**WEBER BASIN WATER CONSERVANCY DISTRICT**
**BOARD OF TRUSTEES MEETING**
**THURSDAY, FEBRUARY 27, 2025, 9:00 A.M.**
**DISTRICT HEADQUARTERS**

1) Welcome & Pledge of Allegiance ........ Chair Osguthorpe

2) Introduction of New Employee – Nathan Page ........ Gen. Mgr. Paxman

3) Recognition of Retiring Trustee – Randy Elliott ........ Gen. Mgr. Paxman

4) Oath of Office – New Trustee(s) ........ Gen. Mgr. Paxman, Mgr. Searle

5) Board of Trustees Training ........ Gen. Mgr. Paxman and Attorney Mike Malmborg

6) Consideration of Approval of Minutes for Regular Board Meeting, Hearing on Petitions for Water Contracts and Annual Meeting (to form only) held January 30, 2025 and Orientation Meeting held January 27, 2025 ........ Chair Osguthorpe

7) Consideration of Approval of January 2025 Financial Report ........ Trustee Buttschardt

8) Consideration of Approval of Preliminary Proposed FY2026 O&M Budget ........ Gen. Mgr. Paxman and Mgr. Bravo

9) Consideration of Approval of Petitions for Water Contracts, Transfers of Water, and Cancellations ........ Mgr. Searle

**A. DAVIS COUNTY:**

Petitions for Water

1) TJN WDG Farmington LLC ........ 0.37 a.f. Dist 4
   Farmington (08-709-0001)

2) Jaden Kemp ........ 3.09 a.f. Dist 4
   Layton (09-045-0017)

**B. WEBER COUNTY:**

Cancellations for Water

1) JDC Community LLC ........ 29.0 a.f. Proj
   Farr West (19-019-0018 & 0024)

2) JDC Community LLC ........ 5.44 a.f. Proj
   Farr West (19-019-0017)

3) Nilson Land Holdings LLC ........ 20.97 a.f. Proj
   Farr West (19-019-0014)

4) Nilson Land Holdings LLC ........ 17.21 a.f. Proj
   Farr West (19-019-0020)

5) Scow Bay LLC ........ 18.24 a.f. Proj
   Farr West (19-019-0016)

Petitions for Water

1) Rachelle & Michael Peterson................................................................0.65 a.f. Dist 4
   Huntsville (21-006-0026)

2) Anthony & Hailey Zenger ...................................................................0.65 a.f. Dist 4
   Huntsville (21-157-0006)

3) Weber-Box Elder Conservation District..............................................90.86 a.f. Proj
   Farr West (Within Conservation District's Service Area)

10) Water Supply Report.................................................................................... Mgr. Olsen

11) Consideration of Approval of the Construction Contract Gen. Mgr. Paxman
    for the 660 West Pipe Replacement Project ............................................... and AGM Nelson

12) Consideration of Approval of the Construction Gen. Mgr. Paxman
    Contract for Phase 2 of the WSWTP Tank.................................................. and AGM Nelson

13) Consideration of Approval of Participation Gen. Mgr. Paxman
    in the Statewide Conservation Media Campaign...........................................and AGM Parry

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

15) Other Business

# MINUTES OF A REGULAR MEETING OF THE WEBER BASIN WATER CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD THURSDAY, FEBRUARY 27, 2025, 9:00 A.M., AT DISTRICT HEADQUARTERS

Present:
Chair Angie Osguthorpe
Trustee Mark D. Anderson
Trustee Jared Andersen (telephonic)
Trustee Kym O. Buttschardt
Trustee Randy B. Elliott
Trustee Gage Froerer
Trustee Scott K. Jenkins
Trustee Christopher F. Robinson
Trustee Bob Stevenson
Trustee Paul C. Summers

Excuse:
Mike Malmborg, Legal Counsel

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

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

## I
## WELCOME & PLEDGE OF ALLEGIANCE

Chair Osguthorpe welcomed all in attendance. She said Trustee J. Andersen is attending the meeting telephonically. Chair Osguthorpe then led the group as they recited the Pledge of Allegiance.

## II
## INTRODUCTION OF NEW EMPLOYEE
## NATHAN PAGE

Gen. Mgr. Paxman introduced Nathan Page to the trustees as the new engineering hire. Gen. Mgr. Paxman said Nathan has been working for Salt Lake City Public Utilities for the past ten years and lives in Centerville in our District, which is always a plus. He said we are excited to have him aboard and he’s already diving into several projects. Chair Osguthorpe and the trustees welcomed Mr. Page to the District.

## III
## RECOGNITION OF RETIRING TRUSTEE
## RANDY ELLIOTT

Gen. Mgr. Paxman invited Trustee Elliott to join him in standing. He said Trustee Elliott has been with the District for five years and we very much appreciate his work and support. He said Randy is quiet until he isn’t, and when he speaks it is good to listen. Gen. Mgr. Paxman presented Trustee Elliott with a District coin, an engraved watch, and his framed picture from the upstairs foyer. He thanked him for his service to the District and wished him well in his future endeavors. Several trustees thanked Trustee Elliott and stated he will be missed.

## IV
## OATH OF OFFICE FOR NEW TRUSTEE

Gen. Mgr. Paxman introduced and welcomed Bob Stevenson, the new trustee who was recently appointed to the District's Board to fill the vacancy left by Trustee Elliott. He stated Trustee Bob Stevenson represents Davis County and currently serves as a Davis County Commissioner. All welcomed Trustee Stevenson.

Gen. Mgr. Paxman then asked Mgr. Searle to administer the Oath of Office to Trustee Stevenson. Mgr. Searle welcomed Trustee Stevenson to the board and invited him to take the oath of office. Trustee Stevenson was sworn in, accepting the following oath:

> *I, Bob Stevenson, do solemnly swear that I will support, obey and defend the Constitution of the United States and the Constitution of the State of Utah, and that I will discharge the duties of my office with fidelity; I will not be interested directly in any contract let by said District; I will place the interests of the District ahead of the business or financial interests of any other individual or entity; I make this obligation freely, without any mental reservation or purpose of evasion; and I will honestly, faithfully and impartially perform the duties of my office.*

Chair Osguthorpe invited Trustee Stevenson to say a few words. Trustee Stevenson told former Trustee Elliott that he is missed at the county and told him it was a joy to work with him.

## V
## APPROVAL OF MINUTES

Chair Osguthorpe presented minutes of the regular board meeting, hearing on petitions for water contracts, annual meeting (as to form only), and public hearing held January 30, 2025 and orientation meeting held January 27, 2025 for review and approval. There were no additions or corrections. Motion was made by Trustee M. Anderson, seconded by Trustee Summers and passed unanimously, approving the minutes.

## VI
## CONSIDERATION OF APPROVAL OF JANUARY 2025 FINANCIAL REPORT

Trustee Buttschardt invited Mgr. Bravo to begin the review of the January 2025 financial report. She stated this is the seventh month of the fiscal year so there will not be a quarterly report. Mgr. Bravo reviewed the O&M report in detail and provided explanations for any costs that exceeded its year-to-date (YTD) budgeted amount. She said we are a little behind in revenues due to grant funding, where we can only request payment for work that has been completed, so this will catch up when those funds are requested. Mgr. Bravo stated the budget is also behind on expenses due to capital project work that will catch up, but the budget is in great shape overall.

Mgr. Bravo then presented the source and use statement. She explained the statement in detail and displayed various slides showing charts and graphs providing additional information on revenue, expenses, and reserves. She ended the report with a graph showing the YTD Actual vs. Fiscal Year Budget and showed the District budget is right on track.

Chair Osguthorpe acknowledged a motion made by Trustee Buttschardt, seconded by Trustee Jenkins, and all were in favor of accepting the January 2025 financial report as presented.

## VII
## CONSIDERATION OF APPROVAL OF PRELIMINARY PROPOSED FY2026 O&M BUDGET

Mgr. Bravo stated each year we review the preliminary Operation & Maintenance (O&M) budget in February to assure the board the District will cover the O&M costs for the year and ask for preliminary approval.

Mgr. Bravo stated the operating revenues are decreasing by 4% and non-operating revenues will increase around 45%. Mgr. Bravo explained we are being very conservative in our budget with all the uncertainty regarding federal funding. Mgr. Bravo said looking at the big picture, an overall decrease in revenue of 2.7% is anticipated from 2025 to 2026.

**TENTATIVE BUDGET O&M REVENUES – FY2026**

| | FY2025 Budget | Est. FY2026 Budget | % Increase (Decrease) |
|---|---|---|---|
| OPERATING REVENUE | $ 23,027,321 | $ 22,126,621 | -3.91% |
| WATER SALES | $ 21,892,900 | $ 21,231,000 | -3.02% |
| Wholesale/Retail Contracts | $ 21,792,900 | $ 21,166,000 | -2.88% |
| Reserved/Leased Contracts | $ 100,000 | $ 65,000 | -35.00% |
| POWER SALES | $ 150,000 | $ 10,000 | -93.33% |
| REIMBURSED EXPENSES | $ 575,621 | $ 440,621 | -23.45% |
| MISCELLANEOUS | $ 408,800 | $ 445,000 | 8.86% |
| Engineering & Development Fees | $ 120,000 | $ 100,000 | -16.67% |
| Lab Receipts | $ 145,000 | $ 150,000 | 3.45% |
| Misc | $ 143,800 | $ 195,000 | 35.61% |
| Non-Operating Revenue | $ 2,750,000 | $ 4,000,000 | 45.45% |
| INTEREST | $ 750,000 | $ 1,000,000 | 33.33% |
| TRANSFERS FROM OTHER SUBFUNDS | $ 2,000,000 | $ 3,000,000 | 50.00% |
| | $ 25,777,321 | $ 26,126,621 | -2.70% |

**TENTATIVE BUDGET O&M EXPENSES – FY2026**

| | FY2025 YTD Budget | Est. FY2026 Budget | % Increase (Decrease) |
|---|---|---|---|
| OPERATIONS | $ 5,815,600 | $ 6,018,100 | 3.48% |
| WATER SUPPLY & POWER | $ 3,315,000 | $ 3,514,500 | 6.02% |
| Annual Assessments & Agreements | $ 1,240,000 | $ 1,297,500 | 4.64% |
| Secondary System Operations | $ 994,000 | $ 1,019,000 | 2.52% |
| WS&P Facilities | $ 1,071,000 | $ 1,188,000 | 10.92% |
| Drought Response | $ 10,000 | $ 10,000 | 0.00% |
| MUNICIPAL & INDUSTRIAL | $ 2,500,600 | $ 2,503,600 | 0.12% |
| Chemicals | $ 1,740,400 | $ 1,756,000 | 0.90% |
| M&I Facilities | $ 545,800 | $ 523,200 | (4.14%) |
| Lab | $ 214,400 | $ 224,400 | 4.66% |
| SUSTAINMENT | $ 1,330,500 | $ 1,227,500 | (7.74%) |
| MAINTENANCE | $ 1,323,000 | $ 1,222,000 | (7.63%) |
| District Facilities | $ 463,000 | $ 460,000 | (0.65%) |
| Vehicles & Equipment | $ 860,000 | $ 762,000 | (11.40%) |
| ENGINEERING | $ 7,500 | $ 5,500 | (26.67%) |
| Engineering Equipment & Services | $ 7,500 | $ 5,500 | (26.67%) |
| STRATEGIC INITIATIVES | $ 643,000 | $ 658,000 | 2.33% |
| CONSERVATION DIVISION | $ 369,000 | $ 384,000 | 4.07% |
| Community Outreach/Education | $ 274,000 | $ 284,000 | 3.65% |
| Special Project & Study Sustainment | $ 95,000 | $ 100,000 | 5.26% |
| INFORMATION SERVICES DIVISION | $ 274,000 | $ 274,000 | 0.00% |
| IT Equipment/Services | $ 139,000 | $ 139,000 | 0.00% |
| SCADA & Programming | $ 135,000 | $ 135,000 | 0.00% |
| ADMINISTRATIVE SUPPORT | $ 1,752,525 | $ 1,819,200 | 3.80% |
| Professional Services | $ 1,137,900 | $ 1,210,400 | 6.37% |
| Office Supplies/Services | $ 168,400 | $ 145,000 | (13.90%) |
| Dues/Memberships/Subscriptions | $ 33,000 | $ 50,000 | 51.52% |
| Overhead | $ 413,225 | $ 413,800 | 0.14% |
| HUMAN RESOURCES | $ 16,219,500 | $ 16,328,500 | 0.67% |
| Payroll | $ 11,110,000 | $ 11,170,000 | 0.54% |
| Benefits | $ 4,913,000 | $ 4,961,000 | 0.98% |
| Safety & Employee Development | $ 196,500 | $ 197,500 | 0.51% |
| ADDITION TO (FROM) RESERVES | $ 16,196 | $ 75,321 | |
| TOTAL O&M EXPENSES | $ 25,777,321 | $ 26,126,621 | 1.13% |

Mgr. Bravo then discussed adjustments to the various expense categories: operations, sustainment, strategic initiatives, administrative, human resources, and reserves. She said our staff and managers have done a great job at keeping expenses down by only raising budget items if needed. She explained that the increase in power demand is due to lower runoff anticipated therefore we will see lower power generation. She explained that sustainment is decreasing as fuel prices are going down on fleet vehicles. Mgr. Bravo reviewed the rest of the anticipated budget categories. She concluded by reporting overall the expenses budget increased 1.13% in total expenses for a balanced budget of $26,126,621.00.

Mgr. Bravo quickly reviewed the water rates that were passed and approved at the hearing held August 31, 2023. She said we will continue to see O&M increases in 2026 to bring the historically subsidized rates up to paying their full portion of O&M by end of year 2028. Mgr. Bravo said we will be sending out reminders to our wholesale customers showing the increases from 2026 through 2028 to give ample time for the entity's rates to increase as well.

Trustee Buttschardt motioned for approval of the Preliminary Proposed FY2026 O&M Budget. Motion was seconded by Trustee Robinson, and with all trustees voting in favor, the motion passed adopting the preliminary budget as presented.

## VIII
## CONSIDERATION OF APPROVAL OF CANCELLATIONS OF WATER

Mgr. Searle presented the following cancellations of water contracts.

### A. WEBER COUNTY:

1) JDC Community LLC ........................................ 29.0 a.f. Proj
   Farr West (19-019-0018 & 0024)

2) JDC Community LLC ........................................ 5.44 a.f. Proj
   Farr West (19-019-0017)

3) Nilson Land Holdings LLC ........................................ 20.97 a.f. Proj
   Farr West (19-019-0014)

4) Nilson Land Holdings LLC ........................................ 17.21 a.f. Proj
   Farr West (19-019-0020)

5) Scow Bay LLC ........................................ 18.24 a.f. Proj
   Farr West (19-019-0016)

Mgr. Searle reported the cancellations in Weber County are all to be picked up by Weber-Box Elder Conservation District for service of these parcels by Pineview Water Systems.

Trustee Robinson asked about the rate that Weber-Box Elder would purchase the water. Mgr. Searle replied that this water will have an ag-subsidy buyback fee, then will be billed at a wholesale rate.

Motion was made by Trustee Froerer, seconded by Trustee M. Anderson and passed unanimously, approving the cancellations outlined above and adopting the following resolution.

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chair and 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) JDC Community LLC ............................................................29.0 a.f. Proj
2) JDC Community LLC ............................................................5.44 a.f. Proj
3) Nilson Land Holdings LLC ....................................................20.97 a.f. Proj
4) Nilson Land Holdings LLC ....................................................17.21 a.f. Proj
5) Scow Bay LLC ......................................................................18.24 a.f. Proj

## X
## CONSIDERATION OF UNTREATED WATER CONTRACT

Mgr. Searle presented the following transfers of water.

**A. WEBER COUNTY**

1) Weber-Box Elder Conservation District............................................90.86 a.f. Proj
   Farr West (Within Conservation District's Service Area)

Mgr. Searle explained these contracts are not for new water, but rather this water comes from the JDC Community LLC, Nilson Land Holdings LLC, and Scow Bay LLC cancellations. The future developments will receive secondary water service through Pineview Water Systems. He stated this type of conveyance is acceptable according to our policy and staff recommends approval.

Motion was made by Trustee Froerer, seconded by Trustee M. Anderson and passed unanimously, approving the water contracts 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 water contracts for the following, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

1) Weber-Box Elder Conservation District..............................................90.86 a.f. Project

## XI
## WATER SUPPLY REPORT

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

| RESERVOIR | TOTAL CAPACITY | DISTRICT CAPACITY | ACCRUED TO DIST TO DATE | % OF DIST CAPACITY | HISTORICAL RESERVOIR CONT. AS OF 2/26/24 | AS OF 2/27/23 |
|---|---|---|---|---|---|---|
| CAUSEY | 7,870 | 6,870 | 4,972 | 72% | 4,486 | 4,177 |
| E CANYON | 51,200 | 20,110 | 11,735 | 58 | 44,700 | 29,300 |
| ECHO | 73,940 | 6,422 | 28,079 | 437 | 55,150 | 50,360 |
| LOST CRK | 22,510 | 20,010 | 13,450 | 67 | 15,720 | 7,360 |
| PINEVIEW | 110,150 | 66,228 | 55,195 | 83 | 79,320 | 45,260 |
| SMITH-M | 8,351 | 6,560 | 3,907 | 60 | 3,978 | 3,777 |
| WANSHIP | 62,120 | 60,000 | 40,520 | 68 | 50,540 | 38,090 |
| WILLARD | 247,302 | 222,273 | 178,128 | 80 | 196,740 | 101,303 |
| **TOTAL** | **583,443** | **408,473** | **335,986** | **82%** | **450,634** | **279,627** |

Percent of District upstream storage is 85%.

Mgr. Olsen said it has been an active month and numbers have improved. He presented slides showing the Ogden River and Weber River storage. He reviewed the storage in each District reservoir and said storage overall looks good for the anticipated water year.

Mgr. Olsen presented the SNOTEL sites stating we are at 74% up from last month at 43%, showing that the precipitation we had this month helped quite a bit. He said the Snow Water Equivalent is now right within the average range.

Mgr. Olsen then shared the soil moisture chart showing a big uptick from the storms, yet he said it did cost some of our snowpack. He showed the current runoff forecasts, which do not look great at 75% of average, with Rockport/Echo looking the worst and East Cayon looking the best.

Mgr. Olsen ended his presentation by sharing the weather forecasts for the following month with equal changes for both monthly temperature and precipitation outlooks. He then answered questions from the board and discussion continued.

Trustee M. Anderson asked Mgr. Olsen if he had the current elevation of Great Salt Lake. Mgr. Olsen replied that the lake is currently at an elevation of 4,193 feet down from 4,195 feet which was the peak this year, but he said the elevation is back on the rise.

## XII
## CONSIDERATION OF APPROVAL OF THE CONSTRUCTION CONTRACT FOR THE 660 WEST PIPE REPLACEMENT PROJECT

AGM Nelson explained this was a project that came before the board last November. He said this is a cooperative agreement with West Bountiful City for the District to improve our secondary main transmission line and install a new distribution line. AGM Nelson said current services are tied to our primary 24” and 21” main transmission line which could create greater risk of interrupted service to the District, so installation of a new 6” C900 PVC secondary distribution waterline will allow new service connections to 42 customers along 660 W.

AGM Nelson said West Bountiful City had five bidders submit for the project. He said references were checked with Trico and the District supports Trico for the District portion of the project with a cost of $446,764.00.

AGM Nelson said District staff recommends acceptance of West Bountiful City awarding a construction contract to Trico Construction for the District’s portion of $446,764.00.

Motion was made by Trustee Summers, seconded by Trustee Stevenson and passed unanimously, accepting West Bountiful City’s construction contract with Trico Construction for the District’s portion of $446,764.00, 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 of said District be, and they are, hereby authorized and empowered to accept on behalf of said District the West Bountiful City construction contract with Trico Construction for the District portion of $446,764.00 for the 660 West Pipe Replacement Project, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

## XIII
## CONSIDERATION OF APPROVAL OF THE CONSTRUCTION CONTRACT FOR PHASE 2 OF THE WSWTP TANK

AGM Nelson refreshed the board of the background on Phase 2 of the Weber South Water Treatment Plant Tank. He said Bowen Collins & Associates designed both the 5MG AWWA D115 Tanks, and that ProBuild will complete Phase 1 by June 2025. AGM Nelson said Phase 2 is anticipated to start in June 2025 to replace the failing and leaking 4.3 MG Tank.

AGM Nelson said three contractors prequalified for the tank construction with Dry Creek Structures being the qualified apparent low bidder for a total project cost of $12,942,420.00.

AGM Nelson answered questions from the board and discussion continued.

Motion to approve was made by Trustee Robinson, seconded by Trustee Buttschardt, and passed unanimously approving the construction contract for Phase 2 of the WSWTP Tank with Dry Creek Structures for $12,942,420.00 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 General Manager of said District be, and they are hereby, authorized and empowered to execute on behalf of said District a construction contract with Dry Creek Structures for $12,942,420.00 for Phase 2 of the Weber South Water Treatment Plant Tank on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

## XIV
## CONSIDERATION OF APPROVAL OF PARTICIPATION IN THE STATEWIDE CONSERVATION MEDIA CAMPAIGN

AGM Parry said the District has been asked to participate in a state wide conservation media campaign.

He gave background stating in 2001 the Governor's Water Conservation Team was created with the mission to provide a statewide public awareness campaign that publicizes how water conservation will enable the state and water providers to meet the future needs of the public and reduces the state's gallons per capita per day (GPCD) by 25% by end of 2025. AGM Parry said then in 2023 there was the creation of Utah Water Ways, a public-private partnership to coordinate efforts within Utah to optimize use of water resources.

AGM Parry shared the list of participates in the campaign which included Utah Water Ways, Utah Division of Water Resources, Beaver River Water Conservancy District, Cache Water District, Central Utah Water Conservancy District, Jordan Valley Water Conservancy District, Metropolitan Water District of Salt Lake City & Sandy, Washington County Water Conservancy District, and Weber Basin Water Conservancy District.

AGM Parry then outlined the interlocal agreement stating this is a 5-year term subject to annual reviews. He said the annual total funding from the group is $550,000.00 with the District's annual contribution being $51,000.00. He said the cost sharing amounts are based on the population served by the respective entities. AGM Parry said the District will be involved in helping define the scope and review the effectiveness of the Media Campaign at least annually.

Gen. Mgr. Paxman stated Utah Water Ways is contributing $250,00.00 and the $51,000.00 contribution amount from the District has been the same over the last 20 years. AGM Parry agreed and said it has remained the same amount each time it is brought before the board.

AGM Parry answered questions from the board. He stated in order to meet the goals the state has placed and the goals of the District, we need a more educated public who understands why we are engaging in conservation programs and understands the long term prospects of the water supply. AGM Parry said engaging in these types of campaigns adds legitimacy to what we are trying to accomplish and there is value.

After discussion ceased, motion was made by Trustee M. Anderson, seconded by Trustee Summers and passed unanimously, approving the District's participation in the Statewide Media Campaign 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 District participation in the Statewide Media Campaign with the annual contribution of $51,000.00 on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

## XV
## GENERAL MANAGER'S REPORT

Gen. Mgr. Paxman stated we will not review all the bills mentioned at the orientation meeting on Monday but there is one bill in particular to highlight. He said HB 550 is a bill that would exempt a county imposing inspection fees on public entities that already require third party inspections on large capital projects. He said the District spends tens of thousands a month paying cities for redundant inspections, so this would be a great benefit to the District.

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Gen. Mgr. Paxman said the Utah Water Users Conference is in a few weeks. He asked the Trustees to please let Mgr. Searle know when they plan to arrive so we can ensure the hotel reservations are accurate. He said there is a flyer for each individual included in their handout packet today with additional information.

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Gen. Mgr. Paxman said the annual Customer Agency Meetings are quickly approaching. This will take place Tuesday, March 25. He said these meetings are with our municipal and industrial customers in the morning and our irrigation customers in the afternoon. He said we share information regarding water conservation, water rates, irrigation season, water quality issues, and more.

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Gen. Mgr. Paxman stated under the current administration, some of our federal funding is potentially on hold including meters, Willard Bay Siphon, Reuse Treatment Plant, Solar over the Layton Canal, and a few other grants. We are waiting to hear from the BOR if the funds are available and if we can move forward on these projects. Gen. Mgr. Paxman said our WIFIA loan is through EPA and we are very confident they will not be impacted by these pauses, yet nothing is certain at this point. He said withdraw of previously secured funding would be a significant blow because we would need to go out for bonding immediately.

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Gen. Mgr. Paxman said we have been asked to expediate the Willard Bay Siphon Project to ensure the XM Funding would be available. He said this project requires the Willard elevation to be lowered, so potentially starting this project closer to the middle of irrigation season. Gen. Mgr. Paxman said this is a project we need to complete because if the siphon fails, we would be draining far more water to make those repairs. He said in order to complete this work, the reservoir would need to be lowered about six feet lower than it sits currently, or about 60,000 ac-ft. He said we may be able to hold more storage up further and deliver water from Willard to use the water being released, but it is still unknown if this project will take place this year.

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Gen. Mgr. Paxman said the aqueduct and tunnel will be shut down next week in order to tie in the new parallel pipeline. He said we will provide drinking water via wells in addition to turning on our Washington Terrace well in order to push water to the Combe Reservoir. He said this may charge the secondary system in that area briefly, but we must do this to keep our Weber South Water Treatment Plant operational to deliver water to Ogden City.

Trustee M. Anderson asked if there would be similar taste and odor issues with the switch to well water like there were last month. Gen. Mgr. Paxman said no, we are not anticipating this issue and that the taste and odor concerns came from the high turbidity from the rapid increase of runoff which causes organic material to collect at a higher rate in the water.

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Gen. Mgr. Paxman invited Legal Counsel Williams to give an update on the Marriott lawsuit. Legal Counsel Williams stated at the hearing on appeal for dismissal at the trial court level, we prevailed in getting the Marriott litigation dismissed, yet it was appealed and is now back to the Supreme Court and will be heard and argued on April 11. She stated the question is if Randy Marriott's denied application died with his passing or if it still stands. Legal Counsel Williams said this is not the kind of cause of action that typically survives death. She said we maintained that the State Engineer had already denied the application and there was nothing left to survive the death. Legal Counsel Williams said if the Supreme Court upholds the trial court's decision, and the lawsuit is dismissed, Weber Basin and the State Engineer's Office prevail. She said if the Supreme Court states this cause of action continues to exist after death, then we will go back to court on the appeal of the dismissal of the case.

Gen. Mgr. Paxman said the denied application is for 35cfs, about 25,000 ac-ft year-round, that the District uses to comply with environmental flows at the bird refuge, so this would be a huge loss of water if the application did get approved.

Discussion continued.

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Gen. Mgr. Paxman welcomed Mgr. Sorensen back to the District after his deployment to Africa and invited him to say a few words. Mgr. Sorensen presented a plaque and framed flag to the board. He explained he is a member of the National Guard, part of a 2-star command, and recently served under Africom as the force engineer that performed design and construction for the four contingency bases near Djibouti. Mgr. Sorensen said this recent deployment was very stressful and interesting. He said one thing that often happens is recognition of the service member, and he wanted to do something to honor and thank Weber Basin for working with him in his absence the past year. Mgr. Sorensen explained he had a flag flown at the base in Africa on Veteran's Day and presented that flag along with a signed certificate to the District. Chair Osguthorpe thanked Mgr. Sorensen for his service and honoring the District in this way.

## XVI
## ADJOURNMENT

There being no further business for discussion, meeting adjourned at 10:32 a.m.

Respectfully submitted,

Scott Paxman

Scott W. Paxman, General Manager/ CEO

**The Board of Trustees of the Weber Basin Water Conservancy District, Utah, met in public session February 27, 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 Jared Andersen (telephonic)
Trustee Kym O. Buttschardt
Trustee Randy B. Elliott
Trustee Gage Froerer
Trustee Scott K. Jenkins
Trustee Christopher F. Robinson
Trustee Bob Stevenson
Trustee Paul C. Summers

Excuse:
Mike Malmborg, Legal Counsel

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

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

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 Weber Counties, Utah, by the Weber Basin Water Conservancy District, should not be granted.

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

Thereupon the following resolution was presented and read:

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

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

**A. DAVIS COUNTY:**

1) TNJ WDG Farmington LLC................................................................0.37 a.f. Dist 4
Farmington (08-709-0001)

2) Jaden Kemp........................................................................................3.09 a.f. Dist 4
Layton (09-045-0017)

**B. WEBER COUNTY:**

1) Rachelle & Michael Peterson............................................................0.65 a.f. Dist 4
Huntsville (21-006-0026)

2) Anthony & Hailey Zenger .................................................................0.65 a.f. Dist 4
Huntsville (21-157-0006)

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 February 12, 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 in its behalf, is directed to cause a fully executed copy of said order, to which shall be attached a copy of the petitions upon which the order is made, to be recorded in the office of the respective County Recorder.

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

Approved and adopted February 27, 2025.

Angie Osguthorpe

Angie Osguthorpe, Chair

ATTEST: Scott Paxman

Scott W. Paxman, General Manager/ CEO

(SEAL)

**MINUTES OF AN ORIENTATION MEETING OF THE WEBER BASIN WATER CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD MONDAY, FEBRUARY 24, 2025, 10:00 A.M., AT DISTRICT HEADQUARTERS**

Present:
Chair Angie Osguthorpe
Trustee Jared Andersen
Trustee Mark D. Anderson
Trustee Randy B. Elliot
Trustee Gage Froerer
Trustee Scott K. Jenkins
Trustee Christopher F. Robinson
Trustee Paul C. Summers

Excused:
Trustee Kym O. Buttschardt

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

Bob Stevenson, Davis County Commissioner

## I
## INTRODUCTION

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

## II
## SNYDERVILLE BASIN IMPORTATION PROJECT REVIEW

Gen. Mgr. Paxman invited AGM Hess to review the Snyderville Basin Importation Project. AGM Hess shared a map of the basin showing the East Canyon Water Treatment Plant, Signal Hill Water Treatment Plant, Three Kings Water Treatment Plant, and Quinn’s Junction Water Treatment Plant which is currently under construction.

AGM Hess gave the reasoning for the master agreement. He stated the parties involved are Weber Basin Water Conservancy District, Park City, Mountain Regional, Summit Water, Snyderville Basin, Trilogy, Saunders, and Summit County. AGM Hess said there were over 20 pending lawsuits in 2010 and it was a turf war that was getting worse. The Governor and the Federal Delegation began their involvement and requested the District be mediator and develop a unified approach to water service and supply in the area. He said another benefit was establishing minimum flow goals for East Canyon Creek to maintain a fishery and to enhance wastewater compliance.

Trustee Robinson gave his background with the project and shared some history. He mentioned there were many failing water suppliers, so the county stepped in and created Mountain Regional as a dependent district and to condemn Summit Water. Trustee Robinson said this was not received well and there was much fighting. He said settlement between Summit Water and the county allowed for the master agreement to commence.

AGM Hess explained the District facilitates the sharing of excess water supplies amongst the retailers within the basin which delays the need for a new, expensive importation project. He said part of the agreement establishes the District as the sole importer of new water supplies in the area, so when the excess water is no longer enough, the District will step in and supply water.

AGM Hess said this contract requires a 10-year rolling projection of surplus and demands and put the next five years of water supply under contract. He said just this year, Mountain Regional put 300 acre-feet on the table to service Summit Water starting in 2029 and this caused issues with Park City. AGM Hess said Mountain Regional does have the right to do this but there were difficult conversations concerning the additional 300 acre-feet made available.

AGM Hess then shared a map of the four interconnects in the area including Mountain Regional to Summit Water, Summit Water to Mountain Regional, Park City to Summit Water & Mountain Regional, and the currently under construction Hwy 224 Park City to Summit Water. He said this new interconnect will enable and free up water supply in the Hwy 40 system and will make water available anywhere should a well go down or another emergency occur. AGM Hess said there are provisions in the agreement to allow for this emergency supply should the need arise.

Discussion continued and AGM Hess answered questions from the board.

AGM Hess continued by detailing what the District provided to the parties as part of the master agreement. These provisions included bonding for all the initial expenditures, coverage of debt service including principal and interest for the first seven years, payment of D&W lease reservation fees for the first seven years on 5,000 acre-feet in East Canyon, payment of interest costs of initial expenditures, and engaging as federal nexus for use of BOR water supplies.

AGM Hess shared a slide detailing the regionalization fees and reservation fees paid by the entities under the master agreement.

AGM Hess then reviewed the current importation project options explaining that this project will happen when surplus supplies in the basin are exhausted. He said the project will be selected solely by the District and will be sized incrementally regardless of initial need. AGM Hess stated the costs will require multiple initial participants and decisions will be made based on engineering and cost optimization.

AGM Hess said the first option would be the East Canyon Reservoir Pipeline System. This option would bring water from East Canyon Reservoir and requires additional pipe installation in Morgan County along with rehabbing the existing pipe that has sat abandoned. He also mentioned there are huge pump stations and power needs with this option. AGM Hess this would bring the East Canyon Treatment Plant into operation.

AGM Hess said the next option would be the Lost Canyon Redundant Pipeline System. This would involve a large lake tap in Rockport and pump over Signal Hill to the system down on Hwy 40 to the treatment plant.

AGM Hess then shared the Round Valley Reservoir option, and said this creation of a storage reservoir would not be reliant on a pump station. He said from an engineering standpoint, this is a better system, yet unfortunately Park City has all but told us creation of a reservoir in this location would not be an option due to recreation and conservation easements.

AGM Hess then shared the Hidden Valley Reservoir and Pipeline System option. He said this is an area near Rockport. He said this would involve building a storage reservoir yet there would still be a reliance on a pump station and require a dual pipeline.

AGM Hess concluded by way of reviewing the financing, showing an estimate of $200 - $250 Million in today’s dollars for the importation project. He said design is projected to start in 10 years and water delivery is possible in approximately 15 years. The District will finance the design and construction involving bonding, state loans, and federal grants/loans, then will recover the costs though water rates. AGM Hess ended with a review of the purchase agreement. Gen. Mgr. Paxman made mention that the Seller in the agreement is not representative of the entire Sumit Water Company but only the Class A stockholders. Therefore, the purchase money went to the stockholders, primarily Saunder and Trilogy, and the Class B stockholders are the payors of debts and high cost of water which makes it a messy and delicate situation.

Discussion continued concerning the importation project and AGM Hess and Gen. Mgr. Paxman continued to answer questions from the board.

## III
## LEGISLATIVE REVIEW

Gen. Mgr. Paxman reviewed the current bills the District is watching closely.

HB274 is the bill requiring billing by the meter with a water conservation rate. Gen. Mgr. Paxman said Summit Water will be impacted by this bill because of the required establishment of a tiered water rate. He said shareholders within Summit Water will be subject to this so conservation would be encouraged in the area. He said this bill will apply to all secondary water providers so it will impact the District as well.

HB81 is the Fluoride Bill. Gen. Mgr. Paxman said this bill passed the House and Senate and is on the Governor's desk for signing. He said assuming this will be finalized, we will discontinue feeding fluoride May 7 of this year and we have already stopped purchasing fluoride. He said there will be some work in depleting tanks with the remaining fluoride and cleaning up these sites. He said we will keep these sites functional, but empty.

HB115 is a State Park Funding Bill by Rep. Brooks. Gen. Mgr. Paxman said this would get Lost Creek State Park some funding.

HB285 is the Water Infrastructure Modification Bill. Gen. Mgr. Paxman stated this bill is on the Senate's second reading calendar so possibly an amendment is coming. He said this is a complicated bill that we will continue to see refined by other bills to come. Gen. Mgr. Paxman said this bill will require the end user to pay into a fund and there will be a prioritization process to determine what water projects receive funding and which must wait.

HB311 is the Hydropower Bill. Gen. Mgr. Paxman said this bill was gutted, and essentially allows the water agent, who is Joel Ferry, to go secure water where we can in other basins outside the state.

Rep Owens has three water efficiency bills HB318, HB328, and HB330. Gen. Mgr. Paxman said these bills extend state facility turf restrictions to commercial properties, prohibit overhead sprinklers in non-functional or non-turf areas, and address water sprinkler efficiency requirements in the state.

Gen. Mgr. Paxman mentioned there are a couple property tax revenue bills and a few URS bills that the District is following.

SB80 is the Drinking Water Amendment. Gen. Mgr. Paxman said the Division of Drinking Water is looking to gather additional revenues from the end users to go toward plan reviews and survey costs. He said this bill died last year but seems to be moving through this year.

He said our lobbyists have been very helpful and we have certainly been keeping them busy this legislative session.

## IV
## ADJOURNMENT

There being no further business for discussion, meeting adjourned at 11:17 a.m.

Respectfully submitted,

Scott Paxman

Scott W. Paxman, General Manager / CEO