

**WEBER BASIN WATER CONSERVANCY DISTRICT  
 BOARD OF TRUSTEES MEETING  
 THURSDAY, AUGUST 28, 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 July 31, 2025,  
 and Orientation Meeting held July 28, 2025 ..... Chair Osguthorpe
- 3) Consideration of Approval of July  
 2025 Financial Report .....Trustee Buttschardt
- 4) Hearing on Petitions for Water Contracts and Consideration  
 of Approval of Cancellations ..... Mgr. Searle

**A. MORGAN COUNTY:**

Petitions for New Water

- 1. Lance Johnson..... 0.65 a.f. Dist. 4  
 Milton (01-JOHNAC-0001)

**B. SUMMIT COUNTY:**

Cancellations of Water

- 1. Jasenovic Family Trust ..... 1.0 a.f. Dist. 3  
 Wanship (BH-18)

**C. WEBER COUNTY:**

Petitions for New Water

- 1. ESPL Investments LLC ..... 0.65 a.f. Dist. 4  
 Huntsville (21-026-0128)

Transfers of Water

- 1. Mountain Dreams LLC to Burton Living Trust..... 0.65 a.f. Dist. 1  
 Huntsville (21-183-0002)

- 5) Water Supply Report .....Mgr. Olsen
- 6) Consideration of Approval of Contractor Selection  
 for the Willard Canal Lining Phase 10 .....and AGM Nelson  
 Gen. Mgr. Paxman
- 7) Consideration of Approval of Contractor Selection  
 for the Davis North WTP Dewatering Project.....and AGM Nelson  
 Gen. Mgr. Paxman
- 8) Consideration of Approval of the Professional  
 Services Construction Management Contract  
 for the Davis North WTP Dewatering Project.....and AGM Nelson  
 Gen. Mgr. Paxman

**Page 2 – AUGUST 28, 2025, AGENDA**

- 9) Review and Update of District Policies.....and Financial Analyst Bateman  
Gen. Mgr. Paxman
- 10) General Manager’s Report.....Gen. Mgr. Paxman
- 11) Other Business
- 12) Closed Session: Discussion of Real Property Purchase

**MINUTES OF A REGULAR MEETING OF THE WEBER BASIN WATER  
CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD THURSDAY,  
AUGUST 28, 2025, 9:00 A.M., AT DISTRICT HEADQUARTERS**

Present:

Chair Angie Osguthorpe  
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

Excuse:

Trustee Jared Andersen

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  
Nathan Page, Staff Engineer  
Jon Parry, Assistant General Manager  
Kendall Searle, Mgr. of Administration  
Sam Sorensen, Mgr. of Maintenance  
Kathy Wood, Mgr. of Human Resources

Ben Kirk, BOR  
Ben Woolf, BOR

**I  
WELCOME & PLEDGE OF ALLEGIANCE**

Chair Osguthorpe welcomed all in attendance, excused Trustee J. Andersen, 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 July 31, 2025, and orientation meeting held July 28, 2025 for review and approval. There were no additions or corrections. Motion was made by Trustee Stevenson, seconded by Trustee M. Anderson and passed unanimously, approving the minutes.

**III  
CONSIDERATION OF APPROVAL OF JULY  
2025 FINANCIAL REPORT**

Trustee Buttschardt asked Mgr. Bravo to review the July 2025 financial report. Mgr. Bravo stated this is the first month of the fiscal year so there is not much activity.

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 stated this is very early in the fiscal year, so the year-to-date budget looks exactly on track.

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

**IV  
CONSIDERATION OF APPROVAL OF CANCELLATION OF WATER**

Mgr. Searle presented the following cancellation of water contract.

**A. SUMMIT COUNTY:**

- 1. Jasenovic Family Trust ..... 1.0 a.f. Dist. 3  
Wanship (BH-18)

Mgr. Searle reported that the Jasenovic family does not need the water and therefore would like to cancel the contract.

Motion was made by Trustee Buttschardt, seconded by Trustee Stevenson and passed unanimously, approving the cancellation contract for the Jasenovic Family Trust in Summit County 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. Jasenovic Family Trust.....1.0 a.f. Dist. 3

**V  
CONSIDERATION OF TRANSFERS OF WATER**

Mgr. Searle presented the following water transfer contract.

**A. WEBER COUNTY**

- 1. Mountain Dreams LLC to Burton Living Trust..... 0.65 a.f. Dist. 1  
Huntsville (21-183-0002)

Mgr. Searle said the property is in Weber County and a portion of a 5.0 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 Buttschardt, seconded by Trustee Stevenson, and the vote was unanimous approving the transfer and the following resolution.

**RESOLUTION**

WHEREAS, pursuant to a petition filed by Mountain Dreams LLC, there has been allocated 5.0 acre-feet of District 1 water to the following described lands in Weber County, Utah, to wit:

**Parcel Number 22-015-0111, Mountain Dreams LLC 5.0 AF**

PART OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 21, TOWNSHIP 7 NORTH, RANGE 1 EAST, SALT LAKE BASE & MERIDIAN, US SURVEY, BEGINNING EAST 330 FEET FROM THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION, THENCE SOUTH 1320 FEET TO THE SOUTH LINE OF THE NORTH 1/2 OF THE NORTH 1/2 OF SAID SECTION, THENCE EAST 1320 FEET, MORE OR LESS, TO A POINT WEST 330 FEET FROM THE EASTLINE OF THE EAST 1/2 OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION, THENCE NORTH 1320 FEET TO THE NORTHLINE OF SAID SECTION, THENCE WEST 1320 FEET TO BEGINNING. EXCEPTING 4100 NORTH STREET AS DEDICATED (67-46) LESS AND

EXCEPTING FAIRWAYS DRIVE ROAD DED PLAT BK 93 PG085-089. E# 3248948, LESS & EXCEPTING: LIBERTY DREAMS SUBDIVISION PG 424.

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 0.65 acre-feet of water to be allotted from the lands above described to the following described lands in Weber County, Utah:

**Parcel Number 21-183-0002, Jeffrey R Burton Living Trust ½ ETAL 0.65 AF**

ALL OF AGRICULTURAL PARCEL C, FAMILY DREAMS SUBDIVISION 1ST AMENDMENT, WEBER COUNTY, UTAH.

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.

**VI  
WATER SUPPLY REPORT**

Acting 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 DATE</u>	<u>% OF DIST CAPACITY</u>	<u>HISTORICAL RESERVOIR CONT.</u>	
					<u>AS OF 8/26/24</u>	<u>AS OF 8/29/23</u>
CAUSEY	7,870	6,870	3,021	44%	4,443	5,699
E CANYON	51,200	20,110	17,158	85	38,710	41,490
ECHO	73,940	6,357	1,285	20	44,610	54,640
LOST CRK	22,510	20,010	12,100	60	15,300	15,790
PINEVIEW	110,150	66,228	42,940	65	85,640	94,420
SMITH-M	8,351	6,560	5,134	78	6,128	7,312
WANSHIP	62,120	60,000	35,350	59	46,110	51,420
WILLARD	<u>247,302</u>	<u>222,273</u>	<u>91,970</u>	<u>41</u>	<u>188,628</u>	<u>194,538</u>
<b>TOTAL</b>	<b>583,443</b>	<b>408,408</b>	<b>208,958</b>	<b>51%</b>	<b>429,569</b>	<b>465,309</b>

Percent of District upstream storage is 63%.

Mgr. Olsen said the total District capacity is 51%. Mgr. Olsen 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 the 5-year average, excepting Willard Bay.

Mgr. Olsen then shared the soil moisture chart and stated this does not consider the recent rainstorms. He stated that soil moisture has increased a bit due to these precipitation events so that certainly helps our runoff position.

Mgr. Olsen showed the current elevation of Great Salt Lake. He stated the lake is currently at an elevation of 4,191.4 feet, a couple feet below this time last year.

Mgr. Olsen ended his presentation by showing the weather forecasts for the following month with monthly temperatures looking to be above average and precipitation showing below average for this time of year.

## **VII**

### **CONSIDERATION OF APPROVAL OF CONTRACTOR SELECTION FOR THE WILLARD CANAL LINING PHASE 10**

Gen. Mgr. Paxman invited AGM Nelson to present the next phase of the Willard Canal Lining. AGM Nelson showed the project site map which depicted the completed phases, the current phase, and the future phases of the Willard Canal Lining Project. He stated the project length for Phase 10 is 1,630 feet and includes the renovation of Pineview Irrigation's existing turnout. AGM Nelson said the contractor will begin work after water shutdown in October.

AGM Nelson stated the bids received were lower than the engineering estimate for this phase which has not happened in quite a while. He said Bowen Construction was the apparent low bidder. AGM Nelson explained Bowen Construction has bid and won most phases of this project, and we have been very pleased with their work so District staff recommends approval.

Motion was made by Trustee M. Anderson, seconded by Trustee Summers and passed unanimously, approving the contract with Bowen Construction 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 award Bowen Construction a contract for \$3,654,750.00.00 for Phase 10 of the Willard Canal Lining Project on the terms and conditions presented to and considered at this meeting.

## **VIII**

### **CONSIDERATION OF APPROVAL OF CONTRACTOR SELECTION FOR THE DAVIS NORTH WTP DEWATERING PROJECT**

AGM Nelson stated the existing centrifuges dewater the solids, but the problem we have had is with the feed going to the centrifuges. He said the feed is inconsistent and it is hard on the system and not efficient. He said a new pump station will be sized correctly with a new day tank, so this will allow consistent pumping to get the right feed of solids. Gen. Mgr. Paxman stated a similar project was done at the Davis South Water Treatment Plant and there were significant improvements to the system that we hope to see here as well.

AGM Nelson shared the project scope which includes a new sludge pump station, sludge day tank, sludge lines, and power and communication duct bank. He then showed plan drawings showing the location of the project at the treatment plant. AGM Nelson mentioned this project will be sized to allow the Davis North Water Treatment Plant to increase capacity to 60 MGD which is the plan.

AGM Nelson stated the District received four bids, the lowest being from Whitaker Construction for \$6,071,000.00 which is slightly lower than the engineering estimate.

Motion was made by Trustee Summers, seconded by Trustee Stevenson and passed unanimously, approving the contract with Whitaker Construction for \$6,071,000.00 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 an agreement with Whitaker Construction for \$6,071,000.00 for the Davis North Dewatering Project on the terms and conditions presented to and considered at this meeting.

**IX**

**CONSIDERATION OF APPROVAL OF THE PROFESSIONAL SERVICES CONSTRUCTION MANAGEMENT CONTRACT FOR THE DAVIS NORTH WTP DEWATERING PROJECT**

AGM Nelson stated this professional services construction management contract is for the previously approved project. He said Carollo Engineers was previously contracted to design this project so they are very well informed regarding the project details. AGM Nelson said the consultant will provide engineering services during construction including the following:

- Project Management During Construction
- Conformed Documents
- Construction Contract Admin
- Field Services & Construction Meetings

The difficulties and intricacies of this project were discussed. After discussion ceased, Trustee Summers motioned for approval, seconded by Trustee M. Anderson and the motion passed unanimously to award a Construction Management contract to Carollo Engineers in the amount of \$432,865.00, 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 construction management services contract with Carollo Engineers for \$432,865.00 for the Davis North Water Treatment Plant Dewatering Project on the terms and conditions presented to and considered at this meeting.

**X**

**REVIEW AND UPDATE OF DISTRICT POLICIES**

Gen. Mgr. Paxman stated this policy update is in response to Monday's discussion and the draft policies were sent to the board for review. He then invited Fin. Analyst Bateman to present the policies for approval.

Fin. Analyst Bateman reviewed the previous policy discussion regarding Community Redevelopment Agencies. She reminded the board that this policy will memorialize current District practice, give flexibility for participating with the 5 counties the District serves, and will add clarity to conditions as per the board's guidance from the orientation meeting on Monday.

Fin. Analyst Bateman then answered questions from the board and discussion continued.

Motion was made by Trustee Froerer, seconded by Trustee Robinson, and the presented update to the Community Redevelopment Agencies policy was unanimously approved and adopted.

Fin. Analyst Bateman then reviewed the Restricted Use Policy. She reminded the board that this policy addresses the transfer or lease of District-supplied water outside an entity’s service area. Fin. Analyst Bateman said this policy is being created to ensure compliance with contractual obligations, to protect the integrity of service area boundaries, to discourage speculation, and to support sustainable water management.

Fin. Analyst Bateman said this policy will require board approval to deliver water outside a service area, to lease water outside a service area, or to use water for purposes not defined in the contract (i.e. irrigation, domestic, municipal). She said this policy will prohibit leasing irrigation water for non-irrigation purposes, which is a Bureau of Reclamation issue.

Fin. Analyst Bateman further clarified that a lease cannot impair any District obligations, and that the entity is responsible for compliance and approvals. She said the entity must have previously used the water and prove they have other water sources or have reduced use through conservation. Fin. Analyst Bateman said the term is no more than two consecutive years or five out of twenty years cumulative. Lastly, she said that profits made from any such arrangement must be turned over to the District as per Monday’s discussion.

Motion was made by Trustee Stevenson, seconded by Trustee Froerer, and the presented update, including the discussed correction, to the Restricted Use policy was unanimously approved and adopted.

Fin. Analyst Bateman then stated that the Reuse Request policy will be brought before the board at the September Board meeting, and the Water Sources for Development policy is still in the research phase and once ready, that will also be brought before the board for approval.

## **XI GENERAL MANAGER’S REPORT**

Gen. Mgr. Paxman stated the Siphon Project at Willard Bay is well underway with the coffer dam completed and the replacement work commencing. They will be installing the outlet pipe by the end of September. He said the September 22 Orientation Meeting will be a field trip out to the site to view progress. Trustee Robinson requested the Orientation Meeting start at 8:30am, and all were in favor.

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Gen. Mgr. Paxman explained that the Water Summit will take place September 23 and is being held at the Davis Conference Center from 7:30a.m – 4:00p.m. He said this is held one day and any trustees are welcome to attend, we just need to know asap to get signed up. Gen. Mgr. Paxman said historically we have held an orientation meeting during this Summit regarding benefits and other human resource items. However, that meeting will not be held during the Summit this year but will be on the agenda for the October orientation meeting. He said it would be too early to discuss those benefits as numbers and other information will not be available.

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Gen. Mgr. Paxman stated he and AGM Hess attended the Utah Association of Municipal Power Systems (UAMPS) convention in Lake Tahoe earlier this month. He stated it was a great meeting and the takeaway was that there is a huge increase in demand, specifically for data centers which require massive amounts of power. Gen. Mgr. Paxman said Rocky Mountain Power has really pushed back on these data centers, stating that any demand above 10 MW will require that entity to figure out their own power supply and distribution.

Gen. Mgr. Paxman stated that the water demand will also be an issue for these data centers, and we are looking at what our response would be if we received such a request.

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Gen. Mgr. Paxman said a few weeks ago our finances were reviewed again by Fitch, and we were able to keep our AAA rating. He said this is great news to keep the same rating and not be downgraded.

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Gen. Mgr. Paxman reported that the Marriott lawsuit has concluded and ruled in our favor. The Utah Supreme Court affirmed that the Marriott claim did not survive his death and found that the ruling by the District Court was correct in throwing out the case. Gen. Mgr. Paxman said this is a huge win for the District and all agreed.

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Gen. Mgr. Paxman reminded the board of the upcoming National Water Resource Association Conference being held in Tuscan, Arizona. He said this will take place November 5 – 7 and we need to know who will be attending in order to arrange transportation and get registered for the conference.

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Gen. Mgr. Paxman stated the District was notified earlier this week that Hooper Irrigation will be shutting off September 15 this year. He said the District was told by Hooper Irrigation that they ran out of their water supply causing the early shut off. Gen. Mgr. Paxman stated this will affect our secondary water customers in West Haven and we will be notifying residents to expect lower pressure.

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Gen. Mgr. Paxman stated last night a District owned 24” pipe on the east Bountiful bench ruptured at the Bountiful Ridge golf course. The burst pipe washed down the hillside and caused some property damage to two homes in the area and we will be working with our insurance to see what needs to be done. Gen. Mgr. Paxman said local news stations have covered the story and managed to get some footage of the bursting pipe.

**XII  
CLOSED SESSION TO DISCUSS PURCHASE OF  
WATER RIGHTS AND REAL PROPERTY**

Chair Osguthorpe entertained a motion from Trustee Stevenson, seconded by Trustee Robinson, moving the meeting into closed session to discuss the purchase of real property as well as potential litigation. The vote was unanimous, and the meeting was then closed.

**XIII  
RESULTS OF CLOSED SESSION**

Chair Osguthorpe entertained a motion from Trustee Summers, seconded by Trustee Buttschardt, moving the meeting out of closed session, back to an open meeting. The vote was unanimous, and the meeting was opened.

There was no action taken as a result of the closed session.

**XIV  
ADJOURNMENT**

There being no further business for discussion, meeting adjourned at 11:58 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 August 28, 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 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

Excuse:

Trustee Jared Andersen

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  
Nathan Page, Staff Engineer  
Jon Parry, Assistant General Manager  
Kendall Searle, Mgr. of Administration  
Sam Sorensen, Mgr. of Maintenance  
Kathy Wood, Mgr. of Human Resources

Ben Kirk, BOR  
Ben Woolf, BOR

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 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 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. MORGAN COUNTY:**

- 1) Lance Johnson.....0.65 a.f. Dist 4  
Milton (01-JOHNAC-0001)

**B. WEBER COUNTY:**

- 1) ESPL Investments LLC .....0.65 a.f. Dist 4  
Huntsville (21-026-0128)

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 August 13, 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 Jenkins, seconded by Trustee Buttschardt and passed unanimously, approving petitions for water contracts in Morgan and Weber Counties and adopting the foregoing resolution.

Approved and adopted August 28, 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,  
AUGUST 25, 2025, 10:00 A.M., AT DISTRICT HEADQUARTERS**

Present:

Chair Angie Osguthorpe  
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:

Trustee Jared Andersen

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**

Chair Osguthorpe welcomed all present and excused Trustee J. Andersen. She invited Gen. Mgr. Paxman to begin the meeting. Gen. Mgr. Paxman stated there are several policy updates needing consideration and invited Fin. Analyst Bateman to present.

**II  
POLICY UPDATES**

Fin. Analyst Bateman began explaining the Community Redevelopment Agencies (CRA) policy. She stated the policy will memorialize the District's existing practice regarding CRAs. Fin. Analyst Bateman said the conditions for participation are that the District's share of tax increment revenue, both percentage and duration, cannot exceed any other taxing entity's share, that the project area must meet Water Efficiency Standards, and the project must align with the District's mission.

Trustee Froerer stated the District should consider also adding a maximum cap of participation and also consider tying our participation to infrastructure, specifically regional infrastructure.

Trustee Robinson suggested changing policy verbiage to clarify increment revenue both contributing and receiving. Fin. Analyst Bateman and Legal Counsel Malmborg explained the intent behind the verbiage within the actual written policy. Discussion continued and there was eventually understanding and agreement regarding the wording of the policy. Gen. Mgr. Paxman stated the policy with updated language will be sent to the board for review prior to Thursday's board meeting.

Fin. Analyst Bateman said the policy has built in flexibility intentionally because there are five counties in which the District may participate. There was more discussion regarding what may or may not qualify as being aligned with the District's mission, specifically regarding housing and efficiency standards on new development as well as large projects that may have a higher demand for water. Gen. Mgr. Paxman reminded the board that any CRA will be brought before the board for approval before District participation is granted.

## Page 2 – Orientation Meeting – August 25, 2025

Fin. Analyst Bateman then presented the details of the Restricted Use Policy. She stated this policy is regarding the transfer or lease of District-supplied water outside an entity's service area. She further outlined the policy will ensure compliance with contractual obligations, protect the integrity of service area boundaries, discourage speculation, and support sustainable water management.

Fin. Analyst Bateman then explained that the policy prohibits delivering water outside the designated service area without written approval, prohibits leasing water outside of the service area, and prohibits using water for purposes not defined in the contract (i.e. irrigation, domestic, municipal). She stated the policy will prohibit all listed circumstances unless a written contract with board approval is executed.

Fin. Analyst Bateman further explained that the lease cannot impair the District's obligations. She said the entity must get required approvals and compliance from the state, the entity must have previously used the portion of water it desires to transfer, the entity must prove they have other water sources or have reduced use through conservation, and the term is no more than two years consecutive or five out of 20 years cumulative.

Much discussion continued and suggestions were given and considered regarding the refinement of the policy, specifically regarding profit components of leasing and board discretion in approving or denying such requests.

Once discussion concluded regarding the Restricted Use Policy, Fin. Analyst Bateman then briefly reviewed the details of the proposed Reuse Policy. She stated this policy will create a standardized procedure for considering reuse contracts and will set up conditions and a required process for a reuse request.

Gen. Mgr. Paxman explained the current contracts clearly state that if reuse is desired, a formal request must be made and considered by the board. Fin. Analyst Bateman said the policy will also establish the right for the District to recover reuse water as well as establish the reasoning for the fee structure of reuse.

There was much discussion regarding who has claim to the water. Gen. Mgr. Paxman explained that under a municipal water right the user can deplete 100% of the water. He stated this is different in that it is a contract and the District is able to judiciously consider circumstances that would allow for reuse.

Gen. Mgr. Paxman stated the District currently has a reuse contract with Wolf Creek Water and Power Mountain has requested a reuse contract.

Fin. Analyst Bateman then outlined additional requirements for reuse including the reuse must be of water from a valid contract with the District, must comply with Utah law and water quality standards, must be for beneficial use, must not interfere with District operations, and must be compatible with existing infrastructure.

Fin. Analyst Bateman explained additional consideration criteria including alignment with District's mission, contribution to water conservation and efficiency, and utilization for the most beneficial use which prioritizes non-consumptive uses.

Fin. Analyst Bateman explained the requirement of a clause in non-potable reuse contracts that allows the District the option to recover all or part of the water, a no-recovery period which would state the District may not recover water for a defined number of years, and that after that time has elapsed, the District must give a certain period of years notice of recovery if there is a better use for the water.

Trustee Robinson brought up a possible distortion in the return flow calculations with reuse which then led the board to discuss Ogden Valley and the pristine watershed designation.

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There was discussion regarding the reuse fee structure possibilities and the various circumstances when reuse could or should occur.

There was much discussion, defining terms of the policy and offering suggestions.

Gen. Mgr. Paxman thanked the board for the discussion and stated there will be continued refinement of these policies and they will be presented for approval at a later board meeting.

Another possible policy that addresses retaining water on land for future development, similar to the District's current tri-lateral contracts, was suggested by Trustee Robinson. Discussion took place exploring options for prevention of stripping water from lands, then the District being asked to make up the demand difference once lands are developed. When considering options to meet future demand, the question of whether the District should be a developer or a purveyor of water was posed.

**III  
OTHER BUSINESS**

Gen. Mgr. Paxman stated the board meeting on Thursday should be over in time for the 11:30 a.m. start time of the annual entity appreciation BBQ.

**IV  
ADJOURNMENT**

There being no further business for discussion, meeting adjourned at 11:56 a.m.

Respectfully submitted,



Scott W. Paxman, General Manager / CEO