

**MINUTES OF A REGULAR MEETING OF THE WEBER BASIN WATER
CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD THURSDAY,
AUGUST 26, 2021, 9:00 A.M., AT DISTRICT HEADQUARTERS**

Present:

President Dee Alan Waldron
Trustee Randy B. Elliott
Trustee Scott K. Jenkins
Trustee Marlin K. Jensen
Trustee P. Bret Millburn
Trustee Paul C. Summers
Trustee Dave Ure

Excused:

Trustee Kym O. Buttschardt
Trustee Angie Osguthorpe

Tage I. Flint, Secretary/General Manager
Mike Malmborg, Legal Counsel
Jody Williams, Legal Counsel

Brittney Bateman, Finance & Economics Director
Calysta Bravo, Accounting & Budget Officer
Darren Hess, Assistant General Manager
Derek Johnson, Mgr. of Engineering
Sherrie Mobley, Mgr. of Administration
Brad Nelson, Mgr. of M&I
Riley Olsen, Mgr. of Water Supply & Power
Jon Parry, Assistant General Manager
Scott Paxman, Assistant General Manager
Sam Sorensen, Mgr. of Maintenance
Kathy Wood, Human Resources Manager

Kent Kofford, Bureau of Reclamation
Ben Woolf, Bureau of Reclamation

**I
PLEDGE OF ALLEGIANCE**

President Waldron welcomed all in attendance. He then led the group as they recited the Pledge of Allegiance.

**II
CONSIDERATION OF APPROVAL OF MINUTES**

President Waldron presented minutes of the regular board meeting and hearing on petitions for water contracts held July 29, 2021 and orientation meeting held July 8, 2021. There were no additions or corrections. Motion was made by Trustee Ure, seconded by Trustee Summers and passed unanimously, approving the minutes as presented.

**III
CONSIDERATION OF APPROVAL OF JULY 2021 FINANCIAL REPORT**

President Waldron requested review of the July 2021 financial report by Budget Off. Bravo. Budget Off. Bravo reported this is the first month of the fiscal year. She said the year-to-date water sales are above the budgeted amounts. She then discussed the expenses and compared them to the year to date budgeted amounts. Mention was made that the drought has caused some of the expense lines to be above the budgeted amounts. Budget Off. Bravo stated the insurance and bond expense line includes the insurance renewal which will be accrued back to FY2021. She concluded by answering questions from the trustees.

Fin. Director Bateman then presented the source and use statement. She discussed details on total revenues, total sources, total expenses, total uses, and major capital projects. Charts and graphs were used to provide additional details.

After all questions were answered, motion was made by Trustee Summers, seconded by Trustee Millburn and passed, approving the August 2021 financial report as presented.

**IV
CONSIDERATION OF APPROVAL OF UNTREATED WATER CONTRACTS**

Mgr. Mobley presented the following untreated water allotment contract:

A. DAVIS COUNTY:

- 1) Davis & Weber Counties Canal Company24.9 a.f. NEW
Cranefield Estates Phase 12 - Clinton

She said we have received an untreated water allotment contract from Davis & Weber Counties Canal Company (D&W) for an allotment of water. The contract is secured to property located in Clinton. Mgr. Mobley reported the contract has been approved and signed by D&W, and this water sale is possible per our trilateral agreement. She stated everything appears to be in order and recommended approval.

Motion was made by Trustee Ure, seconded by Trustee Jenkins and passed unanimously, approving the untreated water allotment contract with Davis & Weber Counties Canal Company, as described 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 President and Secretary of said District be and they are hereby authorized and empowered to execute on behalf of said District an untreated water allotment contract with Davis & Weber Canal, on the terms and conditions contained in the forms of agreements presented to and considered at this meeting.

**V
CONSIDERATION OF APPROVAL OF TRANSFERS OF WATER**

Mgr. Mobley presented two transfer documents. One was for 1.0 a.f. of replacement water from Robert Cherry to other property he owns in Weber County. The second is from Carlton Richey to other property he owns in Weber County. She said the requests meets our policy on transfers since the properties receiving the water are also owned by the same individuals. Mgr. Mobley recommended approval of the transfers and adoption of the following resolution.

RESOLUTION

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

23-035-0003, ROBERT CHERRY, 1.0 AF DISTRICT 1
ALL OF LOT 416, EVERGREEN PARK SUBDIVISION NO. 1, WEBER COUNTY, UTAH.

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

WHEREAS, the owners of the said lands have now made application to the District for the transfer of 1.0 acre-foot of water to be allotted from the lands above described to the following described lands in Weber County, Utah:

23-031-0032, Robert Cherry 1.0 AF
ALL OF LOT 404, EVERGREEN PARK SUBDIVISION NO. 1, 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 1.0 acre-foot of water above referred to be transferred as per above described lands.

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

1. That the application for transfer of 1.0 acre-foot of water from the lands first above described to lands last above described, be and the same is hereby approved and granted, and the 1.0 acre-foot of water is hereby so transferred.
2. That the President of the District is hereby authorized and empowered in the name of the District and on its behalf to execute a formal order granting such application for transfer and so transferring the said water.
3. That the Secretary of the District is directed to cause a fully executed copy of such order to which shall be appended a copy of the application for transfer upon which the order is made to be recorded in the office of the County Recorder of the county in which the lands to which the water is transferred are located.

RESOLUTION

WHEREAS, pursuant to a petition filed by Carlton Richey, there has been allocated 30 acre-feet of District 1 water to the following described lands in Weber County, Utah, to-wit:

23-013-0027, Carlton Richey 30.0 AF

THE NORTH 1/2 OF THE NORTH 1/2, THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER, THE EAST 1/2 OF THE SOUTHEAST QUARTER, THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER AND THE SOUTHWEST QUARTER OF SECTION 20, TOWNSHIP 7 NORTH, RANGE 3 EAST, SALT LAKEMERIDIAN, UTAH. CONTAINING 520 ACRES, ACCORDING TO THE OFFICIAL PLAT OF THE SURVEY OF THE SAID LAND ON FILE IN THE GENERAL LAND OFFICE.

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

23-013-0263, Carlton Richey 6.0 AF

ALL OF SECTION 19, TOWNSHIP 7 NORTH, RANGE 3 EAST, SALT LAKEMERIDIAN, US SURVEY, EXCEPT THAT PART DEEDED TO WEBER COUNTY (1375-1130) ALSO EXCEPTING THEREFROM ANY PART OF THE FOLLOWING DESCRIPTION WARRANTY DEED E#2618165: ALL OF SECTIONS 25 AND 35 AND PART OF SECTIONS 24 AND 36 OF TOWNSHIP 7 NORTH, RANGE 2 EAST AND PART OF SECTIONS 19 AND 30 OF TOWNSHIP 7 NORTH, RANGE 3 EAST AND SECTIONS 1 AND 2 OF TOWNSHIP 6 NORTH, RANGE 2 EAST, SALT LAKE BASE & MERIDIAN US SURVEY, DESCRIBED AS FOLLOWS: BEGINNING AT NORTHEAST CORNER OF SECTION 24, TOWNSHIP 7 NORTH, RANGE 2 EAST, THENCE SOUTH 00D30'34" WEST 158.18 FEET TO THE NORTHWEST CORNER OF SECTION 19, TOWNSHIP 7 NORTH, RANGE 3 EAST, THENCE EAST ALONG THE NORTH LINE OF SECTION 19, SOUTH 89D04'33" EAST 384.20 FEET TO THE WESTERLY RIGHT OF WAY LINE OF A COUNTY ROAD AS DEFINED IN BOOK 1385 PAGE 1130-1133, SAID DEED BEING ROTATED 0D12'20" CLOCKWISE TO MATCH THE CALLS TO THE SOUTHEAST CORNER OF SECTION 13, TOWNSHIP 7 NORTH, RANGE 2 EAST AND THE CALL FROM THE WEST QUARTER CORNER OF SECTION 19, TOWNSHIP 7 NORTH RANGE 3 EAST, THENCE ALONG SAID RIGHT OF WAY THE FOLLOWING TWENTY (21) COURSES (1) SOUTH 57D16'50" EAST 510.87 FEET (2) WITH A CURVE TO THE LEFT WITH AN ARC LENGTH OF 107.10 FEET, WITH A RADIUS OF 469.45 FEET, WHOSE CHORD BEARS SOUTH 63D48'58" EAST 106.87 FEET (3) SOUTH 70D21'05" EAST 633.72 FEET (4) WITH A CURVE TO THE RIGHT WITH AN ARC LENGTH OF 155.71 FEET, WITH A RADIUS OF 170.34 FEET, WHOSE CHORD BEARS SOUTH 44D09'48" EAST 150.35 FEET (5) SOUTH 17D58'35" EAST 325.69 FEET (6) WITH A CURVE TO THE LEFT WITH AN ARC LENGTH OF 103.70 FEET, WITH A RADIUS OF 898.81 FEET WHOSE CHORD BEARS SOUTH 21D16'53" EAST 103.64 FEET (7) SOUTH 24D35'12"

EAST 290.58 FEET (8) WITH A CURVE TO THE RIGHT WITH AN ARC LENGTH OF 98.18 FEET, WITH A RADIUS OF 1797.57 FEET, WHOSE CHORD BEARS SOUTH 23D01'19" EAST 98.17 FEET (9) SOUTH 21D27'27" EAST 847.26 FEET (10) WITH A NON TANGENT CURVE TO THE LEFT WITH AN ARC LENGTH OF 214.53 FEET WITH A RADIUS OF 321.80 FEET, WHOSE CHORD BEARS SOUTH 40D33'45" EAST 210.58 FEET (11) SOUTH 59D40'05" EAST 239.34 FEET (12) WITH A CURVE TO THE RIGHT WITH AN ARC LENGTH OF 83.11 FEET, WITH A RADIUS OF 181.30 FEET, WHOSE CHORD BEARS SOUTH 46D32'05" EAST 82.39 FEET (13) SOUTH 33D24'05" EAST 266.53 FEET (14) WITH A CURVE TO THE RIGHT WITH AN ARC OF LENGTH OF 91.70 FEET WITH A RADIUS OF 386.70 FEET, WHOSE CHORD BEARS SOUTH 26D36'27" EAST 91.49 FEET (15) SOUTH 19D48'50" EAST 290.70 FEET (16) WITH A CURVE TO THE LEFT WITH AN ARC LENGTH OF 105.25 FEET, WITH A RADIUS OF 633.81 FEET, WHOSE CHORD BEARS SOUTH 24D34'16" EAST 105.13 FEET (17) SOUTH 29D19'42" EAST 779.70 FEET, (18) WITH A CURVE TO THE RIGHT WITH AN ARC LENGTH OF 175.89 FEET, WITH A RADIUS OF 310.08 FEET, WHOSE CHORD BEARS SOUTH 13D04'41" EAST 173.54 FEET (19) SOUTH 03D10'18" WEST 180.56 FEET (20) WITH A CURVE TO THE LEFT WITH AN ARC LENGTH OF 211.19 FEET WITH A RADIUS OF 485.71 FEET, WHOSE CHORD BEARS SOUTH 09D17'04" EAST 209.53 FEET, (21) SOUTH 21D44'27" EAST 927.18 FEET TO THE SOUTH LINE OF SECTION 19, THENCE NORTH 89D55'35" WEST 365.43 FEET TO THE NORTHWEST CORNER OF THE MONTY NIELSEN PROPERTY, THENCE ALONG THE NIELSEN, NIEDERHAUSER AND GUSTAVESON PROPERTIES, SOUTH 00D00'30" EAST 2882.05 FEET TO THE BOUNDARY OF EVERGREENS SUBDIVISION, THENCE ALONG SAID BOUNDARY THE FOLLOWING TWO (2) COURSES: (1) SOUTH 19D10'02" WEST 1065.56 FEET (2) SOUTH 00D00'30" EAST 1391.07 FEET TO THE NORTH LINE OF SECTION 31, THENCE NORTH 89D43'13" WEST 3098.24 FEET TO THE SOUTHWEST CORNER OF SECTION 30, TOWNSHIP 7 NORTH, RANGE 3 EAST, THENCE NORTH 00D15'46" WEST 59.61 FEET TO THE SOUTHEAST CORNER OF SECTION 25, TOWNSHIP 7 NORTH, RANGE 2 EAST, THENCE NORTH 88D51'54" WEST, 2585.78 FEET TO THE SOUTH QUARTER CORNER OF SECTION 25, THENCE SOUTH 00D22'40" WEST 5349.62 FEET TO THE SOUTH QUARTER SECTION 36, THENCE SOUTH 89D21'09" EAST 2628.67 FEET TO THE SOUTHEAST CORNER OF SECTION 36, THENCE NORTH 89D44'27" EAST 102.35 FEET TO THE NORTHEAST CORNER OF SECTION 1, TOWNSHIP 6 NORTH, RANGE 2 EAST, THENCE ALONG THE BOUNDARIES OF SECTIONS 1 AND 2 OF TOWNSHIP 6 NORTH, RANGE 2 EAST THE FOLLOWING FIVE COURSES (5): (1) SOUTH 00D03'23" WEST 4896.37 FEET (2) SOUTH 02D32'41" WEST 80.32 FEET (3) SOUTH 89D37'07" WEST 5252.18 FEET (4) SOUTH 89D45'18" WEST 5395.31 FEET, (5) NORTH 01D17'19" EAST 5154.30 FEET TO THE NORTHWEST CORNER OF SECTION 2, THENCE NORTH 88D45'29" WEST 95.07 FEET TO THE SOUTHWEST CORNER OF SECTION 35, TOWNSHIP 7 NORTH, RANGE 2 EAST, THENCE NORTH 00D32'17" WEST 2653.06 FEET TO THE WEST QUARTER CORNER OF SECTION 35, THENCE NORTH 01D14'24" EAST 2675.80 FEET TO THE NORTHWEST CORNER OF SECTION 35, THENCE SOUTH 89D40'10" EAST 2654.85 FEET TO THE NORTH QUARTER OF SECTION 35, THENCE SOUTH 89D56'45" EAST 2655.96 FEET TO THE CORNER COMMON TO SECTIONS 25, 26, 35 AND 36 THENCE NORTH 00D11'23" EAST 2705.50 FEET TO THE WEST QUARTER SECTION 25, THENCE NORTH 00D09'19" EAST 2713.30 FEET TO THE NORTHWEST CORNER SECTION 25, THENCE SOUTH 87D42'34" EAST 1299.24 FEET, THENCE NORTH 01D26'01" WEST 1292.26 FEET, THENCE SOUTH 88D24'55" EAST, 1301.03 FEET, THENCE NORTH 01D20'24" WEST 3885.82 FEET TO THE NORTH LINE OF SECTION 24, THENCE NORTH 88D45'27" EAST 2763.68 FEET TO THE POINT OF BEGINNING.

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 6.0 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 6.0 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 6.0 acre-feet of water is hereby so transferred.
2. That the President of the District is hereby authorized and empowered in the name of the District and on its behalf to execute a formal order granting such application for transfer and so transferring the said water.
3. That the Secretary of the District is directed to cause a fully executed copy of such order to which shall be appended a copy of the application for transfer upon which the order is made to be recorded in the office of the County Recorder of the county in which the lands to which the water is transferred are located.

Motion was made by Trustee Ure, seconded by Trustee Jenkins and passed, approving both transfers of water outlined above and adopting the foregoing resolutions.

**VI
CONSIDERATION OF APPROVAL OF ASSUMPTIONS/ASSIGNMENTS OF WATER**

Mgr. Mobley presented the following assumptions/assignments of water.

A. WEBER COUNTY:

- 1) Crimson Ridge Phase Two Water Company LLC30.0 a.f.
Near Pineview (20-005-0021)
(previously Crimson Ridge Water Co.)
- 2) Lakeview Water Company44.0 a.f.
West of Pineview (20-015-0009)
(previously Legacy Mountain Estates)

She reported Crimson Ridge Phase Two Water Company LLC recently changed its name. Their original name had already been registered by others so they updated their records with this new name. This assumption will update our records to the correct name.

Mgr. Mobley reported water originally in the name of Legacy Mountain Estates is being assigned to Lakeview Water Company. Lakeview Water Company will now be providing water to Legacy Mountain Estates. She said Lakeview Water Company has pledged sufficient collateral, in the form of cash, to secure the assignment. Mgr. Mobley stated all assessments are current and recommended approval of both assignments.

Motion was made by Trustee Ure, seconded by Trustee Jenkins and passed unanimously, approving the assumption/assignment documents 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 President and the Secretary of said District be and they are hereby authorized and empowered to execute on behalf of said District assumption and assignment documents with the following entities, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

- 1) Crimson Ridge Phase Two Water Company LLC30.0 a.f.
- 2) Lakeview Water Company44.0 a.f.

**VII
CONSIDERATION OF APPROVAL OF CANCELLATIONS OF WATER**

Mgr. Mobley presented the following cancellations of water:

A. DAVIS COUNTY:

- 1) Steven & Heidi Ashdown 1.2 a.f. Proj
Layton (09-443-0002)
No existing connection

B. WEBER COUNTY:

- 1) Stanger Living Trust3.0 a.f. Dist 1
Huntsville (21-057-0001)
Change of plans – not planning for excess irrigation of property

Mgr. Mobley said the 1.2 a.f. cancellation in Davis County is being requested by the Ashdown’s because they have no connection to secondary water. She said the 3.0 a.f. cancellation in Weber County is being requested because the owners of the property, Stanger Living Trust, have no

plans to use the water for excess irrigation of the property. She said the property owners will maintain 1.0 a.f. of water and feel this allotment is sufficient for their needs. The owners have been notified that the District 1 water they are cancelling is significantly lower in price than District 3 water which we are currently selling. She said we want the property owners to recognize the value of the lower price water they are cancelling. All assessments are current, and she recommended approval of the cancellation.

Motion was made by Trustee Ure, seconded by Trustee Jenkins and passed, 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 President and the Secretary 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) Steven & Heidi Ashdown..... 1.2 a.f. Proj
- 2) Stanger Living Trust..... 3.0 a.f. Proj

**VIII
WATER SUPPLY REPORT**

Mgr. Olsen presented the following reservoir content data:

RESERVOIR	TOTAL CAPACITY	DISTRICT CAPACITY	ACCRUED		RESERVOIR CONT.	
			TO DIST TO DATE	% OF DIST CAPACITY	AS OF 8/23/21	AS OF 8/24/20
CAUSEY	7,870	6,870	3,188	46%	3,188	3,490
E CANYON	51,200	20,110	8,540	42	22,580	34,000
ECHO	73,940	6,357	0	0	11,660	28,130
LOST CRK	22,510	20,010	7,890	39	7,890	14,080
PINEVIEW	110,150	66,228	16,240	25	23,530	62,870
SMITH-M	8,351	6,560	3,469	53	3,469	3,640
WANSHIP	62,120	60,000	13,272	22	15,960	42,160
WILLARD	<u>247,302</u>	<u>222,273</u>	<u>91,389</u>	<u>41</u>	<u>91,389</u>	<u>158,687</u>
TOTAL	583,443	408,408	143,988	35%	179,666	347,057

Percent of District upstream storage is 28%.

Mgr. Olsen presented slides showing the Ogden River and Weber River storage. He also discussed the soil moisture levels, precipitation, weather outlooks, and drought monitor. He made specific mention to the precipitation levels received at various sites, stating the overall basin average to date is 74%. The weather outlooks were also discussed.

Trustee Ure asked what date does the District think this drought started. Mgr. Olsen replied we think it began either fall of 2019 or early 2020. He said there was very little precipitation in 2020. AGM Hess said our reservoirs have not been this low in 30 years, since 1992. He stated we have been able to pump 15,000 through the drought relief project, which saved this amount in upstream storage. Discussion continued.

**IX
CONSIDERATION OF APPROVAL OF CONTRACTOR SELECTION FOR WEBER
RIVER BRIDGE STRUCTURAL ADDITIONS**

AGM Paxman reported the District operates and maintains a single-lane bridge over the Weber River at Gateway. He said this bridge was constructed around 1954 and provides access to the District’s dam tender homes as well as the gateway canal and screens, gateway powerplant, and gateway tunnel.

AGM Paxman reported as-built plans and a subsequent load rating study completed by McNeil Engineering show the bridge is only rated for HS-15 loads (15 tons). The District routinely has needs to take equipment over the bridge that requires an HS-20 load rating. He said McNeil Engineering provided details on how to increase the load rating to HS-20 by adding structural members and bracing to the existing bridge. In addition, the existing steel girder beams are rusting and the paint is flaking off, therefore removal of paint and re-coating are required.

AGM Paxman reported the District prequalified contractors for this project and received three bids. Ralph L. Wadsworth Construction was selected to do the work because they submitted the low bid of \$466,300.00.

AGM Paxman recommended approval of Ralph L. Wadsworth Construction's contract for the Weber River Bridge Structural Additions Project.

Motion was made by Trustee Summers, seconded by Trustee Millburn and passed unanimously, approving Ralph L. Wadsworth Construction Company's \$466,300 contract for the Weber River Bridge Structural Additions Project 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 President and the Secretary of said District be and they are hereby authorized and empowered to execute on behalf of said District a \$466,300 contract with Ralph L. Wadsworth Construction Company for the Weber River Bridge Structural Additions Project, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

X

CONSIDERATION OF APPROVAL OF HILL FIELD STORAGE TANK PAINTING PROJECT

AGM Paxman reported the District owns two steel culinary water storage tanks on Hill Air Force Base. One tank has a capacity of 1.5 mgd, and the other tank has a capacity of 4 mgd. He said the District advertised for services to remove unsound paint from the exterior of the tanks and to recoat the exterior. He stated completing this project will extend the life of the existing tanks until planned replacement in approximately 2030.

AGM Paxman reported the project was first bid in 2020 and the prices were too high to justify. This second attempt brought much more interest. He said multiple contractors contacted us and expressed interest in submitting a bid. AGM Paxman stated the low bid was received from Silverline Finishing for \$266,700. He said this bid is significantly less than the prices received from the 2020 bid results. Discussion followed.

Motion was made by Trustee Elliott, seconded by Trustee Jenkins and passed unanimously, approving award of a \$226,000 contract to Silverline Finishing for the Hill Field Storage Tank Painting Project 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 President and the Secretary of said District be and they are hereby authorized and empowered to execute on behalf of said District a \$226,000 contract with Silverline Finishing for the Hill Field Storage Tank Painting Project, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

XI

GENERAL MANAGER'S REPORT

Gen. Mgr. Flint reported the Board's annual barbeque luncheon will immediately follow this meeting. He said it will begin at 11:30 a.m. at the pavilion. He said we did not hold the

luncheon last year due to COVID. This annual luncheon has been held for over 30 years and is done to extend our appreciation to the entities that we work with throughout the year. He extended his appreciation to the staff that helps make this luncheon successful.

Gen. Mgr. Flint reported the NWRA Conference will be held on November 8-10, 2021 at the Salt River's PERA Club in Phoenix. He asked all trustees who plan to attend to let Mgr. Mobley know so she can coordinate registration and other accommodations. He said this is one of the approved conferences the Board attends each year.

Gen. Mgr. Flint reported we have had many media opportunities concerning drought conditions. He said that he had done many interviews and that AGM Hess appeared live on Channel 4 recently. Others have also had opportunities to speak and promote our drought restrictions.

Gen. Mgr. Flint reported Senator Romney and his staff were recently at our headquarters. They were able to spend about 2.5 hours with us and discussed the bipartisan infrastructure bill. The bill would place money into building U.S. infrastructure such as roads, bridges, levies, water, and waste water. He said there is not sufficient time to adopt a new system, so the existing federal programs will be used to allocate these funds. He stated it has been difficult for us to compete with some of the other states and pointed this out to Senator Romney. Discussion continued.

Kent Kofford, Bureau of Reclamation Project Manager, said their office recently received a data request from Washington DC. The request category was for critical failure items. Gen. Mgr. Flint replied the District would prepare a list of these items and send it to him.

Gen. Mgr. Flint reported we have a community leader education tour scheduled next week. This tour is organized to provide education to public officials on water quality, water storage, maintenance, replacement water wells, etc. He stated we have had a great response and plan to fill two large buses with attendees.

Gen. Mgr. Flint reported we expect Congressman Moore to be in attendance at our luncheon today. He said Congressman Moore is very interested in natural resources and the military. He strives to position himself accordingly and has been very interested in gaining more knowledge on both subjects.

XII ADJOURNMENT

There being no further business for discussion, meeting adjourned at 10:30 a.m.

Respectfully submitted,

Tage I. Flint, Secretary

The Board of Trustees of the Weber Basin Water Conservancy District, Utah, met in public session August 26, 2021, at 9:00 a.m., at District headquarters, Layton, Utah. Meeting was called to order by President Dee Alan Waldron. On roll call the following members were found to be present:

Present:

President Dee Alan Waldron
Trustee Randy B. Elliott
Trustee Scott K. Jenkins
Trustee Marlin K. Jensen
Trustee P. Bret Millburn
Trustee Paul C. Summers
Trustee Dave Ure

Excused:

Trustee Kym O. Buttschardt
Trustee Angie Osguthorpe

Tage I. Flint, Secretary/General Manager
Mike Malmborg, Legal Counsel
Jody Williams, Legal Counsel

Brittney Bateman, Finance & Economics Director
Calysta Bravo, Accounting & Budget Officer
Darren Hess, Assistant General Manager
Derek Johnson, Mgr. of Engineering
Sherrie Mobley, Mgr. of Administration
Brad Nelson, Mgr. of M&I
Riley Olsen, Mgr. of Water Supply & Power
Jon Parry, Assistant General Manager
Scott Paxman, Assistant General Manager
Sam Sorensen, Mgr. of Maintenance
Kathy Wood, Human Resources Manager

Kent Kofford, Bureau of Reclamation
Ben Woolf, Bureau of Reclamation

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

Mgr. Mobley said we have received no written objections filed against the foregoing petitions and advised all persons present that additional objections in writing could be presented at this time. No oral or written objections were presented or filed.

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 requesting the allotment of Weber Basin water annually, pursuant to the terms and conditions set forth in said petition:

A. MORGAN COUNTY:

- 1) Schlichte Family Limited Partnership2.0 a.f. NEW

B. SUMMIT COUNTY:

- 1) B&C Coyle LLC4.0 a.f. NEW
2) Heather Heinel1.0 a.f. NEW
3) Redmount LLC1.0 a.f. NEW

- 4) Darrell L. Scharman Revocable Trust and Brenda G. Scharman
Revocable Trust3.25 a.f. NEW
- 5) Susan Sheffield 1.0 a.f. NEW

C. WEBER COUNTY:

- 1) Scott & Lisa Brusseau..... 1.0 a.f. NEW
- 2) Alexander & Nicole Cheung.....3.0 a.f. NEW
- 3) Weber School District.....25.67 a.f. NEW
- 4) Weber School District.....46.51 a.f. NEW

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 Secretary 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 5, 2021, 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 therefrom, 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 President 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 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 Ure, seconded by Trustee Jenkins and passed, approving petitions for water contracts in Morgan, Summit, and Weber counties and adopting the foregoing resolution.

Approved and adopted July 29, 2021.

Dee Alan Waldron, Chairman

ATTEST:

Tage I. Flint, Secretary

(SEAL)

