

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

(Unapproved and subject to change)

March 8, 2023

The Annual Board meeting of the Board of Trustees of the Jordan Valley Water Conservancy District was held both in person and electronically on Wednesday, March 8, 2023, 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
Zach Jacob
Karen D. Lang
Sherrie L. Ohrn
Dawn R. Ramsey (joined electronically at 3:12 p.m.)
Mick M. Sudbury
Barbara L. Townsend

Trustees Not Present:

John H. Taylor

Staff Present:

Alan Packard, General Manager
Jacob Young, Deputy General Manager
Matt Olsen, 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)
Kelly Good, Communications Division Manager
David McLean, Senior Engineer
Margaret Dea (electronic)

Also Present:

Greg Anderson, General Manager, Kearns Improvement District
Austin Ballard, CFO/Controller, Granger-Hunter Improvement District (electronic)
Mark Chalk, General Manager, Taylorsville-Bennion Improvement District

Greg Christensen, Kearns Improvement District
Greg Davenport, Utility Manager, City of West Jordan
Clint Dilley, General Manager, Magna Water District (electronic)
Alan Domonoske, Vice President, Carollo Engineers
Jason Helm, General Manager, Granger-Hunter Improvement District (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)
Cary Necaie, Public Works Director, Riverton City (electronic)
Stacie Olson, Water Director, Riverton City (electronic)
Parry Osborn, Senior Principal Engineer, Hazen and Sawyer
Marie Owens, Senior Project Manager, AE2S
Ana Paz, Associate Engineer, South Jordan City (electronic)
David Robertson, Principal/Owner, Lewis Young Robertson and Burningham
Shawn Robinson, Director of Operations and Maintenance, Taylorsville-Bennion Improvement District (electronic)
KC Shaw, Deputy General Manager, Central Utah Water Conservancy District (electronic)
Lyle Summers, Former JWCD Trustee
Ryan Willeitner, Engineer, Jacobs Engineering (electronic)

Call to order and introduction of visitors

Mr. Corey Rushton, Chair, convened the Annual Board meeting of the Jordan Valley Water Conservancy District Board of Trustees at 3:00 p.m. on Wednesday, March 8, 2023. Mr. Rushton introduced the members of the Board and the public who joined the meeting both in person and electronically. Mr. John Taylor was excused from the meeting.

Administration of Oath of Office to newly appointed Trustee

Mr. Rushton introduced Mr. Zach Jacob, a new trustee representing Division 4 which includes West Jordan City, who was nominated, appointed by the Governor, and then confirmed by the Senate on February 17, 2023. The Oath of Office statute requires that a Notary Public administer the oath of office. Ms. Beverly Parry, Executive Assistant and Notary Public, was asked to administer the oath of office to Mr. Jacob.

Consider adoption of Resolution No. 23-09, "In Appreciation of Lyle C. Summers"

Mr. Alan Packard, General Manager, presented Resolution No. 23-09, In Appreciation of Lyle C. Summers." Various trustees expressed appreciation for Mr. Summers' work on the Board and especially his support of the JWCD Conservation Garden Park.

Mr. Rushton called for a motion. Mr. Zach Jacob moved to approve Resolution No. 23-09, "In Appreciation of Lyle C. Summers." Following a second by Ms. Karen Lang, the motion was unanimously approved by those present as follows:

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

Approval of common consent items

Mr. Rushton presented the minutes of the Executive Committee meeting held February 6, 2023, and the regular Board meeting held February 8, 2023. He also presented the February 2023 Trustees' Expenses Report. Mr.

Rushton called for a motion. Ms. Sherrie Ohrn moved to approve the minutes of the February 6 and February 8 meetings and the February 2023 Trustees' Expenses Report. Following a second by Mr. Mick Sudbury, the motion was unanimously approved by those present as follows:

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

Public comments

There were no public comments.

Election of District Officers for the coming year

Mr. Rushton asked Mr. Packard to read the list of current District officers. Mr. Ruston recommended Mr. Alan Packard serve as District Clerk, Mr. Jacob Young serve as Assistant District Clerk, and Mr. David Martin remain as Treasurer. Mr. Reed Gibby moved to approve the District officers as recommended by Mr. Rushton. Following a second by Ms. Karen Lang, the motion was unanimously approved by those present as follows:

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

Ms. Barbara Townsend nominated Ms. Sherrie Ohrn to serve as Conservation Committee Chair. With no other nominations, Mr. Rushton called for a vote. The nomination was approved by those present as follows:

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

Mr. Mick Sudbury nominated Mr. John Taylor to serve as Finance Committee Chair. With no other nominations, Mr. Rushton called for a vote. The nomination was approved by those present as follows:

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

Ms. Barbara Townsend moved to retain Mr. Corey Rushton as Chair and Ms. Karen Lang as Vice Chair. Following a second by Mr. Reed Gibby, the motion was approved by those present as follows:

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

Core Mission Reports

Water supply update

Mr. Packard reviewed the Municipal and Industrial (M&I) Water Deliveries report through February 2023, the Wholesale Contract Progress report for each Member Agency, the Provo River Reservoirs Update, and the Wholesale and Retail Actual and Projected Deliveries report. He reported that Jordanelle and Deer Creek Reservoirs are expected to fill this year, but it is too early to predict if Utah Lake will fill. Mr. Packard said the Drought Monitoring Committee will meet soon and recommend a preliminary water supply availability level. He shared information forecasting the inflow of water into Jordanelle Reservoir and historical average level of water in the JWCD wells. Ms. Sherrie Ohrn encouraged the continuation of strong conservation/drought messaging.

Water quality update

Ms. Shazelle Terry, Assistant General Manager, reviewed the monitoring and compliance requirements for the Total Coliform and Groundwater Rules. The majority of water quality samples that JWCD staff collect are required by these rules. She explained that the Total Coliform Rule requires sampling for Coliform, which is a family of bacteria in which some bacteria cause illness and others do not. All samples are tested for E. coli. Ms. Terry reviewed the history of the Total Coliform Rule and the sampling and testing requirements. Ms. Terry then reviewed the Groundwater Rule which applies to all public water systems, wholesale and consecutive, using groundwater. She explained that this rule is triggered when a system has a coliform sample that is TC positive; and if a Member Agency has a positive coliform test, JWCD then samples all its wells supplying the affected system to determine where the positive coliform result came from.

Standing Committee Reports

Finance update

Mr. Brian McCleary, Controller, reviewed the Financial Report for January 2023. He explained that the Year-to-Date Expenses are slightly below the projected amount because of the timing of a check being sent for CUP water. He also reviewed the Income Statement and highlighted the property taxes collected during the month of January and water purchases which allowed for positive Net Revenues. He also pointed out the increase in Investment Income which is a result of higher interest rates.

Conservation update

Mr. Matt Olsen, Assistant General Manager, gave an update on the 1300 West widening project. He said West Jordan City is planning to widen the road, which will extend into JWCD's main campus and the Conservation Garden Park area by approximately 14 feet. This will require new landscaping and JWCD entry signs. The City is projecting that the street widening in front of the JWCD's campus will begin in the spring of 2024. Staff has been working closely with West Jordan City to install low impact development features including showcasing storm water management with curb cuts and planted swales along the length of the frontage landscaping. He also reported that JWCD received its first reimbursement from West Jordan City for the previously completed sewer pipeline project.

Engineering Activities

Consider authorization to award an engineering services contract for

Mr. Jacob Young, Deputy General Manager, said this project is part of the JWTP expansion which is to support growing peak-day demands according to JWCD's level of service goals. It will also help to utilize the new ULS water supply. This project will design required improvements for upgrades to the filters and chemical feed systems to support an increased capacity. Other tasks included in this project are evaluation of and upgrades

**JVWTP Filter and
Chemical Feed
Upgrades**

to the chemical feed systems, pre-design evaluation of ozone and potential implementation, and evaluation of alternatives for backwash tank redundancy and potential implementation. This phase of the expansion will increase JVWTP capacity to 220 MGD, and a future phase will increase the capacity to 255 MGD. Mr. Young reported that MWDSLs will provide 2/7s of the cost (\$217,000) of the renewal and replacement component of this phase of the project.

Mr. Young recommended approval to award an engineering services contract to Carollo Engineers in the amount of \$6,224,100 for Jordan Valley Water Treatment Plant Filter and Chemical Feed Upgrades.

Mr. Rushton called for a motion on the recommendation. Mr. Mick Sudbury moved to award an engineering services contract for Jordan Valley Water Treatment Plant Filter and Chemical Feed Upgrades to Carollo Engineers in the amount of \$6,224,100. Following a second by Ms. Barbara Townsend, the motion was unanimously approved by those present as follows:

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

**Operations and
Maintenance
activities**

**Consider approval of
a Utah Fuel Network
Contract**

Ms. Terry said JVWCD has been part of the Utah State Fuel Network for several years; and as JVWCD's most recent contract is expiring, staff would like to renew this contract. This will give staff access to approximately 850 sites for use in fueling vehicles including approximately 120 government sites which give an additional discount. The agreement allows the state to assume liability if there is an environmental spill at the JVWCD fuel site and the state manages the fuel cards used by staff. She said this new agreement is perpetual, but JVWCD can get out of the agreement at any time, and staff will bring the contract back before the Board for approval after no longer than five years. Ms. Terry recommended approval of a Utah Fuel Network Contract.

Mr. Rushton called for a motion on the recommendation. Ms. Sherrie Ohrn moved to approve a Utah Fuel Network Contract. Following a second by Mr. Mick Sudbury, the motion was unanimously approved by those present as follows:

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

**Consider extension
of a standby bond
purchase agreement
between JVWCD and
JP Morgan Chase**

Mr. David Martin, Chief Financial Officer, introduced Mr. David Robertson, JVWCD's financial advisor from Lewis Young Robertson & Burningham. Mr. Martin said this agreement is related to JVWCD's B-1 variable rate bonds. These bonds were originally issued from 2002 through 2007 and refinanced in 2008. The purpose in issuing variable rate bonds is to diversify JVWCD's debt portfolio and achieve the lowest cost of borrowing. Mr. Martin explained that there is currently \$52.5 million in outstanding B-1 variable rate bonds,

with \$31.4 million swapped for a fixed rate. He explained that variable rate bonds are remarketed each week, and a liquidity provider is required. This standby purchase agreement provides for JP Morgan Chase Bank to continue as JVVCD's liquidity provider for one additional year. Mr. Martin recommended approval of a one year extension of the standby bond purchase agreement between JVVCD and JP Morgan Chase and authorize the Chief Financial Officer and General Manager to sign the agreement. Mr. Robertson stated that JP Morgan Chase has been a provider of this service to JVVCD for several years, and it has been a good partnership for both parties.

Mr. Rushton called for a motion on the recommendation. Ms. Karen Lang moved to approve an extension of a standby bond purchase agreement between Jordan Valley Water Conservancy District and JP Morgan Chase and authorize the General Manager and Chief Financial Officer to sign the agreement. Following a second by Mr. Mick Sudbury, the motion was unanimously approved by those present as follows:

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

Reporting Items

Legislative update report

Mr. Packard gave a Legislative Update Report on the conclusion of the 2023 legislative session and reported on some of the bills that passed:

- HB 217 Energy and Water Reduction - This bill offers \$900,000 in State money to school districts that implement energy or water saving projects. This provides an opportunity for staff to reach out to school districts and offer assistance with applying for this funding and help with retrofitting school property landscapes.
- HB 307 Utah Water Ways - This bill is an effort to create a public/private partnership to promote water conservation throughout the state similar to theUCAIR partnership in promoting clean air. JVVCD will be involved in coordinating Utah Water Ways and developing communications strategies and conservation messaging.
- HB 345 Local District Property Tax Amendments - This bill requires trustees of districts that propose property tax increases above the certified rate or bond issuance (excluding revenue bonds) to report to the entities they represent, similar to the way that property tax increases are currently reported. It would also require each city or county to express its sentiment to the representative regarding the tax increase or bond issuance.
- HB 491 Amendments Related to the Great Salt Lake – This bill sets up a commission and appoints a commissioner that has oversight responsibility for all things Great Salt Lake, including coordination of the various branches of state government involvement.

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- SB 34 Water Infrastructure Funding Study – This bill provides for an interim proposal study for water infrastructure funding with a report back to the interim committees of Natural Resources and Revenue and Taxation by October of 2024. This will be a productive study looking into how water is funded, the appropriateness of property taxes, and other sources of funding.
 - SB 76 Water Amendments - This bill provides additional tools and instruction on coordinating land use and water supply planning. The Division of Water Resources will need to be consulted and provided with documentation and conservation goals as land use decisions are made.
 - SB 118 Water Efficient Landscaping Incentives – This bill provides State money for water efficient landscaping incentives. Last year \$5 million was approved for the State to do nonfunctional turf removal. This bill allows for the State to give water districts funds to run the program for the State. Funds include the \$5 million from last year’s legislative session, \$5 million appropriated this year, and \$3 million in ongoing funding.
 - SB 119 Per Capita Consumptive Use – The concept of this bill has been generated by the Prep60 group. This new metric for measuring per capita use on a consumptive basis is more on par with most other western states that use Colorado River water which express their per capita use on a consumptive basis and credit back any water that returns to the system.
 - SB 277 Water Conservation & Augmentation – This bill expands purposes for which Water Infrastructure Restricted Account (WIRA) money can be used. WIRA was originally set up to fund infrastructure projects such as the Bear River Project, Lake Powell Pipeline Project, etc. This bill allows WIRA money to be loaned out for projects that benefit Colorado River drainage including projects for water reuse, desalinization, building of dams, or water conservation. It also provides funding for agriculture optimization.

Mr. Packard reviewed the routine reporting items which included: Central Utah Project/CUWCD activities report, facilities rental agreements signed by the General Manager, performance indicators for January 2023, and media coverage. Mr. Shane Swensen, Engineering Department Manager, gave a report on the 5200 West 6200 South Reservoir and the 11800 South Zone C Reservoir projects.

Upcoming Meetings

Mr. Rushton reviewed the upcoming meetings including the Finance Committee meeting, March 29 at 2:00 p.m.; the Conservation Committee meeting, Monday, April 10 at 3:00 p.m.; Executive Committee meeting, Monday, April 10 at 3:30 p.m.; annual meeting of the Employee Retirement Plan Committee, Monday, April 10 at 4:00 p.m.; and Board meeting, Wednesday, April 12 at 3:00 p.m.

Adjourn

Mr. Rushton called for a motion to adjourn. Mr. Mick Sudbury moved to adjourn. Following a second by Ms. Sherrie Ohrn, the meeting adjourned at 4:41 p.m.

Corey L. Rushton, Chair of the Board of Trustees

Alan E. Packard, District Clerk