

MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE SOUTH DAVIS WATER DISTRICT HELD OCT. 9, 2024 AT THE DISTRICT OFFICE LOCATED AT 407 WEST 3100 SOUTH, BOUNTIFUL, UTAH

Trustees Present:

Ronald Mortensen	Chairman
Kathy Thurston	Trustee
Elaine Oaks	Trustee

Also present:

Jake Ferguson	Manager
Tracie James	District Clerk
Greg Smith	Resident
Suzette Jackson	Member of the Public
Lorna Rosenstein	Member of the Public (arrived at 5:30 p.m.)

The meeting was called to order by Trustee Mortensen at 4:35 p.m., after which he welcomed all those present.

Public Comment Period:

No public comment was made.

Board Member Report:

Trustee Mortensen reported that he did apply for the vacant seat on Bountiful City Council.

Trustee Mortensen presented a S.W.O.T. (Strength, Weaknesses, Opportunities and Threats) analysis for the District. He would like to discuss this further during a future meeting.

Minutes of Previous Meeting:

Trustee Thurston moved that the meeting minutes from September 11, 2024 be approved as written. Trustee Oaks seconded the motion. The motion carried with Trustees Mortensen, Thurston and Oaks voting "aye".

Expenditures Update:

The expense report for September was reviewed. Trustee Oaks moved that the expenses for September be ratified and approved. Trustee Thurston seconded the motion. The motion carried with Trustees Mortensen, Thurston and Oaks voting "aye".

Consider Approving Resolution #79, Which Adopts the Revised Employment Policy as Presented:

Mr. Ferguson presented the two revisions proposed to the District Employment Policy. The first revision was that the holidays section state that the District would observe all State and Federal holidays, rather than list each holiday individually as holidays change from time to time. Secondly, Mr. Ferguson proposed the District contribute 2% of the employees income to their 401k without a mandatory match of 2% of their income to their 401K.

It was moved by Trustee Thurston that Resolution #79-Adopting the Revised Employment Policy be approved. Trustee Oaks seconded the motion. The motion carried with Trustees Mortensen, Thurston and Oaks voting "aye".

Consider Approving Resolution #80-Approving Revised By-Laws:

Mr. Ferguson presented the revised District By-Laws. The significant change to the By-Laws is the addition of a Reserve and Financial Policy. Mr. Ferguson proposed that the District have four months of operating expenses in reserve, which would equal around \$444,000. Mr. Ferguson also proposed that the District have a capital expense reserve, which would equal around \$340,000. It was proposed that the initial investment of the operating expense reserve take no more than six years to accumulate, and the initial establishment of the capital expense reserve take no more than eleven years to accumulate. The use of the reserve monies shall be limited to unanticipated and non-recurring needs. The policy also reads that the reserve funds would not be used under normal operating conditions. The policy also required that if the funds had to be used for a qualifying reason, they would have to be replenished within three years provided the restoring of funds would not jeopardize long-term capital plans.

It was moved by Trustee Oaks that Resolution #80-Approving Revised By-Laws be approved with the proposed changes. Trustee Thurston seconded the motion and the motion carried with Trustees Mortensen, Thurston and Oaks voting "aye".

Discuss the Federal Court Ruling in California Against Water Fluoridation:

Mr. Ferguson reported that there was a Federal Court ruling in California that determined that the purported optimal level of fluoride put in the water by municipalities, which is .7 parts per million, poses an unreasonable danger to the public and more specifically the danger to a child's IQ. The court also specified that the EPA would be expected to take some form of action regarding this matter. Scott Paxman, General Manager of Weber Basin Water Conservancy District, who provides fluoridated culinary water to many entities, including the South Davis Water District, sent a letter to the entities asking whether they would be willing to pause the fluoridation of water until the EPA made a ruling. Mr. Ferguson stated that the potential legal ramification of pausing fluoridation, due to it being voted in by the public majority back in the year 2004, could include a misdemeanor to anyone preventing it. Mr. Ferguson also reported that Weber Basin was actively requesting a meeting with the Davis County Health Department.

Ms. Rosenstein reported that she attended a meeting regarding fluoridation in Salt Lake County where some water providers had decided to pause fluoridation for three weeks. She also stated that she believed the Davis County Health Department and the Salt Lake County Health Department would not be willing to pause fluoridation because they have an obligation under Utah Code 26A to provide public fluoridation. She stated that there is a public meeting with the Utah Board of Health on Oct. 15.

The Board of Trustees has authorized Mr. Ferguson to inform Scott Paxman with Weber Basin that the District supports them in pausing fluoridation in the water until there is greater clarity on the issue.

Manager's Report:

Construction and Maintenance Projects:

Mr. Ferguson reported that the 2900 S./3000 S. 500 W. waterline replacement project is going well and is almost complete. While disconnecting the old line and connecting the new line, it was discovered that there was one household on the old line that the District was unaware of. Contractors and District personnel worked quickly to get a new service line run to this house and the resident's water hooked up within a few hours.

Mr. Ferguson reported that the Val Verda well vault ceiling is starting to crumble. District personnel have been repairing and reinforcing the ceiling.

Mr. Ferguson reported that the District had two main line breaks that were repaired.

Mr. Ferguson reported that about 300 meter boxes had been investigated to find the material of the District side service line in order to comply with EPA's lead and copper rule. No lead has been found. The EPA may require that lead gooseneck fittings be reported in the future. Mr. Ferguson stated that this requirement would require an enormous amount of time and money.

Mr. Ferguson reported that the secondary water would be shut down on Tuesday, Oct. 15.

Mr. Ferguson reported that the District is in the process of purchasing two new work trucks on State bid for Bill and Jaydee. The District is waiting for the trucks to have utility beds installed before taking possession.

Mr. Ferguson reported that Weber Basin reservoirs that provide water to the District are at on average 62% full. He stated that District residents have done extremely well at conserving water this year. The District will have approximately 900 acre feet of water left unused from the Weber Basin contract.

There being no further business the meeting adjourned at 6:19 p.m.



District Clerk