

**WEBER BASIN WATER CONSERVANCY DISTRICT  
 BOARD OF TRUSTEES MEETING  
 THURSDAY, FEBRUARY 29, 2024, 9:00 A.M.  
 DISTRICT HEADQUARTERS**

- 1) Welcome & Pledge of Allegiance..... Chair Osguthorpe
- 2) Recognition of Retiring Employee – Jacob Jaques..... Gen. Mgr. Paxman  
 Gen. Mgr. Paxman
- 3) Oath of Office – New Trustee(s) .....Mgr. Searle
- 4) Consideration of Approval of Minutes for Regular Board Meeting,  
 Hearing on Petitions for Water Contracts  
 and Annual Meeting (to form only) held January 25, 2024  
 and Orientation Meeting held January 22, 2024..... Chair Osguthorpe
- 5) Consideration of Approval of January 2024  
 Financial Report..... Trustee Buttschardt
- 6) Consideration of Approval of Preliminary Proposed  
 FY2025 O&M Budget ..... Gen. Mgr. Paxman  
 and Mgr. Bravo
- 7) Consideration of Approval of Auditor Continuation ..... Gen. Mgr. Paxman
- 8) Consideration of Approval of Petitions for Water Contracts,  
 Transfers of Water, and Cancellations.....Mgr. Searle

**A. DAVIS COUNTY:**

Cancellations of Water

- 1) Indigo Allen and Zachery Harper .....0.56 a.f. Proj  
 Kaysville – Talbot Estates (11-897-0119)

Transfers of Water

- 1) UDOT to UDOT .....40.0 a.f. Proj  
 Farmington (08-083-0005 to 08-079-0003, 08-081-0087,08-081-0106 &  
 08-079-0037)

**B. MORGAN COUNTY:**

Cancellations of Water

- 1) Giles Holman .....1.0 a.f. Dist 1  
 Enterprise (01-SUMR1-0039)

Petitions for Water

- 1) Mark McMillan.....0.65 a.f. Dist 4  
 Stoddard (01-004-334-05)

**C. SUMMIT COUNTY:**

Cancellations of Water

- 1) Snyderville Basin Sewer Improvement .....1.0 a.f. Dist 1  
 Jeremy Ranch (SS-1-A-7-X)

Petitions for Water

- 1) Landon Richins.....0.65 a.f. Dist 4  
Henefer (NS-774)

**D. WEBER COUNTY:**

Cancellations for Water

- 1) Candice & Jarrod Augustine..... 1.04 a.f. Proj  
Farr West – Parkside Estates (19-455-0022)
- 2) Scott & Jennie Bingham ..... 1.04 a.f. Proj  
Farr West – Parkside Estates (19-455-0010)

Petitions for Water

- 1) Kyle & Aubree Douglas.....0.65 a.f. Dist 4  
Liberty (22-007-0112)
- 2) Ivory Land Corporation ..... 13.79 a.f. Other  
West Haven - 37 lots (15-075-0041 & 15-075-0047)
- 3) Kirk Langford .....1.95 a.f. Dist 4  
Eden – 3 lots (22-049-0005)
- 4) Stillwater Construction Group LLC..... 10.64 a.f. Other  
West Haven - 28 lots (15-092-0073 & 15-092-0079)
- 5) Teresa Severin and Liberty Pipeline Co .....0.65 a.f. Dist 4  
Liberty (22-228-0008)

Transfers of Water

- 1) Sean Kunzler to Sean Kunzler .....0.38 a.f. Proj  
Uintah Bench (07-825-0020 to 07-831-0001)

- 9) Water Supply Report..... Mgr. Olsen
- 10) Consideration of Approval of Professional Engineering  
Services Contract for the Design of the Hwy 224  
Interconnect and Pipeline Project ..... Gen. Mgr. Paxman  
and AGM Nelson
- 11) Consideration of Approval of the UDOT 5600 South  
Betterment Construction Services Agreement..... Gen. Mgr. Paxman  
and AGM Nelson
- 12) Consideration of Adoption of District  
Water Conservation Plan ..... Gen. Mgr. Paxman  
and AGM Parry
- 13) General Manager’s Report ..... Gen. Mgr. Paxman
- 14) Other Business

**MINUTES OF A REGULAR MEETING OF THE WEBER BASIN WATER  
CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD THURSDAY,  
FEBRUARY 29, 2024, 9:00 A.M., AT DISTRICT HEADQUARTERS**

Present:

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

Excuse:

Trustee Randy B. Elliott  
Trustee Jared Andersen

Scott W. Paxman, General Manager/CEO  
Mike Malmborg, Legal Counsel  
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  
Jon Parry, Assistant General Manager  
Kendall Searle, Mgr. of Administration  
Kathy Wood, Mgr. of Human Resources

Ben Kirk, Bureau of Reclamation  
Olga Isupov, Dept. of Natural Resources  
Carly Payne, Dept. of Natural Resources  
Rachel Shilton, Dept. of Natural Resources  
Bruce Hart, Citizen  
Jacob Jaques, Retiring Employee

**I**

**WELCOME & PLEDGE OF ALLEGIANCE**

Chair Osguthorpe welcomed all in attendance. She excused Trustee J. Andersen and Trustee Elliott. Chair Osguthorpe then led the group as they recited the Pledge of Allegiance.

Chair Osguthorpe read an email from immediate past Chair, Marlin K. Jensen. The email mentioned Trustee Jensen ran into a visitor from the previous board meeting and the visitor was very impressed with the operations and management of the District. Trustee Jensen thought it appropriate to inform the board of the high praise and wish everyone well as he steps down from his service on the board and new Chair Osguthorpe succeeds his old post.

**II**

**RECOGNITION OF RETIRING EMPLOYEE  
JACOB JAQUES**

Gen. Mgr. Paxman said Jacob was hired right out of high school and has been with us almost 27 years. He said Jacob started in the Maintenance Department, then moved to Irrigation, then back to Maintenance. He said Jacob quickly advanced to Crew Chief and has served in that capacity since. Gen. Mgr. Paxman stated Jacob was such a value to the District, he is capable of operating all heavy equipment and machinery, he runs a tight ship, he completes work orders in a timely and professional manner, and we very much appreciate all he has contributed over the years. Gen. Mgr. Paxman and Chair Osguthorpe presented Jacob with a watch, a District coin, and Jacob's 20-year wall plaque. Jacob said he is very thankful, and he really will miss the secondary

system. He thanked the board for the District-wide pay increases and the heavy equipment purchases that the board has made happen the past few years. He said those things really do make a difference and go a long way in the Maintenance Department.

### **III OATH OF OFFICE FOR NEW TRUSTEE**

Gen. Mgr. Paxman introduced and welcomed the District's new trustee who was recently appointed to the District's Board. He stated Trustee Gage Froerer represents the Ogden Valley for Weber County. He said Trustee Froerer currently serves as a Weber County Commissioner and was a former State Representative, and stated his experience as a business owner and his other endeavors will serve the board well. All welcomed Trustee Froerer.

Gen. Mgr. Paxman then asked Mgr. Searle to administer the Oath of Office to Trustee Froerer. Mgr. Searle reviewed the reappointments of Trustees Elliott, Jenkins, and Osguthorpe. He then welcomed Trustee Froerer to the board and invited him to take the oath of office. Trustee Froerer was sworn in, accepting the following oath:

*I 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 Froerer to say a few words. He said thank you for the great opportunity to serve on this board. He said he has 12 years of experience in the legislature, served on a state water board for years with former General Manager Tage Flint, and he understands how important this board is to the state of Utah and all the counties we represent. Trustee Froerer said as we experience growth in our state, water becomes a big component as without water, development cannot take place. He stated we must make sure we are serving the needs of existing customers and looking forward to serving those who need it for the future.

### **IV PUBLIC COMMENT**

Chair Osguthorpe stated we will take a moment to veer from our outlined agenda and invited public comment. Citizen Bruce Hart stepped up to the podium and explained his issues. He recently realized he has been charged for a Weber Basin Water allocation for years and does not have access to the secondary water. He came in and spoke to District staff wanting to access the secondary water but found out he cannot being east of Hwy 89 in Tanglewood. District staff assisted him in cancelling his contract and reimbursed him for his 2024 secondary water payment. Mr. Hart came today to ask for reimbursement on the back years he has paid as a direct charge on the past property tax statements. He admitted he should have looked into his secondary water years ago but does feel discouraged and feels it was wrong to be charged for something he does not have access to use.

Chair Osguthorpe thanked Mr. Hart for coming and making his comments to the board. She said they will take his testimony into consideration and get back to him with a response.

### **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 25, 2024 and orientation meeting held January 22, 2024 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 2024 FINANCIAL REPORT**

Chair Osguthorpe invited Mgr. Bravo to begin the review of the January 2024 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 ahead in revenues and behind on expenses, which puts us 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, reserves, etc. Questions from the board were then answered.

Chair Osguthorpe acknowledged a motion made by Trustee Robinson, seconded by Trustee Jenkins, and all were in favor of accepting the January 2024 financial report as presented.

**VII  
CONSIDERATION OF APPROVAL OF PRELIMINARY PROPOSED  
FY2025 O&M BUDGET**

Mgr. Bravo stated each year we review the preliminary Operation & Maintenance (O&M) budget and approve water rates for purposes of notifying our customers of their approximate water assessments for the coming year. She stated as a reminder that water rates for 2025 through 2028 have already been approved by the board, so she will present the 2025 O&M Budget briefly to assure the board the District will cover O&M costs for the year.

Mgr. Bravo stated the operating revenues are increasing by 13% and non-operating revenues will decrease around 37%. Mgr. Bravo explained the drop in the non-operating budget is being driven by transfers from other sub funds as well as Benchland Irrigation no longer operating and maintaining a portion of our service area. She stated that work will now be done in-house. Mgr. Bravo said looking at the big picture, an overall increase of 14.35% is anticipated from 2024 to 2025.

TENTATIVE BUDGET O&M REVENUES – FY2025

		<b>FY2024 Budget</b>	<b>Est. FY2025 Budget</b>	<b>% Increase (Decrease)</b>
<b>OPERATING REVENUE</b>		<b>\$ 20,364,100</b>	<b>\$ 23,027,321</b>	<b>13.08%</b>
	WATER SALES	\$ 19,438,500	\$ 21,892,900	12.63%
	Wholesale/Retail Contracts	\$ 19,358,500	\$ 21,792,900	12.58%
	Reserved/Leased Contracts	\$ 80,000	\$ 100,000	25.00%
	POWER SALES	\$ -	\$ 150,000	
	REIMBURSED EXPENSES	\$ 453,000	\$ 575,621	27.07%
	MISCELLANEOUS	\$ 472,600	\$ 408,800	-13.50%
	Engineering & Development Fees	\$ 200,000	\$ 120,000	-40.00%
	Lab Receipts	\$ 145,000	\$ 145,000	0.00%
	Misc	\$ 127,600	\$ 143,800	12.70%
<b>Non-Operating Revenue</b>		<b>\$ 4,375,000</b>	<b>\$ 2,750,000</b>	<b>-37.14%</b>
	INTEREST	\$ 300,000	\$ 750,000	150.00%
	TRANSFERS FROM OTHER SUBFUNDS	\$ 4,075,000	\$ 2,000,000	-50.92%
		<b>\$ 24,739,100</b>	<b>\$ 25,777,321</b>	<b>14.35%</b>

Mgr. Bravo then discussed adjustments to the various expense categories: operations, sustainment, strategic initiatives, administrative, human resources, and reserves. She explained the large decrease in the strategic initiatives budget is mainly due to less replacement of meters. Mgr. Bravo concluded by reporting overall the budget increased 3.57% in total expenses for a balanced budget of \$25,777, 321.00.

TENTATIVE BUDGET O&M EXPENSES – FY2025

		FY2024 Budget	Est. FY205 Budget	% Increase (Decrease)
<b>OPERATIONS</b>		\$ 5,556,500	\$ 5,782,600	4.07%
	WATER SUPPLY & POWER	\$ 3,467,000	\$ 3,315,000	(4.38%)
	Annual Assessments & Agreements	\$ 1,210,000	\$ 1,240,000	2.48%
	Secondary System Operations	\$ 1,177,000	\$ 994,000	(15.55%)
	WS&P Facilities	\$ 1,070,000	\$ 1,071,000	0.09%
	Drought Response	\$ 10,000	\$ 10,000	0.00%
	MUNICIPAL & INDUSTRIAL	\$ 2,089,500	\$ 2,467,600	18.10%
	Chemicals	\$ 1,453,400	\$ 1,740,400	19.75%
	M&I Facilities	\$ 475,300	\$ 520,800	9.57%
	Lab	\$ 160,800	\$ 206,400	28.36%
<b>SUSTAINMENT</b>		\$ 1,300,000	\$ 1,330,500	2.35%
	MAINTENANCE	\$ 1,290,000	\$ 1,323,000	2.56%
	District Facilities	\$ 460,000	\$ 463,000	0.65%
	Vehicles & Equipment	\$ 830,000	\$ 860,000	3.61%
	ENGINEERING	\$ 10,000	\$ 7,500	(25.00%)
	Engineering Equipment & Services	\$ 10,000	\$ 7,500	(25.00%)
<b>STRATEGIC INITIATIVES</b>		\$ 762,000	\$ 628,000	(17.59%)
	CONSERVATION DIVISION	\$ 519,000	\$ 369,000	(28.90%)
	Community Outreach/Education	\$ 274,000	\$ 274,000	0.00%
	Special Project & Study Sustainment	\$ 245,000	\$ 95,000	(61.22%)
	INFORMATION SERVICES DIVISION	\$ 243,000	\$ 259,000	6.58%
	IT Equipment/Services	\$ 133,000	\$ 139,000	4.51%
	SCADA & Programming	\$ 110,000	\$ 120,000	9.09%
<b>ADMINISTRATIVE SUPPORT</b>		\$ 1,630,925	\$ 1,637,525	0.40%
	Professional Services	\$ 1,177,700	\$ 1,137,900	(3.38%)
	Office Supplies/Services	\$ 165,000	\$ 168,400	2.06%
	Dues/Memberships/Subscriptions	\$ 25,000	\$ 33,000	32.00%
	Overhead	\$ 263,225	\$ 298,225	13.30%
<b>HUMAN RESOURCES</b>		\$ 15,466,000	\$ 16,219,500	4.87%
	Payroll	\$ 10,420,000	\$ 11,110,000	6.62%
	Benefits	\$ 4,862,000	\$ 4,913,000	1.05%
	Safety & Employee Development	\$ 184,000	\$ 196,500	6.79%
<b>ADDITION TO (FROM) RESERVES</b>		\$ 23,675	\$ 179,196	
<b>TOTAL O&amp;M EXPENSES</b>		\$ 24,739,100	\$ 25,777,321	3.57%

Mgr. Bravo quickly reviewed the water rates that were passed and approved at the hearing held August 31, 2023. She said we will begin to see the O&M increases in 2025 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 our reminders to our wholesale customers showing the increases from 2025 through 2028 to give ample time for the entities rates to increase as well.

Mgr. Bravo then answered questions from the trustees. Upon completion, Trustee Buttschardt motioned for approval of the Preliminary Proposed FY2025 O&M Budget. Motioned was seconded by Trustee Summers, and with all trustees voting in favor, the motion passed adopting the preliminary budget as presented.

**VIII  
CONSIDERATION OF APPROVAL OF AUDITOR CONTINUATION**

Gen. Mgr. Paxman explained that we typically contract with an auditor for five years, then go out for bid through a Request for Proposal (RFP) process which is the state’s recommended practice. He said Keddington and Christensen has served us well the past five years and it would normally be time to go through that bid process again. Gen. Mgr. Paxman said this is the typical cycle for the auditor, however we are now looking to change our Enterprise Planning Resource (EPR) software, and this is a large endeavor that may take 18 months or more. He said it would be best to retain the current auditor through this process and not introduce a new auditor as it takes a few years to familiarize them with our complex operations and processes.

Mgr. Bravo said there are some differing opinions on changing auditors every five years, yet Steve from Keddington and Christensen does not see a conflict. She said he has agreed to hold his price for the next two years to get us through the switch to a new ERP system. Mgr. Bravo said this software switch affects many departments in the District, not just human resources and finance, and it is a massive endeavor. Mgr. Bravo stated we will send out a Request for Information (RFI) for the software and then move forward from there. She said the District would like to ensure we have the new system fully integrated for a year before we switch auditors. For these reasons, staff recommended approval to extend the contract with Keddington and Christensen for the next two years.

Discussion continued and Mgr. Bravo then answered questions from the board.

Trustee Jenkins raised concerns about the two-year extension and asked for input from legal counsel. Attorney Malmborg noted that, according to the District’s Policies and Procedures, the threshold for small purchases of professional services (and for direct negotiation for such services) is \$50,000.00 (see Weber Basin Policies and Procedures Manual Paragraph 6.2.7). It appears that this contract will be less than the small purchase threshold. Mr. Malmborg further noted, as outlined by Gen Mgr. Paxman and Mgr. Bravo, that the District has concluded in writing, in this limited instance and time, and in satisfaction of Utah Code 63G-6a-802, that (1) it is in the best interest of Weber Basin to engage the auditor directly for an additional two years, and (2) the contract, including price, are in the best interest to Weber Basin (due to the reasons outlined above). Attorney Malmborg believes it is acceptable to contract directly with the current auditor for two additional years. Attorney Malmborg advised the District to send a Request for Proposals (RFP) for auditor services after the two-year extension. Trustee Jenkins was satisfied.

Motion was made by Trustee Buttschardt, seconded by Trustee M. Anderson and passed unanimously, approving the auditor continuation for the next two years.

**IX  
CONSIDERATION OF APPROVAL OF CANCELLATIONS OF WATER**

Mgr. Searle presented the following cancellations of water contracts.

**A. DAVIS COUNTY:**

- 1) Indigo Allen and Zachery Harper .....0.56 a.f. Proj  
Kaysville – Talbot Estates (11-897-0119)

**B. MORGAN COUNTY:**

- 1) Giles Holman .....1.0 a.f. Dist 1  
Enterprise (01-SUMR1-0039)

**C. SUMMIT COUNTY:**

- 1) Snyderville Basin Sewer Improvement .....1.0 a.f. Dist 1  
Jeremy Ranch (SS-1-A-7-X)

**D. WEBER COUNTY:**

- 1) Candice & Jarrod Augustine.....1.04 a.f. Proj  
Farr West – Parkside Estates (19-455-0022)
- 2) Scott & Jennie Bingham .....1.04 a.f. Proj  
Farr West – Parkside Estates (19-455-0010)

Mgr. Searle reported the cancellation in Davis County is for another parcel in Talbot Estates where secondary water is not needed or usable. He said the next cancellation is in Morgan County and this individual has connected to a culinary water provider and no longer needs his well water. Mgr. Searle said the Snyderville Basin Sewer Improvement District in Summit County no longer needs their well water contract as they have culinary water available. He then said the last two cancellations are in Weber County and are in the Parkside Estates subdivision which has secondary water provided through Pineview and the allocation through the District is not accessible. Mgr. Searle said District staff recommends approval of all cancellations.

Motion was made by Trustee Robinson, seconded by Trustee Jenkins 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. Indigo Allen and Zachery Harper .....0.56 a.f. Proj
- 2. Giles Holman .....1.0 a.f. Dist 1
- 3. Snyderville Basin Sewer Improvement .....1.0 a.f. Dist 1
- 4. Candice & Jarrod Augustine .....1.04 a.f. Proj
- 5. Scott & Jennie Bingham .....1.04 a.f. Proj

X

CONSIDERATION OF APPROVAL OF TRANSFERS OF WATER

Mgr. Searle presented the following transfers of water.

A. DAVIS COUNTY:

- 1) UDOT to UDOT .....40.0 a.f. Proj  
Farmington (08-083-0005 to 08-079-0003, 08-081-0087,08-081-0106 & 08-079-0037)

B. WEBER COUNTY

- 1) Sean Kunzler to Sean Kunzler .....0.38 a.f. Proj  
Uintah Bench (07-825-0020 to 07-831-0001)

He reported UDOT is transferring 40.0 ac-ft to and from a property out west to be used for environmental purposes and wetland mitigation. Mgr. Searle stated Sean Kunzler is in Weber County and is transferring 0.38 ac-ft for future development of a parcel with no water currently.

Mgr. Searle stated the transfers meet District policy and recommended approval of both and adoption of the following resolutions.

RESOLUTION

WHEREAS, pursuant to a petition filed by UDOT, there has been allocated 345.20 acre-feet of Project Agriculture water to the following described lands in Davis County, Utah, to-wit:

**Parcel No: 08-083-0005, UTAH DEPARTMENT OF TRANSPORTATION 345.20 AF**  
A PARCEL OF LAND IN FEE FOR THE PROPOSED WEST DAVIS HWY, BEING PART OF AN ENTIRE TRACT OF PPTY SIT IN SEC 22 & THE E 1/2 OF SEC 27-T3N-R1W,



SLB&M. THE BNDRY OF SD PARCEL OF LAND ARE DESC AS FOLLOWS: BEG AT THE N 1/4 COR OF SD SEC 22 & RUN TH ALG GRANTOR'S N'LY BNDRY LINE THE FOLLOWING SIX (6) COURSES: (1) N 89°51'14" E 126.48 FT; (2) S 37°28'18" E 705.67 FT; (3) S 37°16'21" E 442.94 FT; (4) S 42°23'39" E 69.91 FT; (5) N 54°46'47" E 235.47 FT; (6) S 37°16'53" E 278.94 FT TO A PT ON THE E'LY HWY R/W & NO-ACCESS LINE OF THE PROPOSED WEST DAVIS CORRIDOR; TH SE'LY ALG SD PROPOSED R/W & NO-ACCESS LINE THE FOLLOWING FOUR (4) COURSES: (1) S 17°02'24" W 763.85 FT TO A PT OF CURVATURE ON A 2800.00 FT RAD CURVE TO THE LEFT; (2) S'LY 1398.64 FT ALG THE ARC OF SD CURVE (NOTE: CHORD TO SD CURVE BEARS S 02°43'48" W FOR A DIST OF 1384.15 FT); (3) S 11°34'48" E 1406.25 FT TO A PT OF CURVATURE ON A 2875.00 FT RAD CURVE TO THE LEFT; (4) SE'LY 2492.13 FT ALG THE ARC OF SD CURVE (NOTE: CHORD TO SD CURVE BEARS S 36°24'46" E FOR A DIST OF 2414.83 FT) TO THE E BNDRY LINE OF GRANTOR'S ENTIRE TRACT; TH S 00°14'54" E 749.98 FT ALG GRANTOR'S E BNDRY LINE TO A PT ON GRANTOR'S S BNDRY LINE; TH SW'LY ALG SD S BNDRY LINE THE FOLLOWING FOUR (4) COURSES: (1) S 89°27'22" W 658.12 FT; (2) S 02°02'47" E 169.62 FT; (3) S 11°52'56" E 626.17 FT; (4) N 89°44'44" W 574.91 FT TO A PT ON THE W'LY BNDRY LINE OF GRANTOR'S ENTIRE TRACT; TH N'LY ALG SD BNDRY LINE THE FOLLOWING FOUR (4) COURSES: (1) N 39°59'49" W 1913.90 FT; (2) N 03°40'22" W 1280.75 FT; (3) N 12°59'23" W 2971.99 FT; (4) N 09°55'45" E 2415.72 FT TO THE POB. CONT. 232.06 ACRES

And the orders so allocating the said water have been recorded in the office of the County Recorder of Davis 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 40.0 acre-feet of water to be allotted from the lands above described to the following described lands in Weber County, Utah:

**Parcel No: 08-083-0005, UTAH DEPARTMENT OF TRANSPORTATION 305.20 AF**

A PARCEL OF LAND IN FEE FOR THE PROPOSED WEST DAVIS HWY, BEING PART OF AN ENTIRE TRACT OF PPTY SIT IN SEC 22 & THE E 1/2 OF SEC 27-T3N-R1W, SLB&M. THE BNDRY OF SD PARCEL OF LAND ARE DESC AS FOLLOWS: BEG AT THE N 1/4 COR OF SD SEC 22 & RUN TH ALG GRANTOR'S N'LY BNDRY LINE THE FOLLOWING SIX (6) COURSES: (1) N 89°51'14" E 126.48 FT; (2) S 37°28'18" E 705.67 FT; (3) S 37°16'21" E 442.94 FT; (4) S 42°23'39" E 69.91 FT; (5) N 54°46'47" E 235.47 FT; (6) S 37°16'53" E 278.94 FT TO A PT ON THE E'LY HWY R/W & NO-ACCESS LINE OF THE PROPOSED WEST DAVIS CORRIDOR; TH SE'LY ALG SD PROPOSED R/W & NO-ACCESS LINE THE FOLLOWING FOUR (4) COURSES: (1) S 17°02'24" W 763.85 FT TO A PT OF CURVATURE ON A 2800.00 FT RAD CURVE TO THE LEFT; (2) S'LY 1398.64 FT ALG THE ARC OF SD CURVE (NOTE: CHORD TO SD CURVE BEARS S 02°43'48" W FOR A DIST OF 1384.15 FT); (3) S 11°34'48" E 1406.25 FT TO A PT OF CURVATURE ON A 2875.00 FT RAD CURVE TO THE LEFT; (4) SE'LY 2492.13 FT ALG THE ARC OF SD CURVE (NOTE: CHORD TO SD CURVE BEARS S 36°24'46" E FOR A DIST OF 2414.83 FT) TO THE E BNDRY LINE OF GRANTOR'S ENTIRE TRACT; TH S 00°14'54" E 749.98 FT ALG GRANTOR'S E BNDRY LINE TO A PT ON GRANTOR'S S BNDRY LINE; TH SW'LY ALG SD S BNDRY LINE THE FOLLOWING FOUR (4) COURSES: (1) S 89°27'22" W 658.12 FT; (2) S 02°02'47" E 169.62 FT; (3) S 11°52'56" E 626.17 FT; (4) N 89°44'44" W 574.91 FT TO A PT ON THE W'LY BNDRY LINE OF GRANTOR'S ENTIRE TRACT; TH N'LY ALG SD BNDRY LINE THE FOLLOWING FOUR (4) COURSES: (1) N 39°59'49" W 1913.90 FT; (2) N 03°40'22" W 1280.75 FT; (3) N 12°59'23" W 2971.99 FT; (4) N 09°55'45" E 2415.72 FT TO THE POB. CONT. 232.06 ACRES

**Parcel No: 08-079-0003, UTAH DEPARTMENT OF TRANSPORTATION 17.0 AF**

A TRACT OF LAND IN FEE FOR THE PRESERVATION OF WEST DAVIS CORRIDOR, KNOWN AS PROJECT NO. SP-9999(807) BEING ALL OF AN ENTIRE TRACT OF PPTY SIT IN THE NW 1/4 SW 1/4 OF SEC 25-T3N-R1W, SLB&M. THE BNDRY OF SD TRACTS OF LAND ARE DESC AS FOLLOWS: BEG AT A PT ON THE S LINE OF GLOVER'S LANE WH IS S 0°08'10" E 172.92 FT ALG THE SEC LINE & S 89°30'47" E 14.36 FT FR THE W 1/4 COR OF SEC 25-T3N-R1W, SLM; & RUN S 89°30'47" E 1187.64 FT ALG THE S LINE OF GLOVER'S LANE; TH S 0°23'05" W 880.27 FT; TH N 89°30'47" W 1187.64 FT; TH N 0°23'05" E 880.27 FT TO THE POB. CONT 24.00 ACRES

**Parcel No: 08-081-0087, UTAH DEPARTMENT OF TRANSPORTATION 5.0 AF**

A TRACT OF LAND IN FEE, BEING ALL OF AN ENTIRE TRACT OF PPTY FOR A

WETLAND MITIGATION SITE, INCIDENT TO THE CONSTRUCTION OF SR-67 WEST DAVIS HWY, KNOWN AS PROJECT NO. S-R199(229) SIT IN THE NE 1/4 SE 1/4 OF SEC 26-T3N-R1W, SLB&M. THE BNDRY OF SD TRACT OF LAND ARE DESC AS FOLLOWS: BEG ON THE S LINE OF GLOVER'S LANE AT A PT 99.00 FT (RECORD 1.50 CHAINS) W & 173.29 FT (RECORD 1.70 CHAINS) S FR THE NE COR OF THE SE 1/4 OF SD SEC 26; & RUN TH S 89°47'12" W 459.59 FT (RECORD W 460.00 FT); TH S 00°08'10" E 435.60 FT; TH S 89°47'14" W 200.00 FT; TH S 726.75 FT, M/L, TO AN OLD FENCE; TH ALG SD FENCE LINE N 89°21'40" E 658.59 FT (RECORD 10 CHAINS, M/L); TH N 1157.46 FT (RECORD 1,147.87 FT, M/L) TO THE POB. CONT. 15.541 ACRES

**Parcel No: 08-081-0106, UTAH DEPARTMENT OF TRANSPORTATION 12.0 AF**

A TRACT OF LAND IN FEE, BEING ALL OF AN ENTIRE TRACT OF PPTY SIT IN THE NE 1/4 SE 1/4 OF SEC 26-T3N-R1W, SLB&M, INCIDENT TO THE CONSTRUCTION OF SR-67 WEST DAVIS HWY, KNOWN AS PROJECT NO. S-R199(229). THE BNDRY OF SD TRACT OF LAND ARE DESC AS FOLLOWS: COM ON THE S LINE OF GLOVER'S LANE AT A PT 759 FT (RECORD 11.50 CHAINS) W & 112.2 FT (RECORD 1.70 CHAINS) S FR THE NE COR OF THE SE 1/4 OF SD SEC 26; & RUN TH W ALG S LINE OF GLOVER'S LANE 660 FT (RECORD 10.0 CHAINS) TO A 2 ROD ROAD; TH S ALG THE E LINE OF SD ROAD 1176.47 FT; TH E 660 FT (RECORD 10 CHAINS); TH N 1176.47 FT (RECORD 1162.35 FT) TO THE POB. CONT. 17.825 ACRES

**Parcel No: 08-079-0037, UTAH DEPARTMENT OF TRANSPORTATION 6.0 AF**

A TRACT OF LAND IN FEE, BEING ALL OF THE REMAINDER OF AN ENTIRE TRACT OF PPTY, SIT IN THE SW 1/4 SW 1/4, NW 1/4 SW 1/4, NE 1/4 SW 1/4 & SE 1/4 SW 1/4 OF SEC 25 & THE NE 1/4 SE 1/4 OF SEC 26-T3N-R1W, SLB&M, INCIDENT TO THE CONSTRUCTION OF SR-67 WEST DAVIS HWY, KNOWN AS PROJECT NO. S-R199(229). THE BNDRY OF SD TRACT OF LAND ARE DESC AS FOLLOWS: BEG AT A PT ON THE S LINE OF GLOVER'S LANE, SD PT BEING 172.92 FT S 00°08'10" E ALG THE SEC LINE & 66.44 FT (RECORD 63.44 FT) N 89°30'47" W FR THE W 1/4 COR OF SEC 25; & RUN TH S 89°30'47" E 80.78 FT (RECORD 77.79 FT); TH S 00°23'05" W 880.27 FT; TH S 89°30'47" E 1187.64 FT; TH N 00°23'05" W 15.55 FT TO THE PT OF CURVATURE OF A NON-TANGENT CURVE TO THE LEFT WITH A RADIUS OF 2236.00 FT; TH SE'LY ALG SD CURVE WITH AN ARC LENGTH OF 136.19 FT, CHORD BEARS S 53°42'34" E 136.17 FT TO THE CENTERLINE OF A DRAIN DITCH; TH S 56.53 FT ALG SD DRAIN DITCH CENTERLINE; TH E 86.30 FT TO THE PT OF CURVATURE OF A NON-TANGENT CURVE TO THE LEFT WITH A RADIUS OF 2236.00 FT; TH E'LY ALG SD CURVE WITH AN ARC LENGTH OF 755.80 FT, CHORD BEARS S 67°46'54" E 752.20 FT; TH S 29°02'47" E 235.17 FT TO THE W'LY R/W OF A COUNTY ROAD (800 WEST STR); TH S 10°45'00" E 160.80 FT ALG SD W'LY R/W LINE; TH N 89°27'02" W 2231.72 FT, M/L, TO THE W LINE OF SD SEC 25; TH N 00°08'10" W 532.91 FT ALG SD SEC LINE; TH W 45.69 FT TO THE E LINE OF AN OLD PLATTED STR; TH N 00°23'05" E ALG SD E LINE 0.24 FT; TH W 27.80 FT TO AN EXIST FENCE LINE; TH N 00°23'05" E 1106.08 FT ALG SD FENCE LINE TO THE POB. CONT. 34.342 ACRES

Applicant agrees to be bound by all of the terms and conditions of the original Petition and Order, which by reference shall be deemed incorporated into the Transfer Order entered hereon.

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 40.0 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 40.0 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 40.0 acre-feet of water is hereby so transferred.
2. That the Chair of the District is hereby authorized and empowered in the name of the District and on its behalf to execute a formal order granting such application for transfer and so transferring the said water.

3. That the 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 Sean Kunzler ETAL, there has been allocated 4.4 acre-feet of Project Secondary water to the following described lands in Weber County, Utah, to-wit:

**07-825-0020, SEAN KUNZLER ETAL 4.4 AF proj**

ALL OF OPEN SPACE, UINTAH PEAKS TOWNHOMES, SOUTH OGDEN CITY, 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 0.38 acre-feet of water to be allotted from the lands above described to the following described lands in Weber County, Utah:

**07-825-0020, SEAN KUNZLER ETAL 4.02 AF proj**

ALL OF OPEN SPACE, UINTAH PEAKS TOWNHOMES, SOUTH OGDEN CITY, WEBER COUNTY, UTAH.

**07-831-0001, SEAN L. KUNZLER 0.38 AF proj**

ALL OF LOT 1, BABILIS II SUBDIVISION, WEBER COUNTY, UTAH.

Applicant agrees to be bound by all of the terms and conditions of the original Petition and Order, which by reference shall be deemed incorporated into the Transfer Order entered hereon.

WHEREAS, after due consideration, it is the determination of the Board of Trustees that it is in the best interest of the District that such application for transfer be approved and granted and that 0.38 acre-feet of water above referred to be transferred as per above described lands.

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

1. That the application for transfer of 0.38 acre-feet of water from the lands first above described to lands last above described, be and the same is hereby approved and granted, and the 0.38 acre-feet of water is hereby so transferred.
2. That the Chair of the District is hereby authorized and empowered in the name of the District and on its behalf to execute a formal order granting such application for transfer and so transferring the said water.
3. That the 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 Robinson, seconded by Trustee Jenkins and passed unanimously, approving the transfers of water outlined above and adopting the foregoing resolution.

**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 2/27/23	AS OF 2/21/22
CAUSEY	7,870	6,870	4,486	65%	4,177	4,251
E CANYON	51,200	20,110	18,113	90	29,300	26,210
ECHO	73,940	6,422	0	0	50,360	25,660
LOST CRK	22,510	20,010	15,720	79	7,360	7,325
PINEVIEW	110,150	66,228	35,352	53	45,260	28,080
SMITH-M	8,351	6,560	3,868	59	3,777	4,041
WANSHIP	62,120	60,000	47,949	80	38,090	31,350
WILLARD	<u>247,302</u>	<u>222,273</u>	<u>196,740</u>	<u>89</u>	<u>101,303</u>	<u>84,943</u>
<b>TOTAL</b>	<b>583,443</b>	<b>408,473</b>	<b>322,228</b>	<b>79%</b>	<b>279,627</b>	<b>211,860</b>

Percent of District upstream storage is 67%.

Mgr. Olsen presented slides showing the Ogden River and Weber River storage. He said releases will begin soon at Causey and we will use that to generate power. He said we are already making releases at Pineview and will continue to do so. Mgr. Olsen reported that Rockport storage has been gradually climbing through the winter, with no flood control releases yet, but we anticipate starting the generator and making releases next week. He said Lost Creek is climbing with no flood control releases yet, but we do anticipate making those within a month. Mgr. Olsen stated East Canyon storage is climbing, and we did start releases last Friday, and will increase those today to 100cfs. He reported that Smith and Morehouse storage is right where it was last year, and the goal is to keep this steady and match outflows with inflows for right now. Mgr. Olsen ended the storage summary with Willard Bay and said we are keeping storage flat with releases to the Great Salt Lake. He also discussed the soil moisture levels, precipitation, forecasted runoff, weather outlooks, and drought monitor.

Mgr. Olsen presented the SNOTEL sites stating we are at 122% up from last month at 115%. He said the Snow Water Equivalent is well above average and just shy of where we were last year.

Discussion continued regarding flooding concerns and a possible graphic representation of releases to the Great Salt Lake. Mgr. Olsen then answered questions from the board.

**XII  
CONSIDERATION OF APPROVAL OF PROFESSIONAL ENGINEERING SERVICES  
CONTRACT FOR THE DESIGN OF  
THE HWY 224 INTERCONNECT AND PIPELINE PROJECT**

AGM Nelson was invited by Chair Osguthorpe to present on the Hwy 224 Interconnect. Gen. Mgr. Paxman gave a brief overview of the Snyderville Master Agreement and how it allows for new interconnects to better prepare for emergency shutdowns and sharing of the water supply.

AGM Nelson said this will provide 2,400 gpm between Park City and Summit Water by 2026. He said this is a complicated project through wetlands and crossing the highway that will involve installation of 10,360 linear feet of 16” waterline and the replacement of 1,000 linear feet of 16” waterline all along Hwy 224.

AGM Nelson said the consultant scope of this contract will be providing Professional Engineering Services for the design, bidding, construction engineering, and commissioning services. AGM Nelson reminded the board we will pay for this project, then get fully reimbursed by the three entities in the Master Agreement.

AGM Nelson said Bowen Collins and Associates was the only firm to submit for this project. He said all entities involved have reviewed the submittal and agree they are qualified and this is a fair price. AGM Nelson said for these reasons District staff recommends awarding the contract to Bowen Collins and Associates for \$596,514.00.

Motion was made by Trustee Summers, seconded by Trustee Robinson and passed unanimously, awarding the contract to Bowen Collins and Associates 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 execute on behalf of said District a contract for Professional Engineering Services for Design of the Hwy 224 Interconnect to Bowen Collins and Associates in the amount of \$596,514.00, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

**XIII**

**CONSIDERATION OF APPROVAL OF THE UDOT 5600 SOUTH BETTERMENT CONSTRUCTION SERVICES AGREEMENT**

AGM Nelson moved on to the UDOT 5600 South Betterment Project. He said UDOT is expanding I-15 which impacts our Riverdale transmission line. He said the expansion project necessitated moving some of our pipes out of their way, and shared a map showing where pipe must move. AGM Nelson explained we do not want to mix segments of new and old pipe, so we intend to install new 30” and 36” culinary lines with 2,880 linear feet for the first phase.

AGM Nelson said the contractor cost came back at \$1.8MM and there was a proposed 70/30 cost split. He wanted to challenge some items from the contractor to stay within our projected budget, instead UDOT agreed to adjust the split to 48.5% and 51.5% split. AGM Nelson said with this new split, the 51.5% District portion for betterments costs would be \$950,000.00. He said this would have been around a \$5MM project so we feel spending \$950,000.00 is a great deal.

AGM Nelson answered questions from the board.

Motion to approve was made by Trustee Robinson, seconded by Trustee M. Anderson, and passed unanimously approving the UDOT 5600 South Betterment Construction Services Agreement and adopting the following resolution.

**RESOLUTION**

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chair and General Manager of said District be, and they are hereby, authorized and empowered to execute on behalf of said District \$950,000.00 for the first phase of the UDOT 5600 South Betterment Project on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

**XIV**

**CONSIDERATION OF ADOPTION OF DISTRICT WATER CONSERVATION PLAN**

Gen. Mgr. Paxman asked AGM Parry to provide details on the Water Conservation Plan. AGM Parry reported the District’s conservation plan was last updated and approved in 2018, and now is due to be revisited and approved for 2023 as the state requires updating every five years. He said Utah Code 73-10-32 requires water providers to prepare and adopt a Water Conservation Plan, and a copy of the plan must be filed with the Division. He said failure to comply will result in disqualification for state funding.

AGM Parry stated we advertised the public hearing for approval fourteen days prior and have posted the plan on the District website. He said the plan includes the District's water use reduction goal as well as the implementation plan.

AGM Parry stated the District elected to adopt the regional goals as our standards, and the plan includes the following:

- Map of Service Area
- Summary of Contracts and Connections
- Summary of District Sources/Demands
- Rate Structure
- Conservation Programs
- Water Wise Communities
- Reduction Goals

AGM Parry reviewed the summary of contracts and connections and stated this information is readily available in our annual O&M Summary. He said the District has around 14,000 metered secondary connections and just over 9,000 unmetered connections. He then reviewed the summary of sources and demands, the rate structure, and a summary of District conservation plans and programs.

AGM Parry said our programs are reliant on education, incentive-based measures, policy, and metering. He said in 2024 we have 31 total classes we will be offering. AGM Parry then shared a list of cities that have adopted our Water Wise Standards making them eligible for our incentive-based programs. Gen. Mgr. Paxman said these communities represent two thirds of our customer base, and we will continue to try and add the other communities to move forward.

AGM Parry then showed the reduction goals. He said the District chose to adopt the State's regional goals as our own. He said the metering grants from the state help in getting to the aggressive goal of 175 gpd.

AGM Parry answered questions from the board.

Trustee Froerer asked what conservation efforts have been made regarding irrigation and agricultural contracts. AGM Parry said on the District side of things, about 20% of our contracts are in this agricultural category of water and we no longer contract agriculture water anymore. AGM Parry said we are supportive of agricultural optimization programs and more efficient use, but predominately that is at the state level. AGM Parry said the District is involved in several projects looking to line ditches and pipe open ditches, such as the Ogden Valley.

Chair Osguthorpe opened the meeting for public comment. There was no public comment.

After discussion ceased, motion was made by Trustee Froerer, seconded by Trustee Jenkins and passed unanimously, adopting the 2023 Water Conservation Plan and adopting the following resolution.

#### RESOLUTION

WHEREAS, pursuant to §73-10-32, Utah Code Ann. (1953) (the "Act"), Weber Basin Water Conservancy District ("District") prepared a Water Conservation Plan in 2003, prepared updates to its plan every five years as required, and has now prepared an additional update to its plan as set forth in the 2023 Conservation Plan update;

WHEREAS, The District has established in its Conservation Plan a goal to reduce water use within its service area by 20% by 2030;

WHEREAS, The District has determined that achieving conservation goals will sustain existing water supplies, eliminate or delay more expensive water supply and infrastructure projects, and assist in providing an adequate water supply for future generations;

NOW THEREFORE, BE IT RESOLVED by the Board of Trustees of the District:

1. The District has met the requirements of the Act in its preparation of the 2023 Conservation Plan update.
2. The General Manager is authorized and directed to cause a copy of the 2023 Conservation Plan update to be filed with the Utah Division of Water Resources and with all other persons or entities deemed appropriate.
3. This Resolution shall take effect immediately upon execution by an authorized member of the Board of Trustees.

**XV  
GENERAL MANAGER’S REPORT**

Gen. Mgr. Paxman said things are moving quickly down at the legislature. He said SB 211 is the Generational Water Infrastructure Bill, which involves the large water districts and the Division of Water Resources creating a council that will look for ways to conserve, extend, and produce additional water within the state, as well as selection of an agent responsible for looking at opportunities for importing water from outside our state. Gen. Mgr. Paxman said we will be busy trying to figure out our involvement moving forward. He said this really formalizes the Prepare 60 group as far as statewide water supply and water infrastructure funding. He said the council will be looking to hire a director and administrative staff and will need to find an office space.

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Gen. Mgr. Paxman said we tracked about 20 water bills and 50 other bills related to District functionality. He said a lot of the bills get held in rules and typically fail to pass. He said anything can happen today and tomorrow as tomorrow is the last day, and we will watch closely as we always do.

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Gen. Mgr. Paxman asked the trustees to please find the packets in front of them for the Utah Water Users Workshop. He said Tuesday evening there will be a board dinner, location to be determined, so be looking for an invite shortly. He asked the trustees to coordinate with Kendall and send him the hotel receipts in order to receive reimbursement.

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Gen. Mgr. Paxman said Kendall will send out information for all board members to complete their state auditor training. He said we would like all Open Meeting Training completed before the March board meeting. He said we must report back to the state with each certificate from every trustee, so to please email Kendall a copy of that upon completion of the training. Gen. Mgr. Paxman stated for our newly appointed and reappointed trustees, there is also Board Member Training that will need to be completed in addition to the Open Meeting Training.

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Gen. Mgr. Paxman said we are having portraits taken before next board meeting. He said this is available to any board members needing or wanting to update their portrait and will take place prior to the next board meeting starting at 8:30a.m. He said to please let Kendall know if you are interested in new photos.

\*\*\*\*\*

Gen. Mgr. Paxman said our Customer Agency Meetings will be held the first week of April this year. He explained we invite all agencies and review the most current water report, water rates, legislation, and conservation plans. He said it usually takes a few hours for each meeting but is well worth it.

**XVI  
ADJOURNMENT**

There being no further business for discussion, meeting adjourned at 10:41 a.m.

Respectfully submitted,



Scott W. Paxman, General Manager/ CEO



**The Board of Trustees of the Weber Basin Water Conservancy District, Utah, met in public session February 29, 2024, at 9:00 a.m., at District headquarters, Layton, Utah. Meeting was called to order by Chair Marlin K. Jensen. On roll call the following members were found to be present:**

Present:

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

Excuse:

Trustee Randy B. Elliott  
Trustee Jared Andersen

Scott W. Paxman, General Manager/CEO  
Mike Malmborg, Legal Counsel  
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  
Jon Parry, Assistant General Manager  
Kendall Searle, Mgr. of Administration  
Kathy Wood, Mgr. of Human Resources

Ben Kirk, Bureau of Reclamation  
Olga Isupov, Dept. of Natural Resources  
Carly Payne, Dept. of Natural Resources  
Rachel Shilton, Dept. of Natural 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 Morgan, 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:

**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. MORGAN COUNTY:**

- 1) Mark McMillan.....0.65 a.f. Dist 4  
Stoddard (01-004-334-05)

**B. SUMMIT COUNTY:**

- 1) Landon Richins.....0.65 a.f. Dist 4  
Henefer (NS-774)

**C. WEBER COUNTY:**

- 1) Kyle & Aubree Douglas.....0.65 a.f. Dist 4  
Liberty (22-007-0112)
- 2) Ivory Land Corporation ..... 13.79 a.f. Other  
West Haven - 37 lots (15-075-0041 & 15-075-0047)
- 3) Kirk Langford .....1.95 a.f. Dist 4  
Eden – 3 lots (22-049-0005)
- 4) Stillwater Construction Group LLC..... 10.64 a.f. Other  
West Haven - 28 lots (15-092-0073 & 15-092-0079)
- 5) Teresa Severin and Liberty Pipeline Co .....0.65 a.f. Dist 4  
Liberty (22-228-0008)

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 14, 2024, 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.

**Page 3 – Petitions for Water Contracts Hearing – February 29, 2024**

After consideration of the resolution and order, motion was made by Trustee Robinson, seconded by Trustee Jenkins and passed unanimously, approving petitions for water contracts in Morgan, Summit, and Weber Counties and adopting the foregoing resolution.

Approved and adopted February 29, 2024.



Angie Osguthorpe, Chair

ATTEST:



Scott W. Paxman, General Manager/ CEO

(SEAL)

**MINUTES OF AN ORIENTATION MEETING OF THE WEBER BASIN WATER  
CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD MONDAY,  
FEBRUARY 26, 2024, 10:00 A.M., AT DISTRICT HEADQUARTERS**

Present:

Chair Angie Osguthorpe  
Trustee Mark D. Anderson  
Trustee Kym O. Buttschardt  
Trustee Randy B. Elliott  
Trustee Gage Froerer  
Trustee Scott K. Jenkins  
Trustee Christopher F. Robinson  
Trustee Paul C. Summers

Excused:

Trustee Jared Andersen

Scott W. Paxman, General Manager/CEO  
Brad Nelson, Assistant General Manager  
Jon Parry, Assistant General Manager

**I**

**TOUR OF DISTRICT FACILITIES**

All Trustees in attendance toured various projects and facilities of the District. The highlight visits were the Parallel Pipeline Project along Highway 89, the Gateway Slide, and the Weber South Water Treatment Plant Tank.

**II**

**ADJOURNMENT**

There being no further business for discussion, meeting adjourned at 12:00 p.m.

Respectfully submitted,



Scott W. Paxman, General Manager / CEO