

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

(Approved October 9, 2024)

Held September 11, 2024

A regular Board meeting of the Board of Trustees of the Jordan Valley Water Conservancy District was held both in person and electronically on Wednesday, September 11, 2024, 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
Karen D. Lang (electronic)
Zach Jacob
Andy Pierucci (electronic)
John H. Taylor
Barbara L. Townsend
John Richardson (electronic)
Dawn R. Ramsey

Trustees Not Present:

Mick M. Sudbury

Staff Present:

Alan Packard, General Manager
Jacob Young, Deputy General Manager (electronic)
Shazelle Terry, Assistant General Manager
Mark Stratford, General Counsel
David Martin, Chief Financial Officer
Gordon Batt, Operations Department Manager
Brian Callister, Maintenance Department Manager (electronic)
Jason Brown, Information Systems Department Manager (electronic)
Kelly Good, Community Engagement Department Manager
Kurt Ashworth, Human Resources Manager
Martin Feil, Database Administrator (electronic)
Shane Swensen, Chief Engineer
Travis Christensen, Engineering Group Leader
Mindy Keeling, Executive Assistant
Lisa Wright, Administrative Assistant III
Becca White, Customer Services Billing Lead
Margaret Dea, Senior Accountant (electronic)
Sam Mingo, Business Data Analyst (electronic)

Also Present:

Greg Davenport, Utility Manager, City of West Jordan
Ana Paz, Associate Engineer, City of South Jordan (electronic)
Justun Edwards, Director of Public Works, Herriman City (electronic)
Dustin Lewis, City Manager, City of South Jordan (electronic)
Gary Henrie, Engineer, Bureau of Reclamation (electronic)
Austin Ballard, CFO/Controller, Granger-Hunter Improvement District (electronic)

Brien Maxfield, Senior Engineer, Draper City
 Stacie Olson, Assistant Public Works Director, Riverton City (electronic)
 Eric Sorenson, Metropolitan Water District of Salt Lake and Sandy
 Rawlins Thacker, Associate Director of Public Works, City of South Jordan (electronic)
 Will Peterson (electronic)

**Call to order and
introduction of
visitors**

Mr. Corey Rushton, Chair, convened the Board meeting of the Jordan Valley Water Conservancy District Board of Trustees at 3:00 p.m. on Wednesday, September 11, 2024. Mr. Rushton introduced the members of the Board and the public who joined the meeting both in person and electronically.

**Approval of common
consent items**

Mr. Rushton presented the minutes of the Executive Committee meeting held August 12, 2024, and the regular Board meeting held August 14, 2024. He also presented the August 2024 Trustees' Expenses Report. Mr. Rushton called for a motion. Ms. Barbara Townsend moved to approve the minutes of the August 12 and August 14 meetings, and the August 2024 Trustees' Expenses Report. Following a second by Mr. Andy Pierucci, the motion was approved by those present as follows:

Mr. Richardson – aye	Mr. Jacob – aye
Ms. Lang – aye	Mr. Pierucci – aye
Ms. Ramsey – not present	Mr. Rushton – aye
Mr. Sudbury – not present	Mr. Taylor – aye
Ms. Townsend – aye	

Public comments

There were no public comments.

Core Mission Reports

Water supply update

Mr. Alan Packard, General Manager, reviewed the Municipal and Industrial (M&I) Water Deliveries report through August 2024, the Wholesale and Retail Actual and Projected Deliveries report, and the Provo River Reservoirs Update. He also reviewed the Wholesale Contract Progress report for each Member Agency and noted that four Member Agencies have deferred water balances from 2023, and that they are able to use the deferred water this year. He mentioned that those agencies were notified that their deferred water balances would be applied toward August 2024 deliveries, unless they express a different preference.

Water quality update

Ms. Shazelle Terry, Assistant General Manager, presented information about a report on fluoride exposure and neurodevelopment done by the U.S. Department of Health and Human Services (USHHS) as part of their National Toxicology Program (NTP). She said the report is a review of existing published research. Findings of the report show that higher fluoride exposures are consistently associated with lower IQ in children. It went on to state that more studies are needed to fully understand the potential effects of exposure to lower fluoride concentrations. Ms. Terry shared a response by AWWA that said neither the CDC nor the EPA have issued statements about the report. She then stated that the current recommended level of fluoride in community water supplies is 0.7 milligrams per liter (mg/L). There are both primary and secondary drinking water standards for fluoride under the Safe Drinking Water Act, with the Maximum Contaminant Level being 4.0 mg/L and the secondary MCL being 2.0 mg/L. Ms. Terry said fluoridation in Utah is regulated on a county level and currently only Salt Lake and Davis Counties have a county-wide mandate that began in 2003. She reiterated the regulatory fluoride level is 0.7 mg/L and said

JVWCD operates within an annual control range of 0.6 mg/L to 0.9 mg/L, typically running on the low end of that range. Ms. Terry explained the next step for JVWCD will be to reach out to the Salt Lake County Health Department to discuss the report.

Ms. Dawn Ramsey arrived in person at 3:10 p.m.

Standing Committee Reports

Finance update

Mr. Dave Martin, Chief Financial Officer, reviewed the Financial Report for July 2024, explaining that with it being the beginning of the fiscal year, only one month is shown in the report. He also reviewed the income statement, pointing out the revenue stabilization fund transfer, operating expenses, and fund balances. He then explained that the upcoming 2014A bond refunding will not require a new Board resolution and that the original bond resolution from November 2023 included the refunding.

Conservation update

Ms. Kelly Good, Community Engagement Department Manager, gave an update on JVWCD's turf replacement programs, highlighting three projects in JVWCD's service area. Projects included turf removal and Treebate incentives. She also shared information on Landscape Incentive Programs Final Visit Surveys that are being given to applicants who completed a project. She said the survey was developed by the Conservation team to help assess ways to improve the landscape incentive programs. Out of approximately 220 applicants, 65 have responded to the survey. Ms. Good said results from the survey will help with marketing efforts, program design and other educational resources.

Mr. Rushton asked whether processes are in place to ensure JVWCD and program applicants comply with city ordinances for adding trees to park strips. Ms. Good replied that a general list of trees to avoid planting is provided, and applicants are encouraged to consult with their individual city for specific requirements.

Engineering Activities

Consider authorization to award an engineering contract for the Strategic Asset Management Plan

Mr. Shane Swensen, Chief Engineer, said JVWCD has a long history of achieving established level of service goals. He explained that as system facilities and equipment approach their useful life, it is important to develop and formalize a comprehensive asset management plan. The proposed project will include the development of a Strategic Asset Management Plan, development of a facility plan for the Southeast Regional Water Treatment Plant, and an evaluation of JVWCD's asset related information systems. Mr. Swensen said three proposals were received and recommended authorizing the award of an engineering contract for the Strategic Asset Management Plan to Brown and Caldwell, in the amount of \$749,054.

Mr. Rushton called for a motion on the recommendation. Ms. Dawn Ramsey moved to authorize the award of an engineering contract to Brown and Caldwell in the amount of \$749,054 for the Strategic Asset Management Plan. Following a second by Ms. Barbara Townsend, the motion was unanimously approved as follows:

Mr. Richardson – aye	Mr. Jacob – aye
Ms. Lang – aye	Mr. Pierucci – aye
Ms. Ramsey – aye	Mr. Rushton – aye
Mr. Sudbury – not present	Mr. Taylor – aye
Ms. Townsend – aye	

Consider adoption of Resolution No. 24-15, "Approving an Application for a USBR WaterSMART Drought Resiliency Project Grant"

Mr. Packard said the U.S. Bureau of Reclamation (USBR) has a WaterSMART program that offers grants for local entities that pursue drought resiliency projects. JVVCD has previously been successful in being awarded this grant to help equip two high quality groundwater wells. He said another project has been identified that fits within the parameters of the USBR grant guidelines. The project would install treatment equipment at Casto and Dry Creek springs located in Holladay, Utah. Mr. Packard explained that the springs have not been used in approximately 35 years, as they have been deemed under the influence of surface water, which requires treatment before use. He said the application process for the grant requires the local sponsor or entity to commit by resolution, to local match funding if the grant is received. The total cost estimate is \$8,450,000, with \$3,000,000 being provided by the grant, and \$5,450,000 being JVVCD's commitment. Mr. Packard recommended the adoption of Resolution No. 24-15, "Approving an Application for a USBR WaterSMART Drought Resiliency Project Grant".

Ms. Ramsey asked whether letters of support for the grant by congressional delegation have been provided. Mr. Packard said JVVCD is in the process of securing the letters of support.

Mr. Rushton called for a motion on the recommendation. Mr. John Taylor moved to adopt Resolution No. 24-15, "Approving an Application for a United States Bureau of Reclamation WaterSMART Drought Resiliency Project Grant". Following a second by Mr. Zach Jacob, the motion was unanimously approved as follows:

Mr. Richardson – aye	Mr. Jacob – aye
Ms. Lang – aye	Mr. Pierucci – aye
Ms. Ramsey – aye	Mr. Rushton – aye
Mr. Sudbury – not present	Mr. Taylor – aye
Ms. Townsend – aye	

Reporting Items

Mr. Packard reviewed the routine reporting items which included: Central Utah Project/CUWCD activities, performance indicators for July 2024, saying a new format can be expected at the October 2024 Board meeting. He also reviewed media coverage. Mr. Shane Swensen, Chief Engineer, gave a report on the completed 6180 South 3200 West Suction Vault Upgrades project, and an update on the Administration Building Roof Replacement project.

Upcoming meetings

Mr. Rushton reviewed the upcoming meetings including the Conservation Committee meeting, Monday, October 7 at 3:00 p.m.; Jordan Valley Conservation Gardens Foundation Annual meeting, Monday October 7 at 3:30 p.m.; Executive Committee meeting, Monday, October 7 at 4:00 p.m.; and the regular Board meeting, Wednesday, October 9 at 3:00 p.m.

Closed meeting

Mr. Rushton proposed to convene a closed meeting at 3:54 p.m. to discuss the sale or purchase of real property and/or water rights or water shares. Ms. Barbara Townsend moved to go into closed session for the discussion. Following a second by Mr. John Taylor, the motion was approved by those present as follows:

Mr. Richardson – aye	Mr. Jacob – aye
Ms. Lang – aye	Mr. Pierucci – aye
Ms. Ramsey – aye	Mr. Rushton – aye
Mr. Sudbury – not present	Mr. Taylor – aye
Ms. Townsend – aye	

The closed meeting convened at 4:02 p.m. with the following Trustees present: Mr. Zach Jacob, Ms. Dawn Ramsey, Mr. Corey Rushton, Mr. John Taylor, Ms. Barbara Townsend, with Mr. John Richardson, Mr. Andy Pierucci, and Ms. Karen Lang joining electronically. Also present were Alan Packard, General Manager; Jacob Young (electronically), Deputy General Manager; Shazelle Terry, Assistant General Manager; Mark Stratford, General Counsel; David Martin, Chief Financial Officer; Shane Swensen, Chief Engineer; Travis Christensen, Engineering Group Leader; Ben Perdue, Right-of-Way & Property Manager; and Mindy Keeling, Executive Assistant.

No votes or actions were taken during the closed meeting.

Ms. Dawn Ramsey motioned to go out of closed session. Following a second by Ms. Barbara Townsend, the motion was unanimously approved by those present.

Mr. Rushton proposed to convene a closed meeting to discuss the professional character and competency of an individual. Mr. John Richardson moved to go into closed session for the discussion. Following a second by Mr. Zach Jacob, the motion was unanimously approved by those present as follows:

Mr. Richardson – aye	Mr. Jacob – aye
Ms. Lang – aye	Mr. Pierucci – aye
Ms. Ramsey – aye	Mr. Rushton – aye
Mr. Sudbury – not present	Mr. Taylor – aye
Ms. Townsend – aye	

The closed meeting convened at 4:17 p.m. with the following Trustees present: Mr. Zach Jacob, Ms. Dawn Ramsey, Mr. Corey Rushton, Mr. John Taylor, Ms. Barbara Townsend, with Mr. John Richardson, Mr. Andy Pierucci, and Ms. Karen Lang joining electronically. Also present was Alan Packard, General Manager.

No votes or actions were taken during the closed meeting.

Ms. Barbara Townsen motioned to go out of closed session. Following a second by Ms. Karen Lang, the motion was unanimously approved by those present.

Open meeting

The open meeting reconvened at 5:35 p.m.

Ms. Lang left the meeting.

Consider approval of deed of property and grant of easement to West Haven City near

Mr. Swensen said that JVVCD owns property in the vicinity of 2700 West 2550 South in West Haven, which was purchased for use with the Wasatch Front Regional Pipeline (WFRP), for the future construction of a treatment

**2550 South 2700
West in West Haven,
Utah**

plant. He said West Haven City is designing a road widening project that runs through JVVCD's property and requires conveyance of the sixty-six foot (66') historic right-of-way and a seven foot (7') easement on both sides of the road from JVVCD. The project would add curb, gutter and a six foot (6') sidewalk on both sides of the road. Mr. Swensen said in lieu of monetary compensation for the easement, the City will maintain the sidewalk and easement property until the treatment plant is constructed. Mr. Swensen recommended authorization of conveyance of the 66' right-of-way to West Haven City and authorize the General Manager and General Council to make necessary revisions to the right-of-way agreement.

Mr. Rushton called for a motion on the recommendation. Mr. John Taylor moved to authorize conveyance of the 66' right-of-way to West Haven City and authorize the General Manager and General Council to make necessary revisions to the right-of-way agreement. Following a second by Mr. John Richardson, the motion was approved by those present as follows:

Mr. Richardson – aye	Mr. Jacob – aye
Ms. Lang – not present	Mr. Pierucci – aye
Ms. Ramsey – aye	Mr. Rushton – aye
Mr. Sudbury – not present	Mr. Taylor – aye
Ms. Townsend - aye	

Mr. Rushton called for a motion to approve a 7' easement on both sides of 2700 West to West Haven City and authorize the General Manager and General Council to make necessary revisions to the grant of easement agreement with West Haven City. Ms. Dawn Ramsey moved to make a motion on the recommendation. Following a second by Ms. Barbara Townsend, the motion was approved by those present as follows:

Mr. Richardson – aye	Mr. Jacob – aye
Ms. Lang – not present	Mr. Pierucci – aye
Ms. Ramsey – aye	Mr. Rushton – aye
Mr. Sudbury – not present	Mr. Taylor – aye
Ms. Townsend - aye	

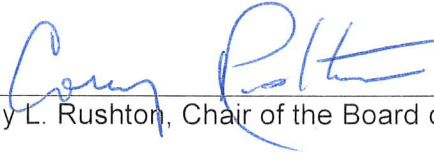
**Consider approval of
compensation for the
General Manager**

Mr. Rushton called for a motion on approval of compensation for the General Manager. Mr. John Taylor moved to approve compensation for the General Manager. Following a second by Ms. Dawn Ramsey, the motion was unanimously approved by those present as follows:

Mr. Richardson – aye	Mr. Jacob – aye
Ms. Lang – not present	Mr. Pierucci – aye
Ms. Ramsey – aye	Mr. Rushton – aye
Mr. Sudbury – not present	Mr. Taylor – aye
Ms. Townsend - aye	

Adjourn

Mr. Rushton called for a motion to adjourn. Ms. Barbara Townsend moved to adjourn. Following a second by Mr. Andy Pierucci, the meeting adjourned at 5:43 p.m.



Corey L. Rushton, Chair of the Board of Trustees



Alan E. Packard, District Clerk