<sup>nd</sup> Unanimous (Sean not present)
  - d. Share cancellations & reissues – Not prepared.
2. (8:50) Discuss & approve board meeting for November, September, August, and May. Heidi explains back in May 2022, In April meeting we requested that MGSWC come with proof off water rights, The President came with documentation, but it was a withdraw application Minutes show it was proof not the application. Was going to make corrections in May but the May minutes did not show the correction. Not approved again due to the fact that the changes as agreed were not made. Continued for couple of months. No response from the WGSWC for the requested document. How can we correct minutes of past meetings with a New Board that wasn't present. 16:50 Possible put in amendment/declaration of the correction to our minutes. only with May minutes since they were not approved but posted. Correction on August meeting to add the discussion that was had regarding water rights for MGSWC and other claimants. (25:27) To correct minutes is just to address that the discussion pursued but no action was taken. To fix add the following wording: A discussion ensued regarding water right for WGSWC and other claimants, but pending legal counsel. Motion to approve August minutes with the added stipulations. Heidi 1<sup>st</sup> Earlene 2<sup>nd</sup> Unanimous. We have been trying to get the minutes approved for the past months so they can be posted. Write something on the minutes for August and September to see the minutes for January 11, 2023, that shows they were corrected.  
27:57:48 In order to give the information of the rest of the meeting that occurred and all the motions that were approved, we are trying to pass those so we can published them and the only hiccup was to clarify the point that a discussion was had in August meeting. For Aug and September see the minutes posted for January. November minutes regarding Lee's Market had

insufficient information for approval. Mike will make the changes and email the correction to the board to approve electronically.

3. Update for the Replacement for Maintenance Employee. (36:10) No Response. Discussion of what the requirements will be. Get an Operator License. Job was posted on company website, LDS Employment and on KSL for pay \$49.00.
4. Approve Bylaws (37:45) The Bylaws can be changed by the board, but amendments to the Articles of Incorporation need to be voted on by the members. March Meeting with all shareholders to vote on. Discussion on amending bylaws in Section 4 to add the following statement. "The Board may assign or hire some of the above duties to another officer and/or staff member" Replace the one in Secretary and add to the other officers Article 4 sections 7-10. Heidi motions to change the bylaws to include the above statement in each of the officer duties, Sean 2<sup>nd</sup> unanimous.
5. (1:52) Ponderosa Request: Mike suggested that we write a letter letting him know at this time we do not have the source right now and a couple of the homes are above the maximum elevation level that we can do. Possible reconsider later when they can produce the application needed for the new board to consider it. Proof of source, storage and water rights and a filled out application before approving a Will-serve. Letter going out explaining what the new board requires. Board agreed. (48:36)
6. (46:58) Lee's Market: Mike did forward Zack the request of paperwork the board needed to move on with the Will-serve. No response from them as of today.
7. Dane Wilkinson Request for a Will-serve, (48:58) Dane has turned in his application. Storage and water rights. Pay 1<sup>st</sup> year least payment & deposit that is required. Weber Basin Water contract that Mike will write up. Mr Gardner is open to supply source & storage. Dane has bought storage from the Wilkinson storage, but that storage is in the middle pressure zone & his property is in the lower pressure zone, which causes a problem. Discussion of different tanks and pressure zones. Possibly trade the capacity from Wilkinson in the middle zone for the capacity in the lower pressure zone. 1:02:55 discussion explanation on water in storage by Mike. Does the board need to make the developer and the individual requirements different??? 1:30:00 Wells fill up the tank in the lower pressure zone and is pumped into the middle pressure zone. 1:24:16. Mike approved the Water Contract from Weber Basin and Blaine signed so Dane Wilkinson's can move forward. Dane will get the other paperwork to the board so they can issue a will-serve. Concerns that Johnson Well getting water without a water right? Could they drill without a water right?? Table this discussion for better understanding.
8. Table Budget discussion due to Dave not here in person, Work meeting on possible Tuesday 17<sup>th</sup>, @ 6:30 pm
9. Added agenda item: (1:30:50) By Kevin Bell from MGSWC Has a Proposal from MGSWC to CMWC to review & have a decision by January 26, 2023 with shareholders. Payment directly to Mike at CMWC. Dave requested a contract with the description of what is expected by CMWC. Kevin will email a copy to Blaine for review by the board. MGSWC was required within the last year to have meters so needs employees to read and bill the shareholders. Service year goes to around April 15- Oct 15<sup>th</sup>. Review at our next scheduled work meeting.
10. Adjourn: Earlene motion to adjourn Heidi 2<sup>nd</sup> Unanimous (8:25 pm)