

# *Roy Water Conservancy District*

## **Minutes of Board Meeting**

February 8, 2023

5:00 p.m.

The following are minutes of the Board of Trustees regularly scheduled board meeting that was held at Roy Water Conservancy District, located at 5440 Freeway Park Drive, Riverdale, UT 84405, on Wednesday, February 8, 2023, at 5:00 p.m.

**Present:** Mark Ohlin, Chair; Gary L. Newman, Vice-Chair; Chad Zito, Gary S. Adams, and Jon S. Ritchie, Trustees; Rodney Banks, Manager/Treasurer; Linda Toupin, District Clerk; Courtney Harris, Records Clerk; and Paul Wilson, 5998 South 4250 West, Roy.

**I. CALL TO ORDER.** Chair Ohlin called the meeting to order at 5:00 p.m. and welcomed everyone present.

**II. PLEDGE OF ALLEGIANCE.** The Pledge of Allegiance was led by Mr. Ritchie.

**III. APPROVAL OF MINUTES.** Mr. Zito made a motion to accept and approve the minutes of January 11, 2023, board meeting as written. Mr. Newman seconded the motion. The motion carried unanimously.

### **IV. BUSINESS.**

**A. Public Comments.** Mr. Wilson asked the Board if the District has decided when secondary water will be turned on for the 2023 season and if the District would be following Weber Basin. Mr. Banks explained that it is early in the year to determine a turn-on date, and the District usually knows by around April 1<sup>st</sup> when the water will be turned on. Mr. Banks said the District gets its water from Davis & Weber Counties Canal Company, so it depends on when they turn water into the canal.

Chair Ohlin closed the floor for public comments.

**B. Consideration and Award of Secondary Water Valve Replacement Project.** Mr. Banks said the District received bids from four contractors for this project. Mr. Banks said Braegger and Sons Inc. is owned by Kenny Braegger; Braegger and Sons Construction is owned by his brother, Kim Braegger.

Mr. Newman made a motion to award the Secondary Water Valve Replacement Project to Braegger and Sons Inc. in the amount of \$191,010. Mr. Adams seconded the motion. The motion carried unanimously.

**C. Consideration and Award of 3725 South 1900 West Main Line Replacement Project.** Mr. Banks said Braegger and Sons Inc. was the low bidder on all four projects, but decided to only take on two of the projects. Mr. Banks said for this project, Braegger and Sons Inc. withdrew their bid.

Mr. Adams made a motion to award the 3725 South 1900 West Main Line Replacement Project to Braegger and Sons Construction in the amount of \$214,061. Mr. Ritchie seconded the motion. The motion carried unanimously.

**D. Consideration and Award of 2275 West 6000 South Main Line Replacement Project.** Mr. Newman made a motion to award the 2275 West 6000 South Main Line Replacement Project to Braegger and Sons Construction in the amount of \$69,191.40. Mr. Adams seconded the motion. The motion carried unanimously.

**E. Consideration and Award of 2400 West 4200 South Main Line Replacement Project.** Mr. Ritchie made a motion to award the 2400 West 4200 South Main Line Replacement Project to Braegger and Sons Inc. in the amount of \$89,095. Mr. Zito seconded the motion. The motion carried unanimously.

**F. Consideration and Award of CAT 304 Mini Excavator.** Mr. Banks said Wheeler Machinery recommends trading the mini excavator every three years, but COVID delayed the trade. Mr. Banks said the 2019 CAT 304 mini excavator will be purchased from the District by Wheeler Machinery for \$52,000, and the 2023 CAT 304 mini excavator will be purchased by the District for \$66,600, for a net amount of \$14,600.

Mr. Zito made a motion to award the CAT 304 Mini Excavator to Wheeler Machinery in the net amount of \$14,600. Mr. Ritchie seconded the motion. The motion carried unanimously.

**G. Consideration and Award of Utility Trailer.** Mr. Banks said three bids were received by the District and the low bidder is Sam T Evans. Mr. Banks said the existing trailer will be sold once the new trailer is purchased and all the parts are transferred to the new trailer.

Mr. Zito made a motion to award the utility trailer to Sam T Evans in the amount of \$12,673. Mr. Newman seconded the motion. The motion carried unanimously.

**H. Consideration and Award of Asphalt Saw.** Mr. Banks said three bids were received by the District and the low bidder is Wheeler Machinery.

Mr. Newman made a motion to award the asphalt saw to Wheeler Machinery in the amount of \$8,050. Mr. Ritchie seconded the motion. The motion carried unanimously.

**I. Consideration of Meter Retrofit Project Materials for Board of Water Resources Grant Change Order.** Mr. Banks said it was determined that more brass nipples were needed once work started on the meter retrofit project.

Mr. Adams made a motion to award the Meter Retrofit Materials for Board of Water Resources Grant Change Order to Ferguson in the amount of \$123,089. Mr. Zito seconded the motion. The motion carried unanimously.

**J. Consideration of UDOT's 5600 South Master Agreement.** Mr. Banks said Attorney Rose made quite a few changes to the original agreement, most of which were accepted by UDOT.

Mr. Ritchie made a motion to approve the UDOT 5600 South Master Agreement. Mr. Adams seconded the motion. The motion carried unanimously.

**K. Consideration of Agreement for Extinguishment of Water Allotment.** Mr. Banks said the owner of So Delicious on 5600 South was amenable to the agreement. Mr. Banks said the agreement is worded to convey the unique circumstances involved and will not set a precedent.

Mr. Newman made a motion to approve the Agreement for Extinguishment of Water Allotment, Termination of Allotment Contract, and Release of Lien for Parcel 08-113-0011. Mr. Zito seconded the motion. The motion carried unanimously.

**L. Discussion of Verizon Wireless Easement Agreement.** Mr. Banks said a draft easement put together by Attorney Rose was sent to Verizon, but they needed time for their attorney review. Mr. Banks asked the Trustees for any input on the proposed monthly fee for the easement. Mr. Banks said he based the number on

what other companies are paying the District for easements. Mr. Newman advised Mr. Banks to work through negotiations and bring the final agreement to the Board for approval when negotiations are complete.

**M. Consideration of Voting Wilson Irrigation Company Stock at Annual Wilson Irrigation Company Stockholders Meeting.** Mr. Banks said the District currently owns 21.5 shares of Wilson Irrigation Company stock.

Mr. Ritchie made a motion to appoint the Chair to vote the District's Wilson Irrigation Company stock at Wilson Irrigation Company's annual stockholders meeting and appoint the General Manager as an alternate. Mr. Zito seconded the motion. The motion carried unanimously.

**V. REPORTS FROM MANAGER AND TRUSTEES.**

**A. Manager & Trustees Reports.** Mr. Banks said Poulsen has started construction on meter installation near Freedom Elementary. Mr. Banks said the District has received 832 of the 2,000 meters ordered. Mr. Banks said about \$2 million has been spent so far on the secondary water metering project.

Mr. Banks said as of February 7, East Canyon was 60% full, Echo was 64% full, and the Weber River Basin snow-water equivalent was 161% of median. Mr. Banks said currently almost 75% of the state is in severe to exceptional drought condition.

**B. Review of Monthly Bank Statements and Cancelled Checks.** Mr. Newman said the audit committee, consisting of himself, Mr. Banks, and Ms. Toupin, met February 7, 2023, and reported no problems or issues with the monthly bank statements, credit card statements, and cancelled checks. Mr. Banks said there are delays with the clearing of some checks because of State of Utah requirements regarding the bond and grant money disbursement.

**VI. APPROVAL OF FINANCIAL REPORTS.**

**A. Monthly Financial Report.** Mr. Zito made a motion to approve the monthly financial report. Mr. Newman seconded the motion. The motion carried unanimously.

**VII. APPROVAL OF CHECKS.**

**A. Current Checks.** Mr. Newman made a motion to approve the checks for February 8, 2023. Mr. Adams seconded the motion. The motion carried unanimously.

**VIII. ADJOURNMENT.** Mr. Newman made a motion to adjourn at 5:55 p.m. Mr. Zito seconded the motion. The motion carried unanimously.

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Minutes Approved

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Mark Ohlin, Chair

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Recording Secretary