

**MINUTES OF THE REGULAR BOARD MEETING OF THE  
BOARD OF TRUSTEES OF JORDAN VALLEY WATER CONSERVANCY DISTRICT**

(Unapproved and subject to change)

Held September 14, 2022

A Board meeting of the Board of Trustees of the Jordan Valley Water Conservancy District was held both in person and electronically on Wednesday, September 14, 2022, at 3:00 p.m. at JVVCD's administration building located at 8215 South 1300 West, West Jordan, Utah.

This meeting was conducted electronically in accordance with the Utah Open and Public Meetings Act (Utah Code Ann. (1953) §§ 52-4-1 et seq.) and Chapter 7.12 of the Administrative Policy and Procedures Manual ("Electronic Meetings").

Trustees Present:

Corey L. Rushton, Chair  
A. Reed Gibby  
Sherrie L. Ohrn  
Mick M. Sudbury  
Lyle C. Summers  
John H. Taylor  
Barbara L. Townsend

Trustees Not Present:

Karen D. Lang  
Dawn R. Ramsey

Staff Present:

Bart Forsyth, General Manager  
Matt Olsen, Assistant General Manager  
Alan Packard, Assistant General Manager  
Shazelle Terry, Assistant General Manager  
Gordon Batt, Operations Department Manager  
Jason Brown, Information Systems Department Manager  
Brian Callister, Maintenance Department Manager  
Shane Swensen, Engineering Department Manager  
Mark Stratford, General Counsel  
David Martin, Chief Financial Officer/Treasurer  
Brian McCleary, Controller  
Kurt Ashworth, Human Resources Manager  
Beverly Parry, Executive Assistant  
Mindy Keeling, Administrative Assistant  
Alicia Sekiller, Administrative Assistant  
Martin Feil, Database Administrator (electronic)  
Jeff Betton, Safety Manager  
Margaret Dea, Senior Accountant (electronic)  
David McLean, Senior Engineer  
Wade Tuft, Water Supply System Manager

Also Present:

Riley Astill, Controller, Kearns Improvement District  
Austin Ballard, CFO/Controller, Granger-Hunter Improvement District (electronic)

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Jamie Banh, Executive Assistant, Kearns Improvement District  
Donald Champenois, Senior Manager, AECOM (electronic)  
Greg Davenport, Utility Manager, City of West Jordan  
Clint Dilley, General Manager, Magna Water District (electronic)  
Jake Himebaugh, Senior Associate, Brown & Caldwell (electronic)  
Jason Luettinger, Principal, Bowen Collins & Associates  
Brien Maxfield, Senior Engineer, Draper City  
Annalee Munsey, Assistant General Manager, Metropolitan Water District of Salt Lake & Sandy (electronic)  
Stacie Olson, Water Director, Riverton City  
Dennis Pay, Public Works Director, South Salt Lake City (electronic)  
Ana Paz, Associate Engineer, South Jordan City (electronic)  
Jason Rasmussen, Public Works Director, South Jordan City  
Troy Stout, COO, Granger-Hunter Improvement District (Electronic)  
Dan Tracer, Assistant City Engineer, Bluffdale City (electronic)  
Ryan Willeitner, Engineer, Jacobs Engineering (electronic)  
Jacob Young, Director, Brown & Caldwell (electronic)

**Call to order and introduction of visitors**

Mr. Corey Rushton, Chair, convened a Board meeting of the Jordan Valley Water Conservancy District Board of Trustees at 3:00 p.m. on Wednesday, September 14, 2022. Mr. Rushton introduced the members of the Board and public who joined the meeting both in person and electronically. Ms. Karen Lang and Ms. Dawn Ramsey were excused from the meeting.

**Approval of common consent items**

Mr. Rushton presented the minutes of the regular Board meeting held August 10, 2022, and the Public Hearing held August 10, 2022. He also presented the August Trustees' Expenses Report. Mr. Rushton called for a motion. Ms. Sherrie Ohrn moved to approve the minutes of the August 10<sup>th</sup> regular Board meeting and Public Hearing and the August 2022 Trustees' Expenses Report. Following a second by Ms. Barbara Townsend, the motion was unanimously approved by those present as follows:

Mr. Gibby – aye	Ms. Lang – not present
Ms. Ohrn – aye	Ms. Ramsey – not present
Mr. Rushton – aye	Mr. Sudbury – aye
Mr. Summers – aye	Mr. Taylor – not present
Ms. Townsend – aye	

**Public comments**

There were no public comments.

**Core Mission Reports**

**Water supply report**

Mr. Bart Forsyth, General Manager, said that during the 2022 meteorological summer, Utah experienced record breaking high temperatures, as well as drought conditions. He commended the public for its response to drought messaging and the water conservation achieved during these unusual weather conditions. He shared information on daily average M & I water deliveries from April 1 through October 31 for the last four years and a wholesale and retail water delivery comparison by month from April through August for the last four years. Mr. Forsyth reviewed the Municipal and Industrial (M&I) Water Deliveries report through August 2022, the Wholesale Contract Progress report for each Member Agency, the M&I Water Sources report, the Provo River Reservoirs Update, and the Wholesale and Retail Actual and Projected Deliveries report. He said Utah Lake holds 870,000 acre-feet (AF) when full and is currently at

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335,631 AF or 38.6% of full. As of September 13, Utah Lake contained 125,476 AF of CUWCD water, 42,424 AF of PRP water, 7,731 AF of ULWUA water, and 160,000 AF of inactive (dead pool) water. He explained that 20,877 AF of ULWUA is stored in Deer Creek Reservoir. He said the ULWUA has decided to shut off access to irrigation water at midnight on September 23rd because of the low water level of Utah Lake.

Mr. John Taylor arrived at 3:14 p.m.

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**Water quality report**

Ms. Shazelle Terry, Assistant General Manager, provided highlights from the 2021/2022 Summary of Operations. This included monitoring results for turbidity and chlorine residuals at the three JWCD treatment plants and the minimum CT (Concentration x Time) ratio at the JWTP and SERWTP. She reviewed results from testing for disinfection byproducts including Trihalomethanes (THMs) and Haloacetic Acids (HAAs), the Total Coliform Rule, and chlorine residuals. Ms. Terry reported that a total of 7,880 samples were taken in fiscal year 2021/2022, and there were 14 customer complaints and 8 questions from retail customers during the 2021/2022 fiscal year.

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**Standing Committee Reports**

Mr. Brian McCleary, Controller, reviewed the Financial Report for July 2022. As this is the beginning of a new fiscal year, only budgeted amounts are included in the summary graphs. He reviewed the Income Statement which showed an increase of approximately \$500,000 over the last fiscal year as a result of the increased water deliveries.

**Finance update**

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**Conservation update**

Mr. Matt Olsen, Assistant General Manager, shared a video from a recent project Kearns Improvement District completed utilizing funds received through JWCD's Member Agency Grant Program. This project included completion of several animated films and clips encouraging water conservation.

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**Engineering Activities**

**Consider authorization to award an engineering services contract for JWTP Sedimentation Basins 1-2 Seismic and Capacity Upgrades**

Mr. Alan Packard, Assistant General Manager, said the engineering services contract being recommended is for the next project in a series of projects to expand the Jordan Valley Water Treatment Plant (JWTP). This expansion will increase JWTP's current capacity of 180 MGD to an ultimate capacity of 255 MGD and will support growing peak-day demands and enable treatment of the new ULS water supply. This project will address seismic vulnerabilities and capacity limitations in sedimentation Basins 1 and 2, which is ranked as a high priority project in JWCD's Hazard Mitigation Plan. The scope of the project includes (1) full demolition of sedimentation Basins 1 and 2, (2) re-construction of Basins 1 and 2, and installation of new sludge collection and plate settler equipment, (3) construction of a building over the new plate settlers for winter operations, and (4) replacing aging flocculation equipment for Basins 1-6. Mr. Packard stated that MWDSL's own 2/7ths of the JWTP and will share in the cost of the seismic upgrades and equipment replacement elements of the project. Included in the scope of the engineering services is assistance in submitting an application for a FEMA Building Resilient Infrastructure and Communities grant. Mr. Packard recommended authorization to award an engineering services contract for Jordan Valley Water Treatment Plant Sedimentation Basins 1-2 Seismic and Capacity Upgrades to Hazen and Sawyer in the amount of \$3,793,948.

Mr. Summers asked if staff feels that they would have received more than one bid if they waited another six months before issuing a Request for Qualifications.

Mr. Packard said that could be a possibility, but the delay would frustrate the plans to have the JWVTP expansion finished by the spring of 2026. It would also be too late to submit the planned FEMA grant application, which is due in December 2022. Mr. Packard explained the process involved in selecting a firm using the Request for Qualifications process. Mr. Taylor asked how much FEMA money is being sought in the FEMA grant application, and Mr. Packard responded that approximately \$25 million is being sought. Mr. Rushton asked how the MWDSL's 2/7ths share will be affected by their not assisting with the cost for the capacity expansion part of the project. Mr. Packard said staff will work with MWDSL to delineate cost share vs. non-cost share elements of the project for future O&M cost allocations.

Mr. Rushton called for a motion on the recommendation. Mr. Reed Gibby moved to approve authorization to award an engineering services contract in the amount of \$3,793,948 to Hazen and Sawyer for JWVTP Sedimentation Basins 1-2 Seismic and Capacity Upgrades. Following a second by Mr. Mick Sudbury, the motion was unanimously approved by those present as follows:

Mr. Gibby – aye	Ms. Lang – not present
Ms. Ohrn – aye	Ms. Ramsey – not present
Mr. Rushton – aye	Mr. Sudbury – aye
Mr. Summers – aye	Mr. Taylor – aye
Ms. Townsend – aye	

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## Reporting Items

### Review annual Loss Report

Mr. Jeff Betton, Safety Manager, reviewed the annual Loss Report for fiscal year 2021/2022 which includes workers compensation, vehicle crashes, and property damage costs. Mr. Betton reported that there were six workers compensation claims this past fiscal year, which was higher than the past five-year average. Though there were more workers compensation claims, the claim severity was lower than the five-year average. He said JWCD incurred eleven vehicle crashes, which is higher than the five-year average for claims in frequency. Mr. Betton reported that frequency of property damage claims was roughly the same as the five-year average, but the severity of claims was lower than the five-year average mainly due to fewer flood claims.

Mr. Betton noted JWCD's injury rates performance indicator has increased slightly but has been within target range for 13 consecutive years. He reported the crash rates performance indicator decreased over the last fiscal year, which put JWCD in the yellow, but close to green, on the current performance indicator report. Mr. Betton stated the District's Experience Modification Factor (EMOD) is well below the expected industry average at 0.58. This resulted in \$71,686 savings on JWCD's insurance premium. JWCD once again received the Utah Safety Council Annual Award of Merit, as well as the AWWA Intermountain Section System Safety Award.

### Report on disposal of surplus property for fiscal year 2021/2022

Mr. Brian Callister, Maintenance Department Manager, reported on the disposal of District surplus property during fiscal year 2021/2022 including eight vehicles and a variety of used office furniture items and maintenance tools.

Mr. Forsyth reviewed the routine reporting items which included: Central Utah Project/CUWCD activities report, facilities rental agreements signed by the General Manager, performance indicators for July 2022, and media coverage. Mr. Shane Swensen, Engineering Department Manager, gave a final project completion report on the Four Well Rehabilitation project.

**Trustee reports to City Councils and County Council regarding proposed property tax increase**

Ms. Ohrn reported on her truth in taxation report at with Riverton City Council meeting on August 2, 2022. She said there was some confusion on whether the city had implemented the JVVCD Water Efficiency Standards. She said she had a phone conversation with Councilman McDougal the following day to discuss some frustrations he has been experiencing regarding water conservation messaging. He expressed concern that there was “neighbor shaming” occurring with regards to the Flip Your Strip program, and he was hopeful that JVVCD could lead out more with water conservation messaging. She said she was glad to see Kearns Improvement District’s videos as another method of water conservation messaging. She also reported that Councilman McDougal encouraged the large water districts to take the lead more with regards to water legislation. She said it was a good conversation with Councilman McDougal and some misunderstandings were cleared up.

Ms. Townsend reported that at the Salt Lake County Council meeting she was able to clarify that the proposed tax rate would be 0.000319, and Mr. Packard answered some questions the council had regarding the Bear River Project.

**Upcoming meetings**

Mr. Rushton reviewed the upcoming meetings for October including the Conservation Committee meeting, Tuesday, October 11 at 3:00 p.m.; Jordan Valley Conservation Gardens Foundation Annual meeting, Tuesday, October 11 at 3:30 p.m.; Executive Committee meeting, Tuesday, October 11 at 4:00 p.m.; and regular Board meeting, Wednesday, October 12 at 3:00 p.m.

**Closed meeting**

Mr. Rushton proposed to convene a closed meeting at 4:57 p.m. to discuss the sale or purchase of real property and/or water rights or shares and the character and professional competency of an individual. Ms. Sherrie Ohrn moved to go into closed session for the discussions. Following a second by Ms. Barbara Townsend, the motion was unanimously approved by those present as follows:

Mr. Gibby – aye	Ms. Lang – not present
Ms. Ohrn – aye	Ms. Ramsey – not present
Mr. Rushton – aye	Mr. Sudbury – aye
Mr. Summers – aye	Mr. Taylor – aye
Ms. Townsend – aye	

The closed meeting convened at 5:04 p.m. with the following Trustees present: Mr. Corey Rushton, Mr. Reed Gibby, Ms. Sherrie Ohrn, Mr. Mick Sudbury, Mr. Lyle Summers, Mr. John Taylor, and Ms. Barbara Townsend. Also present were: Bart Forsyth, General Manager; Alan Packard, Assistant General Manager; Shazelle Terry, Assistant General Manager; Matt Olsen, Assistant General Manager; David Martin, Chief Financial Officer; Mark Stratford, General Counsel; and Beverly Parry, Executive Assistant.

No votes or actions were taken during the closed meeting.

**Open meeting**

The open meeting was reconvened at 6:26 p.m.

**Adjourn**

Mr. Rushton called for a motion to adjourn. Mr. Reed Gibby moved to adjourn. Following a second by Mr. Mick Sudbury, the meeting adjourned at 6:27 p.m.

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Corey L. Rushton, Chair of the Board of Trustees

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Barton A. Forsyth, District Clerk