WASATCH FRONT WASTE AND RECYCLING DISTRICT (WFWRD)

BOARD OF TRUSTEES REGULAR MEETING MINUTES

Held Monday, June 22, 2026, at 9:00am at the District Offices located at 604 West 6960 South, inside the Salt Lake County Public Works Administration Building Training Room. The meeting was also held electronically via Webex.

Emily Gray, Board Chair, called the meeting to order at 9:00am and Catarina Garcia, Board Clerk, conducted the Roll Call.

Board Members: Anna Barbieri-City of Taylorsville, Emily Gray-City of Holladay, Jared Henderson-Herriman City, Lise Brunhart-Town of Brighton, Lyndsay Longtin-Kearns City Nick Griffith-Emigration Canyon *(arrived at 9:11am)*

Participating Electronically: Clark Bullen-Murray City, Terry George-Magna City, Tessa Stitzer-Town of Copperton, Nicole Handy-Millcreek City, Marci Houseman-Sandy City, Matt Holton-Cottonwood Heights

Excused/Absent: Greg Shelton-White City, Zach Jacob-West Jordan City, Laurie Stringham-Salt Lake County

District & Support Staff: Evan Tyrrell-General Manager, Helen Kurtz-Finance Director, Renee Plant-Administrative Manager, Molly Jeppson-Treasurer, Catarina Garcia-Executive Assistant/Board Clerk, Rachel Anderson-Legal Counsel
Webex: Justin Tuft, Collections Manager

Public: Patrick Craig-Salt Lake County, "Guest Guest", Angel Paredes-Squire & Company

1. **Meeting Open for Public Comments**
   There were no public comments.

2. **Consent Items**
   2.1 May 18, 2026 Board of Trustees Regular Meeting Minutes

   Vice Chair Barbieri motioned/Board Member Brunhart seconded to adopt the May 18, 2026 meeting minutes. Motion passed unanimously.

3. **Business Items**
   3.1 2025 Annual Comprehensive Financial Report (ACFR) and Independent Audit Report

   Kyle Green, Squire & Company, explained their role in the audit which includes issuing an opinion, which was clean and unmodified. He showed the Responsibilities of Management for the Financial Statements and the Auditor's Responsibilities for the Audit of the Financial Statements.

   He continued on to the Independent Auditor's Report that includes Internal Control over Financial Reporting noting there was nothing identified or found in their test work. Controls are working and proper approvals are in place, and things are working as they should.

Kyle concluded with the State Compliance Audit Guide issued by the Office of the Utah State Auditor. He showed the five areas they review from Budgetary Compliance to Utah Retirement Systems. In Squire & Company's opinion, Wasatch Front Waste and Recycling District complied, in all material respects, with the state compliance requirements. Everything was clean and there was nothing to report. He expressed his appreciation to Helen, Molly, and Evan for their efforts.

Helen thanked Kyle, Angel, and their audit team who were great to work with. She gave a big shout out to Molly Jeppson, Treasurer, who did a lot of work on the audit.

Helen reviewed the Statement of Revenues, Expenses, and Changes in Net Position which increased by $4,482,498 for 2025. The Ending Net Position was $27,738,727. Helen reported on assets, liabilities, and showed the notes to the financial statements that are included to provide information essential to the user's understanding of the basic financial statements.

Helen and Evan reported that the required audit documents had been submitted to the Utah State Auditor and that everything was considered complete at this time.

There were no questions or comments. Board Chair Gray thanked the team and expressed the Board's appreciation for their work on the audit, which represents many, many hours.

Board Member Brunhart motioned/Board Member Houseman seconded to accept the 2025 Independent Audit Report. Motion passed unanimously.

3.2 General Manager Report

Evan Tyrrell, General Manager, began by showing the photo taken at the May Board of Trustees Meeting with WFWRD staff and Board Members after the National Waste & Recycling Worker's Week Proclamation was adopted. He talked about the employee recognition event last Thursday that was very well attended.

Board Chair Gray commented that the event was a wonderful opportunity to thank the people that keep our communities healthy, clean, and safe. She was really impressed, really enjoyed meeting them, was glad to be there, and thanked staff for the invitation.

Evan went on to review General Updates that included postcard billing, which was recently implemented, Push-to-Talk communication devices continue to be explored in lieu of large capital upgrades to digital radios and the Mahogany Radio Tower with an estimated savings of $400,000, cost savings, and contract updates and renewals. He gave kudos to Renee for establishing contracts for the Specialty Curbside Collection Program for mattress and tire recyclers, certified freon removal specialists, and we are delivering recovered scrap metal to metal recyclers, which avoids tipping fee costs while providing supplemental revenue.

He also reported that WFWRD was invited to submit a [public service] proposal from Draper City for its Residential Garbage & Recycling Services RFP.

Board Chair Gray expressed her appreciation to everyone who worked on that project, acknowledging the amount of work, short turn-around time, and stated it is a good opportunity for the District.

Vice Chair Barbieri noted that if Draper City does not go with WFWRD, the information staff created, gathered, and compiled is invaluable for the rest of the District and it's really helpful and really thorough. Kudos.

Evan mentioned that West Jordan also has an RFP and he will reach out and see if they wanted to invite us to also participate in that process with a public service proposal.

Board Member Houseman also expressed her appreciation to staff for responding to the Draper City RFP. She loves the pursuit of this and knows how time-intensive it was. She asked that if awarded, the District would require additional trucks, and if it is acting as replacement revenue for the Herriman withdrawal.

Evan replied that we have started to receive trucks that were backordered in 2025 and he asked the fleet team to not put any trucks up for auction at the moment. There are a lot of items Draper City would keep and support through the city such as container repair and replacement, billing, etc. In the proposal, WFWRD indicated we would consider keeping their eligible employees on staff allowing for continued service in URS, and possible consideration of buying their fleet trucks at fair market value. Evan concluded that the District would not need additional trucks if awarded the Draper City RFP and stated that although a Draper City award would support additional revenues and economies of scale, an analysis regarding revenue replacement had not been performed.

Evan continued with the Seasonal Container Reservation Program (SCRP) container deliveries which continue to significantly surpass historical averages; 81 containers per day, a 35% increase over prior years which averaged 60 containers per day. Vice Chair Barbieri stated that would have been a dream five years ago.

Evan reported that WFWRD is preparing a Conceptual Curbside Bulky Waste Plan which will be a future presentation to Board and talked about Upcoming District Events that include the Kearns City/Oquirrh Highlands (West Jordan) Public Bulky Waste Drop-off Event, and the Taylorsville Public Bulky Waste Drop-off Event in mid-July. Reports on PGIs will be next month along with the second quarter financials.

He reviewed Insurance Premium Renewals Summary, EMOD (Experience Modification Factor/Rate), loss ratios, the EMOD Compass, and light-duty return to work. Evan gave a shout out to Shane [Norris], Safety Coordinator, and the entire team for continuing to boost safety awareness and safety culture. Overall, Evan reported that annual insurance premiums remained relatively the same due to favorable loss ratios, and the reduced EMOD value supports rate reductions for certain insurance premium categories.

Evan showed the new truck banners that promote our Specialty Curbside Collection and Green Waste Programs. Board Chair Gray asked if it is the same image on both sides of the truck and Evan said staff have been considering putting one of each on each side of the truck.

Evan gave updates on the Specialty Curbside Collection Program and showed the heat map that Renee and our Data & Program Specialist created. Board Chair Gray expressed her excitement about the program noting that it will only grow over time.

Board Member Longtin was asked by some residents if one person could pay the base rate and gather a few of their neighbor’s tires at once, possibly six to seven tires total. Evan replied yes, the maximum is 12 tires per load.

Evan’s last update was on the Seasonal Container Reservation Program (SCRP) and public drop off events.

He showed the number of mattresses and fridges and related charges, scrap metal revenue, tonnages and tipping fees, and reservation data by area. More information will be provided as the season progresses.

Board Chair Gray expressed the Board's appreciation for the program knowing it is a big undertaking.

There were no further questions or comments.

3.3 Adoption of District Drug and Alcohol Testing Policy for Safety-Sensitive Positions, Commercial Driver's License Holders, and Commercial Motor Vehicle Operators

Evan explained that the current Drug and Alcohol Testing Policy SOP is dated and obsolete and we contract with CODA, a third-party Drug and Alcohol Testing provider. CODA provided a policy for proposed adoption that better protects the organization as well as better protecting our drivers and our workforce and their rights, options, and how the process works. If adopted, it will be effective July 1, 2026.

He talked about WFWRD still administering the testing services through CODA, the company that performs the testing, coordinates laboratory analysis, and provides the MRO Medical Review Officer for review of lab results. The document also better determines and identifies what's considered the employer DER Designated Employer Representative and that's been named to be Evan, Hazel, our Safety Coordinator, and our Operations Manager. It gives WFWRD the ability if there's a failed test or a refusal to test, we have the authority to remove those employees that are affected from safety sensitive duties and positions as part of that.

Evan replied to Board Chair Gray that this is not new. DERs are a common vernacular phrase in this industry and our existing SOP identifies the Fleet & Asset Manager as the Designated Employee Representative. We wanted to expand that which is allowable for the FMCSA rules. We have more people if someone's out or on vacation, so if we get those results, if we're notified of a refusal test or failure test or a positive results we have immediate authority to remove those employees from safety sensitive positions and follow this policy in accordance with DOT and FMCSA rules and regulations.

Board Member Griffith stated it's a really important thing to communicate to the workforce and asked if we see any questions or negative responses or some things that need to be managed as far as morale for the workforce and if changes will be clearer or if there will be confusion.

Hazel replied no, believing this will just make it clearer and also ties more closely to the federal Department of Transportation.

Board Member Griffith stated the only reason he said that is because if it's hard to attract CDL drivers, and it's not clear that they're being protected or what the new system is. He would hate to see that we're losing CDL drivers.

Hazel explained the policy hasn't changed, we're just trying to make it more clear so this is a little more detailed but they do understand, any CDL driver is included in the pool of random testing. HR is the neutral party, Shane, our Safety Coordinator, handles the random testing so they're used to that.

Catarina shared a question from Board Member Holton asked in the meeting chat room. “How much different is this from our current policy?” Evan responded that this is in essence just adding clarity and adding more detail that better protects the District, and also better explains driver’s rights, including what their options are, what their rights are, etc. There are provisions for splitting a sample if a sample comes back positive, the driver has the opportunity to request the split sample be sent to a separate laboratory, so it is really specifying and enhancing their rights. From a procedural perspective, what we're doing currently, we are compliant with pre-employment and random ongoing testing for our safety sensitive positions. We also have a more stringent post-accident testing policy where every incident a driver is taken for a post-accident test to protect the organization and, ultimately, this will replace our SOP which is somewhat obsolete and outdated. Nothing truly changes, the major changes will be the designation of the DER Designated Employer Representative, but nothing changes from what we're currently practicing. It really expands and clarifies and better protects the organization and our employees to express their rights and understanding of the drug and alcohol test requirements under the DOT and the Federal Motor Carrier Safety Administration.

There were no further questions.

Board Member Brunhart motioned/Board Member Houseman seconded to adopt the District Drug and Alcohol Testing Policy for Safety-Sensitive Positions, Commercial Driver’s License Holders, and Commercial Motor Vehicle Operators. Motion passed unanimously.

3.4 Adoption of Updates to Section 9.39, Alcohol and Drug-Free Workplace, of the District Policy Manual

Evan explained that the proposed edits to the policy manual bring us into conformance with the above adopted policy and were reviewed by the District’s legal counsel.

There were no questions.

Vice Chair Barbieri motioned/Board Member Brunhart seconded to adopt Updates to Section 9.39, Alcohol and Drug-Free Workplace, of the District Policy Manual. Motion passed unanimously.

3.5 Consideration for Customer Appeal of Two-Year Credit Determination

Helen reported that a residential customer was unknowingly overcharged for multiple years and is requesting an account credit beyond the previously approved maximum allowed by District policy. The subject property was originally classified as a duplex and County records indicate the property was reclassified as a single-family residence. Though the County could not verify the date, the customer indicates this took place in 1991; however, District account records were never updated to reflect the change. As a result, the customer continued to be billed at the duplex rate rather than the applicable single-family residential rate.

After the customer notified the District of the discrepancy, staff reviewed the account and confirmed that the property had been incorrectly billed. Staff approved a credit of $565.50 in accordance with Section 16.4.2 of the District's Policy Manual, which limits refunds to a two-year lookback period.

The customer is requesting reimbursement for an additional two years consistent with Utah Code Section 78B-2-307(1)(c) which establishes a four-year statute of limitations for actions brought on open accounts for services rendered. The additional credit would be $445.50.

Staff recommend the Board grant the customer's appeal and authorize a credit for the requested additional two years of overcharges. Approval would provide the customer with reimbursement covering a total of four years of overcharges, consistent with the period allowed under Utah Code Section 78B-2-307.

There were no questions.

Board Member Brunhart motioned/Board Member Houseman seconded to Approve the Customer Appeal of Two-Year Credit Determination. Motion passed unanimously.

4. Closed Session *(If Needed)*
No closed session was needed.

5. Other Board Business

Board Member Henderson requested to read an update from the Herriman City Council regarding the withdrawal process negotiations and timeline with talking points from their attorney. It is provided verbatim below to the best of our ability to transcribe the recorded audio.

Under the recently adopted House Bill 429 which follows a strictly statutory framework, initiation of a withdrawing entity files formal notice of intent to withdraw from the District. They sent it out May 19th and sent a copy to every Board Member. The feasibility study trigger withdrawing entity in the District cannot reach individual agreement on exit terms and the drawing engages an independent feasibility consultant with the timeframe of 30 days after that was so May 19 to June 19, which was a federal holiday on Friday. We plan to send that off this Wednesday the 24th and when we receive the responses from that, we will send an invitation to whoever to participate in selecting that consultant. The asset allocation mandate states the consultant is legally required to produce a report that determines among other factors a fair and equitable division of the garbage disposal district assets and liabilities to be allocated to work to the withdrawing entity. Finalization of the feasibility report withdrawing entities legislative resolution to establish the terms of the withdrawal including withdrawing entities agreement to comply with any conditions included in the feasibility study report.

We have stated over and over our willingness and preference to find a negotiated agreement and have explored withdrawing from WFWRD for several years. WFWRD did not offer a definitive withdrawal process until HB429 was filed in the legislative session. During those discussions we were told over and over we don't have to let you out. I believe in the previous last couple of Board Meetings, there's many Board Members expressing that they don't want to let them out. I believe council and others adequately dispelled that notion that under HB429 there is a definitive process. In a meeting we had late February or early March WFWRD indicated that retrieving the waste cans currently located within Herriman would cost the District approximately $400,000. To avoid this cost, WFWRD stated its willingness to leave the cans with the city upon withdrawal as part of a new proposal from WFWRD to find a mutual agreement to let us out.

That's the first time it was brought up. We took it back to the council and during that meeting, the attorney and I stated that this is new and they would take it to the city council to see what their response was but we were more than confident that they would want to participate in a negotiated agreement, however, we were concerned about other assets than just the cans.

Under HB429 Herriman is statutorily entitled to a fair division of assets and liabilities based on initial data provided by WFWRD and in subsequent meetings, Herriman accounts for approximately 13% of the District's total services. While WFWRD representatives have verbally disputed the 13% figure since then, they've not provided any alternative data or calculation formulas to establish a different share despite multiple requests from Herriman to do so. So we've used the District's data in forming our requests in the letter that we sent on May 19th. In April, representatives from both parties met to discuss exit terms Herriman presented the draft withdrawal agreement proposing the 13% division of assets and liabilities aligning with its service share and WFWRD insisted its only obligations permit a withdrawal under HB429 and characterized allowing Herriman residents to keep their waste cans as a generous concession. More or less, that's all there would be.

In late April, Herriman sent a formal letter and then a subsequent one on May 19th. I'll do as I'm instructed, I always want to summarize. In late April, Herriman sent a formal letter reiterating WFWRD's statutory obligation to allocate assets and liabilities to facilitate a settlement, Herriman offered to accept less than what the statute provides by entirely foregoing any claims to the District's land and building equity. In exchange, Herriman proposed the following settlement. One, retention of waste cans, two, 13% of waste truck fleet approximately seven trucks and three, 13% of WFWRD cash reserves. Herriman did not receive a counter offer from WFWRD to this or the prior proposal. In May we sent the subsequent letter, Herriman met with Representative Perucci and WFWRD to discuss the impasse. WFWRD suggested utilizing lobbyists to negotiate the exit terms which Herriman accepted. To date, these negotiations, I believe there's been two, have not been productive. WFWRD's representatives have maintained their initial position offering only the withdrawal itself and the retention of waste cans. I'll add, this is me interjecting this, our lobbyist report was that he was told by a WFWRD representative we are not going to negotiate against ourselves in both meetings.

The current status is that Herriman remains open to negotiation, however, without significant progress or willingness to really engage in those discussions, the city will be hiring a feasibility consultant and follow the statutory withdrawal process. In an intent to make a good faith effort, Herriman is offering another revised proposal which was stated in the most recent meeting with lobbyist, the retention of waste cans, two, retention of seven garbage trucks representing fair distribution of ages and condition of trucks, not just the oldest ones aging out, and three, inclusion of a favored nations clause for a period of seven years.

Vice Chair Barbieri asked if the newest proposal from Herriman is seven trucks. Board Member Henderson replied it is the cans, the seven trucks, and including a favored nations clause for seven years. He clarified to Vice Chair Barbieri they are not requesting 13% of assets, those are the three. He reiterated that they were told [by WFWRD's lobbyist that] "We're not going to negotiate against ourselves".

Vice Chair Barbieri asked him to tell her about favored nations because she is not in the legal field. Board Member Henderson stated he is not an attorney, his expertise lies in finance, but his understanding is favored nations is simply that they are looking for, if other entities and other members exit and have more favorable terms, that they will retroactively be given those terms if the organization dissolves. Rachel confirmed that is more or less [the gist].

Board Chair Gray expressed her appreciation to Board Member Henderson for coming and sharing that perspective, which is different than what she had been told and it was incredibly helpful. Board Member Henderson commented that is why the mayor asked him to attend after talking to several other mayors, and that was not their understanding and there has been miscommunication.

Board Chair Gray commented that her understanding is that the negotiations had been going well, so that is really good to hear that that is not his understanding. Board Member Henderson stated that the offer was made and more or less rejected. It was really helpful for her to understand where he was coming from as we move forward with those negotiations. At this point, she believes it makes sense to at least continue having the lobbyists be the negotiators, but we need to clarify some things first. Board Member Henderson believes the lobbyist route has been less productive. She asked him if he would be comfortable leaving a copy of that statement he read. He said they are going to send it out.

There were no other questions or comments.

6. Items for Subsequent Board Meetings

- General Manager Report
- 2nd Quarter 2026 Financial Report
- 2026 Fraud Risk Assessment
- Boundary Adjustment for the Northern Salt Lake County Service Area Annexed by Salt Lake City
- Looking Forward – 2027 and Beyond: District Land, Buildings, and Offices
- WFWRD Safety Program and Loss Prevention Overview

7. Adjournment

Board Member Brunhart motioned/Vice Chair Barbieri seconded to adjourn. Motion passed unanimously.

Meeting end time: 10:10am