

**WEBER BASIN WATER CONSERVANCY DISTRICT
 BOARD OF TRUSTEES MEETING
 THURSDAY, SEPTEMBER 25, 2025, 9:00 A.M.
 DISTRICT HEADQUARTERS**

- 1) Welcome & Pledge of Allegiance Chair Osguthorpe
- 2) Consideration of Approval of Minutes for Regular Board Meeting and
 Hearing on Petitions for Water Contracts held August 28, 2025,
 and Orientation Meeting held August 25, 2025..... Chair Osguthorpe
- 3) Consideration of Approval of August
 2025 Financial ReportTrustee Buttschardt
- 4) Hearing on Petitions for Water Contracts and Consideration
 of Approval of Cancellations..... Mgr. Searle

A. DAVIS COUNTY:

Petitions for New Water

- 1. LKT Land LLC - ETAL 0.38 a.f. Dist. 4
 Farmington (08-696-0001)

B. MORGAN COUNTY:

Petitions for New Water

- 1. Christopher Hales..... 0.65 a.f. Dist. 4
 Richville (01-003-124-02-3)
- 2. Christopher Hales..... 0.65 a.f. Dist. 4
 Richville (01-003-124-02-4)

Transfers of Water

- 1. Adams J & Louise M Love Family Trust to
 Adams J & Louise M Love Family Trust0.65 a.f. Dist. 4
 Morgan (01-003-064 to 01-003-041)

- 5) Water Supply ReportMgr. Olsen
- 6) Consideration of Approval of Delivery and Coordination Agreement
 Between Utah Division of Wildlife Resources (DWR),
 Utah Division of Forestry Fire State Lands (FFSL),
 The Nature Conservancy District (TNC) and
 Weber Basin Water Conservancy District.....and AGM Parry
 Gen. Mgr. Paxman
 Counsel Jody Williams
- 7) Consideration of Approval of District
 Reuse Authorization Policyand Financial Analyst Bateman
 Gen. Mgr. Paxman
- 8) Consideration of Approval of Phase 17
 Meter Project Construction Contractand AGM Nelson
 Gen. Mgr. Paxman
- 9) Consideration of Approval of Contractor Selection
 for the Davis North WTP Asphalt Projectand AGM Nelson
 Gen. Mgr. Paxman

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10) General Manager's Report.....Gen. Mgr. Paxman

11) Other Business

12) Closed Session: Discussion on Purchase of Real Property and Possible Litigation

**MINUTES OF A REGULAR MEETING OF THE WEBER BASIN WATER
CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD THURSDAY,
SEPTEMBER 25, 2025, 9:00 A.M., AT DISTRICT HEADQUARTERS**

Present:

Chair Angie Osguthorpe
Trustee Jared Andersen
Trustee Mark D. Anderson
Trustee Kym O. Buttschardt
Trustee Gage Froerer
Trustee Scott K. Jenkins
Trustee Christopher F. Robinson
Trustee Bob Stevenson
Trustee Paul C. Summers

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

Brittney Bateman, Economics Planning Coordinator
Suzy Eppens, Contracts Administrator
Greg Pierce, Mgr. of Strategic Initiatives
Darren Hess, Assistant General Manager
Josh Hogge, Mgr. of M&I
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

I

WELCOME & PLEDGE OF ALLEGIANCE

Chair Osguthorpe welcomed all in attendance then led the group as they recited the Pledge of Allegiance.

II

APPROVAL OF MINUTES

Chair Osguthorpe presented minutes of the regular board meeting, hearing on petitions for water contracts and public hearing held August 28, 2025, and orientation meeting held August 25, 2025 for review and approval. There were no additions or corrections. Motion was made by Trustee Froerer, seconded by Trustee Jenkins and passed unanimously, approving the minutes.

III

**CONSIDERATION OF APPROVAL OF AUGUST
2025 FINANCIAL REPORT**

Trustee Buttschardt asked Mgr. Bravo to review the August 2025 financial report. Mgr. Bravo stated August is a quiet month of the fiscal year for the District so there is not much revenue.

Mgr. Bravo then reviewed the O&M report and Sources and Uses statement for the month. She provided explanations for any category that was below or exceeded the total budget. Mgr. Bravo pointed out the Proceeds category is quite high due to receiving the XM Loan proceeds. She then shared a graph of the year-to-date vs fiscal year budget and said we are right on track.

Motion was made by Trustee Buttschardt, seconded by Trustee Jenkins and passed unanimously, approving the August 2025 financial report as presented.

IV
CONSIDERATION OF TRANSFER OF WATER

Mgr. Searle presented the following water transfer contract.

A. MORGAN COUNTY

- 1. Adams J & Louise M Love Family Trust to
Adams J & Louise M Love Family Trust..... 0.65 a.f. Dist. 4
Morgan (01-003-064 to 01-003-041)

Mgr. Searle began by stating all contracts including this transfer have been advertised on the state’s website, the District’s website, and in our lobby area of the office. He stated no comments or protests have been received.

Mgr. Searle said the properties are in Morgan County and the original 0.65 a.f. contract is being transferred to an adjacent lot with the same owner for the development of a single-family home.

Mgr. Searle said the transfer meets our policy, and District staff recommends approval.

Motion was made by Trustee Stevenson, seconded by Trustee J. Andersen, and the vote was unanimous approving the transfer and the following resolution.

RESOLUTION

WHEREAS, pursuant to a petition filed by Adams J & Louise M Love Family Trust, there has been allocated 0.65 acre-feet of District 4 water to the following described lands in Morgan County, Utah, to wit:

Parcel Number 01-003-064, Adams J Louise M Love Family Trust 0.65 AF

A PT OF SEC 2, T3N, R2E, SLB&M. BEG AT A PT ON AN EXIST FNC ON THE W'LY R. OF W ON AN EXIST CO RD WH IS N 0*00' E 1794.2 FT & N 90*00' E 2655.0 FT FRM THE SW COR OF SD SEC 2, TH 3 COURS ALG AN EXIST BDY LN N 00*35'00" E 828.8 FT; TH S 89*53'57" W 1276.5 FT; TH S 01*33'57" W 571.9 FT; TH S 89*25'00" E 786.3 FT; TH S 00*35'00" W 241.8 FT; TH S 89*25'00" E 500.0 FT TO THE POB. CONT 19.82 AC, M. OR L. (NOTE: ABSTRACT ALSO TO: 01-003-037 / 00-0000-4000 - PER OVERLAPS - SEC 2, T3N, R2E NW1/4SE1/4); (CONFLICTS WITH RD R. OF W & PROP ON THE EAST SIDE OF THE RD AND INCLUDES #01-003-037)

And the orders so allocating the said water have been recorded in the office of the County Recorder of Morgan 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 0.65 acre-feet of water to be allotted from the lands above described to the following described lands in Morgan County, Utah:

Parcel Number 01-003-041, Adams J Louise M Love Family Trust 0.65 AF

IN THE S1/2NW1/4 OF SEC 2, T3N, R2E, SLB&M. COM AT THE SW COR OF THE NE1/4 OF SD SEC 2, & RUN TH W 40.0 CHS (2,640 FT); TH N 5.00 CHS (330 FT); TH E 40 CHS (2,640 FT); TH S 5.00 CHS (330 FT) TO THE POB. CONT 20.00 AC, M. OR L.

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 0.65 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 0.65 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 0.65 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 General Manager/CEO 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.

**V
WATER SUPPLY REPORT**

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

<u>RESERVOIR</u>	<u>TOTAL CAPACITY</u>	<u>DISTRICT CAPACITY</u>	<u>ACCRUED TO DIST TO DATE</u>	<u>% OF DIST CAPACITY</u>	<u>HISTORICAL RESERVOIR CONT.</u>	
					<u>AS OF 9/23/24</u>	<u>AS OF 9/26/23</u>
CAUSEY	7,870	6,870	2,318	34%	3,219	4,726
E CANYON	51,200	20,110	15,465	77	34,330	38,180
ECHO	73,940	6,357	12,694	200	40,330	49,930
LOST CRK	22,510	20,010	10,090	50	13,560	14,300
PINEVIEW	110,150	66,228	42,193	64	77,100	85,900
SMITH-M	8,351	6,560	4,490	68	3,931	6,357
WANSHIP	62,120	60,000	26,270	44	38,750	48,630
WILLARD	<u>247,302</u>	<u>222,273</u>	<u>86,795</u>	<u>39</u>	<u>177,028</u>	<u>189,930</u>
TOTAL	583,443	408,408	200,315	49%	388,248	437,953

Percent of District upstream storage is 61%.

Mgr. Olsen said the total District capacity is 49% and presented slides showing the Ogden River and Weber River storage. He reviewed the storage in each District reservoir showing a trend of most reservoirs being very near or slightly below the 5-year average, excepting Willard Bay which, due to the siphon replacement project, is much lower.

Mgr. Olsen shared the Precipitation sites showing we are at 85% of the average year. He then shared a precipitation chart, showing below average for the year. Mgr. Olsen then shared the soil moisture chart and stated we are 75% of the median, so not where we would hope to be this time of year as we head into the fall season.

Mgr. Olsen showed the current elevation of Great Salt Lake. He stated the lake is currently at an elevation of 4,191.0 feet, down about 2.6 feet from this year’s peak and down a couple feet from this time last year.

Mgr. Olsen shared the weather forecasts for the following month with monthly temperatures looking to be above average and precipitation showing equal changes of being average for this time of year. Mgr. Olsen ended his presentation by showing El Niño and La Niña patterns and predictions for the year which predict a warmer and drier winter than average.

**VI
CONSIDERATION OF APPROVAL OF DELIVERY AND
COORDINATION AGREEMENT**

Gen. Mgr. Paxman explained this agreement is a coordination agreement that does not use any District water. He said it is cooperating with other agencies in moving water to the Great Salt Lake. Gen. Mgr. Paxman then invited AGM Parry to present.

AGM Parry gave a quick history stating in 1947 the Monastery in Huntsville was founded by Trappist monks from the Abbey of Gethsemani in Kentucky with the intention of creating a self-sustaining community focused on agriculture, dairying, and spiritual life. He said in 2016 Huntsville resident Bill White and his wife Alane purchased the 1,640 acre property for an undisclosed amount in partnership with Wynstonn Wangsgard. AGM Parry said in 2022 a conservation easement was secured with Bill White, Summit Land Conservancy, and Ogden Valley Trust with support of the USDA's Department of Natural Resources, Weber County, the Utah Legislature, and private donors. This easement permanently protects 1,050 acres as open agricultural space, watersheds, and natural habitats.

AGM Parry then said in 2025 there was a water lease agreement executed between National Audubon Society, The Nature Conservancy District, Division of Wildlife Resources, Utah Division of Forestry Fire State Lands, and Huntsville Abbey Farm LLC to deliver up to 635.04 acre-feet of water to the Great Salt Lake under water rights 35-455 and 35-10992. He said this water has historically been used on the monastery.

AGM Parry reviewed the parties of the Agreement and explained their involvement. He said the District has been asked to facilitate this agreement as the Regional Water Supplier that operates the distribution from Pineview and Willard Bay.

AGM Parry said this agreement involves two water rights, 35-455 and 35-10992. He said water right 35-455 has a 1948 priority date, is sourced from Upper Bennett Spring and Bennett or Sheep Creek, and has the beneficial use of irrigation, stock watering, and domestic. He said water right 35-10992 has a 1948 priority date, is sourced from Bennett Springs, and has the beneficial use of stock watering.

AGM Parry then outlined the two possible operational scenarios. He explained Scenario 1 would be a controlled delivery, meaning that water is released to Pineview Reservoir, metered at the Huntsville Monastery, then balanced by District releases from Willard Bay. AGM Parry said Scenario 2 would be reliant on natural flow, meaning water would flow naturally down the Ogden and Weber Rivers to Ogden Bay without the District's involvement, which would serve as the fallback option. He explained that the agreement allows switching between scenarios based on feasibility to ensure conservation goals despite operational challenges.

Trustee Froerer asked if the lease agreement has already been executed and if so, what are the terms of the agreement.

AGM Parry answered that according to his understanding, the lease agreement between the Audubon Society, Nature Conservancy District, and the monastery has been executed but he is unaware of the specific details outside of the volume of water and a meter requirement. AGM Parry then clarified that the agreement being proposed to the board for consideration is operational to facilitate the already executed agreement through either natural flow or taking delivery in Pineview and delivering from Willard.

AGM Parry then answered questions from the board. He explained there is a benefit to the District in Scenario 1 because water is being held in a higher reservoir and the volume will be metered. AGM Parry also stated that the District is a junior water right holder on the system, meaning the District would benefit from return flows that would have come through the use of the water, so in light of this, the volume will be limited to only the depletion volume of the water being delivered.

AGM Parry then reviewed the legal and operations obligations of the agreement as well as the benefits and risks. He explained that the agreement supports Great Salt Lake conservation, enhances wildlife, recreation and habitat preservation efforts. AGM Parry said this agreement offers flexibility and strengthens partnerships with state agencies and nonprofits as well as minimizing risk through annual coordination, opt-out clauses, and compliance with legal regulations.

AGM Parry stated staff recommendation is to approve the coordination agreement. Trustee Robinson recused himself from voting and stated he is the Chair of the Nature Conservancy.

Much discussion continued and more questions were answered by AGM Parry, Legal Counsel Williams, Legal Counsel Malmborg, and Gen. Mgr. Paxman.

Motion was made by Trustee Buttschardt, seconded by Trustee Summers, with Trustee Robinson recused and Trustee Stevenson voting against approval. The motion passed, approving the agreement of the Great Salt Lake Delivery and Cooperation 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 the General Manager/CEO of said District be and they are hereby authorized and empowered to execute on behalf of said District approval of the Great Salt Lake Delivery and Cooperation Agreement on the terms and conditions presented to and considered at this meeting.

VII

CONSIDERATION OF APPROVAL OF DISTRICT REUSE AUTHORIZATION POLICY

Fin. Analyst Bateman reviewed the Reuse Authorization Policy that was discussed at prior meetings. She reminded the board that this policy is for entities that want to use their District-contracted water for reuse application with the State.

Fin. Analyst Bateman said the conditions of the Reuse Policy include that the application must be from a public agency, be from an active M&I contract with the District, and be reuse compliant according to state law. She further stated the purpose must be consistent with the underlying contract, must meet all water quality standards, must not interfere with water rights or operations, and must be compatible with existing District infrastructure.

Gen. Mgr. Paxman said there was an addition that states it also must be compliant with Federal Policy because BOR must sign off on all reuse from federal contracts.

Fin. Analyst Bateman then outlined the reuse application process which will include a Project Description and Infrastructure Plan. She said this plan will detail the purpose and volume of water, the location, method, and timeline of the project, and will require reporting including return flow, and engineering plans and schematics.

Fin. Analyst Bateman stated the evaluation of the reuse application will determine if the application is in alignment with the District's mission, evaluate the contribution to water conservation and efficiency, and consider the utilization of reuse water for the most beneficial use which prioritizes non-consumptive uses.

Fin. Analyst Bateman explained that the Reuse Policy allows the District to cancel the reuse authorization to put water to better use. She explained there is a 10-year period with no risk of cancellation, and that cancellation would require a 5-year notice from the District to cancel all or part of the contract. Fin. Analyst Bateman said reuse water used for potable indoor use may have the cancellation requirement waived by the board.

Lastly, Fin. Analyst Bateman reviewed the fees for a reuse contract. She said the policy requires a rate to be established for Reuse Water and that the current rate being used is the O&M portion for project replacement water.

Fin. Analyst Bateman then recommended approval.

Motion was made by Trustee Summers, seconded by Trustee Jenkins, and the presented Reuse Authorization policy was unanimously approved and adopted.

**VIII
CONSIDERATION OF APPROVAL OF PHASE 17 METER PROJECT
CONSTRUCTION CONTRACT**

AGM Nelson stated this meter project will finish the remaining connections yet to be metered. He said this contract will be for installation of 1,600 meters on 1” connections in Weber and Davis Counties and said project completion will be October 2026.

AGM Nelson shared a map of the areas to be metered as part of the project.

AGM Nelson stated the District received three bids, the lowest being from Bridge Construction for \$2,125,576.00. He said Bridge Construction completed several meter projects for Pineview and they were very pleased with their work.

AGM Nelson stated the District will have four times the amount of inspectors on this meter project to ensure the work is completed to our specifications.

AGM Nelson answered questions from the board.

Motion was made by Trustee Robinson, seconded by Trustee J. Andersen and passed unanimously, approving the contract with Bridge Construction for \$2,125,576.00 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/CEO of said District be and they are hereby authorized and empowered to execute on behalf of said District approval to execute a contract with Bridge Construction for \$2,125,576.00 for the Phase 17 Meter Project on the terms and conditions presented to and considered at this meeting.

**IX
CONSIDERATION OF APPROVAL OF CONTRACTOR SELECTION FOR THE
DAVIS NORTH WTP ASPHALT PROJECT**

AGM Nelson stated this asphalt work was part of the original bid of the Parallel Pipeline project, but we removed it from Whitaker’s scope and decided to pave after project completion.

AGM Nelson stated the east side of the Davis North WTP has slopes less than 2% and the catch basins are not sized appropriately and are at a higher elevation than the surrounding asphalt. He shared a picture of the flooded maintenance storage building.

AGM Nelson stated site visits were set up with Post Asphalt and Miller Paving to discuss feasibility and schedule, and both contractors submitted bids for the project. AGM Nelson said the paving will take place in the spring of 2026 and shared a map of the project area.

AGM Nelson said Miller Paving submitted a base bid of \$455,637.50 with a bid alternate of \$77,950.00. He explained the bid alternate would be used if the catch basins need to be raised or lowered or if they hit soft spots.

AGM Nelson recommended approval of the contract with Miller for a total price of \$533,587.50 and answered questions from the board.

Trustee M. Anderson motioned for approval, seconded by Trustee Summers and the motion passed unanimously to award a contract to Miller Paving in the amount of \$533,587.50, and adopted 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/CEO of said District be and they are hereby authorized and empowered to execute on behalf of said District approval to execute a contract with Miller Paving for \$533,587.50 for the Davis North Water Treatment Plant Paving Project on the terms and conditions presented to and considered at this meeting.

X

GENERAL MANAGER'S REPORT

Gen. Mgr. Paxman stated the Utah Water Users Association Water Summit was this past Tuesday. He said it was a great program with some great presenters and appreciated the attendance of those who made it.

Gen. Mgr. Paxman reminded the board of the upcoming NWRA Annual Conference in Tucson, Arizona. He asked the trustees to coordinate with Mgr. Searle regarding travel logistics if they had not already done so.

Gen. Mgr. Paxman reminded the board of the upcoming annual awards social at the Timbermine Restaurant and said this will take place Wednesday, December 3.

Gen. Mgr. Paxman stated the next orientation meeting will be a site visit to Willard Bay, then a meeting to discuss Human Resources items and annual meeting items which are both on the agenda. Trustee Buttschardt recommended a start time of 9:00am and all agreed.

Gen. Mgr. Paxman said there is a special legislative session on October 6. He said items to be discussed are the redistricting map and the Great Salt Lake plan to raise the berm.

Gen. Mgr. Paxman said they will also be discussing the Water Infrastructure Financing Plan. He said there are issues to iron out and lots of details that need to be discussed. Gen. Mgr. Paxman said the District will be attending a public meeting in Brigham City regarding the plan.

Gen. Mgr. Paxman asked Mgr. Bravo to give an update on our recently contracted Enterprise Resource Planning (ERP) system with Univeris. Mgr. Bravo said this software will provide accounting, utility billing, HR software, and other benefits. She said the implementation will take 12-24 months as a phased in approach. She said \$464,000.00 is the cost for initial implementation, then the annual cost will be right around \$176,000.00. She said this is more than we have paid in the past but seems to be right for the current market and this ERP system. She said most of this cost is due to the necessity of monthly billing which the state is requiring by 2030.

XI

ADJOURNMENT

There being no further business for discussion, meeting adjourned at 10:18 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 September 25, 2025, at 9:00 a.m., at District headquarters, Layton, Utah. Meeting was called to order by Chair Angie Osguthorpe. On roll call the following members were found to be present:

Present:

Chair Angie Osguthorpe
Trustee Jared Andersen
Trustee Mark D. Anderson
Trustee Kym O. Buttschardt
Trustee Gage Froerer
Trustee Scott K. Jenkins
Trustee Christopher F. Robinson
Trustee Bob Stevenson
Trustee Paul C. Summers

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

Brittney Bateman, Economics Planning Coordinator
Suzy Eppens, Contracts Administrator
Greg Pierce, Mgr. of Strategic Initiatives
Darren Hess, Assistant General Manager
Josh Hogge, Mgr. of M&I
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

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 Morgan 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 have 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) LKT Land LLC - ETAL0.38 a.f. Dist 4
Farmington (08-696-0001)

B. MORGAN COUNTY:

- 1) Christopher Hales.....0.65 a.f. Dist 4
Richville (01-003-124-02-3)
- 2) Christopher Hales.....0.65 a.f. Dist 4
Richville (01-003-124-02-4)

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 September 10, 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/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 Stevenson, seconded by Trustee J. Andersen and passed unanimously, approving petitions for water contracts in Davis and Morgan Counties and adopting the foregoing resolution.

Approved and adopted September 25, 2025.

Angie Osguthorpe, Chair

ATTEST:

Scott W. Paxman, General Manager/ CEO

(SEAL)

**MINUTES OF AN ORIENTATION MEETING OF THE WEBER BASIN WATER
CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD MONDAY,
SEPTEMBER 22, 2025, 8:30 A.M., AT DISTRICT HEADQUARTERS**

Present:

Trustee Jared Andersen
Trustee Mark D. Anderson
Trustee Kym O. Buttschardt
Trustee Gage Froerer
Trustee Scott K. Jenkins
Trustee Christopher F. Robinson
Trustee Bob Stevenson
Trustee Paul C. Summers

Excused:

Chair Angie Osguthorpe

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

Brittney Bateman, Finance Analyst
Calysta Bravo, Finance Manager
Suzy Eppens, Contract Administrator
Darren Hess, Assistant General Manager
Brad Nelson, Assistant General Manager
Jon Parry, Assistant General Manager
Kendall Searle, Administration Manager

**I
INTRODUCTION**

In the absence of Chair Osguthorpe, acting Chair Summers welcomed all present and excused Chair Osguthorpe who could not be in attendance. He invited Gen. Mgr. Paxman to begin the meeting. Gen. Mgr. Paxman stated after meeting with attorneys and staff, the Reuse Policy updates will be discussed today for proposed adoption at Thursday's board meeting. Gen. Mgr. Paxman invited Fin. Analyst Bateman to present the working draft of the policy.

**II
POLICY UPDATE**

Fin. Analyst Bateman began explaining the proposed Reuse Policy. She said this policy would be for entities that want to use their District-contracted water for reuse application with the state.

She outlined the following conditions that must be met to consider a reuse contract:

- Must be a public agency
- Active M&I contract with the District
- Reuse compliant with state law
- Purpose must be consistent with underlying contract
- Must meet all water quality standards
- No interference with water rights or operations
- Must be compatible with existing District infrastructure

Trustee Jenkins asked if the District anticipates this policy to be used often, then asked if any entity has a current reuse contract. Gen. Mgr. Paxman answered that Wolf Creek is the only entity thus far that has an existing reuse contract with the District. He said Power Mountain would like to enter into a reuse contract, and we have had some interest in south Davis County.

Discussion continued regarding reuse opportunities, possibilities, and eligibility.

Fin. Analyst Bateman then defined the reuse application process which includes a Project Description and Infrastructure Plan. She said this plan will detail the purpose and volume of water, the location, method, and timeline of the project, and will require reporting including return flow, and engineering plans and schematics.

There was discussion about the District's mission statement and how reuse fits within the statement currently.

Fin. Analyst Bateman stated the evaluation criteria of the reuse application will determine if the application is in alignment with the District's mission, evaluate the contribution to water conservation and efficiency, and consider the utilization of reuse water for the most beneficial use which prioritizes non-consumptive, potable indoor uses.

Fin. Analyst Bateman explained that the Reuse Policy allows the District to cancel the reuse authorization to put water to better use. She explained there is a 10-year period with no risk of cancellation, and that cancellation would require a 5-year notice from the District to cancel all or part of the contract. Fin. Analyst Bateman said reuse water used for potable indoor use may have the cancellation requirement waived by the board.

Wrapping up the presentation on the Reuse policy, Fin. Analyst Bateman reviewed the proposed fees associated with a Reuse application. She said our current reuse contract uses the current O&M only rate for project replacement water.

Gen. Mgr. Paxman mentioned Snowbasin and their upcoming Reuse Application with the District. He stated this contract will look different than the Wolf Creek contract because the proposed uses are different. He said each application will need to be considered individually because they will vary drastically.

Much discussion on reuse continued.

III DISCUSSION OF DISTRICT WATER DEDICATION POLICY

Gen. Mgr. Paxman invited AGM Parry to lead a discussion on transitioning the District from a water developer to a sustainable conveyer. AGM Parry invited comments from the board as he facilitates a guided conversation on the current state of the District, challenges, and policy and framework for the future.

Trustee Jenkins asked if AGM Parry knows of any available water the District could develop. AGM Parry replied there are very few opportunities for development short of continuing to purchase rights and stock as circumstances are presented.

AGM Parry offered background on the District which currently operates as both a wholesaler (200,000 acre-feet) and retailer (36,000 acre-feet), developing water resources through established blocks with varying development costs and impact fees. This divides as 84% wholesale and 16% retail, however the retail side demands the most customer engagement and employee time. He reviewed the water development blocks ranging from District 1 block to the current District 4 block with the new District 4 block's \$22,405.00 per acre-foot impact fee.

Much discussion took place based on the graph showing different categories of water, particularly about outdoor use, both agricultural water and irrigation water, being around 60% of the total water sold. Conservation efforts to reduce that percentage of outdoor use were discussed at length. Billing by usage by 2030 and development of the billing structure was discussed.

AGM Parry reviewed the District's current mission and operations. He summarized the District 4 block of water which was created in 2023. He explained this block started with 10,000 acre-feet, of which about 250 acre-feet has been sold. AGM Parry said this block of water considers \$500M in capital projects including conservation and water rights/shares acquisition.

AGM Parry then reviewed the proposed mission statement and how it may need to evolve. He stated if the District pivots from conserving and developing water resources, there will need to be a strategic shift in our mission statement. This shift would explain the transitioning from the primary goal of water development to a responsible conveyor, prioritizing sustainable utilization of finite water supply for long-term public benefit.

AGM Parry then outlined the following proposed beneficial use tiers framework for the evolution of the District:

Tier 1 – Essential Uses (Direct Purchase)	Tier 2 – Moderate Uses (Partial Transfer)	Tier 3 – High Depletion (Full Transfer)
<ul style="list-style-type: none">• Low-depletion (<5%)• Treated Indoor• Indoor Residential/Institutional (Hospital)• Direct Purchase from District IV block• Standard Rates and Impact Fees• No transfer required	<ul style="list-style-type: none">• Moderate-depletion (<50%)• Industrial and Institutional Uses• Indoor conservation requirements• Aggressive outdoor landscaping requirements• Modified Impact Fee• 50% transfer requirement to offset depletions	<ul style="list-style-type: none">• Outdoor Irrigation• Full Water rights transfer requirement• State Engineer Approval• Aggressive Outdoor landscaping requirements• Funding of turf removal efforts• Modified Impact Fee (infrastructure only)

He explained a purchase limitation that Tier 1 purchased water must be put to use within 5-years of the purchase, Tier 2 within 3-years, and Tier 3 transferred to the District at least 1-year prior to the intended delivery date. He said the District would look at all current contracts and place them into one of the three proposed tiers. AGM Parry stated Tier 1 would be the District providing water entirely, Tier 2 would be the entity bring in a portion of their development demand, and Tier 3 would be the entity being required to fully bring in their water and the District would deliver that water.

AGM Parry stated we will need to partner with our agencies and customers to somehow ensure these tiers are being adhered to, but those details are not ironed out yet. This shift will require much collaboration between the District and our wholesale agencies. Gen. Mgr. Paxman said we would likely propose using MOUs, especially with the M&I agencies, to make this transition happen. AGM Parry reiterated that this will be a massive collaborative effort.

Gen. Mgr. Paxman stated this is all very preliminary and asked the board for comments regarding the shaping of the policy and change in direction of the District’s mission.

AGM Parry and Gen. Mgr. Paxman answered many questions from the board and much discussion continued. Gen. Mgr. Paxman said staff will continue to work out the details, but based on the discussion today, this is the direction staff will look to take.

Trustee J. Andersen acknowledged the current conservation efforts of the District including the new hybrid grass, Tahoma 31, and efficient landscaping efforts which really is changing old habits and he said good work.

IV ADJOURNMENT

There being no further business for discussion, meeting adjourned at 10:12 a.m.

Respectfully submitted,



Scott W. Paxman, General Manager / CEO