

MINUTES OF THE MEETING OF THE TRUSTEES
OF THE CENTRAL WEBER SEWER IMPROVEMENT DISTRICT (CWSID)
HELD MONDAY, MARCH 16, 2026, AT 5:00 PM, AT THE DISTRICT OFFICE
LOCATED AT 2618 WEST PIONEER ROAD, MARRIOTT-SLATERVILLE, UTAH.

Trustees Present: Mark Allen, Ryan Barker, Sheri Bingham, Bob Blind, Steve Gibson, Rich Hyer, Braden Mitchell, Ben Nadolski, Russ Porter, Ken Richey, Roger Shuman, Les Syme, Rob Vanderwood, and Rod Westbroek.

Trustee Excused: Gage Froerer

Others Present: Kevin Hall, Camille Cook, James Dixon, Mark Anderson, Paige Spencer, Ryan Bench (Carollo Engineers), Brent Packer (Bowen Collins & Associates), Chris Kemper (Ames Construction), and Shane McFarland (Weber Basin Water Conservancy District).

Call to Order

Chairman Allen called the meeting to order at 5:00 p.m.

The pledge of allegiance was led by Trustee Blind.

The invocation was offered by Trustee Porter.

Public Comment

There were no public comments.

Minutes of February 23, 2026, Board Meeting Approval

It was moved by Trustee Hyer and seconded by Trustee Syme as follows:

That the February 23, 2026, Board meeting minutes be approved as presented.

The motion carried by the affirmative vote of Trustees Allen, Barker, Bingham, Blind, Gibson, Hyer, Mitchell, Nadolski, Porter, Richey, Shuman, Syme, Vanderwood, and Westbroek.

Ratification of Vouchers

Camille Cook presented an overview of the voucher ratification process for the benefit of the new Trustees. She reminded the Trustees about vouchers that previously were approved by the Board prior to payment, and recommended ratification of the February 2026 Check Register, which is an itemized list of all payments made by the District during February, in the total amount of \$3,478,505.93.

It was moved by Trustee Porter and seconded by Trustee Bingham as follows:

That the February 2026 Check Register be ratified and approved as presented in the total amount of \$3,478,505.93.

The motion carried by the affirmative vote of Trustees Allen, Barker, Bingham, Blind, Gibson, Hyer, Mitchell, Nadolski, Porter, Richey, Shuman, Syme, Vanderwood, and Westbrook.

Project Updates of Major Capital Projects

Chairman Allen mentioned that Clay Marriott was not in attendance this month to help James Dixon present the project updates.

Mr. Dixon updated the Trustees regarding the Gerber Contract for the Phase 2 Expansion and Ultraviolet (UV) Disinfection Project, the VanCon Contract for Dewatering HVAC Replacement, and the Ames Contract for the 1900 West Pipeline Upgrade.

Trustee Hyer asked if Central Weber will continue to buy chlorine. Mr. Dixon responded that the UV system is running and CWSID is not planning to buy any more bulk chlorine gas. Trustee Blind mentioned an emergency meeting in Farr West to discuss the use of chlorine by CWSID. Trustee Blind suggested that District staff notify nearby cities of the change in the disinfection process. Trustee Hyer suggested that District staff also notify Scott Van Leeuwen, the previous Marriott-Slaterville Mayor, because that has been a concern for his city.

Consideration of Purchases, Capital Projects, and Expenditures

Mr. Dixon recapped a memorandum that was provided to the Board members. He noted that, during the February Board meeting, consideration of a Change Order for the 1900 West Pipeline Project was tabled and CWSID staff was tasked with approaching UDOT about funding to cover the costs of the changes and present additional details about the increased costs that were discussed during the March CWSID Board meeting. In addition, District staff has coordinated with legal counsel about the possibility of litigation. That review could be presented during a closed meeting, should the Board so desire.

Mr. Dixon reminded the Trustees that the Change Order presented last month included a cost increase of \$3,527,943.56. During the meeting with UDOT, additional changes to UDOT's permitting requirements were identified that likely will further increase the cost of the Project. The additional cost impacts have not yet been determined and discussions between UDOT and Ames Construction are ongoing. Ames is looking for direction from the District regarding how to proceed. It is understood that a vote by the Board to approve the approximately \$3.5 Million Change Order will indicate that the District intends to continue working through the issues and move forward with the Project. A vote to deny the Change Order would indicate that the District intends to work toward developing an off-ramp for the contract with Ames.

Mr. Hall reported that the UDOT meeting was cordial, but it is unlikely that UDOT would be willing or able to assist with the cost. For that to happen, the District would have to sue UDOT and win.

Mr. Dixon reported that Ames Construction received word, during the UDOT meeting, that a recent permit request was denied and that additional requirements will be imposed on the Project. UDOT is currently requiring Ames Construction to demobilize every day, which will slow production down. Also, UDOT will only issue a permit for 30 days at a time.

Brent Packer stated that Bowen Collins & Associates created a traffic control plan during the design process that was reviewed with UDOT. That effort was intended to develop a traffic control example for the contractor. The contractor was given the notes and requirements in the invitation to bid documents and plans and permit applications were submitted accordingly.

Trustee Hyer asked how UDOT can unapprove an approval. Trustee Gibson asked who, with UDOT, is denying the approval. Mr. Packer responded that the UDOT permit office reviewed and stamped the original permits, but UDOT is changing the parameters of the permit. In response to a question from Trustee Blind, Mr. Dixon stated that UDOT doesn't charge an application fee.

Trustee Syme asked if UDOT is penalizing the District for going past the 2-year project timeline. Mr. Hall responded that CWSID has not reached the end of the 2-year contract period. Mr. Dixon explained that issuing successive 30-day permits is a weather-related restriction from UDOT. Trustee Syme stated that daily mobilization and demobilization will cause the costs to add up. Trustee Gibson asked if a variance is a possibility. Mr. Dixon responded that it will be a case by case determination each month as the permit is considered by UDOT.

Mr. Anderson stated that a litigation strategy executive summary could be discussed in a closed meeting.

Chairman Allen suggested that the Board consider going into a closed meeting to discuss pending or imminently threatened litigation, and then come back to agenda item 4a.

It was moved by Trustee Gibson and seconded by Trustee Hyer as follows:

That the Board go into a closed meeting to discuss pending or imminently threatened litigation.

The motion carried by a roll call vote with Trustees Allen, Barker, Bingham, Blind, Gibson, Hyer, Mitchell, Nadolski, Porter, Richey, Shuman, Syme, Vanderwood, and Westbroek each voting in the affirmative.

Chairman Allen asked members of the public to step out of the Board room and invited District staff members Kevin Hall, Camille Cook, Paige Spencer, James Dixon, and Mark Anderson to remain in the closed meeting along with Trustees Allen, Barker, Bingham, Blind, Gibson, Hyer, Mitchell, Nadolski, Porter, Richey, Shuman, Syme, Vanderwood, and Westbroek.

Chairman Allen declared the Board meeting to be closed at 5:32 p.m.

Chairman Allen declared the meeting to again be open at 5:54 p.m., and the doors to the Board room were opened so members of the public could re-enter. No action was taken during the closed portion of the meeting, other than the approval of a motion to end the closed meeting and return to open session.

Trustee Porter suggested that the District approve the \$3,527,943.56 Change Order and move forward, stating that he believes the alternative will be more expensive. Trustee Vanderwood responded that the District must have a clear path moving forward. Trustee Hyer asked what CWSID can learn moving forward and if there is a way to get a more concrete UDOT approval.

Mr. Anderson and Mr. Packer discussed the option of the District including less information regarding coordination with UDOT in bid documents. The tradeoff is that contractors might include a higher contingency amount in submitted bids to account for the unknowns.

Trustee Syme asked if the Board may direct questions to Ames Construction. Chris Kemper, representing Ames Construction, responded that he would be happy to take questions. Trustee

Syme asked about Ames Construction's rapport with UDOT. Mr. Kemper responded that, out of his 20 years with Ames Construction, 15 years have been spent working on UDOT projects. He stated that UDOT seems to be applying different rules in this situation. In response to a question from Trustee Bingham, Mr. Kemper stated that Ames Construction has never before, to his knowledge, been required to mobilize and demobilize each day.

The Trustees again discussed whether there is a way to accurately estimate what the increased costs could be and whether the District should "cut its losses" on this Project. Mr. Hall stated that the Board can be advised of the costs on a month-to-month basis. Mr. Dixon confirmed that the cost of future change orders is unknown.

Chairman Allen suggested that CWSID talk with UDOT Region 1 and again highlight the items that were approved and then denied. Trustee Nadolski stated that UDOT and Region 1 usually are reasonable. Mr. Hall advised the Board that CWSID staff will try to build a better relationship with UDOT going forward, and that coordination with the project team, including the engineer and the contractor, will be consistent.

Trustee Gibson asked if taking representatives from cities such as Ogden or Riverdale to meetings with UDOT might be beneficial. There was a discussion about including a requirement in the motion for staff to again meet with UDOT. Mr. Anderson responded that it wouldn't be necessary to include that requirement in the motion.

It was moved by Trustee Porter and seconded by Trustee Hyer as follows:

That a Change Order for the 1900 West Pipeline Project Contract be awarded to Ames Construction, including a \$3,527,943.56 cost increase.

The motion carried by the affirmative vote of Trustees Allen, Barker, Bingham, Blind, Gibson, Hyer, Nadolski, Porter, Richey, Shuman, Syme, Vanderwood, and Westbroek and a negative vote by Trustee Mitchell.

Certification of Annexation/Withdrawal Petitions

Mr. Hall presented one Annexation Petition for Board certification: The owner of Bitton Estates, 2.2 acres located east of the Weber River in unincorporated Weber County, petitioned for annexation into the District. CWSID staff has verified that the petitioner owns the property and that the Petition is in order.

Trustee Porter asked if there is a justification for the CWSID Board to ever deny an Annexation Petition. Mr. Hall responded that the Board may not want to complete the annexation of property that the District does not plan to serve within the reasonably foreseeable future.

It was moved by Trustee Hyer and seconded by Trustee Nadolski as follows:

That the Bitton Estates Annexation Petition be certified.

The motion carried by the affirmative vote of Trustees Allen, Barker, Bingham, Blind, Gibson, Hyer, Mitchell, Nadolski, Porter, Richey, Shuman, Syme, Vanderwood, and Westbroek. Staff will notify the petitioner of the certification and issue the statutorily required notice so the Board may consider the adoption of a Resolution to approve the annexation as an agenda item during a future Board meeting.

Possible Closed Meeting Concerning Pending & Threatened Litigation, Purchase or Sale of Real Property and/or Personnel Issues

There was no need for another closed meeting.

General Manager

Mr. Hall reported that the CWSID Finance Committee will meet on Thursday, March 19, to develop a 5-year financial plan. He also updated the Board on the Weber Basin Water Conservatory District wastewater reuse project request and noted that CWSID staff has received a draft agreement from Weber Basin that includes a plan for Weber Basin to purchase property from Central Weber. This matter is under review and more information will be presented during upcoming Board meetings.

Attorney

Mr. Anderson reported that the 2026 Legislative Session has ended and that almost 80% of the Bills supported by the Utah Association of Special Districts passed (32 out of 44) and only one Bill that was opposed by the Association passed (1 out of 23), and that Bill won't impact CWSID.

Other Business

There was no other business to discuss.

Adjournment

There being no further business to come before the Board, it was moved by Trustee Hyer and seconded by Trustee Nadolski as follows:

That the Board meeting be adjourned.

The motion carried by the affirmative vote of Trustees Allen, Barker, Bingham, Blind, Gibson, Hyer, Mitchell, Nadolski, Porter, Richey, Shuman, Syme, Vanderwood, and Westbroek.

Chairman Allen declared the meeting to be adjourned at 6:16 p.m.

Approved by the Board of Trustees of the Central Weber Sewer Improvement District on the 20th day of April 2026.

Mark C. Allen, Chairman

ATTEST:

Camille Cook, Clerk