

**WEBER BASIN WATER CONSERVANCY DISTRICT
 BOARD OF TRUSTEES MEETING
 THURSDAY, APRIL 23, 2026, 9:00 A.M.
 DISTRICT HEADQUARTERS**

- 1) Welcome & Pledge of Allegiance..... Chair Anderson
- 2) Consideration of Approval of Minutes for Regular Board Meeting,
 Hearing on Petitions for Water Contracts held March 26, 2026
 and Orientation Meeting held March 23, 2026 Chair Anderson
- 3) Consideration of Approval of Third Quarter
 2026 Financial Report..... Trustee Robinson
- 4) Public Comment Regarding Eminent Domain Process
 for Affected Property Owner and Interested Public Gen. Mgr. Paxman
 and AGM Nelson
- 5) Policies and Procedures Update..... Gen. Mgr. Paxman
 Fin. Analyst Bateman
- 6) Consideration of Approval of Petitions for Water Contracts,
 Transfers of Water, and Cancellations..... Mgr. Searle

A. DAVIS COUNTY:

Cancellations of Water

- 1) Cherokee Green LLC 1.0 a.f. Proj
 Farmington (07-071-0019)
- 2) Cherokee Green LLC 4.4 a.f. Proj
 Farmington (07-071-0089)
- 3) Cherokee Green LLC 2.0 a.f. Proj
 Farmington (07-071-0091)
- 4) Weber Basin Water Conservancy District 0.6 a.f. Proj
 South Weber (09-002-0057)
- 5) Weber Basin Water Conservancy District 14.6 a.f. Proj
 South Weber (09-002-0058)

Petitions for Water

- 1) Castle Creek Homes..... 8.15 a.f. Dist 4
 Farmington (08-696-0002)

B. SUMMIT COUNTY:

Transfer of Water

- 1) Roger Dickson to Roger Dickson 0.5 a.f. Dist 1
 Echo Creek Ranches (ECR-4 to ECR-79)

Petitions of Water

- 1) T. Johnson Management LLC.....0.65 a.f. Dist 4
1 Mile North of Smith & Morehouse (CD-701-G)
- 2) Joshua & Jennika Perkins0.65 a.f. Dist 4
Echo Creek Ranches (ECR-128)
- 3) Robert Smith & Tammi McKenzie.....0.65 a.f. Dist 4
Kamas East (KE-A-9-A)

C. WEBER COUNTY:

Cancellations for Water

- 1) Colin & Janae Wood.....0.65 a.f. Dist 4
Evergreen Park (23-036-0049)

- 7) Water Supply Report..... Mgr. Olsen

- 8) Consideration of Approval of Interlocal Agreement
with Ogden City for the College Heights
Irrigation Pipe Replacement Project Gen. Mgr. Paxman
and AGM Nelson

- 9) Consideration of Approval of Water Lease Agreement
with New Field and North Bench Irrigation Company
and GSL Water Enhancement Trust Gen. Mgr. Paxman
and AGM Hess

- 10) A Resolution Authorizing and Approving the Amended
and Restated Power Pooling Agreement with UAMPS..... Gen. Mgr. Paxman
and AGM Hess

- 11) A Resolution Authorizing and Approving General Manager
Paxman to Serve on Utah Local Governments Trust Board

- 12) General Manager’s Report

- 13) Other Business

- 14) Closed Session: Discussion on Purchase of Water, Possible Litigation, and
Property Purchase

**MINUTES OF A REGULAR MEETING OF THE WEBER BASIN WATER
CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD THURSDAY,
APRIL 23, 2026, 9:00 A.M., AT DISTRICT HEADQUARTERS**

Present:

Chair Mark D. Anderson
Trustee Tom Day
Trustee Gage Froerer
Trustee Scott K. Jenkins
Trustee Bob Stevenson
Trustee Logan Wilde

Excused:

Trustee Angie Osguthorpe
Trustee Christopher F. Robinson
Trustee Julie Snowball

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

Brittney Bateman, Fin. Analyst
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

Trevor Datwyler, AE2S
Bob Morris, Citizen

**I
WELCOME & PLEDGE OF ALLEGIANCE**

Chair Anderson welcomed all in attendance and excused those who were absent. He then led the group as they recited the Pledge of Allegiance.

**II
APPROVAL OF MINUTES**

Chair Anderson presented the minutes of the regular Board Meeting and Hearing on Petitions for Water Contracts held March 26, 2026, and minutes of the Orientation Meeting held March 23, 2026, for review and approval. There were no additions or corrections.

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

**III
CONSIDERATION OF APPROVAL OF THIRD QUARTER
2026 FINANCIAL REPORT**

Chair Anderson invited Mgr. Bravo to begin the review of the March 2026 financial report. Mgr. Bravo stated this is the third quarter report for the fiscal year. She reviewed revenues and expenses in detail. Mgr. Bravo said water sales and tax revenues look great. She also reviewed the miscellaneous revenue, debts, capital project expenditures, miscellaneous expenses, and bond proceeds. She then reviewed the O&M report and provided explanations for any costs that exceeded its year-to-date budgeted amount.

Mgr. Bravo ended her presentation by comparing the actual versus year-to-date budget and stated the District is in great shape and right on track with the 2026 budget. She said the expenses were higher than anticipated due to the annual WAPA settlement, however this will be absorbed into the current year budget without issue. Mgr. Bravo said the budget looks great overall coming in under what was anticipated. She reminded the board of the planned deficit for the end of the year that will be paid out of reserve funds.

Mgr. Bravo answered questions from the board.

Chair Anderson acknowledged a motion made by Trustee Stevenson, seconded by Trustee Jenkins, and all were in favor of accepting the third quarter 2026 financial report as presented.

**IV
PUBLIC COMMENT REGARDING EMINENT DOMAIN PROCESS FOR
AFFECTED PROPERTY OWNER AND INTERESTED PUBLIC**

Gen. Mgr. Paxman thanked Mr. Morris for his attendance at the meeting and his willingness to address the board. Gen. Mgr. Paxman briefly reviewed the property needed for the West Weber Water Treatment Plant. He said design is well underway and the property is an immediate issue as design needs to be finalized to advance the project. Gen. Mgr. Paxman said discussions and negotiations have taken place, yet no agreement has been made. He turned the time over to Mr. Morris to address the board and share his perspective on the issue.

Mr. Morris thanked the board for their invitation to comment and thanked District staff for the meetings that have taken place so far. He started by saying he is not a motivated seller, that the land is historical homestead property, and that he does not wish to sell.

Mr. Morris also brought up the design of the treatment facility stating the plans keep changing and he does not know why the property is now needed for the design.

He raised his concerns regarding the property appraisals, stating such items as river access and highway access that the property offers.

Gen. Mgr. Paxman thanked Mr. Morris for his comments.

Trustee Froerer asked a clarifying question, asking Mr. Morris if he would prefer an easement over selling the property. Mr. Morris stated yes, he would prefer an easement along the south side of the property but said he had been told the alignment would not work with the design of the treatment facility. Mr. Morris also mentioned the pump station and asked if it could be built on the property the District already owns. Trustee Froerer thanked Mr. Morris for his attendance and for addressing the board.

Trustee Jenkins thanked Mr. Morris for his attendance, then asked Mr. Morris why he had the property for sale a few years ago but now states he is not a willing seller. Mr. Morris stated he is a real estate agent and he was just checking the market. Trustee Jenkins stated the property was for sale for a long time. Mr. Morris said at that time he had the whole farm up for sale because he was contemplating moving to a ranch in Idaho or Wyoming. Trustee Jenkins said at the time of the property being listed for sale, Weber County made an offer to purchase it. Mr. Morris said he does not recall that offer from Weber County.

Trustee Stevenson asked Mr. Morris if he would be willing to negotiate or would he prefer going through the eminent domain process. Mr. Morris said he would be willing to negotiate, but he feels all his suggestions on changing the design have been rejected.

Gen. Mgr. Paxman invited Mgr. McFarland to make comment regarding the design of the project and why the land in question is necessary for the project. Mgr. McFarland stated that early on when looking at properties for the project, the Marriott piece of land became the most obvious choice, but that several properties were considered including the Morris property. He said the Marriott's were the most open and willing to sell, so the District purchased the property.

Mgr. McFarland said at that time the plan was to get water through the Warren Irrigation Canal, but due to alignment and capacity issues, this design was rejected and the District needed to pursue access to the river. Mgr. McFarland stated, once the design changed, we contacted and started working with Mr. Morris. Mgr. McFarland stated Mr. Morris has been good to work with and has good questions, but the river was deemed the primary alternative to get water to the treatment facility. Mgr. McFarland explained that the Warren Canal crosses the District property, and the river access was not initially pursued but has since become necessary. He then reviewed a few alternatives that the District explored and why it was ultimately decided river access is essential.

Mgr. McFarland said an agreement was never reached with Mr. Morris through prior meetings and negotiations. He said Mr. Morris's property is the best option for the design, construction, and operations of the future treatment plant and the absolute best path forward for the District. Mgr. McFarland explained the importance of the pump station being located at the river.

Mgr. McFarland said UDOT is widening 12th street and not being in the UDOT right-of-way is very advantageous to the District, both for operations and future maintenance. He said a 60 foot-wide easement would take a large portion of the property, which would make future development of the property less advantageous. Because of this among other reasons, it was determined that acquisition of the entire property, not just an easement, was the best option for both the District and Mr. Morris.

General Council Malmberg stated that negotiation has taken place, and will always be an option, even if the eminent domain process begins. He said the District is always willing to negotiate and goes out of its way to avoid condemnation. General Council Malmberg said that because the District is spending tax payer funds, it is important that the District purchase the property at or near fair market value, it cannot go above that threshold. He said District staff have deemed it necessary to acquire the property, they have made efforts to purchase the property at or slightly above fair market value and have not been successful. General Council Malmberg continued explaining that is where we are in the process, but negotiation is the District's preference.

Chair Anderson thanked Mr. Morris for his comments and said they will be taken under advisement in determining next steps.

V

POLICIES AND PROCEDURES UPDATE

Gen. Mgr. Paxman invited Fin. Analyst Bateman to present the proposed changes to the District's Policies and Procedures Manual based on newly passed legislation and staff recommendation. She reviewed the proposed changes, explained the effects to the District, and showed the updated language to be included in the manual.

Fin. Analyst Bateman reviewed SB238 – Property Tax Adjustments. She said this bill requires the facilitation of virtual publication and requires allowing participants to provide video or audio comments during a hearing and electronic written comments during and before a hearing.

Fin. Analyst Bateman then reviewed SB93 – Holidays. She said this bill requires preference be given to holy day leave requests and changes the observation date of Juneteenth.

Fin. Analyst Bateman reviewed HB329 – Maternity & Leave Amendments. She explained this bill increased the state's parental leave from 4 weeks to 6 weeks. She stated the District has decided to add a week for post-partum recovery to our current 2 week policy, bringing the total District offered parental leave to a possible 3 weeks, with one week specifically for maternal post-partum recovery.

Fin. Analyst Bateman explained HB535 – Disposition of Public Property. She said this bill requires determining what a significant parcel means, giving a dollar amount for that parcel, and referencing back to code for all requirements when selling, leasing, or disposing of a significant parcel.

Fin. Analyst Bateman then explained the next update is not from a changing law but rather a language update. She explained the title of Officer of the District and District Officer are terms used in the policies and the titles are causing confusion. She shared the suggestion of updating District Officer to Board Officer as they are positions appointed/elected by the Board and this clarification will dispel the confusion.

Fin. Analyst Bateman then displayed the actual changes to the Policies and Procedures Manual regarding all the mentioned updates.

Motion was made by Trustee Jenkins, seconded by Trustee Wilde, and the presented updates to the policies and procedures were unanimously approved to go into effect immediately.

**VI
CONSIDERATION OF APPROVAL OF CANCELLATIONS OF WATER**

Mgr. Searle presented the following cancellations of water contracts.

A. DAVIS COUNTY:

- 1) Cherokee Green LLC 1.0 a.f. Proj
Farmington (07-071-0019)
- 2) Cherokee Green LLC 4.4 a.f. Proj
Farmington (07-071-0089)
- 3) Cherokee Green LLC 2.0 a.f. Proj
Farmington (07-071-0091)
- 4) Weber Basin Water Conservancy District 0.6 a.f. Proj
South Weber (09-002-0057)
- 5) Weber Basin Water Conservancy District 14.6 a.f. Proj
South Weber (09-002-0058)

B. WEBER COUNTY:

- 1) Colin & Janae Wood 0.65 a.f. Dist 4
Evergreen Park (23-036-0049)

Mgr. Searle reported the Farmington cancellations are for a development that is already connected to Benchland Irrigation Company. He said because of this, the water is being cancelled and returned to the District.

Mgr. Searle stated the District cancellations are for water secured to property that was acquired from Weber State University for the Parallel Aqueduct Pipeline Reach 1 project and water is not needed on the land.

Mgr. Searle explained the Weber County cancellation is for a property in Evergreen Park on the Wasatch Back. This is a replacement water contract that was going to be used for a well, however the owner ran into issues during preliminary development and has requested cancellation.

Mgr. Searle said District staff reviewed all cancellations presented and recommended approval.

Motion was made by Trustee Froerer, seconded by Trustee Wilde 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 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) Cherokee Green LLC 1.0 a.f. Proj
- 2) Cherokee Green LLC 4.4 a.f. Proj
- 3) Cherokee Green LLC 2.0 a.f. Proj
- 4) Weber Basin Water Conservancy District 0.6 a.f. Proj
- 5) Weber Basin Water Conservancy District 14.6 a.f. Proj
- 6) Colin & Janae Wood 0.65 a.f. Dist 4

VII

CONSIDERATION OF APPROVAL OF TRANSFER OF WATER

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

A. SUMMIT COUNTY:

- 1) Roger Dickson to Roger Dickson 0.5 a.f. Dist 1
Echo Creek Ranches (ECR-4 to ECR-79)

Mgr. Searle stated this transfer for consideration is for property in Summit County. He said the owner desires to split their 1.0 a.f. contract between two parcels in Echo Creek Ranches. Mgr. Searle stated Mr. Dickson owns both properties and for this reason the transfer meets District policy. He then recommended approval and adoption of the following resolution.

RESOLUTION

WHEREAS, pursuant to a petition filed by Roger Dickson, there has been allocated 1.0 acre-foot of District 1 water to the following described lands in Summit County, Utah, to-wit:

ECR-4, Roger Dickson 1.0 AF Dist 1

LOT 4 ECHO CREEK RANCHES CONT 20.27 AC.M107-467 357-654-55 574-149 1079-83

And the orders so allocating the said water have been recorded in the office of the County Recorder of Summit 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 0.5 acre-feet of water to be allotted from the lands above described to the following described lands in Summit County, Utah:

ECR-79, Roger Dickson 0.5 AF Dist 1

LOT 79 ECHO CREEK RANCHES CONT 22.27 AC M107-473 M119-625 M125-248 M130-419 (674-716) 1095-466-467 1442-524 1928-1385-1390 2144-241 2305-682 2525-1594 2752-1365 2868-725 2899-1012

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 0.5 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 0.5 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 0.5 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 Froerer, seconded by Trustee Wilde and passed unanimously, approving the transfer of water outlined above and adopting the foregoing resolution.

VIII WATER SUPPLY REPORT

Chair Anderson invited Mgr. Olsen to present. He began by reviewing the following reservoir content data:

<u>RESERVOIR</u>	<u>TOTAL CAPACITY</u>	<u>DISTRICT CAPACITY</u>	<u>ACCRUED</u>		<u>HISTORICAL RESERVOIR CONT.</u>	
			<u>TO DIST TO DATE</u>	<u>% OF DIST CAPACITY</u>	<u>AS OF 4/21/25</u>	<u>AS OF 4/22/24</u>
CAUSEY	7,870	6,870	6,814	99%	3,299	4,514
E CANYON	51,200	20,110	12,360	61	44,760	35,470
ECHO	73,940	6,357	0	0	69,870	66,040
LOST CRK	22,510	20,010	12,710	64	15,870	18,460
PINEVIEW	110,150	66,228	52,737	80	100,230	84,870
SMITH-M	8,351	6,560	5,069	77	4,780	4,404
WANSHIP	62,120	60,000	33,170	55	47,500	47,220
WILLARD	<u>247,302</u>	<u>222,273</u>	<u>119,137</u>	<u>54</u>	<u>201,555</u>	<u>192,432</u>
TOTAL	583,443	408,408	241,997	59%	487,864	453,410

Percent of District upstream storage is 66%.

Mgr. Olsen reviewed the overall storage and mentioned the Echo carryover water that the District purchased. He explained that Weber River Water Users have the right to purchase this water back should they see the need if Echo does not fill, and due to the dry winter, they have decided to exercise this option and purchase back the 18,500 ac-ft. Echo storage shows 0% for this reason.

Mgr. Olsen reviewed the Ogden and Weber Rivers storage. He stated the inflows are well below average for this time of year, however Causey did fill and we have not made any releases except for hydro-power generation and minimal fish flow requirements. Mgr. Olsen said Pineview will likely not fill this year, but we do anticipate a bit more storage in the coming month, then it will level off. Mgr. Olsen then shared the levels of Wanship, Echo, Smith & Morehouse, Lost Creek, and East Canyon. He stated inflows have really started to drop off and we have begun to make releases for irrigation and power demands. Mgr. Olsen stated once the power water demands have been met, we will stop releasing from Smith & Morehouse and hold what we can for storage. He then showed Willard Bay storage and stated irrigation demands have started, and the level will begin to drop.

Mgr. Olsen shared a chart of the precipitation year and stated as of Monday we are right around 90% of typical for this time of year.

Mgr. Olsen then presented the snow water equivalent showing 17% of where we are in a typical year, which has dropped significantly from last month's 39%. He then showed a graph, pointing out that it is still declining and setting records for the driest year that has ever been recorded. He displayed the soil moisture graph and stated it is 104% of the median, which helps any precipitation we do receive to be collected in the reservoirs.

Mgr. Olsen shared the runoff forecasts and said we are at 26% of average overall, which is very low. He explained that we experienced runoff far earlier than usual, which is part of the reason the numbers are so low at this point in the year.

Mgr. Olsen gave an update on the Great Salt Lake (GSL) saying the current elevation is 4,192.3 feet. He stated the lake level is not anticipated to dip below the record low of 4,188.5 feet this year.

Mgr. Olsen ended with the weather forecast showing cooler than normal temperatures as well as wetter than usual for the beginning of the next month. He said these projections are great to see considering the drought restrictions that are in place this irrigation season.

Mgr. Olsen then reviewed the drought restrictions that are currently in place. He reviewed the numbers of the overall basin and the June 1 projections. He said these numbers still place us in the moderate category and recommended we keep the current restrictions in place.

Chair Anderson asked for questions, and seeing none, he thanked Mgr. Olsen for the report.

IX

CONSIDERATION OF APPROVAL OF INTERLOCAL AGREEMENT WITH OGDEN CITY FOR COLLEGE HEIGHTS IRRIGATION PIPE REPLACEMENT PROJECT

AGM Nelson said this project is to install a new irrigation waterline, approximately 5,300 linear feet of 6-inch C-900 PVC, in the roadway, abandoning existing backyard piping, and moving irrigation connections to the front.

AGM Nelson explained that the project was initiated by the District with Ogden City proposing an Interlocal Agreement. Ogden City's existing potable mainline in the right of way requires replacement. He said each entity will be responsible for their own project costs.

AGM Nelson said the agreement has been reviewed by legal council and was sent to the city for review prior to this meeting.

Motion was made by Trustee Jenkins, seconded by Trustee Stevenson and passed unanimously, approving the interlocal agreement with Ogden 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 an interlocal agreement with Ogden City for the College Heights Irrigation Pipe Replacement Project, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

X

CONSIDERATION OF APPROVAL OF WATER LEASE AGREEMENT WITH NEW FIELD AND NORTH BENCH IRRIGATION COMPANY AND GSL WATER ENHANCEMENT TRUST

AGM Hess stated this agreement is for 365 acre-feet in the Weber River Water Users Association that North Bench Irrigation Company owns. He explained the District agrees that for each acre-foot of the company shares annually leased to the District, it will release an amount of water equal to the calculated consumptive use of 58.8% to the Great Salt Lake. AGM Hess said

this will result in a yearly maximum release of approximately 214.4 a.f. to the Willard Spur.

AGM Hess said these shares were not historically being used, so the company benefits monetarily and the District holds water higher in the watershed. He said the District shall beneficially use the company shares for such uses allowed by the underlying water right. He explained the District shall divert the water from Echo Reservoir and the period of delivery shall be between August 1 and October 15.

AGM Hess shared a picture of the spur and recommended approval.

Gen. Mgr. Paxman stated AGM Hess has done a great job ensuring that we will only release the depletion volumes, which protects the District from being harmed in this agreement and benefits from the return flow.

Motion to approve was made by Trustee Stevenson, seconded by Trustee Day, and passed unanimously approving the agreement 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 General Manager of said District be, and they are hereby, authorized and empowered to execute on behalf of said District a Water Lease Agreement with New Field and North Bench Irrigation Company and Great Salt Lake Water Enhancement Trust on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

XI

RESOLUTION AUTHORIZING AND APPROVING THE AMENDED AND RESTATED POWER POOLING AGREEMENT WITH UAMPS

AGM Hess gave a quick summary of the Utah Associated Municipal Power Systems (UAMPS). He said the District participates in this organization and has 8.5MW of power generation on the system. He said in an average year, that power generation provides most of the District's operating needs, but in years of drought the District is woefully short and must purchase power.

AGM Hess stated PacifiCorp joined the Extended Day-Ahead Market (EDAM) effective May 2026. The EDAM means entities are scheduling needed power a day ahead of operations. He said because UAMPS is in the PacifiCorp Balancing Authority, they are required to participate in EDAM. UAMPS is modernizing the Power Pooling Agreement to meet this mandatory participation in EDAM and for other updates to reflect operational changes in the last 40 years.

AGM Hess shared that the original pooling agreement is from 1980 and established a basic power pooling framework among UAMPS members. He said the agreement focused on bilateral power purchases, scheduling, and surplus sales to the UAMPS pool.

AGM Hess explained the new pooling agreement serves to modernize the pooling structure to include both bilateral and market transactions. He said the new agreement will explain how settlements, revenues, and charges will be allocated, and will add legal terms to support financing and protect all members. AGM Hess added the agreement will be flexible to allow for member autonomy and remain consistent with UAMPS mission, vision, and values.

AGM Hess stated that the primary objective is still to keep the lights on and minimize costs as well as oversee operation of generation, transmission, and load (demand), and utilize UAMPS shared services model for the economic benefit of the members.

AGM Hess then explained the new separation between generation and load. He said the utility's load is served by the market through the lowest cost market-supplied resources. Therefore, a utility will sell generation into the market, and the transaction counterparty is the organized market.

AGM Hess said the restated and amended pooling agreement will explicitly support participation in the organized wholesale market. It will introduce annual purchase plans, required load and resources forecasts, and resource sufficiency obligations.

AGM Hess stated the District is the only entity in UAMPS that is able to purchase power from Western Area Power Administration (WAPA) directly. He explained the District can purchase 1MW increments based on need, then the books are balanced at the end of the year with WAPA. AGM Hess stated the new agreement allows the District to continue making these purchases.

AGM Hess reviewed the terms and termination details stating the agreement is effective May 1, 2026 and remains in effect until terminated by an entity with a five-year notice. He said this is a huge benefit to the District, allowing us to share our generation on good years, but on low power generation years, we can purchase power from the pooling agreement.

AGM Hess explained other elements of the agreement including the annual purchase plan, the load and resource forecast, and outside resource consignment. He said this agreement is great for the District, legal counsel has reviewed the document, and we recommend approval.

Motion to approve was made by Trustee Wilde, seconded by Trustee Froerer, and passed unanimously, approving the Amended and Restated Power Pooling Agreement with UAMPS 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 General Manager of said District be, and they are hereby, authorized and empowered to execute on behalf of said District approval of the Amended and Restated Power Pooling Agreement with UAMPS on the terms and conditions contained in the form of an agreement presented to and considered at this meeting.

XII

RESOLUTION AUTHORIZING AND APPROVING GENERAL MANAGER PAXMAN TO SERVE ON UTAH LOCAL GOVERNMENTS TRUST BOARD

Gen. Mgr. Paxman stated the Trust is a self-funded insurance company. He said the District gets our insurance through the Trust along with 650 other local entities in Utah. He stated this is a great organization and he was asked to be part of the board. Gen. Mgr. Paxman stated the board meets every other month and he looks forward to serving in this capacity.

Chair Anderson asked if it is a termed position, and Gen. Mgr. Paxman responded, yes, the term is four years.

Motion to approve was made by Trustee Jenkins, seconded by Trustee Stevenson, and passed unanimously authorizing Gen. Mgr. Paxman to serve on Utah Local Governments Trust Board and adopting the following resolution.

RESOLUTION

WHEREAS, Scott W. Paxman {"Board Member"} is serving as a member of the board of directors {the "Board"} for the Utah Local Governments Trust {the "Trust"}, an interlocal agency formed pursuant to Utah Code Section 11-13-101, et. seq.; and
WHEREAS, Weber Basin Water Conservancy District {"Governing Body"}, pursuant to section 11-13-403 {1}{e), after reviewing the duties and responsibilities of Board Member's service on the Board has determined that Board Member's receipt of compensation for services rendered to the Board are appropriate.

THEREFORE, after discussion in a public meeting held April 23, 2026, it is hereby:

RESOLVED, by Governing Body that Board Member's receipt of compensation in the amount of \$300.00 per Board meeting attended, and, if applicable, \$150.00 for any executive committee

attended is hereby approved, together with \$681.48 of group insurance benefits received by virtue of Board Member's service on the Board.

**XIII
GENERAL MANAGER’S REPORT**

Gen. Mgr. Paxman reminded the trustees to complete the required training and asked that they communicate with Mgr. Searle if there are any issues.

Gen. Mgr. Paxman reminded the board of the change of date for the May board meeting, which will be Thursday, May 28 and Orientation Meeting will remain on Monday, May 18.

Gen. Mgr. Paxman said the spring employee meeting was held April 7 and went very well. He said there were purchasing updates and safety reminders presented as well as a good overview of District projects. Gen. Mgr. Paxman said he also reviewed the legislation changes.

Gen. Mgr. Paxman mentioned the billion dollars of federal funding that was awarded to help save the Great Salt Lake. He expressed his concerns over this, stating the water must come from somewhere and he fears the Federal Projects will likely be called to “make up” the water which would greatly affect the Federal Weber Basin Project.

**XIV
OTHER BUSINESS**

Trustee Jenkins brought up the issue of Ogden City draining Pineview Dam. He stated that using the water from the dam during irrigation season would be ideal so there is less to drain at the end of the season.

Gen. Mgr. Paxman expressed his agreement and said the District has the ability to exchange water out of Pineview and hold more water in Echo and other higher reservoirs. He said we will be releasing out of Pineview when we know what year the draining is happening, either this year or next year. He stated Pineview will be low at the end of the season and Willard will have room to store, so it does make sense for this to happen this year, but we don’t know with certainty.

**XV
CLOSED SESSION TO DISCUSS PURCHASE OF WATER,
POSSIBLE LITIGATION, AND PROPERTY PURCHASE**

Motion was made by Trustee Wilde, seconded by Trustee Day and passed unanimously which closed the public meeting and moved into a closed session.

**XVI
RESULTS OF CLOSED SESSION**

Motion was made by Trustee Stevenson, seconded by Trustee Day and it was unanimous which adjourned closed session and returned to the public meeting.

Chair Anderson acknowledged a motion by Trustee Wilde, seconded by Trustee Jenkins. This motion approved District staff to proceed with property purchase as discussed in closed session.

Motion was made by Trustee Wilde, seconded by Trustee Stevenson, and passed unanimously, approving the continuation of the eminent domain process and adopting the following resolution.

RESOLUTION

BE IT HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chair and the General Manager of the District are hereby authorized and empowered, on behalf of the District, to approve and authorize District staff to initiate and proceed with the eminent domain process, consistent with the terms and conditions presented to and considered by the Board during the closed session of this meeting.

The District has determined that it is necessary to expand its property identified as Parcel No. 15-061-0017, located in Marriott-Slaterville, in order to construct drying beds and install a critical pipeline located at the front of the property.

In order to complete this expansion, the District must acquire at least a portion of vacant land parcels identified as Parcel Nos. 15-061-0019, 15-061-0083, and 15-061-0047 for use as drying beds and for pipeline construction and operation.

The record owner of the property to be acquired is Morris Revocable Living Trust Dated April 22, 2015.

The District has made reasonable efforts to negotiate with the record owner for the purchase of the property, including communicating purchase offers to the record owner on October 17, 2025 and December 12, 2025. All such offers have been rejected.

The District therefore concludes that acquisition of the property through an eminent domain action is necessary.

**XVII
ADJOURNMENT**

There being no further business for discussion, meeting adjourned at 10:56 p.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 April 23, 2026, at 9:00 a.m., at District headquarters, Layton, Utah. Meeting was called to order by Chair Mark D. Anderson. On roll call the following members were found to be present:

Present:

Chair Mark D. Anderson
Trustee Tom Day
Trustee Gage Froerer
Trustee Scott K. Jenkins
Trustee Bob Stevenson
Trustee Logan Wilde

Excused:

Trustee Angie Osguthorpe
Trustee Christopher F. Robinson
Trustee Julie Snowball

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

Brittney Bateman, Fin. Analyst
Calysta Bravo, Finance Manager
Suzy Eppens, Contracts Administrator
Greg Pierce, Mgr. of Strategic Initiatives
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

Trevor Datwyler, AE2S
Bob Morris, Citizen

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 Davis and Summit 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. DAVIS COUNTY:

- 1) Castle Creek Homes.....8.15 a.f. Dist 4
Farmington (08-696-0002)

B. SUMMIT COUNTY:

- 1) T. Johnson Management LLC.....0.65 a.f. Dist 4
1 Mile North of Smith & Morehouse (CD-701-G)
- 2) Joshua & Jennika Perkins0.65 a.f. Dist 4
Echo Creek Ranches (ECR-128)
- 3) Robert Smith & Tammi McKenzie.....0.65 a.f. Dist 4
Kamas East (KE-A-9-A)

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 of the District caused due and proper notice of the holding of such hearing to be posted to the Utah Public Notice Website on April 8, 2026, 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/Secretary of the District is authorized and directed to attest said order.

Section 4. The Secretary of the Board of Trustees on 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, seconded by Trustee and passed unanimously, approving petitions for water contracts in Davis and Summit counties and adopting the foregoing resolution.

Approved and adopted April 23, 2026.

ATTEST:


Scott W. Paxman, General Manager/ CEO


Mark D. Anderson, Chair

(SEAL)

**MINUTES OF AN ORIENTATION MEETING OF THE WEBER BASIN WATER
CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD MONDAY,
APRIL 20, 2026, 10:00 A.M., AT DISTRICT HEADQUARTERS**

Present:

Chair Mark D. Anderson
Trustee Tom Day
Trustee Scott K. Jenkins
Trustee Gage Froerer
Trustee Christopher F. Robinson
Trustee Bob Stevenson
Trustee Logan Wilde

Excused:

Trustee Angie Osguthorpe
Trustee Julie Snowball

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

Jeremy Williams, Hazen & Sawyer
Perry Osborn, Hazen & Sawyer

**I
INTRODUCTION**

Chair Anderson welcomed all staff present, as well as Jeremy Williams and Perry Osborn from Hazen & Sawyer. Gen. Mgr. Paxman excused Trustees Osguthorpe and Snowball who were absent.

**II
UPDATE ON THE WEBER WEST WATER CAMPUS**

He then thanked Mr. Williams and Mr. Osborn for being in attendance and giving the board an update on the Weber West Water Treatment Facility design. Gen. Mgr. Paxman reminded the board of the original cost estimate of around \$650M, and that at the board's direction they were asked to review the design plans and come back more in line with the planned budget of \$400M.

Mr. Osborn informed the board that his presentation will cover a project update, project schedule review, cost estimate overview, permitting update, site plan and process facility update, and allow time for any questions along the way. Mr. Osborn detailed the large team stating over 110 people are working toward the success of the project.

Mr. Osborn shared the revised 30% design which included the following:

- Value engineering to reduce costs
- Eliminated ozone
- Changed GAC from concrete basins to steel pressure vessels
- Changed several buildings from CMU to PEMB (from masonry to a Pre-Engineered Metal Building)
- New site Layout
- Changed pipe materials and yard piping
- Switched from mechanical dewatering to drying beds

Mr. Osborn said the "tiger teams" or focused teams of individual people looking at specific areas were created to accomplish these changes and make the project as efficient as possible. He said the teams looked at price model reconciliation, schedule and construction sequencing, site earthwork, design scope refinement, electrical optimization, equipment selection, value engineering, site layout optimization, federal funding requirements, and risk matrix development. He said there has been significant effort from these teams to get the project where it stands today.

Mr. Osborn then shared a breakdown of cost savings, showing the original cost model at \$562,640,897 (\$403,626,146 base price and \$56,453,565 contingencies) and the current updated cost model at \$399,460,982 (\$242,379,060 base price and \$37,533,203 contingencies). He then shared a graph of detailed categories showing the current estimate verses the original estimate. Mr. Osborn highlighted the categories that yielded the highest cost savings which included project staff, site work, flocculation and sedimentation, and electrical building and substation. He said the efforts of the tiger teams are evident and show in actual dollars.

Mr. Osborn then shared a map of the updated site design layout. He also shared a map of the pipelines including crossing 12th Street and 1900 West. He said both streets are UDOT owned and they have put a moratorium on open cutting, therefore the project will require trenchless crossings and those are an increase in cost. Mr. Osborn shared a detailed map of the Central Weber Sewer Improvement District connection and explained the updated alignment.

Much discussion continued and many questions were asked and answered on the details of the original scope compared to the updated scope. Capacity of the facility was also discussed.

Mr. Osborn shared the following project schedule:

- 6/19/2026 – 90 % Conveyance Design Drawings, Specs, Cost Estimate
- 9/2/2026 – 60% Plant Design Drawings, Specs, Negotiate Construction Contract
- 9/21/2026 – Final Conveyance Design
- 2/15/2027 – 90% Plant Design, Specs
- 3/31/2027 – Contractor GMP
- 5/24/2027 – Final Plant Design
- May 2027 – Begin Construction

Mr. Osborn briefly reviewed the Title XVI Feasibility Study and the funding eligibility of the full federal cost share amount of \$40,000,000 for the reuse project. He said it is currently awaiting congressional approval.

Mr. Osborn reviewed permitting and timeframes and reviewed work being completed with the Department of Environmental Quality, Division of Water Quality, and the Division of Drinking Water.

Mr. Osborn discussed property acquisition needs and justified the need for purchasing the Morris property with the following items:

- Pipelines going west to the Weber River and beyond
- Raw water diversion and pump station on east side of the Weber River
- Need additional area for drying beds for the residuals handling process (cost savings)
- Additional land for staging, construction offices, trades parking, etc.
- Reduces haul distance for excavated material from site (use as fill)

Gen. Mgr. Paxman said Hazen will be back to present to the board around September to report on the project progress. Chair Anderson thanked Mr. Osborn for his presentation.

III DISCUSSION OF BOARD MEETING AGENDA ITEMS

Gen. Mgr. Paxman commented on the Morris property. He explained that as part of the eminent domain process, we have invited Mr. Morris to attend the next board meeting and make comment regarding the situation.

**IV
OTHER BUSINESS**

Gen. Mgr. Paxman said in 1954 BOR, the District, Pineview Water, and Ogden City entered into an agreement to enable the Bureau to raise Pineview Dam. He said as part of this agreement, the Bureau would need to move Ogden City wells out of the reservoir and complete other improvements. He said this agreement was very one sided, but there really wasn't a choice if BOR was going to raise the dam, they needed to ensure that Ogden City would be made whole.

Gen. Mgr. Paxman stated that in the agreement, Ogden City can request the draining of Pineview Reservoir up to every seven years, for the purpose of maintenance or replacement of the pipeline that goes through the well field and under the reservoir.

Gen. Mgr. Paxman stated Ogden City has requested the District drain Pineview this fall so that a replacement pipeline can be installed. He said the work would have to be completed by mid-January. Gen. Mgr. Paxman said we anticipate the reservoir to be down to about 40% by the end of the season, however Ogden City needs the level down to about 7% to complete the work.

Gen. Mgr. Paxman answered questions from the board and discussion continued.

**V
ADJOURNMENT**

There being no further business for discussion, meeting adjourned at 11:59 a.m.

Respectfully submitted,



Scott W. Paxman, General Manager / CEO