

SOUTH DAVIS WATER DISTRICT

BOARD OF TRUSTEES MEETING MINUTES

Wednesday, September 10, 2025

Time: 4:31 p.m.

Location: District Office, 407 W. 3100 S., Bountiful, Utah

BOARD MEMBERS PRESENT:

- Ronald Mortensen, Chair
- Kathy Thurston, Trustee
- Elaine Oaks, Trustee

DISTRICT STAFF PRESENT:

- Jake Ferguson, General Manager
- Tracie James, Clerk

VISITORS:

- Gary Davis

1. CALL TO ORDER

Chairman Ronald Mortensen called the meeting to order at 4:31 p.m. in compliance with Utah's Open Meeting Laws. The meeting was recorded in its entirety as a public record.

2. PUBLIC COMMENT

Gary Davis provided public comment, expressing appreciation for the District's water services.

3. BOARD MEMBER REPORTS

Trustee Thurston: No items to report.

Trustee Oaks: Reported receiving contact from one resident regarding secondary water outage in the Holbrook area. Expressed appreciation for advance notification from staff, which allowed proper communication to residents. Also reported improved secondary water pressure in her area.

Chair Mortensen: Provided updates on several matters:

Legislative Water Commission Meeting

- Attended Legislative Water Commission meeting on Capitol Hill with Trustee Oaks
- Discussed agenda item on voluntary transfer of water rights from small districts to larger districts
- Division director assured this would only affect small districts with inadequate staff/resources (such as Kane County districts)
- Drinking Water director was less definitive about future expansion of the program
- Legislation expected in next session; District will monitor developments

Bountiful City General Plan Public Comment

- Chair Mortensen and Trustee Oaks attended Bountiful City General Plan hearing
- Chair Mortensen commented on aquifer issues not being addressed in the plan
- Indicated he is drafting a 10-page water section for the city's consideration
- Plan focuses on high-density housing and water conservation but lacks water impact analysis
- Chair Mortensen recommends requiring water impact statements for new developments

Other Legislative Issues

- One Southern Utah legislative committee member raised concerns about water conservation impacts on groundwater, similar to District's concerns
- Rejection letter received from state demanding explanation of how water not going to Great Salt Lake would be "replaced" before sewer water user application would be approved.

4. APPROVAL OF MINUTES

MOTION: Trustee Thurston moved to approve the minutes from the August 2025 meeting. Chair Mortensen seconded the motion.

VOTE: Motion carried unanimously with Trustees Mortensen, Thurston and Oaks voting "aye".

5. APPROVAL OF EXPENSE REPORT

The Board reviewed the August 2025 expense report with the following discussions:

- **A-1 Disposal:** Dumpster roll-off service (15-yard capacity for construction materials); appears to be cost-effective compared to hauling to landfill
- **Cal Ranch Stores:** No Trespassing signs for Oak Ridge Drive reservoir area due to dirt bike trespassing issues that result in erosion of the dam's dirt berm.
- **Davis County Health:** Water bacteria samples (six months' worth)
- **Ferguson Waterworks:** Fire hydrant replacement at 3600 South and Orchard Drive after vehicle collision; insurance will reimburse District
- **Remote Control System Programming:** SCADA reprogramming at Val Verda Well to bypass pump control valve due to reduced sand content

MOTION: Trustee Thurston moved to approve the August 2025 expense report as presented. Chair Mortensen seconded the motion. The motion carried unanimously with Trustee Mortensen, Thurston and Oaks voting "aye".

6. STRENGTHS & VULNERABILITIES ANALYSIS

Staffing Assessment:

Chair Mortensen expressed concern about current staffing levels, noting:

- Two operators alternating on-call duties every other week
- Operators limited to 30-minute response radius during on-call periods

- Potential burnout concerns and coverage issues if one operator has extended absence
- Historical staffing was three operators; consideration of returning to that level

General Manager Ferguson reported:

- Current operators have accumulated approximately 70 hours of call-out time year-to-date
- Three operators available including Ferguson as lead operator
- Board agreed to evaluate third operator position during budget planning

Financial Reporting:

Discussion of monthly vs. quarterly financial reporting requirements. State requirement is quarterly reporting (March, June, September, December). Board agreed to maintain quarterly schedule as required by state regulations.

7. RESOLUTION 85 - CANCELLATION OF 2025 BOARD ELECTION

Clerk James explained that only incumbent candidates Ronald Mortensen and Kathy Thurston filed for candidacy by the June deadline, and no write-in candidates declared by the August 29 deadline. Under Utah Code, the District is authorized to cancel the election, saving approximately \$6,000.

MOTION: Trustee Oaks moved to approve Resolution 85 canceling the 2025 Board Member election. Trustee Thurston seconded the motion. The motion carried unanimously with Trustees Mortensen, Thurston and Oaks voting "aye".

8. MANAGER'S REPORT

A. Secondary Metering Exemption Appeal

General Manager Ferguson presented draft appeal letter to State Engineer regarding denial of secondary metering exemption application. Key points of appeal:

- District relies 100% on stream flow (North Canyon Creek, Odell Spring, Weber Basin water sourced from streams)
- Limited storage capacity (1.5 days coverage) demonstrates stream dependency
- Operational incompatibilities with pressurized systems
- Regional aquifer impact analysis included as supporting documentation
- Constitutional liability concerns regarding mandate implementation without geological impact assessment

Board discussion included:

- Legal language concerns and recommendations for engineering review
- Board majority agreement including engineering review of the letter
- Revisions to be completed and sent to Board before submission to State Engineer and Division staff
- Chair Mortensen strongly recommended that an elected trustee sign the letter as the elective representative(s) of the people in the District.

B. 2900 South CDBG Project Progress

- Project more than halfway complete
- Main line installation finished with successful pressure testing
- Currently installing service line connections
- Chair Mortensen received positive customer feedback on contractor performance

- Payment request (\$250,000) submitted to county but due to delay in receiving the payment the District will pay the bill from its own funds and then replenish them once the county money is received.

C. Teacup and Secondary Water Usage

- Normal seasonal decline in usage
- District usage peaked in July at 437 acre-feet, then declined
- Conservation postcards sent in late June may have contributed to usage reduction
- Significant issue discovered: landscaper opened 2-inch drain valve at Sycamore Grove subdivision
 - Estimated 500+ acre-feet lost directly to storm drain
 - Valve remained open for unknown duration (suspected June-August)
 - Explains abnormally high summer usage compared to previous years
 - Locking mechanisms being installed on storm drain valves
 - Will try to obtain reimbursement for lost water

D. Well Operations Update

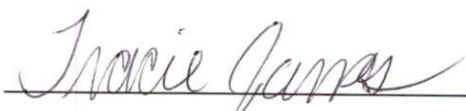
- **North Canyon Well:** Rehabilitation delayed until September 15
- **Val Verda Well:** Motor failure due to sand infiltration; replacement believed to have been completed under warranty but not confirmed yet
- **Bona Vista Well:** Operating normally
- System maintained adequate capacity with one well (Bona Vista) during Val Verda downtime

E. Institution Meter Programming

Software programming delays resolved with Caselle due to system architecture changes requiring separate programming for metered vs. non-metered secondary connections. Cellular monitoring system expected to be fully operational soon with 15-minute update intervals.

9. ADJOURNMENT

Chair Mortensen noted no need for a closed session and announced the next meeting scheduled for October 8, 2025 at 4:30 p.m. Having completed all agenda items, Chair Mortensen declared the meeting adjourned at approximately 6:05 p.m.



Tracie James, District Clerk

SOUTH DAVIS WATER DISTRICT
RESOLUTION OF THE BOARD OF TRUSTEES
RESOLUTION 85

CANCELING 2025 TRUSTEE ELECTION

WHEREAS, pursuant to Utah Code Ann. § 17B-1-306, the South Davis Water District ("District") is required to hold a Trustee election during odd numbered years "at the same time as the municipal general election";

WHEREAS, Utah Code Ann. § 17B-1-306(4)(g) declares that "[i]f only one candidate files a declaration of candidacy and there is no write-in candidate who complies with Section 20A-9-601, the board, in accordance with Section 20A-1-206, may: (i) consider the candidate to be elected to the position; and (ii) cancel the election";

WHEREAS, only two District Trustees are to be elected during the current election cycle, only two candidates have filed a declaration of candidacy, there are no write-in candidates, there are no other District ballot propositions, and this action is being taken more than 20 days before the day of the November 2025 municipal election;

WHEREAS, the District does not publish a newsletter or other periodical; and

WHEREAS, pursuant to the provisions of Utah Code Ann. §§ 17B-1-306 and 20A-1-206(3) the Board of Trustees of the District is statutorily authorized to adopt this Resolution pursuant to which the District's 2025 Trustee election will be canceled and the two candidates, Ronald Mortensen and Kathy Thurston, will be considered to be elected to office as provided by law.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the South Davis Water District as follows:

1. The District's 2025 Trustee election shall be and hereby is canceled.
2. The Board of Trustees of the South Davis Water District hereby certifies that Ronald Mortensen and Elaine Oaks, the only two Trustee candidates, are unopposed and are considered to be elected to office.
3. The District's General Manager and Clerk are authorized and instructed to provide notice that the election is canceled by posting notice on the Statewide Electronic Voter Information Website for 15 consecutive days before the day of the scheduled election, by posting notice on the District's public website and by causing the notice to be published on the Utah Public Notice Website for 15 consecutive days before the day of the scheduled election; all as required by Utah Code Ann. § 20A-1-206 and Utah Code Ann. § 63G-30-102.

4. In the event of any conflict between this Resolution and any other enactment of the District, this Resolution shall control.

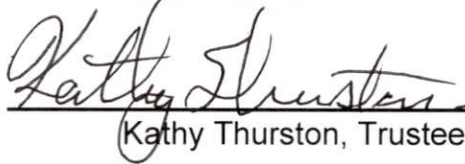
5. This Resolution shall take effect immediately upon approval by the Board.

PASSED, ADOPTED, and APPROVED this 10th day of September, 2025.

By the Board:



Ronald Mortensen, Chairman



Kathy Thurston, Trustee



Elaine Oaks, Trustee