



State of Utah

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Governor

SPENCER J. COX
Lieutenant Governor

Department of
Environmental Quality

L. Scott Baird
Interim Executive Director

DIVISION OF WATER QUALITY
Erica Brown Gaddis, PhD
Director

Water Quality Board
Jennifer Grant, Chair
Gregg A. Galecki, Vice Chair
Steven K. Earley
Brandon Gordon
Michael D. Luers
L. Scott Baird
Emily Niehaus
James Webb
Dr. James VanDerslice
Dr. Erica Brown Gaddis
Executive Secretary

MINUTES

UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY

UTAH WATER QUALITY BOARD

195 North 1950 West
Room 1015
Salt Lake City, UT 84116

February 26, 2020

8:30 am

UTAH WATER QUALITY BOARD MEMBERS PRESENT

Scott Baird	Mike Luers
Steven Earley	Emily Niehaus (Via Google Hangouts)
Gregg Galecki	James Vanderslice (Via Google Hangouts)
Brandon Gordon	
Jennifer Grant	

Excused: James Webb

DIVISION OF WATER QUALITY STAFF MEMBERS PRESENT

Marsha Case	Ken Hoffman
Skyler Davies	Brenda Johnson
Emily Cantón	John Mackey
Angela Gunderson	Erica Gaddis
James Harris	Beth Wondimu
Lisa Stevens	Sarah Leavitt Ward
Dan Hall	Scott Ericson

OTHERS PRESENT

Brad Rasmussen	Aqua Engineering
Donna Spangler	EDO
Julie Bergeson	Lewiston City
Kelly Field	Lewiston City
Katie Reams	Lewiston City – JUB
Zan Murray	Lewiston City – JUB
Chad Brown	Millville City
David Hair	Millville City

OTHERS PRESENT

Corey Twedt	Millville City
Dal Wayment	South Davis Sewer District
Matt Myers	South Davis Sewer District
Joan Powell	Wellington City
Jesse Ralphs	Wellington City – Sunrise Engineering
Linsey Shafer	University of Denver
Jeanette Johnson	

Ms. Grant called the Board meeting to order at 8:30 AM and took roll call for the members of the Board and audience.

APPROVAL OF MINUTES OF JANUARY 22, 2020 MEETING

Motion: Mr. Galecki moved to approve the minutes of the January 22, 2020 meeting. Mr. Luers seconded the motion. The motion passed unanimously.

EXECUTIVE SECRETARY REPORT

National Level

- Dr. Gaddis reported to the Board that on January 23, 2020 the EPA and the Army finalized the Navigable Waters Protection Rule that will define the “Waters of the United States” that include four simple categories of jurisdictional waters.
 - The territorial seas and traditional navigable waters,
 - Perennial and intermittent tributaries to those waters,
 - Certain lakes, ponds and impoundments, and
 - Wetlands adjacent to jurisdictional waters.

State Level

- Dr. Gaddis updated the Board on the legislative session.
 - HB 226 Storm Water Permitting Amendments
 - HB 297 Yurt Amendments
 - HB 88 School Water Testing Requirements
 - SB 88 Environmental Quality Revisions
 - The Agricultural Water Quality Incentive Program – Water Quality is asking for a \$3 Million ongoing appropriation.
 - DWQ’s \$200,000 Harmful Algal Bloom appropriation was recommended to be transferred to Forestry Fire and State Lands (FFSL) for Utah Lake algal treatment.

Division

- Dr. Gaddis updated the Board on Storm Water permit revisions.
- Ms. Cantón introduced a new staff member, Angela Gunderson, who is the new Finance Manager for Water Quality.
- Dr. Gaddis informed the Board that there are 8 vacancies due to retirements and employees moving to different jobs. Water Quality is currently recruiting for the Surface Water Manager to replace Matt Garn.

Board

- Dr. Gaddis reminded the Board that there is a work meeting for the Finance Committee on March 3, 2020 at 2:00 pm.
- Dr. Gaddis gave an update of the survey that was sent to Board members.
- Ms. Grant requested that the board be updated on storm water permits at an upcoming work meeting.
- Board survey feedback was discussed. Important topics included improving technology for remote participation in meetings, adding detail to financial assistance feasibility reports, and board retreats.

FUNDING REQUESTS

Financial Report: Ms. Cantón updated the Water Quality Board on the Loan Funds and Hardship Grant Funds, as indicated in the packet.

Wellington City – Request for Hardship Design Grant: Mr. Davies introduced the Wellington City request for a Hardship Design Grant in the amount of a \$350,000 for design and other pre-construction costs related to replacement and renewal of major portions of the City’s sewer system.

Motion: **Mr. Luers moved to approve the staff recommendation to authorize a \$350,000 Grant to the City of Wellington for the Pre-Construction Engineering Costs for the project with the Water Quality Board authorizing conversion of existing advances totaling \$83,573.86 to a hardship grant with the remaining \$45,026.14 of those funds being deobligated. Mr. Galecki seconded the motion. The motion passed unanimously.**

Millville City – Funding Request Introduction: Mr. Hoffman presented the Millville City request for financial assistance from the Utah Water Quality Board in the amount of \$12,300,000 to construct a new sewerage system. The City is also requesting a design advance from the Utah Water Quality Board in the amount of \$694,500.

Motion: **Mr. Galecki moved to approve a \$350,000 grant. Mr. Gordon seconded the motion. The motion passed unanimously.**

Lewiston City – Funding Request Introduction: Ms. Wondimu presented the Lewiston City request for financial assistance in the amount \$3,064,000 for construction of sewerage and treatment works improvements. The City is also requesting a hardship design advance in the amount of \$186,000.

Motion: Mr. Earley moved to approve an advance for design purposes in the amount of \$186,000. Mr. Luers seconded the motion. The motion passed unanimously.

South Davis Sewer District – Reauthorization Introduction: Mr. Hoffman presented the South Davis Sewer District (SDSD) request to reauthorize the construction loan authorized by the Utah Water Quality Board (Board) for construction of a new tertiary wastewater treatment extension at SDSD’s South Plant in February 2017. on the request for reauthorization would enable SDSD to apply the loan to the project located at SDSD’s North Plant instead of its South Plant. SDSD is requesting the reauthorized loan conditions match those of the original authorization: loan of \$28,851,000 with an interest rate of 0.55% and a 20-year term, including \$2,500,000 in principal reserved for SRF eligible nonpoint source project funding.¹

¹ As motioned by Mr. Luers and seconded by Ms. Grant on February 22, 2017. This motion passed with Mr. Galecki and Mr. Bunker voting in opposition.

ENFORCEMENT

Pitman Settlement Agreement: Ms. Ward presented the request for approval of a Settlement Agreement and Order of Consent for Pitman Family Farms, Inc.

Motion: Mr. Galecki moved to approve the request for approval of the Settlement Agreement and Order of Consent for Pitman Family Farms, Inc. Mr. Earley seconded the motion. The motion passed with a majority vote and with no vote recorded from Dr. VanDerslice.

Public Comments: No public comments.

Meeting Adjournment

Motion: Mr. Gordon moved to adjourn the meeting. Mr. Luers seconded the motion. The motion passed unanimously.

To listen to the full recording of the Board meeting go to: <http://www.utah.gov/pmn/index.html>

Next Meeting – March 25, 2020 at 8:30 am
195 North 1950 West
Room 1015
Salt Lake City, UT 84116


Jennifer Grant (Mar 25, 2020)

Jennifer Grant, Chair
Utah Water Quality Board