

**MINUTES OF A REGULAR MEETING OF THE WEBER BASIN WATER  
CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD THURSDAY,  
DECEMBER 1, 2022, 9:00 A.M., AT DISTRICT HEADQUARTERS**

**Present:**

Chairman Marlin K. Jensen  
Trustee Mark D. Anderson  
Trustee Jared Andersen  
Trustee Scott K. Jenkins  
Trustee Angie Osguthorpe  
Trustee Christopher F. Robinson  
Trustee Paul C. Summers  
Trustee Randy B. Elliott

**Excuse:**

Trustee Kym O. Buttschardt  
  
Jody Williams, Legal Counsel

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

Brittney Bateman, Economics Planning Coordinator  
Calysta Bravo, Finance Manager  
Suzy Eppens, Contracts Administrator  
Darren Hess, Assistant General Manager  
Josh Hogge, Mgr. of M&I  
Brad Nelson, Assistant General Manager  
Riley Olsen, Mgr. of Water Supply & Power  
Jon Parry, Assistant General Manager  
Kendall Searle, Mgr. of Administration  
Sam Sorensen, Mgr. of Maintenance  
Kathy Wood, Human Resources Manager

Ben Kirk, Bureau of Reclamation  
Shane Dunleavy, Eden Crossing  
Fred Philpot, Lewis & Young  
David Robinson, Lewis & Young  
Steve Rowley, Keddington & Christensen

**I**

**WELCOME & PLEDGE OF ALLEGIANCE**

Chairman Jensen welcomed all in attendance. In an effort to cover each agenda item, Chairman Jensen made a request to each presenter to quickly frame their presentation before beginning. Chairman Jensen also asked the trustees to please hold questions, if possible, until the end of the presentation. Chairman Jensen then led the group as they recited the Pledge of Allegiance.

**II  
CONSIDERATION OF APPROVAL OF MINUTES**

Chairman Jensen presented minutes of the regular board meeting and hearing on petitions for water contracts held October 27, 2022, and orientation meeting held October 18, 2022, for review and approval. There were no additions or corrections.

Motion was made by Trustee Jenkins, seconded by Trustee Summers and passed unanimously, approving the minutes as presented.

**III  
INTRODUCTION OF NEW EMPLOYEE**

Gen. Mgr. Paxman introduced Linsay Hartman as the new Executive Assistant as Marissol Martinez has taken the newly formed Accountant position at the District. Exec. Asst. Hartman was the office manager at East Layton Elementary School, and we are pleased she has joined our administration team at the District.

**IV  
AUDIT REPORT**

Gen. Mgr. Paxman stated we are ready to report to the Board on our annual audit. He directed attention to Mgr. Bravo who introduced Steve Rowley of Keddington & Christensen, the District's independent auditor. She said Mr. Rowley will begin, after which she will present the MD&A (Management Discussion & Analysis).

Mr. Rowley began by outlining the responsibilities regarding the audit. He made particular mention that those charged with governance, the Board of Trustees, are responsible for overseeing the financial reporting process. He said the District has hired a great team of people who were involved with the audit. Mr. Rowley stated it takes a team effort to fulfill all the responsibilities of the District.

Mr. Rowley offered the audit opinion, discussed the Government Auditing Standards Report, requirements for a Single Audit Report, requirements with the State Compliance Report and Resolution Compliance Report. He then reported there were no findings in FY2022. He reminded there were also no findings last fiscal year, FY2021. He said the audit went very smoothly, and the District has a reliable accounting system that produces reliable financial information. He further commented that the District has sound accounting policies, no difficulties to report, no material uncorrected misstatements, no disagreements with management, and no material corrections proposed during the audit.

Mr. Rowley concluded by stating their firm is very impressed with the District's continued commitment for accurate financial reporting. He said although accounting standards are getting more complex, the District staff does a wonderful job, and Keddington & Christensen appreciates the opportunity to be associated with the District.

Gen. Mgr. Paxman thanked Mr. Rowley for their thorough audit and said he did a fine job of our complicated financial records with government involvement. Mgr. Bravo extended appreciation to Mr. Rowley for the assistance he also provides throughout the year. Trustee Summers stated that he is not surprised by the findings but is very well pleased. Trustee J. Andersen remarked that he is impressed and that his office has never come through an audit unscathed. Trustee Jenkins echoed that he is also impressed with the staff and their efforts to comply with all financial requirements.

Mgr. Bravo began presenting the MD&A by giving an overview of the District and overview of the financial statements. She explained the internal accounting structure that included the Enterprise Fund, Government/Tax Fund, Revenue Fund, O&M, CAN, CARR, and Long-Term Debt funds. Mgr. Bravo presented the Condensed Statement of Net Position, Condensed Statement of Revenues, Condensed Statement of Actual vs. Budget Amounts, Capital Asset and Long-Term Debt Activity, Adjusted Sum of Valuations and Tax Rate, and Expectations of Changes in Financial Position.

Mgr. Bravo concluded by sharing her confidence that the District will continue to be in a strong financial position. Gen. Mgr. Paxman extended appreciation to Mgr. Bravo for the great work she does for the District. Mgr. Bravo thanked the staff and board for their time and efforts participating in the audit.

After discussion ceased, motion was made by Trustee Summers, seconded by Trustee M. Anderson, and passed unanimously, accepting the FY2022 Audit Report as presented.

**V**

**CONSIDERATION OF APPROVAL OF OCTOBER 2022 FINANCIAL REPORT**

Mgr. Bravo reported the October 2022 financial report. She reviewed the year-to-date water sales and other revenues, then reported on the expenses and compared them to the year-to-date budgeted amounts. She stated the year-to-date position compared to the fiscal year budget is right on track other than the capital projects. When all questions were answered, Trustee Elliott made motion for approval of the October 2022 financial report. Trustee Robinson seconded and the motion passed unanimously, approving the report as presented.

**VI**

**CONSIDERATION OF APPROVAL OF REPLACEMENT WATER CONTRACTS**

Mgr. Searle presented the following water contracts for approval:

**A. WEBER COUNTY**

- 1) Eden Crossing Public Water Service..... 495.0 a.f. NEW Eden

- 2) Skyline Mountain Base LLC..... 220.0 a.f. NEW  
Eden

Mgr. Searle reported Eden Crossing Public Water Service would like to contract for 495.0 a.f. of replacement water. Trustee Jenkins asked if they are able to work with Wolf Creek Water and Sewer. Shane Dunleavy, representing Eden Crossing Public Water Service was invited to respond by Chairman Jensen. Mr. Dunleavy replied Wolf Creek Water was not willing to service the new developments without water being purchased and brought to the table. Mr. Dunleavy said Eden Crossing Public Water Service does not prefer to do it this way but their hand is being forced. Mr. Dunleavy stated Eden Crossing Public Water Service has two wells and is currently working on three additional wells. Trustee Jenkins replied he understands the predicament and would approve the contract. Chairman Jensen asked Mr. Dunleavy if this contract would support the additional three wells they intend to dig, to which Mr. Dunleavy replied yes. This contract will cover 11,000 new dwelling units in the Ogden Valley. Trustee Robinson asked about the uses of water and it was clarified that this contract is for culinary purposes only and will service single family, condo, and hotel developments. Chairman Jensen thanked Mr. Dunleavy for his responses.

Mgr. Searle reported on another development in the Ogden Valley area and stated Skyline Mountain Base LLC would like to contract 220.0 a.f. of replacement water. He stated this is for development in Nordic Valley. Mgr. Searle continued by answering questions and discussion continued.

Motion was made by Trustee M. Anderson, seconded by Trustee Summers and passed unanimously, approving the water contracts with Eden Crossing Public Water Service and Skyline Mountain Base LLC 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 Chairman and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District water contracts with Eden Crossing Public Water Service and Skyline Mountain Base LLC, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

**VII**

**CONSIDERATION OF APPROVAL OF CANCELLATIONS OF WATER CONTRACTS**

Mgr. Searle presented the following cancellations of water:

**A. DAVIS COUNTY**

- 1) William & Cynthia Burttts..... 0.5 a.f. Proj.  
Layton

- 2) Rilla & Randy Hansen..... 0.5 a.f. Proj.  
Layton
- 3) Zachary Jeppson..... 0.98 a.f. Dist. 1  
Layton
- 4) John & Sherry Jobst..... 0.5 a.f. Proj.  
Layton

**B. WEBER COUNTY**

- 1) Phillip Boltz..... 2.4 a.f. Proj.  
Plain City

Mgr. Searle reported that it is not uncommon to have several cancellations this time of year as customers receive their property tax statements and question the Weber Basin Water Conservancy District assessment being charged. The four secondary water customers in Layton are located in the same neighborhood, and they cannot connect to the District’s secondary system. Therefore, District staff approves of these cancellations. The cancellation in Weber County is also recommended as Mr. Boltz has access to another pressurized system and no longer requires his contract with the District.

Motion was made by Trustee M. Anderson, seconded by Trustee Summers 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 Chairman and the 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) William & Cynthia Burtt..... 0.5 a.f. Proj.
- 2) Rilla & Randy Hansen..... 0.5 a.f. Proj.
- 3) Zachary Jeppson..... 0.98 a.f. Dist. 1
- 4) John & Sherry Jobst..... 0.5 a.f. Proj.
- 5) Phillip Boltz..... 2.4 a.f. Proj.

**VIII  
WATER SUPPLY REPORT**

Mgr. Olsen presented the following reservoir content data:

<u>RESERVOIR</u>	<u>TOTAL CAPACITY</u>	<u>DISTRICT CAPACITY</u>	<u>ACCRUED TO DIST TO DATE</u>	<u>% OF DIST CAPACITY</u>	<u>HISTORICAL RESERVOIR CONT.</u>	
					<u>AS OF 11/29/21</u>	<u>AS OF 11/30/20</u>
CAUSEY	7,870	6,870	1,871	27%	3,491	2,796
E CANYON	51,200	20,110	7,121	35	22,870	27,900
ECHO	73,940	6,357	28,007	441	16,300	17,960
LOST CRK	22,510	20,010	6,460	32	6,640	11,977
PINEVIEW	110,150	66,228	17,359	26	21,190	47,640
SMITH-M	8,351	6,560	3,422	52	6,109	1,762
WANSHIP	62,120	60,000	37,520	63	21,510	28,720
WILLARD	<u>247,302</u>	<u>222,273</u>	<u>68,589</u>	<u>31</u>	<u>76,175</u>	<u>135,347</u>
<b>TOTAL</b>	<b>583,443</b>	<b>408,408</b>	<b>170,349</b>	<b>42%</b>	<b>174,285</b>	<b>275,102</b>

Percent of District upstream storage is 55%.

Mgr. Olsen presented slides showing the Ogden River and Weber River storage. He also discussed the District’s storage allocation, soil moisture levels, precipitation, weather outlooks, and drought monitor.

Mgr. Olsen reminded the board of water purchases made with Weber River Water Users Association/Echo and Ogden River Water Users Association/Pineview which represents some of the increase in storage from last month. Trustee Osguthorpe asked where District storage would be without the purchases, to which Mgr. Olsen replied right around 32% which is very similar to the position we were in last year at this time.

Mgr. Olsen continued to report that soil moisture has come up a bit from last month but is not in an ideal position. Soil moisture is still not where we would prefer, but it is up and in a much better position than last year at this time. Mgr. Olsen finished presenting with the drought monitor showing our service area still categorized as severe.

**IX  
NEW DISTRICT 4 WATER RATE DISCUSSION**

Gen. Mgr. Paxman stated that we have had a few meetings already on this topic and reminded all present that this is for new water sales only and we will be coming to the board today with our staff recommendations. He further stated no action is required as there will be a hearing in January to make the final decision.

Fred Philpot from Lewis & Young began by reviewing the following model objectives:

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- Capital/operational expenses and reserves met
- Debt service coverage ratio requirements (1.25 and 1.75)
- Capital Improvement Plan (CIP) of \$500 Million (including inflation)

Mr. Philpot reviewed the three capital charge options:

<u>ANNUALIZED</u>	<u>FULL CAPITAL</u>	<u>HYBRID</u>
Impact Fee \$0	Impact Fee \$22,405	Impact Fee \$15,000
Annual Capital Fee \$1,300	Annual Capital Fee \$0	Annual Capital Fee \$425
Annual OM&R \$302	Annual OM&R \$302	Annual OM&R \$302
Total Annual Rate \$1,602	Total Annual Rate \$302	Total Annual Rate \$727

Chairman Jensen asked about amortization, and Mr. Philpot responded that we are not amortizing. Mr. Philpot said the capital charge cost is being recouped within the models, and the District will continue to reevaluate the rate to ensure meeting the revenue sufficiency and other targets established.

Mr. Philpot explained the three options in detail. The annualized option has no capital charge up front, the full capital option has the entire capital charge paid up front, and the hybrid option which has a partial fee paid up front as well as an annual portion of the capital charge.

Trustee Robinson inquired if the full amount is paid up front, does that mean the customer will never pay a capital fee. He asked if at the end of the payment period of recouping the capital fee, will there still be a capital charge on the other options, or will that eventually go away on those options? Chairman Jensen stated that this seems to be inequitable. Gen. Mgr. Paxman stated that the O&M will change year after year. Coord. Bateman explained that these issues are built into the model and the goal of the model was not to get those numbers completely equal. The person that is annualizing the capital charge is actually paying for the financing that the District is doing, and the District will analyze and adjust for rates in the future to transition the rate for needs and equity.

Trustee Osguthorpe asked why retailer customers will only have the hybrid option while the wholesale customers have the choice between the three. Coord. Bateman replied that the District likes to give the wholesalers, which include many of the cities, the options. Some of these entities have chosen various options in the past and the District felt it best to allow the choice for them. She said from a cash flow perspective, the retailers must do the hybrid option.

Trustee Robinson mentioned that the math doesn't work out for financing using just the 4% inflation built in, it doesn't come close to collecting financing charges, but stated that he understands this fee is being collected in perpetuity. Mr. Philpot stated that if you put a term of years on the model it does not work, but it does work with the rates being collected over the long term. He said it is key that we reevaluate the rates as we go through the years. Mr. Philpot further explained that we need to be careful we do not go over the cap for the budget. Gen. Mgr. Paxman stated that we are a public entity, and we must be very careful regarding collection as we are not a profit-making business.



Gen. Mgr. Paxman presented choices for meetings dates in January. He suggested that the hearing and board meeting be combined, but also mentioned the possibility of having them separate. There was a consensus that a combined meeting would work and could be held on Thursday, February 2, 2023 and was planned as such.

**X**

**CONSIDERATION OF APPROVAL OF INTERLOCAL AGREEMENT WITH WOODS CROSS CITY FOR 1100 WEST SECONDARY LATERAL AND METERS**

AGM Nelson explained the District's plans to have secondary irrigation meters installed along 1100 West in Woods Cross City. The city is beginning a road widening and improvement project along 1100 West from 1200 South to 500 South in the spring of 2023. Combining efforts with the city would save the District money and help get 17 meters installed during the irrigation off season.

Woods Cross City will hire a contractor to install the meters and new laterals needed to meter all the customers along 1100 West as a part of the project. Each party will be responsible for the construction costs of their utilities and Weber Basin is to pay Woods Cross City for Weber Basin's portion of the project. The project will be bid out in December 2022, and the District's portion of the work is anticipated not to exceed \$150,000.00.

District staff recommends approval of an interlocal agreement with Woods Cross City for metering customers along 1100 West. Motion was made by Trustee M. Anderson, seconded by Trustee Osguthorpe, and all were in favor, approving the interlocal agreement with Woods Cross City for 1100 West secondary laterals and metering.

**RESOLUTION**

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chairman and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District an interlocal agreement with Woods Cross City for the District's portion of the secondary laterals and meters along 1100 West, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

**XI**

**CONSIDERATION OF APPROVAL OF CONTRACTOR SELECTION FOR WEBER SOUTH WTP TANK PROJECT**

AGM Nelson began presenting the Weber South Water Treatment Plant tank project. He stated the design consultant is Bowen Collins and Associates, the proposed total volume of the tank is 5 million gallons (MG), and that this will replace the existing 1 MG and 4.3 MG tanks to provide for future demand. Gen. Mgr. Paxman stated there are additional features needed for this tank as it is a complicated project, and the expense is reflective of the work. He said there will be less work to do when the time comes to build the planned second tank as the preliminary work will be completed with this first project. AGM Nelson stated once both tanks are complete, there will



be 10 MG of storage at the Weber South Water Treatment Plant.

District staff recommends approval to award ProBuild Construction a contract for \$18,481,980.00 for the construction of the Weber South Water Treatment Plant 5MG tank. Motion was made by Trustee Summers, seconded by Trustee J. Andersen, and all were in favor, to award ProBuild Construction a contract for \$18,481,980.00 for the construction of the Weber South Water Treatment Plant 5 MG tank project.

**RESOLUTION**

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chairman and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District, to award ProBuild Construction a contract for \$18,481,980 for the construction of the Weber South Water Treatment Plant 5 MG tank project, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

**XII**

**CONSIDERATION OF CONTRACT WITH RB&G ENGINEERING FOR AV WATKINS SIPHON REPLACEMENT PROJECT**

AGM Nelson reported the AV Watkins Siphon replacement project construction will be bid in early 2023. The Bureau of Reclamation (BOR) originally proposed to do most of the inspection and testing for this project, however the BOR are now comfortable having RB&G do the inspection and testing.

AGM Nelson stated that this would be in the best interest of the District. These services to be provided will utilize the consultant’s previously attained information, reports, models, and knowledge of the project. It is cost effective, with an estimated savings of \$150-200K from the original contract, as we will no longer be paying JUB Engineering and the BOR for their services. The proposed fee for RB&G’s work is \$459,541.00.

District staff recommended approval of a contract with RB&G Engineering for \$459,541.00 to provide construction management services to the AV Watkins siphon replacement project. Trustee Robinson motioned for approval, seconded by Trustee J. Andersen, and the motion carried with no objections.

**RESOLUTION**

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chairman and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District a contract with RB&G Engineering to provide construction management services for the AV Watkins siphon 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 CONSULTANT SELECTION AND MASTER AGREEMENT FOR UDOT 5600 SOUTH WBWCD PIPELINE RELOCATIONS**

Mgr. Johnson was invited to present. He reported that UDOT is making improvements along 5600 South and widening the road. The District has infrastructure in this area including the 60” drought relief irrigation line and approximately 7,000LF of 24” and 30” PCCP and ductile iron culinary pipe. The District intends to work with UDOT during this project as the culinary pipeline will be relocated. Coordination will be critical as we cannot shut down this culinary pipe for a long period of time. UDOT has asked the District to provide a consultant for this project.

A Statement of Qualifications was advertised for project management, design services, and construction management and observation. Bowen Collins & Associates submitted the sole response and was deemed qualified for the work. A fee of \$895,426.00 was negotiated.

There will also be a reimbursement agreement that is necessary to work with UDOT on this project for outside engineering services. The anticipated costs are to be reimbursed by UDOT.

Trustee Summers asked why there was only 1 responder on this project. Mgr. Johnson replied that UDOT did not give us a long period of time, so we were only able to advertise for two weeks.

Chairman Jensen made mention that the District is to be reimbursed for these expenses so this really is a cost savings. Trustee J. Andersen asked if we reached out to firms that have done similar scope projects. Mgr. Johnson replied that to his knowledge we did not. Trustee Jenkins stated that these large industrial job contractors are very busy at this time.

Staff recommends two considerations for approval. First, staff recommends approval of a contract for \$895,426.00 with Bowen Collins and Associates for the District 5600 South pipeline relocations. Second, staff recommends approval of a Master Agreement and an Outside Engineering Services Reimbursement Agreement with UDOT for the UDOT 5600 South project. Motion was made by Trustee Jenkins, seconded by Trustee Elliot, and all were in favor, approving a contract with Bowen Collins and Associates for the District 5600 South pipeline relocations and approving a Master Agreement and an Outside Engineering Services Reimbursement Agreement with UDOT for the UDOT 5600 South project.

**RESOLUTION**

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chairman and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District approval of a contract with Bowen Collins and Associates for the District 5600 South pipeline relocations and approval of a Master Agreement and an Outside Engineering Services Reimbursement Agreement with UDOT for the UDOT 5600 South project, on

the terms and conditions contained in the form of agreement presented to and considered at this meeting.

**XIV**

**CONSIDERATION OF APPROVAL OF UDOT 1800 NORTH PROJECT OUTSIDE ENGINEERING SERVICES REIMBURSEMENT AGREEMENT**

Mgr. Johnson reported on another UDOT project along 1800 North. Several of the District's culinary lines will be impacted during this UDOT project to create a new interchange and make road improvements. Mgr. Johnson said in a previous masterplan, we identified this area as a betterment need, so we would like to take advantage of the situation and construct a pipeline during this UDOT project.

Mgr. Johnson reported UDOT is asking for an Outside Engineering Services Agreement to be reimbursed for third party consulting. The consultant costs are to be reimbursed by UDOT but this is still being negotiated, and if there are betterments in the future, that will be brought to the board at a later date.

Mgr. Johnson concluded by stating that District staff recommends approval of an Outside Engineering Services Reimbursement Agreement with UDOT for the UDOT 1800 North project. Motion was made by Trustee M. Anderson, seconded by Trustee J. Andersen, and passed unanimously approving the agreement.

**RESOLUTION**

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chairman and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District approval of an Outside Engineering Services Reimbursement Agreement with UDOT for the UDOT 1800 North project, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

**XV**

**CONSIDERATION OF APPROVAL OF SECONDARY METERING COOPERATIVE AND EQUIPMENT PURCHASE**

Chairman Jensen welcomed AGM Parry and invited him to present. AGM Parry began by explaining the District has already made the July 2023 meter purchase and is now looking to make the July 2024 meter purchase. The various entities involved in the cooperative agreement provided the District with quantities of meters and radios needed for annual procurement. These quantities will be updated and confirmed annually, and entities will reimburse the District for materials requested upon delivery of an invoice.

Trustee Robinson asked what kind of water savings are shown once a connection is metered. AGM Parry answered around 20-30%, and there is a strong education component that goes along

with metering as the end user will know their usage. Trustee M. Anderson asked how successful this cooperation agreement has been. AGM Parry stated that it is a fairly new agreement, but so far it has been successful. The intent is that the District will have all inventory delivered to our headquarters and the various entities will have 30 days to come collect their purchases.

AGM Parry concluded the presentation stating District staff recommends approval for the purchase order totaling \$5,206,718.19 of which the District's portion will be around \$900,000.00. Motion was made by Trustee Robinson, seconded by Trustee Summers, and all were in favor, approving the meter purchase.

**RESOLUTION**

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chairman and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District the purchase of the July 2024 meter purchase through the Secondary Metering Cooperative Agreements, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

**XVI  
GENERAL MANAGER'S REPORT**

Gen. Mgr. Paxman reported the NWRA Conference went well, and there was great participation from the board. He said it was very informative and a successful conference. Trustee Summers agreed it was valuable.

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Gen. Mgr. Paxman stated discussions on new bills this legislative session are in full swing. Gen. Mgr. Paxman said he has been asked to serve on the Legislative Water Development Commission and is very honored to serve in this capacity.

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Gen. Mgr. Paxman stated that the District hired lobbyist Dave Stewart and that he will be presenting at the next board meeting on what he anticipates doing for the District.

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Gen. Mgr. Paxman reminded the board of the Employee Awards Social coming up and encouraged all to attend. This is an evening spent honoring our employees and praising their accomplishments made throughout the year. He asked the board to please make best efforts to arrive early and get seated as the social hour starts at 6pm.

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Trustee Robinson commented on an article on the Great Salt Lake and the efforts and money being spent to revitalize the lake. Trustee Jenkins commented on a Mississippi River article and how freight shipments are being affected due to low water levels. Trustee Summers asked about the Governor's water plan, and Gen. Mgr. Paxman said he will email the plan along with any information he has to the board.

**XVII  
ADJOURNMENT**

There being no further business for discussion, meeting adjourned at 11:30 a.m.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Scott Paxman". The signature is fluid and cursive, with a long horizontal stroke at the end.

Scott W. Paxman, General Manager/ CEO

**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. SUMMIT COUNTY:**

- 1) 85 West Kamas LLC and SES 120 LLC .....0.65 a.f. NEW
- 2) 85 West Kamas LLC and SES 120 LLC .....0.65 a.f. NEW
- 3) Master Troy D Belnap Family Living Trust .....0.65 a.f. NEW
- 4) Paul Loeschorn & Lesli Gomez.....0.65 a.f. NEW

**B. WEBER COUNTY:**

- 1) Satterthwaite Family Living Trust .....0.65 a.f. NEW
- 2) Stag Investments LLC.....4.68 a.f. NEW
- 3) Wagstaff Investments LLC .....1.28 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 General Manager/CEO of the District caused due and proper notice of the holding of such hearing to be posted to the Utah Public Notice Website on November 15, 2022, 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.

**The Board of Trustees of the Weber Basin Water Conservancy District, Utah, met in public session December 1, 2022, at 9:00 a.m., at District headquarters, Layton, Utah. Meeting was called to order by Chairman Marlin K. Jensen. On roll call the following members were found to be present:**

Present:

Chairman Marlin K. Jensen  
Trustee Mark D. Anderson  
Trustee Jared Andersen  
Trustee Scott K. Jenkins  
Trustee Angie Osguthorpe  
Trustee Christopher F. Robinson  
Trustee Paul C. Summers  
Trustee Randy B. Elliott

Excuse:

Trustee Kym O. Buttschardt  
  
Jody Williams, Legal Counsel

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

Brittney Bateman, Economics Planning Coordinator  
Calysta Bravo, Finance Manager  
Suzy Eppens, Contracts Administrator  
Darren Hess, Assistant General Manager  
Josh Hogge, Mgr. of M&I  
Brad Nelson, Assistant General Manager  
Riley Olsen, Mgr. of Water Supply & Power  
Jon Parry, Assistant General Manager  
Kendall Searle, Mgr. of Administration  
Sam Sorensen, Mgr. of Maintenance  
Kathy Wood, Human Resources Manager

Ben Kirk, Bureau of Reclamation  
Shane Dunleavy, Eden Crossing  
Fred Philpot, Lewis & Young  
David Robinson, Lewis & Young  
Steve Rowley, Keddington & Christensen

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 Summit 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:



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Section 3. That the Chairman 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/CEO of the District is authorized and directed to attest said order.

Section 4. The General Manager/CEO 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 M. Anderson, seconded by Trustee Summers and passed unanimously, approving petitions for water contracts in Summit and Weber County and adopting the foregoing resolution.

Approved and adopted December 1, 2022.



Marlin K. Jensen, Chairman

ATTEST:



Scott W. Paxman, General Manager

(SEAL)