

# UBRF BOARD MEETING

Thursday, February 8, 2024 - 10:00 AM, Anchor Location: 140 East 300 South, room 108, Salt Lake City, UT 84111 Virtual Option - <https://utah-gov.zoom.us/j/86587519475> Meeting ID: 865 8751 9475 +1 253 215 8782 US (Tacoma) +1 346 248 7799 US (Houston)..

## AGENDA

### 1. Welcome & Introductions

#### 1.a Board Member Welcome (Quorum = 4)

New Board Members:

Commissioner John Laursen - Uintah County

Other Board Members:

Mr. Evan Curtis, Chairman - Governor's Representative

Councilman Emmett Duncan - Ute Tribe Business Committee

Councilman Mike Natchess - Ute Tribe Business Committee

Commissioner Greg Miles - Duchesne County

### 2. Approval of Minutes

#### 2.a Approval of October 23, 2023 minutes

### 3. Fund Report

#### 3.a Fund Balances (as of 2/5/2024)

<b>Organization</b>	<b>Available for Projects</b>
Duchesne County	\$4,081,858
Uintah County	\$2,858,132
Ute Indian Tribe	\$4,032,834

### 4. Board Business

### 5. Project Applications

#### 5.a Expired contract - Ute Tribe - 18-1938 - Miscellaneous Projects

##### **Contract Renewal 18-1938**

*Authorized: 3/29/2018    Expired: 12/31/2023    Renewal: 6/30/2025*

<b>Project</b>	<b>Contracted Budget</b>	<b>Expenses</b>	<b>Remaining Balance</b>
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Buffalo Corral Revitalization	\$149,999.12	\$149,924.36	\$74.76
Trash Truck(s)	\$428,102.00	\$428,102.00	\$0.00
Scoreboard for Recreation Department	\$41,954.00	\$23,671.00	\$18,283.00
Wrestling/Boxing Club Building	\$150,267.00	\$125,415.30	\$24,851.70
Brand Inspector Dept. Equipment	\$22,500.88	\$22,500.88	\$0.00

5.b Ute Tribe - Scope of Work Change - 22-DWS-0288: Tribal Building Rehabilitation Program

Amend the scope of work of 22-DWS-0288: Tribal Building Rehabilitation Program.  
Add:

"(h) Purchase, delivery, and installation of storage sheds"

Change (added in bold):

"(i) Luxury improvements including, but not limited to fireplaces, pools, Jacuzzis, non-permanent or detached structure repair/installation **except as authorized above**, other non-essential rehabilitation or construction, general operating costs of the Tribe, or start-up or operational costs of private business ventures are not allowed under this Agreement."

5.c Ute Tribe - Elder Utility Bills - \$1,000,000

No scope of work yet provided.

5.d Ute Tribe - Rehabilitation Costs for Band Members - \$1,000,000

Scope of work not yet provided.

5.e Ute Tribe - Department Projects and Equipment Purchases - \$1,000,000

Scope of work not yet provided.

5.f Ute Tribe - Whiterocks Community Playground - \$967,699

Scope of work not yet provided.

**6. Board Member Issues**

6.a Schedule of Meetings

Thursday, April 11, 2024 @ 3:30pm (virtual)

Thursday, July 11, 2024 @ 3:30pm (possible in person)

Thursday, October 24, 2024 @ 1:00 (in person, Duchesne City)

# UINTAH BASIN REVITALIZATION FUND VIRTUAL BOARD MEETING

Monday, October 23, 2023 – 1:30 PM

Uintah Basin Association of Governments, 330 E 100 S, Roosevelt, UT 84066

Virtual Option via Zoom: <https://utah-gov.zoom.us/j/86587519475>

## DRAFT MEETING MINUTES

### Board Members Present

Evan Curtis, Chairman  
Councilman Emmett Duncan - Ute Tribe Business Committee  
Councilman Mike Natchess - Ute Tribe Business Committee  
Commissioner Brad Horrocks - Uintah County  
Commissioner Greg Miles - Duchesne County

### Staff and Guests Present

Laurie Brummond, UBAOG Director / Duchesne County Grant Administrator  
Chris Pieper, Utah Attorney General's Office  
Jennifer Domenici, HCD Asst. Director  
Carver Black, DWS Finance Manager  
Gennie Bird, Uintah County Grant Administrator  
Commissioner Sonja Norton, Uintah County  
Commissioner John Laursen, Uintah County  
Nate Zillas, Uintah Basin AOG  
Paul Moberly, HCD Program Manager

### 1. Welcome & Introductions

Chairman Evan Curtis officially called the Uintah Basin Revitalization Fund (UBRF) Board meeting to order at 1:43 PM, on Monday, October 23, 2023, as an in-person meeting at the Uintah Basin Association of Governments Offices in Roosevelt, Utah with an electronic Zoom option. Chairman Curtis invited all in attendance to introduce themselves, beginning with the board members.

### 2. Approval of Minutes [3:35]

The draft minutes from the March 29, 2023 meeting were presented. The chair called the question:

*Commissioner Miles made, and Commissioner Horrocks seconded, a motion to approve the minutes from the UBRF Board meeting held on Wednesday, March 29, 2022. The motion passed as approved with affirmative votes from Commissioner Miles, Commissioner Horrocks, and Chairman Curtis, with abstentions from Councilman Duncan and Councilman Natchess who were not part of the board at the time of that meeting.*

### 3. Fund Report [4:55]

Chairman Curtis invited Mr. Moberly to present the fund balances. Mr. Moberly stated that the new balances were included in the amounts as presented, as of 10/17/2023, explaining the new funds were allocated per a formula defined in statute.

GRANTEE	NEW ALLOCATION	PREVIOUSLY AVAILABLE	NEW AVAILABLE
Ute Tribe	\$3,872,891.60	\$94,807.56	\$3,967,699.16
Uintah County	\$1,997,891.60	\$2,783,524.52	\$4,781,416.12

Duchesne County	\$1,997,891.60	\$2,675,522.17	\$4,673,413.77
Total	\$7,868,674.80	\$5,553,854.25	\$13,422,529.05

Commissioner Miles expressed gratitude for the new revenues.

#### **4. Board Business [6:20]**

##### **4.a Annual Board Training**

Chairman Curtis invited Chris Pieper, Assistant Attorney General & UBRF Council, to present the annual training for boards. He conducted the training via a Jeopardy-type format, where all present participated, answering questions and Mr. Pieper explained the concepts presented. The training covered OPMA, GRAMA, board meetings, and legal questions.

##### **4.b Discussion on resolution for governing of electronic meetings**

Chairman Curtis asked Mr. Moberly to present the resolution on electronic meetings. Mr. Moberly presented that the board needs a rule or resolution governing the board's use of electronic meetings. He presented the purpose for the resolution and that it discussed how board members joining electronically are treated. Chris Pieper clarified the reasons and requirement.

Commissioner Miles asked a question if the resolution was more strict than state policy. Chris Pieper answered that it was not. Chairman Curtis asked if the resolution required a vote. Mr. Moberly and Mr. Pieper both answered in the affirmative. The chair called the question:

*Commissioner Miles made, and Commissioner Horrocks seconded, a motion to approve the adoption of the resolution outlining the UBRF's use of electronic meetings as presented. The motion passed as approved with unanimous affirmative votes from Commissioner Miles, Commissioner Horrocks, Councilman Duncan, Councilman Natchess and Chairman Curtis.*

##### **4.c Board administrative policies and procedures**

Chairman Curtis asked Mr. Moberly to present the agenda item. Mr. Moberly introduced the policies and procedures as an administrative requirement from DWS, as well as documented procedures for applicants. Mr. Pieper clarified that while there are many internal-facing aspects to the policies, there are some which are external facing and recommended external facing policies be adopted by rule in the future. Mr. Moberly reviewed a few items from the policies.

Laurie Brummond highlighted a correction on the expiration date for a contract.

Commissioner Miles asked a clarifying question about expired contracts and that the funds revert to the entities unallocated portion and must be re-applied for. Mr. Moberly confirmed this. Then he explained if the project is incomplete, it should be extended and this is the purpose for notifying recipients and the board on grants expiring soon. The chair called the question:

*Commissioner Horrocks made, and Commissioner Miles seconded, a motion to approve the adoption of UBRF's Policies and Procedures as presented. The motion passed as approved with affirmative votes from Commissioner Miles, Commissioner Horrocks, Councilman Duncan and Chairman Curtis, with Councilman Natchess abstaining.*

4.d Grants expiring soon

Chairman Curtis asked Mr. Moberly to present this item. Mr. Moberly reiterated that this was a notice to the board for informational purposes, and that the following grants will expire on 12/31/2023. Chairman Curtis asked if any action was required, and Mr. Moberly responded no but at the meeting after the expiration, they would.

Contract	Agency	Projects	Total Awarded Amount	Balance	Start	End
18-1938	Ute Indian Tribe	Miscellaneous Projects	\$792,823.00	\$43,209.46	3/29/2018	12/31/2023
21-2253	Uintah County	Homeless services; Road dept capital equipment	\$1,050,000.00	\$586.74	2/25/2021	12/31/2023

**5. Project Applications [45:40]**

5.a Expired Contracts

Chairman Curtis invited Mr. Moberly to present the expired contracts. Mr. Moberly presented the expired contracts as listed below, which have been requested to extend until 6/30/2025.

Contract	Agency	Projects	Total Awarded Amount	Balance	Start	End
21-0203	Ute Indian Tribe	Police Vehicles; Pump system for Veterans memorial lawn; tractor for buffalo project; water line infrastructure	\$919,300.00	\$162,475.11	6/9/2020	6/30/2023
21-1106	Ute Indian Tribe	Vehicles for water settlement; capital equipment for water settlement; EMS monitors; Fort Duchesne Dump cleanup; Headstart building transportation; Hill Creek buffalo fence; Human resource building remodel; soda machine; Painted Horse building updates; security vehicles; rodeo cleanup.	\$3,761,236.60	\$909,219.15	8/13/2020	6/30/2023

Chairman Curtis called the question:

*Commissioner Miles made, and Commissioner Horrocks seconded, a motion to approve extension of the grant expiration dates as presented to 6/30/2025. The motion passed as approved with unanimous affirmative votes from Commissioner Miles, Commissioner Horrocks, Councilman Duncan, Councilman Natchess and Chairman Curtis.*

5.b Uintah County - Sander for Semi-Truck - \$43,000

5.c Uintah County - Homeless Services - \$85,000

5.d Uintah County - Western Park Remodel - \$2,000,000

Chairman Curtis invited Commissioner Horrocks to present the Uintah County projects to the board. Commissioner Horrocks presented the three Uintah County projects:

- \$43,000 in funding for a hydraulically operated semi-truck mountable salt/sand spreader with materials hopper.
- \$85,000 for Uintah County to subcontract with the Uintah Basin Association of Governments to provide services to individuals experiencing homelessness, including motel vouchers and transportation with the goals to address acute homelessness, promote stabilization, and encourage self-sufficiency.
- \$2,000,000 for remodel projects in the Western Park including a new sound system, surfacing for the parking lot, electrical upgrades, an amphitheater seating and sound system, and other related construction expenses.

Laurie Brummond suggested that Uintah County ask for a longer contract timeframe to allow for completion of the construction project without renewing the contract. Chairman Curtis asked what a sander was. Chairman Curtis discussed bundling the three projects in one motion and asked Chris Pieper of any legal concerns. Chairman Curtis called the question for the three projects:

*Commissioner Miles made, and Councilman Duncan seconded, a motion to approve the three Uintah County projects as presented. The motion passed as approved with unanimous affirmative votes from Commissioner Miles, Commissioner Horrocks, Councilman Duncan, Councilman Natchess and Chairman Curtis.*

5.e Duchesne County - South Building Reconstruction - \$500,000

5.f Duchesne County - Home Delivered Meal Trucks - \$170,000

Chairman Curtis invited Commissioner Miles to present the Duchesne County projects.

Commissioner Miles presented the two Duchesne County projects

- \$500,000 for reconstruction, engineering, and equipment for the south building (old courthouse) to relocate the Gateway Senior Center for senior services and ADA accessibility, requesting a four year length to the contract.
- Funding request for \$170,000 for two trucks with food service heating/cooling components to deliver food to homebound seniors throughout Duchesne County.

Chairman Curtis called the question on the two projects:

*Commissioner Horrocks made, and Councilman Duncan seconded, a motion to approve the two Duchesne County projects as presented. The motion passed as approved with unanimous affirmative votes from Commissioner Miles, Commissioner Horrocks, Councilman Duncan, Councilman Natchess and Chairman Curtis.*

5.g Ute Tribe - Coffee Shop upgrades - \$205,092 original request, \$229,092 amended request (reallocation)

Chairman Curtis invited Councilman Duncan to present on the Ute Tribe project. Councilman Duncan presented the project:

- Reallocation request for \$229,092 from 21-1106 - Human Resources Remodeling project (\$304,935.52 remaining), to be used for the upgrade of the Ute Tribe Coffee Shop including a digital menu board, repainting the building exterior and interior, extending the roof over the patio area and drive through, rehabilitation of the outside patio area including new table tops and chairs, new cabinets, countertops, lighting, new laminate tables, chairs, refrigerator, shelving, display cases, cup dispenser, and ice machine.

Chairman Curtis called the question:

*Commissioner Miles made, and Commissioner Horrocks seconded, a motion to approve the amended request for the amended Ute Tribe project as presented. The motion passed as approved with unanimous affirmative votes from Commissioner Miles, Commissioner Horrocks, Councilman Duncan, Councilman Natchess and Chairman Curtis.*

## **6. Board Member Issues**

### **6.a Schedule of meetings for CY2024**

Chairman Curtis asked Mr. Moberly about suggested dates, and Mr. Moberly replied that UBRF aims to be quarterly, but staff did not have suggested dates. Laurie Brummond brought up combining with the association of governments board meeting. Commissioner Horrocks brought up the availability of emergency meetings. The board discussed tentative dates for upcoming meetings, including general criteria and conflicts.

Tentative dates suggested are as follows:

Thursday, January 11, 2024 @ 3:30 (virtual via Zoom)

Thursday, April 11, 2024 @ 3:30 (virtual via Zoom)

Thursday, July 11, 2024 @ 3:30 (possible in person, virtual option)

Thursday, October 24<sup>th</sup> @ 1:00 (Duchesne County Event Center)

Chairman Curtis entertained a motion to adjourn.

*Commissioner Miles made, and Commissioner Horrocks seconded, a motion to adjourn the meeting. The motion was carried by a unanimous vote.*

*The meeting adjourned at 2:52 pm.*

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*Submitted by Paul Moberly*



Paul Moberly <moberpaul@utah.gov>

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## Contract Extension 18-1938

2 messages

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**Ed Kurip** <edk@utetribes.com>  
To: Paul Moberly <moberpaul@utah.gov>

Mon, Jan 8, 2024 at 9:54 AM

I am requesting for an extension for Contract 18-1938.

Thank you

Ed Kurip

This message, along with any attachments, is covered by federal law governing electronic communications and may contain confidential and legally privileged information. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, use or copying of this message is strictly prohibited. If you have received this message in error, please reply immediately to the sender and delete this message. Thank you.

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**Paul Moberly** <moberpaul@utah.gov>  
To: Ed Kurip <edk@utetribes.com>

Mon, Jan 8, 2024 at 10:51 AM

Thanks Ed,

I've got it on the books...depending on when we have our next meeting, it'll be on the agenda. Thanks again for responding and for your help coordinating these contracts.

Kind Regards,  
**PAUL MOBERLY, AICP PCED**  
**MANAGER, COMMUNITY DEVELOPMENT & REVITALIZATION**  
M: (607) 339-8259



[Quoted text hidden]



UINTAH AND OURAY  
TRIBAL BUSINESS COMMITTEE

Resolution No. \_\_\_\_

**WHEREAS:** The Ute Tribal Business Committee (“Business Committee”) of the Ute Indian Tribe of the Uintah and Ouray Reservation (“Tribe”) is empowered by Article VI, Sections 1(c) and 1(f) of the Constitution and By-Laws of the Tribe to regulate the economic affairs of the Tribe; and

**WHEREAS:** The Uintah Basin Revitalization Fund (“UBRF”) has been established to support government and economic development on the Reservation to maximize the long-term benefit of oil and gas severance taxes; and

**WHEREAS:** The Tribe has developed a list of projects and/or related expenditures dedicated for funding through the UBRF; and

**WHEREAS:** The Business Committee finds that the allocation of UBRF funds for the purchase of storage sheds for use on the Uintah and Ouray Reservation is consistent with the purpose of the UBRF.

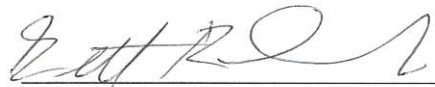
**NOW, THEREFORE, BE IT RESOLVED:** That the Business Committee, at a duly called meeting with a quorum present, does hereby authorize, and approve amending its current list of projects and related expenditures approved by the Tribe for funding through the receipt of allocated UBRF funds to include storage sheds.

**BE IT FINALLY RESOLVED:** That the Business Committee hereby authorizes and approves the Chairman or, in his absence, the Vice-Chairman, to execute any and all documents as may be necessary and appropriate to carry out the terms, conditions and intent of this Resolution.

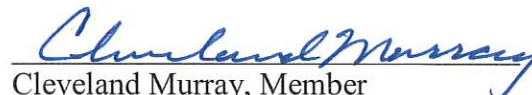
  
Julius T. Murray, III, Chairman

ABSENT  
\_\_\_\_\_  
Christopher L. Tabbee, Vice-Chairman

ABSENT  
\_\_\_\_\_  
Luke J. Duncan, Member

  
\_\_\_\_\_  
Emmett R. Duncan, Sr., Member

  
\_\_\_\_\_  
Mike Natchees, Member

  
\_\_\_\_\_  
Cleveland Murray, Member

**CERTIFICATION**

I HEREBY CERTIFY THAT THE FOREGOING Resolution was adopted by the Tribal Business Committee of the Ute Indian Tribe of the Uintah and Ouray Reservation pursuant to the Constitution and By-Laws of the Ute Indian Tribe of the Uintah and Ouray Reservation at a duly called meeting in Fort Duchesne, Utah, on the 8th day of January, 2024, at which time a quorum was present and votes 4 for, 0 against, 0 abstaining and 2 absent.

  
Tribal Business Committee - Secretary  
Ute Indian Tribe, Uintah & Ouray Reservation

UINTAH AND OURAY  
TRIBAL BUSINESS COMMITTEE

Resolution No. \_\_\_\_\_

**WHEREAS:** The Ute Tribal Business Committee (“Business Committee”) of the Ute Indian Tribe of the Uintah and Ouray Reservation (“Tribe”) is empowered by Article VI, Sections 1(c) and 1(f) of the Constitution and By-Laws of the Tribe to regulate the economic affairs of the Tribe; and

**WHEREAS:** The Uintah Basin Revitalization Fund (“UBRF”) has been established to support government and economic development on the Reservation to maximize the long-term benefit of oil and gas severance taxes; and

**WHEREAS:** The Business Committee has received requests to assist with the payment of the costs to support various activities and infrastructure projects on the Reservation; and

**WHEREAS:** The collective costs of the proposed activities are \$3,967,699.00, broken down as follows:

Elder Utilities Bills	\$1,000,000.00
Rehabilitation Costs for Band Members	\$1,000,000.00
Department Projects and Equipment Purchases	\$1,000,000.00
Whiterocks Community Playground	\$967,699.00

**WHEREAS:** The Business Committee recognizes the need for the projects and activities identified above; and

**WHEREAS:** There are funds available within the Uintah Basin Revitalization Fund that may fund these projects.

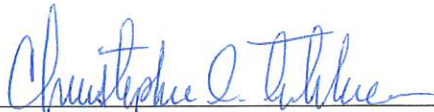
**NOW, THEREFORE, BE IT RESOLVED:** That the Business Committee, at a duly called meeting with a quorum present, does hereby authorize, and approve the request for funds from the Uintah Basin Revitalization Fund to pay the costs of the following projects in the amount reflected below, totaling \$3,967,699.00:

Ute Elder Utilities Bills	\$1,000,000.00
Rehabilitation Costs for Band Members	\$1,000,000.00
Department Projects and Equipment Purchases	\$1,000,000.00
Whiterocks Community Playground	\$967,699.00

**BE IT FURTHER RESOLVED:** That the Business Committee hereby authorizes appropriations and expenditures from the Uintah Basin Revitalization Fund sufficient to carry out the purposes and intent of this Resolution.

**BE IT FINALLY RESOLVED:** That the Business Committee hereby authorizes and approves the Chairman or, in his absence, the Vice-Chairman, to execute any and all documents as may be necessary and appropriate to carry out the terms, conditions and intent of this Resolution.

ABSENT  
Julius T. Murray, III, Chairman

  
Christopher L. Tabbee, Vice-Chairman

  
Luke J. Duncan, Member

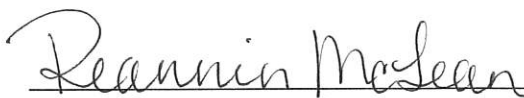
  
Emmett R. Duncan, Sr., Member

  
Mike Natchees, Member

  
Cleveland Murray, Member

**CERTIFICATION**

I HEREBY CERTIFY THAT THE FOREGOING Resolution was adopted by the Tribal Business Committee of the Ute Indian Tribe of the Uintah and Ouray Reservation pursuant to the Constitution and By-Laws of the Ute Indian Tribe of the Uintah and Ouray Reservation at a duly called meeting in Ft. Duchesne, Utah, on the 9th day of January, 2024, at which time a quorum was present and votes 5 for, 0 against, 0 abstaining and 1 absent.

  
Tribal Business Committee - Secretary  
Ute Indian Tribe, Uintah & Ouray Reservation