

**WEBER BASIN WATER CONSERVANCY DISTRICT
 BOARD OF TRUSTEES MEETING
 THURSDAY, JANUARY 30, 2025, 9:00 A.M.
 DISTRICT HEADQUARTERS**

Annual Board Meeting Agenda

- 1) Welcome and Pledge of Allegiance Chair Osguthorpe
- 2) Consideration of Approval of January 31, 2024 Annual Board Meeting Minutes Chair Osguthorpe
- 3) Election of Chairperson of the Board, Finance Chair Secretary/Treasurer, Clerk, and Budget Officer
- 4) Appointment of Trustees to Approve Expenditures and Sign Checks in the Absence of the Chair of the Board or General Manager-Secretary-Treasurer
- 5) Other Business

Regular Board Meeting Agenda

- 1) Recognition of Retiring Trustee – Randy Elliott.....Gen. Mgr. Paxman
- 2) Consideration of Approval of Minutes for Regular Board Meeting and Hearing on Petitions for Water Contracts held November 21, 2024 and Orientation Meeting held November 18, 2024 Chairperson
- 3) Update from the Great Salt Lake Commissioner.....Gen. Mgr. Paxman
- 4) Audit Report Gen. Mgr. Paxman and Finance Mgr. Bravo
- 5) Consideration of Approval of FY2025 Second Quarter Financial Report..... Trustee Summers
- 6) Update on WIFIA Funding Gen. Mgr. Paxman and Finance Mgr. Bravo
- 7) Consideration of Petitions for Water Contracts and Water Allotment Contracts, Transfers, and Cancellations Mgr. Searle

A. DAVIS COUNTY:

Cancellations of Water

- 1) Due West LLC0.62 a.f. Proj Farmington (08-080-0111)
- 2) Alex & Sarah Exon0.28 a.f. Proj Kaysville (11-897-0135)
- 3) Brook Gray & Charles Parry.....0.28 a.f. Proj Kaysville (11-914-0225)
- 4) Manor Crest HOA.....1.5 a.f. Proj Layton (09-451-0015)
- 5) Casey & Haley Trujillo.....4.4 a.f. Proj Layton (11-762-0009)

Commented [KS1]: Leaving 0.38 af on property. This is a ¼ acre lot

Commented [KS2]: Talbot Estates no sec. access

Commented [KS3]: Talbot Estates no sec. access

Commented [KS4]: Vacant detention basin no water system

Commented [KS5]: Off Oak Hills Drive no access to Secondary water

Petitions for Untreated Water

- 1) Farmington City0.76 a.f. Dist 4
Farmington (08-060-0071)

Commented [KS6]: Fire Station 2 acre commercial lot. Reviewed landscape plan and meets District standards for a commercial lot. All drip for 0.57 acres of landscape. Trees, shrubs, native grasses, perenials

Contracts for Treated Water

- 1) West Point City19.35 a.f. Tri-lateral
West Point City Culinary System

Commented [KS7]: Trilateral water tied to this property. City purchased the right to use this water for indoor use. Based on D&W shares that were sold to the District 2004

Transfers of Water

- 1) Layton City to Layton City1.3 a.f. Proj. ag
Layton (11-579-0017 to 11-750-0548 & 11-051-0116)

Commented [KS8]: Water on Bromsfield being moved to a planned recreation park for Layton City

B. MORGAN COUNTY:

Petitions for New Water

- 1) The Brad & Laurie Peterson Trust0.65 a.f. Dist 4
Milton (01-RINDLEA-0005-A4)

C. SUMMIT COUNTY:

Petitions for Water

- 1) Corianne Moore0.65 a.f. Dist. 4
Wanship (LR-1-14)

D. WEBER COUNTY:

Petitions for Water

- 1) Lowe Properties LC0.65 a.f. Dist. 4
Huntsville (21-026-0042)

Transfers of Water

- 1) Douglas & Vickie Illum Trust to Douglas & Vickie Illum Trust0.1 other
West Haven (15-656-0034 to 15-094-0130)

Commented [KS9]: Park strip along sidewalk that was in the name of an HOA. HOA deeded property to Douglas and now need to move the water into his lot that has the meter.

- 8) Water Supply ReportMgr. Olsen
- 9) Consideration of Approval of ConsultantGen. Mgr. Paxman
Selection of Solar Over Layton Canal Project.....and AGM Nelson
- 10) Consideration of Approval of the Bureau ofGen. Mgr. Paxman
Reclamation Title Transfer Task Order Budget.....and AGM Nelson
- 11) Consideration of Approval of Snyderville BasinGen. Mgr. Paxman
Memorandum of Agreements.....and AGM Hess
- 12) General Manager’s ReportGen. Mgr. Paxman
- 13) Other Business

**MINUTES OF THE ANNUAL MEETING OF THE WEBER BASIN WATER
CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD THURSDAY,
JANUARY 30, 2025, 9:00 A.M., AT DISTRICT HEADQUARTERS**

Present:

Chair Angie Osguthorpe
Trustee Mark D. Anderson
Trustee Gage Froerer
Trustee Scott K. Jenkins
Trustee Christopher F. Robinson
Trustee Paul C. Summers

Excused:

Trustee Jared Andersen
Trustee Kym O. Buttschardt
Trustee Randy B. Elliott

Scott W. Paxman, General Manager/CEO
Mike Malmborg, Legal Counsel
Jody Williams, Legal Counsel

Brittney Bateman, Economics Planning Coordinator
Calysta Bravo, Finance Manager
Suzy Eppens, Contracts Administrator
Greg Pierce, Mgr. of Strategic Initiatives
Darren Hess, Assistant General Manager
Josh Hogge, Mgr. of M&I
Shane McFarland, Mgr. of Engineering
Brad Nelson, Assistant General Manager
Riley Olsen, Mgr. of Water Supply & Power
Jon Parry, Assistant General Manager
Kendall Searle, Mgr. of Administration
Kathy Wood, Mgr. of Human Resources

Bob Stevenson, Davis County Commissioner
Brian Steed, Great Salt Lake Commissioner
Tim Davis, Great Sale Lake Deputy Commissioner
Ben Kirk, Bureau of Reclamation
Steve Rowley, Keddington & Christiansen
Kent Wilkerson, River Commissioner
Clark Burbidge, Codale

I

WELCOME & PLEDGE OF ALLEGIANCE

Chair Osguthorpe welcomed all in attendance. She then led the group as they recited the Pledge of Allegiance and began the annual meeting.

II

APPROVAL OF MINUTES FROM JANUARY 25, 2024 ANNUAL MEETING

Chair Osguthorpe presented minutes of the January 25, 2024 annual board meeting for review and approval as to form only. There were no additions or corrections. Motion was made by Trustee Froerer, seconded by Trustee Jenkins and passed unanimously, approving the minutes as presented.

III

**ELECTION OF CHAIRPERSON OF THE BOARD, FINANCE CHAIR,
SECRETARY/TREASURER, CLERK, AND BUDGET OFFICER**

Chair Osguthorpe stated the next order of business is the election of a new Chair of the Board, Finance Chair, Secretary/Treasurer, Clerk, and Budget Officer. Chair Osguthorpe then identified the individuals currently serving in these positions.

Trustee M. Anderson nominated the current Chair Osguthorpe to continue to serve as Chair for the remaining year of the Weber County term, as well as retain all listed individuals in their respective roles.

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There being no further nominations for Chair, motion was seconded by Trustee Jenkins and passed unanimously to retain Chair Osguthorpe for another year and retain all other individuals in their respective roles.

As a result, the following positions were approved. Chair Osguthorpe remains Chair, Trustee Buttschardt as Finance Chair, Gen. Mgr. Paxman as Secretary and Treasurer, and Mgr. Bravo as Clerk and Budget Officer of the Board of Trustees

**IV
APPOINTMENT OF TRUSTEES TO APPROVE EXPENDITURES
AND SIGN CHECKS AND LEDGERS IN THE ABSENCE OF THE CHAIR OF
THE BOARD OR GENERAL MANAGER-SECRETARY-TREASURER**

Chair Osguthorpe said the next order of business is the appointment of trustees to approve expenditures and sign checks and ledgers in the absence of the Chair and/or General Manager. Gen. Mgr. Paxman stated Trustees Buttschardt and Summers are currently authorized to sign in the absence of the Chair or General Manager.

Motion was made by Trustee M. Anderson, seconded by Trustee Jenkins and passed unanimously, authorizing Trustee Buttschardt and Trustee Summers be authorized to approve expenditures and sign checks and ledgers in the absence of the Chair and/or General Manager.

**V
ADJOURNMENT**

Gen. Mgr. Paxman thanked Chair Osguthorpe for her responsiveness and all her efforts as Chair of the Board. He said it has been great to work with her and she is much appreciated.

There being no further business for discussion, the annual meeting adjourned at 9:08 a.m.

Respectfully submitted,



Scott W. Paxman, General Manager/CEO

**MINUTES OF A REGULAR MEETING OF THE WEBER BASIN WATER
CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD THURSDAY,
JANUARY 30, 2025, 9:00 A.M., AT DISTRICT HEADQUARTERS**

Present:

Chair Angie Osguthorpe
Trustee Mark D. Anderson
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Trustee Scott K. Jenkins
Trustee Christopher F. Robinson
Trustee Paul C. Summers

Excused:

Trustee Jared Andersen
Trustee Kym O. Buttschardt
Trustee Randy B. Elliott

Scott W. Paxman, General Manager/CEO
Mike Malmborg, Legal Counsel
Jody Williams, Legal Counsel

Brittney Bateman, Economics Planning Coordinator
Calysta Bravo, Finance Manager
Suzy Eppens, Contracts Administrator
Greg Pierce, Mgr. of Strategic Initiatives
Darren Hess, Assistant General Manager
Josh Hogge, Mgr. of M&I
Shane McFarland, Mgr. of Engineering
Brad Nelson, Assistant General Manager
Riley Olsen, Mgr. of Water Supply & Power
Jon Parry, Assistant General Manager
Kendall Searle, Mgr. of Administration
Kathy Wood, Mgr. of Human Resources

Bob Stevenson, Davis County Commissioner
Brian Steed, Great Salt Lake Commissioner
Tim Davis, Great Sale Lake Deputy Commissioner
Ben Kirk, Bureau of Reclamation
Steve Rowley, Keddington & Christensen
Kent Wilkerson, River Commissioner
Clark Burbidge, Codale

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**CONSIDERATION OF APPROVAL OF MINUTES FOR REGULAR BOARD
MEETING AND HEARING ON PETITIONS FOR WATER CONTRACTS HELD
NOVEMBER 21, 2024 AND ORIENTATION MEETING HELD NOVEMBER 18, 2024**

Chair Osguthorpe presented the minutes of the regular board meeting and hearing on petitions held November 21, 2024 and minutes of the orientation meeting held November 18, 2024 for review and approval. There were no additions or corrections.

Motion was made by Trustee Jenkins, seconded by Trustee Robinson, and the motion carried with a unanimous vote, approving the minutes as presented.

II

AUDIT REPORT

Steve Rowley of Keddington & Christensen, the District's independent auditor, was invited to present the annual audit report to the board.

Mr. Rowley began by outlining the responsibilities regarding the audit. He said the Board of Trustees is charged with governance and are therefore responsible for overseeing the financial reporting process and procedures. He said the District has hired a great team of people who were involved with the audit. Mr. Rowley stated it takes a team effort to fulfill all the responsibilities of the District and we have an excellent group.

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Mr. Rowley offered the audit opinion, discussed the Government Auditing Standards Report, requirements for a Single Audit Report, requirements with the State Compliance Report and Resolution Compliance Report. He then reported there were no findings in FY2024 resulting in an unmodified or clean opinion overall.

Mr. Rowley said the audit went very smoothly, and the District has a reliable accounting system that produces reliable financial information. He further commented that the District has sound accounting policies with no deficiencies to report, no material uncorrected misstatements, no disagreements with management, and no material corrections proposed during the audit. He then reminded the board that there were also no findings for FY2023.

Mr. Rowley concluded by stating their firm is very impressed with the District's continued commitment to accurate financial reporting. He said although accounting standards are getting more complex, the District staff does a wonderful job, and Keddington & Christensen appreciates the opportunity to be associated with the District.

Chair Osguthorpe gave a shout out to the staff stating the findings of this report are what the board has come to know of the District. She said we know it is a team effort and the hard work is very much appreciated.

Mgr. Bravo began presenting the Management Discussion & Analysis (MD&A) by giving an overview of the District and overview of the financial statements. She explained the internal accounting structure that included the Enterprise Fund, Government/Tax Fund, Revenue Fund, O&M, CAN, CARR, and Long-Term Debt funds. Mgr. Bravo presented the Condensed Statement of Net Position, Condensed Statement of Revenues, Condensed Statement of Actual vs. Budget Amounts, Capital Asset and Long-Term Debt Activity, Adjusted Sum of Valuations and Tax Rate, and Expectations of Changes in Financial Position.

Mgr. Bravo answered questions from the board and discussion continued.

Mgr. Bravo concluded by sharing her confidence that the District will continue to be in a strong financial position. She said the District is funding projects appropriately and planning long term with the board's direction to finance capital projects and programs. Chair Osguthorpe extended appreciation to Mgr. Bravo for the great work she does for the District. Gen. Mgr. Paxman thanked Mr. Rowley for his work and said we really do appreciate our finance department and other staff that support the District so well.

**III
CONSIDERATION OF APPROVAL OF FY2025
SECOND QUARTER FINANCIAL REPORT**

In the absence of Trustee Buttschardt, Trustee Summers asked Mgr. Bravo to give the FY2025 Second Quarter Financial Report. Mgr. Bravo said the District is half way through the year and in great shape financially according to the budget. She began presenting the YTD Actual vs. Fiscal Year budget. She stated we are slightly above where we anticipated to be in water sales revenues, mostly treated M&I and secondary water right now, and these payments will continue coming. Mgr. Bravo said tax revenues are slightly below anticipated, however the counties will have payments trickle in and a settlement payment usually comes in early spring so there is no concern here. She said misc. revenues are above anticipated, largely due to \$12M in grant monies and some interest.

Mgr. Bravo then reviewed the debt that was paid during the second quarter including interest and principal as well as the refunded bond of around \$20M. She presented the capital budget which is a little lower than anticipated, but stated we will catch up with what is excepted with these ongoing major capital projects including the Davis Parallel Pipeline, Weber West Water Treatment Plant, Little Mountain Tanks, and the Willard Canal Lining among others. She then explained the purchase of water shares from the misc. expenses and bond proceeds reimbursement from the 2024A bond issue.

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Mgr. Bravo then gave an in-depth overview of the O&M Statement for the quarter. She said we are right on track and looking great for the YTD revenues and in great shape for expenses as well. Mgr. Bravo explained the Strategic Initiatives portion is skewed by the Meter Co-op numbers, but as we get reimbursed this will come back into line. She said overall the District is \$1.6M to the good for this quarter. Mgr. Bravo ended by reviewing the reserves.

Trustee Summers motioned to approve the financials as presented, motion was seconded by Trustee Froerer and the vote was unanimous approving the FY2025 Second Quarter Financial Report as presented.

**IV
UPDATE ON WIFIA FUNDING**

Mgr. Bravo gave an update on the WIFIA funding and said the District closed on January 16, 2025 on the first of two loans at \$110M. She stated the interest rate at 4.9% was higher than anticipated but not terrible.

Mgr. Bravo shared the debt service dates for the loan and said October 2034 is when interest payments will begin, April 2045 principal payments will begin, and final maturity will be April 2064. She reminded the board that the District can refinance these loans with bonds if those rates drop or can make additional payments as we want and not capitalize those amounts. Mgr. Bravo said this built-in flexibility of repayment terms is a great advantage of the WIFIA loan.

Discussion continued and Mgr. Bravo answered questions from the trustees.

Gen. Mgr. Paxman said Economics Planning Coordinator Bateman and Mgr. Bravo have done a ton of work on the WIFIA loan over the course of the last two years and very intensely this past year and it has paid off.

**V
UPDATE FROM THE GREAT SALT LAKE COMMISSIONER**

Gen. Mgr. Paxman welcomed Brian Steed, Commissioner of the Great Salt Lake (GSL), and Tim Davis, Deputy Commissioner, and invited them to share an update on GSL.

Commissioner Steed shared a timelapse map of the decline in lake volume from highwater mark in the mid 1980s to low water mark in 2022 and said they are looking to stem the decline and explore options. He explained GSL is really two distinct bodies of water contained within the lake which creates different water chemistry within the north and south arm.

Commissioner Steed offered good news saying we have recovered from those historic lows and the north and south arms are sitting higher than the deep trenches seen in 2022.

He shared a slide of the Owens River being diverted through the Los Angeles aqueduct explaining that everyone thought this was the answer for water security. Commissioner Steed stated there is also a need for terminal lakes to continue and some factors that are driving water security in these terminal lakes.

Commissioner Steed stated the GSL is a dynamic system meaning there are highs and lows that occur naturally. He said in the modern area with human habitation, there has been an overall decline in GSL level. Commissioner Steed explained not all water levels provide the same benefits, and sometimes if the lake gets too high or too low there are adverse effects. He said the optimum level for GSL has been defined as 4,198 feet. He said those serious adverse effects include salinity conditions being too high will cause brine shrimp and flies to die off as well as adverse environmental conditions in air quality from dust.

Commissioner Steed then displayed graphs of the declining stream inflows and water depletion. He said human water depletion for municipal and industrial is also a factor, but mentioned from 1988 to 2022 the population has grown by two million people, yet there has not been an increase in water use depletion. He thanked the District for the intentional policies and efforts contributing to this statistic.

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Commissioner Steed shared concerns including whether or not GSL becomes a source of water and stability in the area. He said the exposed playa creates dust and this is a problem for air quality. Commissioner Steed stated dust is monitored by the Federal Government and through the National Ambient Air Quality Standards with the Clean Air Act, dust is considered a problem. He said we do see increased amounts of dust coming off lake beds. A quote was shared from the Office of the Utah Legislative Auditor General in 2023, “dust mitigation is estimated to be at a minimum \$1.5 billion in capital costs with ongoing annual maintenance of \$15 million.”

Commissioner Steed then shared another picture of Owens Lake with a dried up lakebed. He said everyone thought the Los Angeles Aqueduct was the answer, but then they suffered dust issues. He said as a result, the city of Los Angeles was mandated by the courts to remediate those dust events and have spent to date a total of \$2.6 billion on a lake 1/16th the size of GSL, so we are mindful of these issues.

Other concerns detailed by Commissioner Steed included declining snowpack, salinity, ecological problems, potential endangered species, and lawsuits.

Commissioner Steed showed a list of Legislative Actions which included the following:

- Assigning a “quarterback”
- GSL Watershed Enhancement Trust
- Instream flow rights amendments
- Split Season and Seasonal Leasing
- Secondary metering requirements
- Agricultural water optimization
- Saved Water Statute
- Incentivizing water conservation
- Incentivizing mineral companies to use less water

Commissioner Steed then shared potential solutions being explored including agricultural water optimization, stating you can do a lot with improved technology and split season or seasonal leasing. He then explained water neutral growth in urban areas through efficiency, conservation and offsets, and concluded by offering a conserve, dedicate, and deliver methodology as a potential overall solution.

Trustee Jenkins questioned Commissioner Steed about the dedicated funds for purchasing water shares and asked if any funds have been spent. Commissioner Steed replied that those funds were dedicated to a different entity, the Great Salt Lake Watershed Enhancement Trust. Deputy Commissioner Davis said the Trust had \$25M and are using these funds largely for long term leases to send water to the lake. He said the Commission was given \$5M last legislative session to lease 15,000 ac-ft from Ogden City coming from Willard Bay to the Willard Spur, to the lake, and the Trust and Commission are looking at other leasing opportunities. Commissioner Steed also mentioned the Trust has received water donations of around 70,000 ac-ft. Trustee Jenkins stated we are competing with these funds and it is difficult as this elevates the price. Commissioner Steed replied that is why the presentation is entitled *We're all in this Together*. He said we will all be affected if GSL dries up, and if we do not get GSL right, there will be even more chaos in the water rights system.

Gen. Mgr. Paxman asked what the potential consequences would be if endangered species in our area were added to the list. Commissioner Steed stated that typically there is a shuffling of water rights and the federal water rights would be targeted first, and that is what we used for our drinking water, so it is vital to get this right.

Trustee Froerer asked about the leasing process. Commissioner Steed said if phone calls are received to direct them to the Commission and they can broker those transactions. Commissioner Steed said crop splits and seasonal short-term leasing would be of great interest.

Trustee Robinson asked, in light of split season and short-term leasing, how much AG water could you acquire and how much is required to meet the task at hand. Commissioner Steed said 250,000 ac-ft over the long term would be required to get levels up and stabilize, that would make a difference. He said this will come from municipal and industrial as well as agricultural

uses. Trustee Robinson asked if there is a going rate per ac-ft offered to farmers. Steed said no, they are working on it, but it is a willing-seller willing-buyer situation.

Gen. Mgr. Paxman added that the evaporation rate of GSL is so discouraging varying between 2 – 3 million ac-ft a year and asked if anything can be done regarding the evaporation rate.

Deputy Commissioner Davis said we are working with the Divisions of Forestry, Fire, and State Lands to remove phragmites and looking to strategically remove them upstream as well. He said all active strategies will be looked at and they will navigate through them. He offered that engineering solutions are currently being explored as well.

Commissioner Steed and Deputy Commissioner Davis continued to answer questions from the board. Once all questions were answered and discussion ceased, Chair Osguthorpe thanked the presenters for sharing the information and for the work they are doing.

VI

CONSIDERATION OF APPROVAL OF CONTRACTS FOR UNTREATED WATER

Mgr. Searle presented the following untreated water contracts for approval:

A. DAVIS COUNTY

- 1) Farmington City..... 0.76 a.f. Dist 4
Farmington (08-060-0071)

Mgr. Searle stated Farmington City is looking to acquire more secondary water for their system. He said this is a commercial lot for a fire station and their landscape plan has been reviewed and approved by District staff.

Motion was made by Trustee Summers, seconded by M. Anderson and the motion passed unanimously to approve the untreated water contracts with Farmington City and adopting the following resolution.

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chair and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District water contracts with Farmington City, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

- 1) Farmington City..... 0.76 a.f. Dist 4

VII

CONSIDERATION OF APPROVAL OF CONTRACTS FOR TREATED WATER

Mgr. Searle presented the following treated water contracts for approval:

B. DAVIS COUNTY

- 2) West Point City..... 19.35 a.f. Tri-lateral
West Point City Culinary System

Mgr. Searle explained this is part of a tri-lateral agreement, meaning D&W water shares were sold to the District in order to keep the water in west Weber County and be made available for use in the area. He stated this contract involves 12 shares of D&W water for this property and adding this 19.35 ac-ft to the recently approved contract for 24.81 ac-ft of untreated water with West Point City, the remaining 27.84 ac-ft will be added to the District’s pool of water.

Motion was made by Trustee Summers, seconded by M. Anderson and the motion passed unanimously to approve the treated water contract with West Point City and adopting the following resolution.

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chair and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District a water contract with West Point City, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

- 1) West Point City..... 19.35 a.f. Tri-lateral

VIII
CONSIDERATION OF APPROVAL OF TRANSFERS OF WATER

Mgr. Searle presented transfer documents for consideration by the board:

A. DAVIS COUNTY:

- 1) Layton City to Layton City 1.3 a.f. Proj
Layton (11-579-0017 to 11-750-0548 & 11-051-0116)

B. WEBER COUNTY:

- 1) Douglas & Vickie Illum Trust to Douglas & Vickie Illum 0.1 a.f. Other
West Haven (15-656-0034 to 15-094-0130)

Mgr. Searle stated the first transfer for consideration is for Layton City. Layton City has a parcel with water but no access to use it, so they have requested to move the water for the development of a future park.

Mgr. Searle presented the second transfer for consideration which was in Weber County. He said there was a sliver of land owned by an HOA, but it was deeded back to the property owner. He explained this transfer is cleaning this up and placing the water on the meter and parcel where it is being used. He then recommended approval of all transfers and adoption of the following resolutions.

RESOLUTION

WHEREAS, pursuant to a petition filed by Layton City, there has been allocated 1.3 acre-feet of project water to the following described lands in Davis County, Utah, to-wit:

11-579-0017, LAYTON CITY 1.3 AF proj

ALL OF PARCEL A, BROMSFIELD SUBDIVISION. CONT. 0.290 ACRES.

And the orders so allocating the said water have been recorded in the office of the County Recorder of Davis County, as indicated on the foregoing property descriptions.

WHEREAS, the owners of the said lands have now made application to the District for the transfer of 1.3 acre-feet of water to be allotted from the lands above described to the following described lands in Davis County, Utah:

11-750-0548, LAYTON CITY 0.6 AF proj

ALL OF PARCEL A, ESTATES AT MUTTON HOLLOW PHASE 5. CONT. 4.37000 ACRES.

11-051-0116, LAYTON CITY 0.7 AF proj

COM AT A PT WH IS THE NW COR OF A PARCEL OF GROUND, PT IS ALG THE N SEC LINE S 89°46'40" E 2182.14 FT FR THE N 1/4 COR OF SEC 27-T4N-R1(W), SLB&M; TH ALG THE N SEC LINE S 89°46'40" E 356.72 FT; TH S 00°22'00" E 432.64 FT; TH S 89°52'34" W 355.42 FT; TH N 00°22'00" W 435.17 FT TO THE POB. CONT. 3.44 ACRES (NOTE: THIS REMAINING LEGAL WAS WRITTEN IN THE DAVIS COUNTY RECORDER'S OFFICE FOR I.D. PURPOSES. IT DOES NOT REFLECT A SURVEY OF THE PROPERTY.)

Applicant agrees to be bound by all of the terms and conditions of the original Petition and Order, which by reference shall be deemed incorporated into the Transfer Order entered hereon.

WHEREAS, after due consideration, it is the determination of the Board of Trustees that it is in the best interest of the District that such application for transfer be approved and granted and that 1.3 acre-feet of water above referred to be transferred as per above described lands.

NOW, THEREFORE, be it resolved and ordered by the Board of Trustees of Weber Basin Water Conservancy District as follows:

1. That the application for transfer of 1.3 acre-feet of water from the lands first above described to lands last above described, be and the same is hereby approved and granted, and the 1.3 acre-feet of water is hereby so transferred.
2. That the Chair of the District is hereby authorized and empowered in the name of the District and on its behalf to execute a formal order granting such application for transfer and so transferring the said water.
3. That the Secretary of the District is directed to cause a fully executed copy of such order to which shall be appended a copy of the application for transfer upon which the order is made to be recorded in the office of the County Recorder of the county in which the lands to which the water is transferred are located.

RESOLUTION

WHEREAS, pursuant to a petition filed by Douglas & Vickie Illum Trust, there has been allocated 0.1 acre-feet of project agriculture water to the following described lands in Weber County, Utah, to-wit:

15-656-0034 DOUGLAS J ILLUM & VICKIE H ILLUM REV LIV TRUST, 0.1 AF
ALL OF PARCEL A, HIDDEN HOLLOW PRUD PHASE 2, WEST HAVEN CITY, WEBER COUNTY, UTAH.

And the orders so allocating the said water have been recorded in the office of the County Recorder of Weber County, as indicated on the foregoing property descriptions.

WHEREAS, the owners of the said lands have now made application to the District for the transfer of 0.1 acre-feet of water to be allotted from the lands above described to the following described lands in Weber County, Utah:

15-094-0130 DOUGLAS J & VICKIE H ILLUM REV LIV TRUST, 0.1 AF
ALL OF LOT 1, DUROC FARMS SUBDIVISION, WEST HAVEN CITY, WEBER COUNTY, UTAH. LESS AND EXCEPTING THE FOLLOWING: PART OF THE NORTHEAST QUARTER OF SECTION 35, TOWNSHIP 6 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY. MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT, SAID POINT BEING SOUTH 89D36'10" EAST ALONG THE NORTH LINE OF SAID SECTION 35, 421.33 FEET AND SOUTH 00D23'50" WEST 226.66 FEET FROM A FOUND BRASS CAP MONUMENT AT THE NORTH QUARTER CORNER OF SAID SECTION 35; THENCE SOUTH 89D36'14" EAST 70.00 FEET; THENCE SOUTH 00D57'18" WEST 104.41 FEET; THENCE ALONG A NON-TANGENT CURVE TURNING TO THE LEFT WITH A RADIUS OF 69.00 FEET, AN ARC LENGTH OF 24.79 FEET, A DELTA ANGLE OF 20D34'58", A CHORD BEARING OF NORTH 79D18'46" WEST, A RADIAL BEARING OF SOUTH 20D58'43" WEST, AND A CHORD LENGTH OF 24.65 FEET; THENCE NORTH 89D36'14" WEST 45.70 FEET; THENCE NORTH 00D57'18" EAST 100.00 FEET TO THE POINT OF BEGINNING.

Applicant agrees to be bound by all of the terms and conditions of the original Petition and Order, which by reference shall be deemed incorporated into the Transfer Order entered hereon.

WHEREAS, after due consideration, it is the determination of the Board of Trustees that it is in the best interest of the District that such application for transfer be approved and granted and that 0.1 acre-feet of water above referred to be transferred as per above described lands.

NOW, THEREFORE, be it resolved and ordered by the Board of Trustees of Weber Basin Water Conservancy District as follows:

1. That the application for transfer of 0.1 acre-feet of water from the lands first above described to lands last above described, be and the same is hereby approved and granted, and the 0.1 acre-feet of water is hereby so transferred.
2. That the Chair of the District is hereby authorized and empowered in the name of the District and on its behalf to execute a formal order granting such application for transfer and so transferring the said water.
3. That the Secretary of the District is directed to cause a fully executed copy of such order to which shall be appended a copy of the application for transfer upon which the order is made to be recorded in the office of the County Recorder of the county in which the lands to which the water is transferred are located.

Motion was made by Trustee Summers, seconded by Trustee M. Anderson and passed unanimously, approving the transfers of water outlined above and adopting the foregoing resolutions.

**IX
CONSIDERATION OF APPROVAL OF CANCELLATIONS OF WATER CONTRACTS**

Mgr. Searle presented the following cancellations of water:

A. DAVIS COUNTY:

Cancellations of Water

- 1) Due West LLC0.62 a.f. Proj
Farmington (08-080-0111)
- 2) Alex & Sarah Exon0.28 a.f. Proj
Kaysville (11-897-0135)
- 3) Brook Gray & Charles Parry.....0.28 a.f. Proj
Kaysville (11-914-0225)
- 4) Manor Crest HOA.....1.5 a.f. Proj
Layton (09-451-0015)
- 5) Casey & Haley Trujillo.....4.4 a.f. Proj
Layton (11-762-0009)

Commented [KS10]: Leaving 0.38 af on property. This is a ¼ acre lot

Commented [KS11]: Talbot Estates no sec. access

Commented [KS12]: Talbot Estates no sec. access

Commented [KS13]: Vacant detention basin no water system

Commented [KS14]: Off Oak Hills Drive no access to Secondary water

Mgr. Searle explained Due West LLC is requesting a partial cancellation. He said they have a meter and only require a 0.38 ac-ft allotment for their irrigation, so would like to cancel the remaining portion.

Mgr. Searle stated the remaining cancellation contracts have no access to a secondary system and all would like to cancel and cease payment on unusable water.

Mgr. Searle answered questions from the board and there was a discussion. After all questions were answered and discussion ceased, motion was made by Trustee Summers, seconded by Trustee M. Anderson and passed unanimously, approving the cancellations outlined above and adopting the following resolution.

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chair and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District cancellation petitions for the following, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

- 1) Due West LLC0.62 a.f. Proj
- 2) Alex & Sarah Exon0.28 a.f. Proj
- 3) Brook Gray & Charles Parry.....0.28 a.f. Proj
- 4) Manor Crest HOA..... 1.5 a.f. Proj
- 5) Casey & Haley Trujillo.....4.4 a.f. Proj

**X
WATER SUPPLY REPORT**

Chair Osguthorpe invited Mgr. Olsen to present. Mgr. Olsen presented the following reservoir content data:

RESERVOIR	TOTAL CAPACITY	DISTRICT CAPACITY	ACCRUED		HISTORICAL RESERVOIR CONT.	
			TO DIST TO DATE	% OF DIST CAPACITY	AS OF 1/22/24	AS OF 1/30/23
CAUSEY	7,870	6,870	4,361	63%	3,534	3,848
E CANYON	51,200	20,110	13,219	66	42,760	27,910
ECHO	73,940	6,422	31,565	492	60,150	46,610
LOST CRK	22,510	20,010	13,060	65	15,150	7,060
PINEVIEW	110,150	66,228	48,322	73	82,060	45,980
SMITH-M	8,351	6,560	3,915	60	3,865	3,727
WANSHIP	62,120	60,000	37,430	62	47,120	43,140
WILLARD	<u>247,302</u>	<u>222,273</u>	<u>167,550</u>	<u>75</u>	<u>197,744</u>	<u>81,141</u>
TOTAL	583,443	408,473	319,422	78%	452,383	259,416

Percent of District upstream storage is 82%.

Mgr. Olsen presented slides showing the Ogden River and Weber River storage. He explained the massive Echo percentage of capacity is due to the purchase of excess water with Weber River Water Users. Mgr. Olsen stated that the District’s storage levels are in good shape because we have held more water due to lower snow events this year.

Mgr. Olsen continued by reviewing the SNOTEL sites and said the water supply outlook is not very encouraging as we are below average for the calendar year. He said there is still time to recover as the snowpack should continue to climb throughout the rest of winter. He shared graphs of the Snow Water Equivalent and Soil Moisture. He said the overall precipitation has not been great for the year and the runoff forecasts for the District reservoirs anticipate 62% of average. Mgr. Olsen said soil moisture is concerning as it currently sits well below the average. He said this really does effect our runoff efficiency, the drier the ground, the more runoff will just seep into the soil.

Mgr. Olsen then reviewed the weather and precipitation outlooks for the month to come and said the weather shows equal chances of being dry or wet, but that we will likely see some higher temperatures in February.

Mgr. Olsen answered a question from Trustee Robinson regarding the lack of precipitation this year and said our saving grace is our current reservoir capacity. He said capacity is good and we will hold these levels as we can to anticipate the year ahead.

After Mgr. Olsen had answered all questions from the board, Chair Osguthorpe thanked him for his informative report.

XI
**CONSIDERATION OF APPROVAL OF CONSULTANT SELECTION OF SOLAR
OVER LAYTON CANAL PROJECT**

AGM Nelson explained the District applied for and received a grant for \$1.5M from BOR for this solar over a canal project. He shared a map of the Layton Canal section that was determined suitable for the project and explained the electrical interconnection would be at the point of connection for the Layton Canal Pump Station.

AGM Nelson said we received five proposals from our request and entered into negotiations with the most qualified. He said negotiations came back and it was decided to do a feasibility study first, and based on those results, the project will move forward.

Trustee M. Anderson asked what criteria will deem the project feasible. AGM Nelson replied they will monitor many variables including overall power generation and BOR requirements and tell us if it is worth moving forward.

AGM Nelson then recommended awarding the Layton Canal Solar Project consultant contract to George Cairo Engineering, Inc in the amount of \$307,601.00. He explained \$30,000 of this total will go toward the feasibility study and the remainder will go toward design services for the project.

AGM Nelson answered additional questions from the board and a discussion regarding evaporation and power generation continued.

Motion was made by Trustee Froerer, seconded by Trustee Summers, and all were in favor to award the consultant contract to George Cairo Engineering, Inc for \$307,601.00.

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chair and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District, to award George Cairo Engineering, Inc, a consultant contract for feasibility study and design of the Layton Canal Solar Project in the amount of \$307,601.00, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

XII
**CONSIDERATION OF APPROVAL OF THE BUREAU OF RECLAMATION TITLE
TRANSFER TASK ORDER BUDGET**

AGM Nelson explained this is a project that has previously been brought before the board. He said the Weber Basin Project was constructed by USBR and the District is the operating agency responsible for project water sale and delivery, operation and maintenance, and project repayment.

AGM Nelson said the District is looking to transfer infrastructure such as wells, secondary pump stations, smaller secondary pipelines, and drains. He said the larger infrastructure such as reservoirs, aqueducts, tunnels, canals, and water rights will all remain owned by BOR.

AGM Nelson stated there are continued steps in the process and the BOR requires additional funding from the District to complete NEPA compliance, lands work, public outreach, memorandum of understanding, agreement and deeds, and inspection of facilities. AGM Nelson stated the estimated price for the work to be completed by BOR is \$352,250.00.

Gen. Mgr. Paxman commented that BOR and District staff have already done a bundle of work on this project. He said there will also be a third party, Utah State University, that will write up the history and conduct the investigation regarding the historical information on the project for NEPA. He said much of this additional funding will go toward the university for that work.

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AGM Nelson concluded the presentation stating District staff recommends approval for the Title Transfer Task Order Budget totaling \$352,250.00 to the Bureau of Reclamation to allow this work.

Discussion continued regarding water rights and pricing.

Chair Osguthorpe invited Ben Kirk of the Bureau to comment. Mr. Kirk confirmed that part of the money is for outsourcing to the university and a portion is to conclude the work done over the last 18 months and future work to be done over the next year or so to finalize the project.

Motion was made by Trustee Robinson, seconded by Trustee Froerer, and all were in favor, approving the Bureau of Reclamation Task order cost estimate amount of \$352,250.00.

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chair and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District the estimated task order amount for a total of \$352,250.00 for the title transfer work with BOR, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

XIII

**CONSIDERATION OF APPROVAL OF SNYDERVILLE BASIN
MEMORANDUM OF AGREEMENTS**

AGM Hess reported each year new Memorandum of Agreements are signed with Mountain Regional Water Special Service District, Park City Water Service District, and Summit Water Distribution Company. He reminded the board that this is part of the Snyderville Basin Master Agreement signed in 2013, and said these agreements allow each entity to supply their surplus water to those entities that need it. In this case, Mountain Regional and Park City supply their surplus water to Summit Water. He stated these agreements ensure that water is properly delivered to Summit Water and that Mountain Regional and Park City will be compensated for the water they supply. The agreements also discuss the maximum flow rates at which Summit Water can take this water from Mountain Regional and Park City.

AGM Hess reported Summit Water has a water deficit and needs to purchase additional water, and Mountain Regional and Park City have surplus water available for sale. He said as outlined in paragraph 2.4 of the Master Agreement, this process of surplus agreements was established in order to allow the District “to operate the Western Summit County Project in such manner as Weber Basin deems necessary and proper.” These surplus agreements effectively allow the available water in Western Summit County to be used where necessary and postpone the construction and payment of the large importation project.

AGM Hess shared a map of the interconnects, including the new Hwy 224 Park City to Summit Water Interconnect that is currently being constructed. With this new project, there will be four interconnects that allow for the distribution of water within the basin.

AGM Hess reported Summit Water needs an additional 1,350 acre-feet of finished water in 2025, 1,550 acre-feet in 2026, and 1,550 acre-feet for the years 2027 through 2029. He stated Park City and Mountain Regional will make up the deficit and supply this water in 2025. He said starting in 2026, Park City will make up the deficit and supply Summit Water entirely on their own until 2029. After discussion ceased, AGM Hess recommended approval of the Memorandum Agreements.

Discussion continued and AGM Hess answered questions from the board. Trustee Summers asked if the growth and demand comes from residential development. AGM Hess confirmed that it is residential development driving the growing need for Summit Water.

Gen. Mgr. Paxman mentioned we do have a budget item for the importation project in Snyderville Basin, but we continue to push it back year after year as we can with the Master Agreement. He said we have too many big projects on the books currently, and we will continue

to push this project out as far as we are able. Gen. Mgr. Paxman said under the Master Agreement, we are committed to supply the demand when the other entities are unable, so this project is being watched closely. Discussion regarding the importation project continued.

Motion was made by Trustee Summers, seconded by Trustee Robinson, and passed unanimously, approving the Memorandum of Agreements and adopting the following resolution.

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chair and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District the Memorandum of Agreements, on the terms and conditions contained in the form of agreements presented to and considered at this meeting.

XIII

GENERAL MANAGER'S REPORT

Gen. Mgr. Paxman said the Utah Water Users Conference will be at the Dixie Convention Center in St. George over March 17 – 19, and we have reserved rooms for those who we have registered. He said Mgr. Searle will be emailing information regarding the golf tournament which will be \$90.00 per participant. Gen. Mgr. Paxman said registration for the golf tournament must be made by each individual so to please watch for the information.

Gen. Mgr. Paxman said we have a 100 ac-ft regulating reservoir at the outlet above the Farmington Creek. He stated there was a sink hole forming so BOR got involved, and we put a camera through the outlet pipe, no issues were found, so we put a camera through the vent pipe and found that it was eroding. He said we will be lining that shortly and that should be a long term fix.

Gen. Mgr. Paxman said we had another leak near the tunnel outlet and thought it was the aqueduct, so we drained the aqueduct and put more clamps through the trouble area which slowed the leak but did not stop it. He said we are now very confident that this is from the Miliary Springs area from deep underground, and we have solved this issue.

Gen. Mgr. Paxman said there was also an issue on Echo Reservoir stilling basin. We are under contract to assist Weber River Water Users where needed as we operate and maintain it for them. He said slabs have dislodged from the sides of the stilling basin and piled up in the bottom, so we will investigate what must be done to fix this. This will be a Weber River Water Users cost, and if it becomes Dam Safety issue federal funds may be available but are not anticipated.

Gen. Mgr. Paxman said there was a House Committee hearing last night and said he was shocked to hear the comments in favor of the stop fluoride bill. He said it passed out of committee 10 to 3 and the next step is the House floor for consideration. Gen. Mgr. Paxman said the Salt Lake Counsel voted to support the bill which was a huge win. He said we would love to see the support from the Davis County Commissioners Office as well.

Gen. Mgr. Paxman said the conflict of Interest Disclosures are now posted online.

Gen. Mgr. Paxman said we held a special meeting with City Mayors and City Planners regarding water supply. He said it was a really good meeting that ran a couple of hours with about 30 attendees and almost every entity that was invited was represented. He said the District did not receive any push back regarding the topics discussed which was encouraging.

**XIV
ADJOURNMENT**

There being no further business for discussion, meeting adjourned at 11:25 a.m.

Respectfully submitted,



Scott W. Paxman, General Manager/ CEO

The Board of Trustees of the Weber Basin Water Conservancy District, Utah, met in public session January 30, 2025, at 9:00 a.m., at District headquarters, Layton, Utah. Meeting was called to order by Chair Osguthorpe. On roll call the following members were found to be present:

Present:

Chair Angie Osguthorpe
Trustee Mark D. Anderson
Trustee Gage Froerer
Trustee Scott K. Jenkins
Trustee Christopher F. Robinson
Trustee Paul C. Summers

Excused:

Trustee Jared Andersen
Trustee Kym O. Buttschardt
Trustee Randy B. Elliott

Scott W. Paxman, General Manager/CEO
Mike Malmborg, Legal Counsel
Jody Williams, Legal Counsel

Brittney Bateman, Economics Planning Coordinator
Calysta Bravo, Finance Manager
Suzy Eppens, Contracts Administrator
Greg Pierce, Mgr. of Strategic Initiatives
Darren Hess, Assistant General Manager
Josh Hogge, Mgr. of M&I
Shane McFarland, Mgr. of Engineering
Brad Nelson, Assistant General Manager
Riley Olsen, Mgr. of Water Supply & Power
Jon Parry, Assistant General Manager
Kendall Searle, Mgr. of Administration
Kathy Wood, Mgr. of Human Resources

Bob Stevenson, Davis County Commissioner
Ben Kirk, Bureau of Reclamation
Kent Wilkerson, River Commissioner
Clark Burbidge, Codale

Mgr. Searle stated the meeting was being held pursuant to notice to the public, duly published as required by law, for the purpose of permitting all interested persons to show cause why the respective petitions for water contracts of the individuals as set forth in the notice, copies of which are attached hereto and incorporated by reference as a part of these minutes, for the allotment of water to lands in Morgan, Summit, and Weber counties, Utah, by the Weber Basin Water Conservancy District, should not be granted.

Mgr. Searle reported there have been no written objections filed against the foregoing petitions and asked for any other objections to be presented at this time. No objections were received.

Thereupon the following resolution was presented and read:

**RESOLUTION GRANTING PETITIONS FOR THE ALLOTMENT
OF WATER BY WEBER BASIN WATER CONSERVANCY DISTRICT**

WHEREAS, acting pursuant to Section 73-9-19, Utah Code Annotated, 1953, as amended, there has been filed in the office of the Weber Basin Water Conservancy District, the following petitions for water contracts requesting the allotment of Weber Basin water annually, pursuant to the terms and conditions set forth in said petition:

A. MORGAN COUNTY:

- 1) The Brad & Laurie Peterson Trust.....0.65 a.f. Dist 4
Milton (01-RINDLEA-0005-A4)

B. SUMMIT COUNTY:

- 1) Corianne Moore.....0.65 a.f. Dist. 4
Wanship (LR-1-14)

C. WEBER COUNTY:

- 1) Lowe Properties LC.....0.65 a.f. Dist. 4
Huntsville (21-026-0042)

Whereas after the filing of said petitions, it was determined to hold a public hearing on same in the office of the Board of Trustees of the District, and the General Manager/CEO of the District caused due and proper notice of the holding of such hearing to be posted to the Utah Public Notice Website on January 15, 2025, which notice advised all interested persons of the holding of such hearing and of their right to present objections in writing showing cause why such petitions should not be granted, and

WHEREAS, at the hour and place named in said notice, or at a subsequent meeting adjourned there from, the Board of Trustees of the District has met in public session and has heard all persons desiring to be heard and written or other objections having been presented, and

WHEREAS, after due consideration, it is the determination of the Board of Trustees that it is for the best interest of the District that such petitions should be granted.

NOW, THEREFORE, be it Resolved and Ordered by the Board of Trustees of the Weber Basin Water Conservancy District, as follows:

Section 1. That it is hereby determined to be in the best interest of the Weber Basin Water Conservancy District, that such petitions be granted.

Section 2. That said petitions are hereby granted and amounts of water in acre-feet are hereby allotted to the respective petitioners for the lands for which the same is petitioned, all as above set out.

Section 3. That the Chair of the District is hereby authorized and directed in the name of the District and on its behalf to execute formal orders granting said petitions allotting water to lands therein described, upon the terms, at the rates, and payable in the manner as in said petitions set forth and the General Manager/CEO of the District is authorized and directed to attest said order.

Section 4. The General Manager/CEO of the Board of Trustees in its behalf, is directed to cause a fully executed copy of said order, to which shall be attached a copy of the petitions upon which the order is made, to be recorded in the office of the respective County Recorder.

After consideration of the resolution and order, motion was made by Trustee Summers, seconded by Trustee M. Anderson and passed unanimously, approving petitions for water contracts in Morgan, Summit, and Weber counties and adopting the foregoing resolution.

Approved and adopted January 30, 2025.


Angie Osguthorpe, Chair

ATTEST:


Scott W. Paxman, General Manager

(SEAL)

**MINUTES OF AN ORIENTATION MEETING OF THE WEBER BASIN WATER
CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD MONDAY,
JANUARY 27, 2025, 10:00 A.M., AT DISTRICT HEADQUARTERS**

Present:

Chair Angie Osguthorpe
Trustee Mark D. Anderson
Trustee Gage Froerer
Trustee Scott K. Jenkins
Trustee Christopher F. Robinson
Trustee Paul C. Summers

Excused:

Trustee Jared Andersen
Trustee Kym O. Buttschardt
Trustee Randy B. Elliot

Scott W. Paxman, General Manager/CEO
Brad Nelson, Assistant General Manager
Jon Parry, Assistant General Manager
Darren Hess, Assistant General Manager
Kendall Searle, Administration Manager
Suzy Eppens, Contract Administrator
Shane McFarland, Engineering Manager

Jeremy Williams, Hazen
Bob Stevenson, Davis County Commissioner

**I
INTRODUCTION**

Chair Osguthorpe welcomed all present and invited Gen. Mgr. Paxman to begin the meeting.

**II
WEST WEBER WATER TREATMENT PLANT PLANNING/UPDATE**

Gen. Mgr. Paxman said he feels it is very important to keep the board informed regarding the West Weber Water Treatment Plant as we will be spending hundreds of millions of dollars, and it is a critical project for the District.

Jeremy Williams of Hazen was invited to present an update to the board. By way of introduction, Mr. Williams said he has worked in the Salt Lake Valley since 2002, and therefore brings 23 years of experience in this specific location and much of the work has been with the District. Mr. Williams is the Project Director for the planning of the treatment plant, and he is with Hazen which is the prime partner on the project. Mr. Williams said Bowen Collins is also a very important partner on the project and he will represent both entities today.

Mr. Williams shared the milestones and the schedule of the project as follows:

Milestones:

- 4/10/2025
- 11/7/2025
- 4/27/2026
- 8/10/2026
- Winter 2026

Deliverables:

- 30% Design Drawings, Spec TOC, Updated Cost Estimate
- 60% Design Drawings, Draft Specs
- 90% Design Drawings, Specs
- Final Design
- Begin WTP construction

Gen. Mgr. Paxman asked if the 30% design drawing was a requirement of the Division of Drinking Water. Mr. Williams replied that it is actually the Division of Water Quality that requires the 30% and Division of Drinking Water is more interested in the 90% design. He said we will work closely with the divisions and there are many hidden, yet key milestones that will be coordinated with them.

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Mr. Williams said the construction timing is important. He said Jordan Valley Water and a handful of other large water districts will be bidding their large water treatment projects between 2025 and 2028. He said the District needs to act and catch the trough of the rise and peak of these other major projects. This window to act is late 2026 and early 2027 to secure a contractor and begin construction.

Trustee Jenkins asked about the bonding capacity of contractors for large projects like this. Mr. Williams replied that several contractors do have larger bonding capacity, but it is likely we will see two contractors join forces and cover the project. Mr. Williams said we are up against some of these other large water district projects, so it will depend on who shows interest.

Mr. Williams then reviewed the work already performed including property acquisition for the campus, survey of the site, canal, and early pipeline alignments, geotechnical work, environmental work is started with a draft EA early this summer, regulatory initial requests, and treatment/conveyance preliminary engineering report (PER).

Mr. Williams continued by outlining the next steps, which includes additional property acquisition for the pump station and land for key pipeline easements and ROW. He said additional next steps will include more ongoing survey, geotechnical, and environmental work to support the continuation of the project and additional property acquisitions. Regulatory next steps will include working with Weber Renew (reuse plant) for the waste load analysis and antidegradation review (ADR), as well as Weber West waste load analysis for a brine disposal location. Mr. Williams said the team came together and approached the state with additional, more favorable locations for this brine disposal and the state has been very open. He said work on the treatment and conveyance will also continue with PER review, conveyance critical paths, and delivery methods.

He shared the PER with the footprint of the treatment facility on the 25 acres. This new footprint includes the ability to expand the treatment facility if and when demand requires such. Mr. Williams then reviewed some cost estimates for the project. Currently the preliminary cost estimate with the current PER submitted is \$430M. He said the key is that this estimate has a narrower range so it should represent a more accurate overall number.

Trustee Jenkins raised concerns about the rising cost and questioned whether the District is prepared to finance \$500M. There was continued discussion regarding the ability to expand the treatment plant when needed and the added value of that flexibility in planning for the future.

Trustee Summers asked how much water we get out of this facility. Gen. Mgr. Paxman said 10 million gallons per day of sellable water, but also 10 million gallons per day of reuse (secondary effluent) water which will be used to mitigate environmental flows.

Trustee Froerer asked about storage. Gen. Mgr. Paxman answered that there will be storage tanks, and we do have some additional land available for storage if it is deemed needed for the project.

Mr. Williams then discussed the process of selecting a contractor. He showed a slide of a few delivery methods and stated there really is no point in doing a Progressive Design Build or Fixed Price Design-Build. He said the recommendation would be the Design Bid Build (DBB) or the Construction Manager at Risk (CMAR) method, and discussed the possibility of using both methods, DBB for conveyance and CMAR for treatment.

Mr. Williams stated the larger contractors can give good cost estimates of what costs will be, however not all CMAR contractors are equal. He said it can spiral and add cost or help us control cost, so a multifaceted approach, implemented correctly, can result in good cost certainty and manage lead times and materials.

Discussion continued and Mr. Williams continued to answer questions from the board. Once discussion ceased, Gen. Mgr. Paxman thanked Mr. Williams for his update and stated we will try to have a quarterly update on this project.

III WIFIA FUNDING UPDATE

Mgr. Bravo gave an update on the WIFIA funding and said the District closed on January 16, 2025 on the first of two loans at \$110M. She stated the interest rate at 4.9% was higher than anticipated but not as high as it could have been.

Mgr. Bravo shared the debt service dates for the loan and said October 2034 is when interest payments will begin, April 2045 principal payments will begin, and final maturity will be April 2064, so in essence this is a 30 year loan. She reminded the board that the District can refinance these loans with bonds if those rates drop or can make additional payments as able and not capitalize those amounts. Mgr. Bravo said this built-in flexibility of repayment terms is a great advantage of the WIFIA loan.

Trustee Robinson asked about this rate compared to the current bond rates. Mgr. Bravo stated this is higher, but the flexibility of paying back the loan with WIFIA is what the District needed to get through the bottleneck of the next 10 years.

Mgr. Bravo then answered questions from the board.

IV LEGISLATIVE UPDATE

Gen. Mgr. Paxman said the District is watching about a dozen bills very closely and reviewed the following:

SB50 proposes the elimination of the annual cap on board compensation which is currently \$5,000.00.

SB80 addresses the drinking water fee assessment imposed on culinary retailers which would benefit the Division of Drinking Water. The District requested that this be excluded from wholesale entities, which was granted so that language was included in the bill.

HB58 is a building inspection clean-up bill. There have been issues with some of the cities we are building within. The District has asked for language to be added to exempt third party inspections that we pay for directly. This would exempt a taxing entity that has their own inspector for the project from double inspections for no reason which only causes delays.

HB81 regards fluoride amendments. This bill would eliminate the fluoridation of drinking water because of the health and safety issues brought to light from recent studies. Chair Osguthorpe asked if this would also save money, to which Mgr. Paxman replied, yes it absolutely would. He explained all maintenance issues with fluoride are pricey due to the high oxidation and corrosion it causes and additionally puts our employees who work with fluoride at risk.

HB274 involves billing by the meter for both culinary and secondary systems. The issue is meters are still being installed, and the deadline is the end of 2030. This bill would require billing by the meter by 2027. Gen. Mgr. Paxman said he spoke with Representative Snider and he would entertain pushing the mandatory start date back until 2030. Gen. Mgr. Paxman explained the District is converting and updating contracts, as residents move in and out of homes, to include bill by the meter language, but it would take decades to convert all contracts with the current process. He said this bill would allow the language to be added immediately.

HB285 is a water infrastructure fund bill that would prioritize and fund water projects throughout the state. Gen. Mgr. Paxman said this bill involves HB280 from last legislative session, so we may see this bill tweaked over the next few years to get project funding for water infrastructure.

HB311 requires maintenance of hydroelectric generation facilities. Gen. Mgr. Paxman said this would affect us but is currently vague on what the bill is really trying to do. He said we will likely see refinement and watch for updates.

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HB318 is about requirements for cities to adopt ordinances that limits the amount of sod and includes other waterwise landscaping requirements. Representative Owens is the sponsor for this bill and we are very supportive. Gen. Mgr. Paxman also mentioned two additional bill from Representative Owens, HB328 and HB330. He said these bills are regarding overhead sprinklers and limits manufacture and sale of sprinklers unless they meet certain efficiency requirements.

Gen. Mgr. Paxman said Dave Stewart, our lobbyist, is doing great things. He stated that we have him busy with the fluoride bill, building inspection bill, and the metering bill.

**V
OTHER BUSINESS**

Gen. Mgr. Paxman said several articles have come out regarding the sustainment of the GSL and chastising agriculture of alfalfa and other grasses. He said yesterday there was an article by the GSL commissioner and DNR director that refuted these claims explaining the need to support both the land and the lake. Gen. Mgr. Paxman said the article explained the need for everyone to do their part, but we are not targeting any one entity, and all aspects need to be part of the discussion. He cautioned all to be discerning of what is out there.

Trustee Jenkins asked about the lining of the Willard Canal. Gen. Mgr. Paxman replied phase 8 has finished and water is flowing to the Willard Canal.

Trustee Jenkins asked about the 6' pipe install for the Davis Aqueduct parallel pipeline. AGM Nelson said in about a month, the work will be out of Hwy 89 and the whole project should be wrapped by the end of August.

**VI
ADJOURNMENT**

There being no further business for discussion, meeting adjourned at 11:39 a.m.

Respectfully submitted,



Scott W. Paxman, General Manager / CEO