

Roy Water Conservancy District

5440 South Freeway Park Drive
Riverdale, UT 84405

AGENDA

Monthly Board of Trustees' Meeting
August 11, 2021
5:00 P.M.

- 5:00 p.m.
- | | |
|---|------------|
| I. CALL TO ORDER | Chair Zito |
| II. PLEDGE OF ALLEGIANCE | Jay Cottle |
| III. APPROVAL OF MINUTES | MOTION |
| IV. BUSINESS | |
| A. Consideration of Resolution 2021-08 Declaring the Severity of the 2021 Drought | MOTION |
| B. Consideration of 2021 Secondary Water Shutdown | MOTION |
| C. Consideration of Fairview Development Agreement | MOTION |
| D. Consideration of Fiiz Development Agreement | MOTION |
| E. Public Comments | |
| V. REPORTS FROM MANAGER AND TRUSTEES | |
| A. Manager and Trustees Reports | |
| B. Review of Monthly Bank Statements and Cancelled Checks | Mark Ohlin |
| VI. APPROVAL OF FINANCIAL REPORT | |
| A. Monthly Financial Report | MOTION |
| VII. APPROVAL OF CHECKS | |
| A. Current Checks | MOTION |
| VIII. ADJOURNMENT | MOTION |

In compliance with the Americans with Disabilities Act, persons needing auxiliary communicative aids and services for this meeting should call the District at (801) 825-9744, giving at least three (3) working days notice.

FINANCIAL REPORT

• AUGUST 2021 •

GENERAL FUND

PREVIOUS MONTH

	<u>2021</u>	<u>2020</u>	<u>2019</u>
Balance as of July 1	\$ 106,539.67	\$ 146,245.11	\$ 78,835.38
Deposits	\$ 170,395.16	\$ 72,098.66	\$ 104,906.39
Interest on checking	\$ 37.95	\$ 106.52	\$ 197.62
Withdrawals	\$ 129,827.69	\$ 142,003.32	\$ 120,390.86
Balance	\$ 147,145.09	\$ 76,446.97	\$ 63,548.53

TO DATE

Balance as of August 1	\$ 147,145.09	\$ 76,446.97	\$ 63,548.53
Deposits	\$ 76,865.15	\$ 151,852.44	\$ 130,829.00
Withdrawals	\$ 37,184.03	\$ 138,254.79	\$ 57,996.27
Balance	\$ 186,826.21	\$ 90,044.62	\$ 136,381.26

CAPITAL FACILITIES FUND

	<u>2021</u>	<u>2020</u>	<u>2019</u>
Balance as of July 1	\$ 122,173.58	\$ 259,332.81	\$ 253,367.39
Deposits	\$ -	\$ 100.00	\$ 100.00
Interest on checking	\$ 36.99	\$ 221.19	\$ 664.36
Withdrawals	\$ 319.50	\$ 100.00	\$ 100.00
Balance	\$ 121,891.07	\$ 259,554.00	\$ 254,031.75

TO DATE

Balance as of August 1	\$ 121,891.07	\$ 259,554.00	\$ 254,031.75
Deposits	\$ -	\$ -	\$ -
Withdrawals	\$ -	\$ -	\$ -
Balance	\$ 121,891.07	\$ 259,554.00	\$ 254,031.75

WEBER BASIN FUND

	<u>2021</u>	<u>2020</u>	<u>2019</u>
Balance as of August 1	\$ 433,120.23	\$ 342,269.28	\$ 259,952.81

CONNECTIONS

	<u>2021</u>	<u>2020</u>	<u>2019</u>
Connections made during the previous month (July)	1	6	7
Total connections made during the current year	21	106	118
Total active connections	10,791	10,762	10,652

SHARES

	<u>2021</u>	<u>2020</u>	<u>2019</u>
Shares of D&WCCC Water Stock to date:	1,512.5	1,512.5	1,509.5
Shares of D&WCCC Water Stock leased to date:	144.0	144.0	144.0
Shares of Wilson Irrigation Water Stock to date:	20.5	20.5	20.5

UTAH PUBLIC TREASURER'S INVESTMENT FUND

· OPERATIONS & MAINTENANCE ACCOUNT ·

		<u>RATE</u>	<u>DATE</u>
Balance as of July 1	\$ 3,889,133.82	0.3602%	Ongoing-Flexible
Deposits (by Weber County)	\$ 18,915.97		
Interest	\$ 1,170.21		
Withdrawals (by wire)	\$ 150,000.00		
Balance	\$ 3,759,220.00		

· CAPITAL FACILITIES ACCOUNT ·

		<u>RATE</u>	<u>DATE</u>
Balance	\$ 1,366.02	0.3621%	Ongoing-Flexible

10:46 AM
08/11/21

ROY WATER CONSERVANCY DISTRICT

O&M Checks

August 11, 2021

	Num	Name	Amount
Aug 11, 21	19087	CHAD ZITO	-\$275.02
	19088	DARL R FIELD	-\$275.02
	19089	GARY L. NEWMAN	-\$275.02
	19090	JAY L. COTTLE	-\$275.02
	19091	MARK W. OHLIN	-\$275.02
	19092	ACE RECYCLING & DISPOSAL	-\$121.23
	19093	APPSTRUCTURE, LLC	-\$200.00
	19094	BLUE STAKES OF UTAH	-\$592.20
	19095	BUFFALO BROS. TIRE OUTFITTERS	-\$15.00
	19096	CHILD RICHARDS CPAs & ADVISORS	-\$3,675.00
	19097	CLEAR LINK IT, LLC	-\$1,907.49
	19098	CLYDE SNOW & SESSIONS	-\$3,639.60
	19099	COMCAST	-\$564.82
	19100	DOMINION ENERGY	-\$77.88
	19101	FERGUSON ENTERPRISES	-\$1,369.20
	19102	FUEL NETWORK	-\$1,639.39
	19103	HOME DEPOT	-\$495.43
	19104	INTERFORM	-\$425.29
	19105	J. D. YOUNG & SON LANDSCAPE	-\$2,053.00
	19106	JAN-PRO of Utah	-\$215.00
	19107	MADDOX AIR COMPRESSOR	-\$215.98
	19108	OPTICARE VISION SERVICES	-\$96.30
	19109	PEHP Group Insurance	-\$11,795.40
	19110	PEHP LTD Program	-\$240.01
	19111	PRAXAIR DISTRIBUTION, INC.	-\$37.44
	19112	RIVERDALE CITY	-\$141.89
	19113	ROCKY MOUNTAIN POWER	-\$10.26
	19114	ROCKY MOUNTAIN POWER	-\$42.39
	19115	SANDEE'S SOIL & ROCK, INC.	-\$112.00
	19116	STAKER PARSON COMPANIES	-\$499.20
	19117	THE DATA CENTER, LLC	-\$564.46
	19118	UTAH LOCAL GOVERNMENTS TRUST	-\$802.13
	19119	VERIZON WIRELESS (V)	-\$408.11
	19120	ZIONS BANK	-\$1,421.03
	19121	UTAH STATE TAX COMMISSION	-\$2,300.00
	19122	AFLAC	-\$131.80
Aug 11, 21	TOTAL		-\$37,184.03

MEMORANDUM

TO: Board of Trustees

FROM: Rodney Banks, Manager

DATE: August 6, 2021

SUBJECT: **IV.A. Consideration of Resolution 2021-08 Declaring the Severity of the 2021 Drought**

Attached is Resolution 2021-08 which will declare the severity of the 2021 Drought and it discusses the consequences of the declaration.

A *suggested* motion for approval would be, "I move that we approve Resolution 2021-08 Declaring the Severity of the 2021 Drought."

RESOLUTION NO. 2021 - 08

A RESOLUTION DECLARING THE SEVERITY OF THE 2021 DROUGHT AND RELATED MATTERS

WHEREAS, the U.S. Drought Monitor, produced through a partnership between the National Drought Mitigation Center at the University of Nebraska-Lincoln, the United States Department of Agriculture, and the National Oceanic and Atmospheric Administration, which defines relative drought intensities to include (i) abnormally dry; (ii) moderate drought; (iii) severe drought; (iv) extreme drought; and (v) exceptional drought; and

WHEREAS, Section 7 of the District’s Uniform Rules and Regulations governs the delivery of water to and the use of water by all customers and contract holders of the District (the “Water Use Regulations”); and

WHEREAS, Section 7.1.4 of the Water Use Regulations provides as follows:

7.1.4 Drought Declaration; Regulations. The existence and extent of drought conditions will vary from year to year and may even vary during a given irrigation season. As such, each year, or at any time during a given year, the Board shall ascertain whether and to what extent a drought condition exists within its service area. If a drought condition is determined to exist, the Board shall, in its sole discretion, make a drought declaration, designating and declaring the intensity of the drought utilizing as a guide the U.S. Drought Monitoring Report (the “Drought Report”), published at:

<https://droughtmonitor.unl.edu/CurrentMap/StateDroughtMonitor.aspx?UT>

The intensity of drought conditions defined in the Drought Report include: abnormally dry, moderate drought, severe drought, extreme drought and exceptional drought. The Board, in its sole discretion, may by resolution make a drought declaration, establishing, among other things, a shortage of water by percentage, based on such conditions as may be deemed relevant by the Board in consideration of the Drought Report and other factors. In its drought declaration, the Board may make such rules and regulations and establish such limitations and restrictions which may be in addition to and/or in substitution for the limitations and restrictions otherwise imposed by the Board pursuant to this Section, which rules, regulations, limitations and restrictions shall govern during such period as established by the Board in the drought declaration.

WHEREAS, consistent with its aforesaid powers, the District’s Board of Trustees (the “Board”), deems it necessary to make a drought declaration for the 2021 irrigation season,

designating and declaring the intensity of the drought utilizing the Drought Report as its guide, and to provide for the imposition of water delivery and use limitations and restrictions during the pendency of the drought.

NOW, THEREFORE, be it hereby resolved by the Board as follows:

1. DROUGHT DECLARATION.

(a) Drought Existence and Designation. The Board hereby finds and declares that as of December 1, 2020, all of the lands situated within the service area of the District are experiencing drought conditions which fall within the area designated in the Drought Report as “D3,” meaning that the drought conditions are “extreme,” and that such drought conditions continue to persist.

(b) D&WCCC Water Supply Reductions. Davis and Weber Counties Canal Company (“D&WCCC”), the District’s primary water supplier, has notified the District that the water supply allocated to the District for the 2021 irrigation season will be reduced by an amount approximately equal to 45% of its normal allocation of water per share (the “D&WCCC 2021 Water Allocation”). On May 12, 2021, D&WCCC declared an amount of 3.69 acre-feet per share with the possibility of the amount per share being decreased if the current drought conditions persist.

2. WATER DELIVERY AND USE LIMITATIONS AND RESTRICTIONS.

Consistent with its authority under the District’s Water Use Regulations, the water use limitations and restrictions authorized to be imposed and published by the District on its website at www.roywater.com, shall be imposed subject to and in conformance with the D&WCCC 2021 Water Allocation Restriction, which shall apply to and govern all of the District’s existing petitions and contracts. The limitations and restrictions imposed by the Board shall be enforced

within the service area of the District, as published, unless and until this declaration is modified or otherwise terminated by the Board.

3. **FULL PAYMENT DUE NOTWITHSTANDING.** As provided in the District's Water Use Regulations, notwithstanding the drought declaration set forth herein, and the water delivery and use limitations and restrictions imposed by the Board in response thereto, the District's full annual assessment and all special assessments, fees and charges levied and imposed by the Board, shall be and remain due and payable in full, without reduction or waiver, by the holders of all petitions and water contracts with the District.

4. **IMMEDIATE EFFECT.** This resolution shall take effect immediately upon adoption by the Board.

PASSED AND ADOPTED by the Board this 11th day of August, 2021.

ROY WATER CONSERVANCY DISTRICT

Chad Zito, Chair

ATTEST:

District Clerk

seal

MEMORANDUM

TO: Board of Trustees

FROM: Rodney Banks, Manager

DATE: August 6, 2021

SUBJECT: **IV.B. Consideration of 2021 Secondary Water Shutdown**

There are three different methods used to project the water use and determine when the District's water supply will run out for the 2021 irrigation season. One method uses what Davis and Weber Counties Canal Company projects the District will take in water deliveries. This method results in a date of September 13, 2021. Another method uses the actual water deliveries to the District's reservoir, and it results in a projected date of September 11, 2021. The last method uses the actual meter readings going out of the District's reservoir and it results in a projected date of September 22, 2021.

There are several variables which will have an impact on the actual water use over the next several weeks. The main variable is the actual water used by the water users. If they use less water, then the projected date could be farther into the future. If they use more water, then the projected date could be sooner than the projected date. Other variables are weather related which we have no control over.

Because of the uniqueness of this irrigation season, It is recommended that the trustees approve a date or a "variable" date and then we know what to tell our water users. One thing to consider is that when the water users know a specific date, they will typically use more water in order to water their landscape as much as possible before the water is turned off.

A suggested motion for approval would be, "I move that we shut down the secondary water on September __, 2021 or sooner contingent upon actual water use by the water users."

MEMORANDUM

TO: Board of Trustees

FROM: Rodney Banks, Manager

DATE: August 6, 2021

SUBJECT: **IV.C. Consideration of Fairview Development Agreement**

Fairview is located at approximately 3000 West 4000 South in West Haven which is the northwest corner of the intersection of 4000 South and 2975 West. It is located in the Salt Point development. The existing parcel has not had an existing water allotment. The developer will be required to bring either one half ($\frac{1}{2}$) share of D&WCCC stock or one half ($\frac{1}{2}$) share of Wilson Irrigation or an equivalent amount of Hooper Irrigation share. Otherwise, this is a standard development agreement.

A suggested motion would be, “I move that we approve the Fairview Development Agreement.”

MEMORANDUM

TO: Board of Trustees

FROM: Rodney Banks, Manager

DATE: August 6, 2021

SUBJECT: **IV.D. Consideration of Fiiz Development Agreement**

Fiiz is located at approximately 4671 South Midland Drive in West Haven which is on the west side of Midland Drive, just north of the Triple Stop on 4800 South and 3500 West. It is located to the north of Taco Time and to the south of Peachtree Place. The existing parcel has had an existing water allotment. Otherwise, this is a standard development agreement.

A suggested motion would be, “I move that we approve the Fiiz Development Agreement.”

MEMORANDUM

TO: Board of Trustees

FROM: Rodney Banks, Manager

DATE: August 11, 2021

SUBJECT: **V.A. Manager and Trustees Reports**

The following is a reminder of upcoming meetings and events:

Board Meeting – August 11, 2021 at 5:00 p.m.
Board Meeting – September 8, 2021 at 5:00 p.m.
Summer BBQ – September 9, 2021 at 6:00 p.m.
UWUA Summit – October 12, 2021 at 8:00 a.m. in Provo
Board Meeting – October 13, 2021 at 5:00 p.m.
UASD Annual Convention – November 3 – 5, 2021 in Provo
NWRRA Annual Conference – November 8 – 10, 2021 in Phoenix
Board Meeting – November 17, 2021 at 5:00 p.m.
Board Meeting – December 8, 2021 at 5:00 p.m.
Public Hearing for Allotment of Water – December 8, 2021, at 6:00 p.m.
Public Hearing for 2022 Budget – December 8, 2021, at 6:00 p.m.
D&WCCC Stockholders Meeting – December 15, 2021 at 6:30 p.m.

As of August 10th, East Canyon is 52% full, Echo Reservoir is 19% full, and the Weber River basin precipitation is 67% of normal. Currently about 99% of the state of Utah is in severe to exceptional drought condition. The District's boundaries are in an extreme drought condition.

Reminder of Weber Basin Water Conservancy District's Weber River watershed tour on Tuesday, August 31st, from 7:30 am to 3:30 pm.

A company called GovFriend has developed online customer portal software that they have received a grant from the state of Utah to offer it to entities such as the District in order to allow our users who have meters to see their water use and other information on a regular basis. This is free to the District through the grant and there are several other entities who are already participating. A customer portal would be very helpful for the District's water users and where it is free to the District, I would encourage the District to participate.

There is a development called Wingspan Apartments which is located on the southeast corner of Hinckley Drive and Midland Drive. It is located where it would be advantageous for the District to locate an 8-inch main line in order to connect Midland Drive to 4000 South along the south side of Hinckley Drive and then south parallel to the east side of the Rail Trail to 4000 South. Should the general manager pursue a negotiated deal with the developer to offset some of the developer's cost in order to locate this main line through this development which would be brought to the trustees for approval?

ZION BANK CREDIT CARDS
INTERNAL AUDIT REPORT

AUGUST 10, 2021
(JULY 2021 STATEMENTS)

- | YES | NO | |
|-------------------------------------|--------------------------|--|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 1. Obtain credit card statements. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 2. Review statements for unusual charges. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 3. Review receipts for charges. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 4. Question any large or unusual charges not previously discussed or approved during board meeting. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 5. Summarize your questions. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 6. Distribute the report to board members, Child Richards CPAs & Advisors, Rodney Banks, and Linda Toupin. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 7. Obtain replies to questions from Rodney Banks and distribute with the report. |

COMMENTS: CREDIT CARD STATEMENTS APPEAR IN ORDER.

-
1. Zions Bank Control Account: _____
 2. Jay Cottle Credit Card: Card turned in to office on 04-15-2021. _____
 3. Darl Field Credit Card: _____
 4. Gary Newman Credit Card: _____
 5. Mark Ohlin Credit Card: Card turned in to office. _____
 6. Chad Zito Credit Card: _____
 - X7. Rodney Banks Credit Card: OK _____
 - X8. Phil Durbano Credit Card: OK _____
 - X9. Kent Thurgood Credit Card: OK _____
 - X10. Nathan Doxey Credit Card: OK _____
 11. Justin Sandberg Credit Card: NO CARD _____
 12. Linda Toupin Credit Card: Card turned in to office. _____
 13. Courtney Harris Credit Card: _____

I have completed the above procedures for the month of August 10, 2021 (July 2021 Statements).



Mark W. Ohlin, Vice-Chair

INTERNAL AUDIT REPORT

AUGUST 10, 2021
(JULY 2021 STATEMENTS)

- | YES | NO | |
|-------------------------------------|--------------------------|--|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 1. Obtain bank statements unopened. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 2. Review checks for unusual payees. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 3. Review signatures on checks for authenticity. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 4. Review any cash transfers or large debit memos for property. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 5. Question any large or unusual checks that you do not remember discussing or approving. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 6. Summarize your questions. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 7. Distribute the report to board members, Child Richards CPAs & Advisors, Rodney Banks, and Linda Toupin. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 8. Obtain replies to questions from Rodney Banks and distribute with the report. |

COMMENTS: ALL APPEARS IN ORDER - TO THE BEST OF MY ABILITY AND KNOWLEDGE.

Bank of Utah

- O & M Account No. [REDACTED] 0122: _____
- C.F. Account No. [REDACTED] 1928: _____
- Weber Basin Account No. [REDACTED] 0846: _____

Zions Bank

- Account No. [REDACTED] 9775 (Bond): Account Closed 04-30-2021.

PTIF

- O & M Account No. 1141: _____
- C.F. Account No. 2340: _____

I have completed the above procedures for the month of August 10, 2021 (July 2021 Statements).



Mark W. Ohlin, Vice-Chair