



## State of Utah

JON M. HUNTSMAN, JR.  
*Governor*

GARY HERBERT  
*Lieutenant Governor*

## Department of Environmental Quality

William J. Sinclair  
*Acting Executive Director*

DIVISION OF DRINKING WATER  
Kenneth H. Bousfield, P.E.  
*Director*

**Drinking Water Board**  
Anne Erickson, Ed.D., *Chair*  
Myron Bateman, *Vice-Chair*  
Ken Bassett  
Daniel Fleming  
Jay Franson, P.E.  
Helen Graber, Ph.D.  
Paul Hansen, P.E.  
Petra Rust  
William J. Sinclair  
David K. Stevens, Ph.D.  
Ron Thompson  
Kenneth H. Bousfield, P.E.  
*Executive Secretary*

### MINUTES OF THE DRINKING WATER BOARD MEETING HELD ON JANUARY 14, 2009 IN SALT LAKE CITY, UTAH

#### Board Members Present

Anne Erickson, Chairman  
Myron Bateman, Vice Chairman  
Kenneth Bassett  
Daniel Fleming  
Jay Franson  
Helen Graber, Ph.D.  
Paul Hansen  
Petra Rust  
William Sinclair  
David Stevens, Ph.D.  
Ronald Thompson

#### Staff

Kenneth Bousfield  
Ken Wilde  
Ying-Ying Macauley  
Rich Peterson  
Julie Cobleigh  
Michael Grange  
Jesse Johnson  
Gary Kobzef  
Bob Hart  
Don Lore  
Patti Fauver  
Kate Johnson  
Bill Birkes  
Michael Georgeson  
Sandy Pett  
Linda Matulich

#### Guests

Scott Paxman, Weber Basin WCD  
Randy Williams, Salt Lake City/Cty Health  
Brooks Cope, Pine Valley Water  
Steve Sheffey, Dugway Proving Ground  
Jerry Mason, Dugway Proving Ground  
Keith Hanson, Town of Alta  
Thayne Clark, Town of Alta  
Kate Black, Town of Alta  
Gary Durrant, Metropolitan Water District  
Eric Sorensen, Metropolitan Water District  
Rod Mills, Central Iron County WCD  
Steven Jones, Hansen, Allen & Luce  
Kelly Crane, Nolte Engineering  
Kelvin Thacker, Blanding City  
Chris Webb, Blanding City  
Shannon Rasmussen, Rural Water Association  
Clyde Ludvigson, Rural Water Association  
Dale Pierson, Rural Water Association  
Scott Archibald, Sunrise Engineering  
Jeremy Jensen, Sunrise Engineering  
Doug Nielsen, Sunrise Engineering  
Mike Grunig, Hyde Park  
Carlos Jessen, Mayor, Kingston Town  
Ryan Brindley, Kingston Town  
Kendra Norman, Corinne City  
Richard Nimori, Mayor, Corinne City  
Greg Seegmiller, Corinne City  
Janice Panichello, Utah Dept. of Health  
Jerry Goodrich, Tridell LaPoint Water  
Russ Vernon, Tridell LaPoint Water

ITEM 1 – CALL TO ORDER

The Drinking Water Board meeting convened in Salt Lake City, Utah with Chairman Erickson presiding. The meeting was called to order at 12:05 p.m.

ITEM 2 – ROLL CALL

Chairman Erickson asked Ken Bousfield to call roll of the Board members. The roll call showed there were 11 members present at the time.

ITEM 3 – INTRODUCTIONS

Chairman Erickson welcomed everyone and asked the guests to introduce themselves.

ITEM 4 – APPROVAL OF MINUTES – November 12, 2008

Chairman Erickson stated a motion was in order to approve the November 12, 2008 Drinking Water Board minutes.

**Danny Fleming moved to approve the November 12, 2008 Drinking Water Board minutes.**

**Petra Rust seconded.**

**CARRIED  
(Unanimous)**

ITEM 5 – ARSENIC EXEMPTION PUBLIC HEARING

Chairman Erickson opened the Arsenic Exemption Public Hearing.

Patti Fauver read an Arsenic Exemption Standard Opening Statement for the Public Hearing.

Discussion followed.

1. Beaver Dam Water Company

Patti Fauver addressed Beaver Dam Water Company's Arsenic Exemption.

**Ron Thompson moved the Drinking Water Board approve Beaver Dam Water Company's 2 year Arsenic Exemption.**

**Ken Bassett seconded.**

**CARRIED  
(Unanimous)**

2. Dugway - Ditto

Patti Fauver addressed Dugway – Ditto’s Arsenic Exemption.

**Myron Bateman moved the Drinking Water Board approve Dugway – Ditto’s 2 year Arsenic Exemption.**

**Paul Hansen seconded.**

**CARRIED  
(Unanimous)**

3. Elberta Water Company

Don Lore addressed Elberta Water Company’s Arsenic Exemption.

**Paul Hansen moved the Drinking Water Board approve Elberta Water Company’s 2 year Arsenic Exemption.**

**Danny Fleming seconded.**

**CARRIED  
(Unanimous)**

4. Kingston Town

Patti Fauver addressed Kingston Towns Arsenic Exemption.

Mayor Carlos Jessen, Kingston Town, was available to answer any questions from the Drinking Water Board.

**Petra Rust moved the Drinking Water Board approve Kingston Towns 2 year Arsenic Exemption.**

**David Stevens seconded.**

**CARRIED  
(Unanimous)**

5. Sherwood Water Company

Don Lore addressed Sherwood Water Company’s Arsenic Exemption.

**Myron Bateman moved the Drinking Water Board approve Sherwood Water Company’s 2 year Arsenic Exemption.**

**Ken Bassett seconded.**

**CARRIED  
(Unanimous)**

6. Webb Well

Don Lore addressed Webb Well's Arsenic Exemption.

**Ron Thompson moved the Drinking Water Board approve Webb Well's 2 year Arsenic Exemption.**

**Petra Rust seconded.**

**CARRIED  
(Unanimous)**

Patti Fauver asked the Drinking Water Board if they want to include a stipulation in the motion requiring the communities to report semi-annually to the Drinking Water Board.

**Ron Thompson moved the Board authorize Beaver Town, Dugway – Ditto, Elberta Water Company, Kingston Town, Sherwood Water Company, and Webb Well to report semi-annually to the Drinking Water Board on the progress they are making on the Arsenic Exemption.**

**Petra Rust seconded.**

**CARRIED  
(Unanimous)**

ITEM 6 - SRF/CONSERVATION COMMITTEE REPORT

1) Status Report

Ken Wilde reported EPA published a list of the Drinking Water SRF Awards for Sustainable Public Health Protection last year. EPA picked Central Iron County Water Conservancy District to receive the award. EPA will visit the Central Iron County Water Conservancy District and present the award to them.

Ken Wilde mentioned the State loan fund has a balance of \$757,000. Staff received \$3,500,000 in repayments the first part of January.

Ken Wilde reported the Bear River Water Conservancy District, Escalante and Springdale loans recently closed.

Ken Wilde reported the Federal loan fund has a minus \$875,000. Staff should be receiving about \$4,000,000 today that would become effective the first part of this year. Staff will then have \$3,000,000 available in the Federal loan fund.

Ken Wilde mentioned that the cost estimate for the Erda Acres projects is a little over \$2,000,000. Erda Acres opened the bids. The bids came in at \$500,000 below the estimate. Some questions were raised on their bid opening procedures. Erda Acres should be able to close soon.

Ken Wilde said that St. George City is close to finishing their environmental work. St. George City, Ivins City and the Washington County Water Conservancy District have formed a partnership. Ken Wilde said Enoch City will close on February 19, 2009 if they stay on schedule.

## 2) Project Priority List

Julie Cobleigh reported four new projects have been added to the Project Priority List: Pine Valley Mountain Farms Water Company, Hyde Park City, and West Corinne Water Company - Corinne City. Julie Cobleigh mentioned staff received a request from Pine Valley Mountain Farms Water Company after the SRF Conservation Committee's conference call. Pine Valley scored 100 points in the emergency category.

Julie Cobleigh stated the SRF/Conservation Committee is recommending the Drinking Water Board approve the updated Project Priority List.

**Ron Thompson moved the Drinking Water Board approve the updated Project Priority List.**

**Jay Franson seconded.**

**CARRIED  
(Unanimous)**

## 2) SRF Applications

### a) Discussion on Interest & the Hardship Grant Assessment – Ken Wilde

Ken Wilde said that per the Board's request to look at the language used in the loan authorizations and authorization letters, he spoke with EPA. We cannot call the Hardship Grant Assessment "Interest" or else it has to be treated as interest and put into the Principle Loan Fund when borrowers make their loan payments.

Therefore, Ken proposed the following language that could be used: "A loan with a 1.8% Hardship Grant Assessment per annum for 30 years to be paid into the Hardship Grant Fund". The Board can use the proposed statement and tailor it for each project individually.

Discussion followed.

### b) St. George City – Michael Grange

Ron Thompson received a call from St. George City, saying they won't be able to attend the Drinking Water Board meeting today.

Michael Grange reported at the March 4, 2005 Drinking Water Board meeting, the Board authorized a construction loan for \$6,000,000 at 1.77% interest for 20 years. Staff is requesting the Drinking Water Board replace the assessed interest with a Hardship Grant assessment of equal rate. The loan will now have a 1.77% Hardship Grant Assessment per annum paid into the Hardship Grant fund. This will not change the amount St. George will pay back to the Board.

The SRF Conservation Committee heard St. George City's request and is recommending the Drinking Water Board authorize the change from the interest to the hardship grant assessment for the St. George loan.

**Ron Thompson moved the Drinking Water Board authorize a 1.77% Hardship Grant Assessment per annum for 20 years, to be paid into the Hardship Grant Assessment Fund and reduce the interest rate to 0.0%.**

**Danny Fleming seconded.**

**CARRIED  
(Unanimous)**

c) Blanding City – Planning – Rich Peterson

Danny Fleming left the meeting, due to a conflict of interest with Blanding City's application.

Rich Peterson reported Blanding City would like to update their master plan. The total cost of the project is \$48,000. Blanding City can contribute \$15,000 toward the project. Based on some new local income information (they did an income survey), the SRF/Conservation Committee is recommending the Board approve a \$33,000 planning grant to Blanding City. The compliance report will be deleted.

Chris Webb and Kelvin Thacker, Blanding City representatives, were available to answer any questions from the Drinking Water Board.

Chris Webb, Blanding City representative, addressed the Drinking Water Board.

Discussion followed.

**Dave Stevens moved the Drinking Water Board authorize a \$33,000 planning grant to Blanding City to prepare a culinary water system master plan. Conditions include resolving the appropriate issues on their compliance report.**

**Petra Rust seconded.**

**CARRIED  
(Unanimous)**

Danny Fleming joined the Drinking Water Board meeting.

d) **AMENDED AGENDA ITEM** - Tridell LaPoint – Planning – Gary Kobzeff

Gary Kobzeff reported the SRF/Conservation Committee is recommending a \$10,000 planning loan to the Tridell LaPoint Water Improvement District. Tridell LaPoint has provided some additional information. Tridell LaPoint is requesting adding them to the SRF/Conservation Committee's evaluation process.

Tridell LaPoint Water Improvement District is planning on constructing a storage reservoir and a water treatment plant. Tridell LaPoint is receiving help from the Division of Water Resources and the Community Impact Board,

Jerry Goodrich and Russ Vernon, Tridell LaPoint Water Improvement District representatives, addressed the Drinking Water Board.

Discussion followed.

**Jay Franson moved the Drinking Water Board authorize a \$10,000 planning loan to Tridell LaPoint Water Improvement District at 0.0% interest for 5 years, repaying \$2,000 annually. The planning loan repayments will begin one year from the date the loan is signed with the option that the Tridell LaPoint Water Improvement District may roll the balance of any loan principle into a future construction loan at the interest rate established when said construction project is authorized.**

**Ken Bassett seconded.**

**CARRIED  
(Unanimous)**

e) Veyo Culinary Water Association – Planning – Gary Kobzeff

Gary Kobzeff reported the Veyo Culinary Water Association originally requested a planning advance in the amount of \$35,650 to update their Culinary Water System master plan. The total estimated cost is \$50,650. Veyo didn't qualify for a \$15,000 grant they applied for from USDA Rural Development. Therefore, Veyo is requesting an additional \$15,000 be added to their planning loan. Their annual payment on the loan would be \$7,130.

Kelly Crane, Nolte Associates, Veyo Culinary Water Association representative, was available for any questions from the Drinking Water Board.

Discussion followed.

**Jay Franson moved the Drinking Water Board authorize a \$50,650 planning loan to the Veyo Culinary Water Association at 0.0% for 5 years, repaying approximately \$7,130 annually, beginning one year from the date the loan agreement is signed, with the option that the applicant may roll the balance of any loan principle into a future construction loan at the interest rate established when said construction project is authorized. Conditions include resolving appropriate issues on their compliance report.**

**Ron Thompson seconded.**

**CARRIED  
(Unanimous)**

f) Pine Valley Mountain Farms Water Company – Emergency – Michael Grange

Michael Grange reported Pine Valley Mountain Farms Water Company is a privately owned public water system, and supplies 57 residential connections. Pine Valley's drinking water well is their sole source, and it has failed. The cost to drill the new well is estimated at \$315,000.

Michael Grange reported the SRF/Conservation Committee is requesting the Board authorize a \$315,000 construction loan with a 2.0% per annum assessment paid to the Hardship Fund for 20 years with \$95,000 in principle forgiveness to the Pine Valley Mountain Farms Water Company. Conditions attached to this packet item will include resolving the appropriate issues on their compliance report and completing any source protection requirements for their new well. Pine Valley may have to haul drinking water before they can complete the new well and funding could be increased to accommodate the anticipated cost.

Doug Nielsen, Sunrise Engineering, and Brooks Cope, Pine Valley Mountain Farms Water Company representative, were available to answer any questions from the Drinking Water Board.

Discussion followed.

**Ron Thompson moved the Drinking Water Board authorize a \$315,000 construction loan with a 2.0% per annum assessment paid to the Hardship Grant Fund for 20 years with \$95,000 principle forgiveness (equivalent to a \$230,000 loan) to Pine Valley Mountain Farms Water Company. Conditions include resolving appropriate issues on their compliance report and complete any source protection requirements. Pine Valley may have to haul drinking water before they can complete the new well and funding could be increased to accommodate the anticipated cost.**

Discussion on motion.

**Paul Hansen seconded.**

**Ron Thompson amended the motion to include a \$10,000, but not to exceed \$10,000, if Pine Valley Mountain Farms Water Company has to haul any drinking water before the new well is completed.**

**Myron Bateman seconded the amended motion.**

Discussion on amended motion.

**CARRIED  
(Unanimous)**

g) Kingston Town – Rich Peterson

Rich Peterson reported Kingston Town's water tank is leaking. Kingston Town has 76 connections. Kingston Town's local MAGI is 55% of the States MAGI. Kingston Town's rates are over 2%. The SRF Conservation Committee is recommending a 50% grant of \$56,000 and a \$57,000 construction loan at 0.0% for 20 years.

Doug Nielsen, Sunrise Engineering, Mayor Carlos Jessen and Ryan Brindley, Kingston Town representatives, were available to answer any questions from the Drinking Water Board.

Mayor Jessen addressed the Drinking Water Board.

**Danny Fleming moved the Drinking Water Board authorize a 50% grant of \$56,000 and a \$57,000 construction loan at 0.0% interest for 20 years to Kingston Town. Conditions include resolving appropriate issues on their compliance report.**

Discussion on motion.

**David Stevens seconded.**

**CARRIED  
(Unanimous)**

h) Hyde Park – Julie Cobleigh

Julie Cobleigh reported Hyde Park is requesting \$1,000,000 to construct a new tank. The new tank will replace 2 existing tanks that are deteriorating and inadequately sized. The cost of the project is roughly \$2,010,000. Hyde Park will contribute \$1,010,000 towards the project. Hyde Park does not qualify for principle forgiveness. The SRF/Conservation Committee recommends the Board approve a \$1,000,000 construction loan with a 2.97% hardship grant assessment per annum for 20 years to be paid into the Hardship Grant Fund.

Scott Archibald, Sunrise Engineering and Mike Grunig, Hyde Park representatives, were available to address any questions from the Drinking Water Board.

**Jay Franson moved the Drinking Water Board authorize a \$1,000,000 construction loan to Hyde Park with a 2.97% Hardship Grant Assessment per annum for 20 years to be paid into the Hardship Grant Fund, with the condition that they resolve all the issues in their compliance report. A 1% loan origination fee of \$10,000 will be assessed, which can be absorbed by the authorized loan amount or paid by Hyde Park out of their funds at the time of the loan closing.**

**Petra Rust seconded.**

**CARRIED  
(Unanimous)**

i) Corinne City – Jesse Jackson

Jesse Jackson reported Corinne City is requesting \$3,632,750 in financial assistance to construct a 1 million gallon storage tank and replace 16,200 feet of 20 inch transmission line and 1,900 feet of 14 inch water line. The total cost of the project is estimated at \$3,953,170, with Corinne City contributing \$20,420 towards the project and another \$300,000 anticipated from a Community Development Block Grant. The requested funding package consists of a 100% construction loan with 21.8% principle forgiveness. Staff is proposing an assessment fee buy down of 1.09% to bring the rate to 1.8% per annum to help Corinne City, and the initial payment schedule be adjusted as the population grows so Corinne City can afford it.

Jesse Johnson mentioned the SRF Conservation Committee is recommending the Drinking Water Board authorize a \$3,632,750 construction loan with \$790,570, 21.7%, principle forgiveness to Corinne City with a 1.8% Hardship Grant assessment per annum for 30 years to be paid into the Hardship Grant Fund. The principle payments would be adjusted according to the financial assistance evaluations, included in the packet.

Mayor Richard Nimori, Kendra Norman and Greg Seegmiller, Corinne City representatives, were available to answer any questions from the Drinking Water Board.

Mayor Nimori addressed the Board.

Discussion followed.

**Petra Rust moved the Drinking Water Board authorize a \$3,632,750 construction loan with \$790,570 (21.8%) principle forgiveness to Corinne City with a 1.80% Hardship Grant Assessment per annum for 30 years to be paid into the Hardship Grant Fund. The principle payments would be adjusted according to the financial assistance evaluations included in the packet. A 1% loan origination fee of \$27,420 will be assessed, and can be absorbed by the authorization loan amount or the City can pay from their funds at the loan closing.**

**Ron Thompson seconded.**

**CARRIED  
(Unanimous)**

j) Hinckley Town Report – Ken Wild

Ken Wilde mentioned Donald Brown, Mayor of Hinckley Town, met with Sunrise Engineering on how they can cover the \$85,000. Hinckley Town has decided to turn down the loan previously authorized by the Drinking Water Board. Staff will bring a request to the next Drinking Water Board for the Board to deauthorize Hinckley's loan.

4) Consideration on Name Change – Ken Wilde

Ken Wilde reported the SRF/Conservation Committee is requesting a name change. The two most popular names are Financial Committee or Financial Assistance Committee.

Ken Wilde mentioned the SRF/Conservation Committee is recommending that the Drinking Water Board authorize a name change to the Financial Assistance Committee.

Discussion followed.

**Ken Bassett moved the Drinking Water Board authorize the SRF/Conservation Committee's new name to be called the Financial Assistance Committee.**

**Anne Erickson seconded.**

**CARRIED  
(Unanimous)**

ITEM 7 – APPROVED DRINKING WATER BOARD MEETING SCHEDULE

Chairman Erickson asked the Drinking Water Board to review the 2009 Drinking Water Board meeting schedule. She then asked for a motion on the proposed schedule.

Discussion followed.

**Myron Bateman moved the Drinking Water Board approve the 2009 Drinking Water Board Schedule as presented.**

**Helen Graber seconded.**

**CARRIED  
(Unanimous)**

ITEM 8 – RULES R309-700 AND 705: SET RULE EFFECTIVE DATE – Ken Wilde

Ken Wilde reported staff held several meetings and discussions, on Rules R3209-700 and 705. The Rules were approved. Staff posted the rules with the Division of Administrative Rules on October 13, 2008. No comments were submitted during the comment period. Staff is requesting the Board authorize staff to set an effective date to proceed with final rulemaking for Rules R309-700 and R309-0705.

**Paul Hansen moved the Drinking Water Board authorize staff to set an effective date to proceed with final rulemaking for Rules R309-700 and R309-705.**

**Ron Thompson seconded.**

**CARRIED  
(Unanimous)**

ITEM 9 – PROPOSED RULE AMENDMENTS TO: R309-800 – Michael Grange

Michael Grange reported staff has reviewed the Capacity Development Program Rule - R309-352. Michael updated the Board on the changes that have been made to Rule R309-800 and Rule R309-352.

Discussion followed.

**Paul Hansen moved the Drinking Water Board authorize staff to proceed with the rulemaking process for Rule R309-800.**

Discussion on motion.

**Ron Thompson seconded.**

**Jay Franson amended the motion of: The Drinking Water Board authorize “staff to approve the rulemaking process” for the rule. The motion should read: The Drinking Water Board authorizes staff to “initiate” the rulemaking process for the rule.**

**Paul Hansen accepted the amended motion.**

**Ron Thompson seconded the amended motion.**

**CARRIED  
(Unanimous)**

Chairman Erickson directed staff to place this Rule on the work meeting agenda to be discussed at either the March 5, 2009 or the May 13, 2009 Drinking Water Board meeting.

**ITEM 10 – PROPOSED SUBSTANTIVE RULE AMENDMENTS – Bill Birkes and Bob Hart**

a) R309-500-6(3)(b) – Waiting on Plan Submittal Requirement

Bill Birkes mentioned he will be retiring from the State on March 16, 2009. Bob Hart will be the engineering representative on rule changes when Bill retires.

Bill Birkes reported on the substantive changes staff has made in Rule 309-500-6(3)(b) . Bill mentioned staff is requesting the Drinking Water Board authorize staff to start the rulemaking process and file the proposed rule amendments for publication in the Utah Bulletin on February 1, 2009.

Discussion followed.

**Ron Thompson moved the Drinking Water Board table Rule R309-500-6(3)(b) to give staff more time to work in the suggested changes. Staff will bring Rule R309-500-6(3)(b) back to the March 5, 2009 or May 13, 2009 Drinking Water Board meeting for review and approval.**

**Petra Rust seconded.**

**CARRIED  
(Unanimous)**

b) R309-510-5 – Reduction of Sizing Requirement

Bill Birkes reported Rule R309-510-5 is on the Reduction of Sizing Requirement and establishes a reduction in the minimum sizing requirements. Since the Rule is very vague on what the confidence level means, staff has had a lot of discussions to clearly define what the confidence level should be. Bill updated the Drinking Water Board what staff has been accomplishing this Rule.

Discussion followed.

**Ron Thompson moved the Drinking Water Board authorize staff to start the rulemaking process and file the proposed rule amendments for publication in the Utah Bulletin of February 1, 2009.**

**Petra Rust seconded.**

**CARRIED  
(Unanimous)**

Chairman Erickson excused Helen Graber from the Drinking Water Board meeting. She has a class to teach at the University of Utah.

c) R309-520-11 – Ozone Reference

Bill Birkes reported R309-520-11 is on the Ozone Reference. Bill reviewed the changes that staff has made to this Rule. Staff will bring Rule R309-520 back to the Board for final approval.

Discussion followed.

**Ron Thompson moved the Drinking Water Board authorize staff to start the rulemaking process and file the proposed rule amendments for publication in the Utah Bulletin of February 1, 2009.**

**Ken Bassett seconded.**

**CARRIED  
(Unanimous)**

d) R309-525-11(b)(c)(v) – Day Tank Drain Requirements

Bill Birkes reported Rule R309-515 is on Conventional Surface Water Treatment. Bill reviewed the changes that staff has made to the Rule.

Discussion followed.

**Petra Rust moved the Drinking Water Board authorize staff to start the rulemaking process and file the proposed rule amendments for publication in the Utah Bulletin of February 1, 2009.**

**David Stevens seconded.**

**CARRIED  
(Unanimous)**

e) R309-530-6(5)(c) – Filtration Rate Range

Bill Birkes reported Rule R309-530 is on Filtration Rate Range. Bill reviewed the changes staff has made to this Rule which are non-substantive.

Discussion followed.

**Ken Bassett moved the Drinking Water Board authorize staff to start the rulemaking process and file the proposed rule amendments for publication in the Utah Bulletin of February 1, 2009.**

**Ron Thompson seconded.**

**CARRIED  
(Unanimous)**

f) R309-545-15(1) and (2) – Storage Tank Vent Design

Bill Birkes reported Rule R309-545 is on Storage Tank Vent Designs. Bill updated the Board on the changes staff has made to this Rule.

Discussion followed.

**Danny Fleming moved the Drinking Water Board authorize staff to start the rulemaking process and file the proposed rule amendments for publication in the Utah Bulletin of February 1, 2009.**

**David Stevens seconded.**

**CARRIED  
(Seconded)**

ITEM 11 – INFORMATIONAL DISCUSSION ON SOURCE AND THE INSTANTANEOUS DEMAND FOR IRRIGATION IN DRINKING WATER REGULATIONS R309-510-7(3) AND HOW IT DIFFERS FROM WATER RIGHTS – Bill Birkes

Bill Birkes mentioned Paul Hansen asked about the difference between our numbers in the minimum irrigation requirement versus the Division of Water Rights numbers dealing with diversion or depletion at the November 12, 2008 Board meeting.

The Division of Drinking Waters numbers were generated around 1975, as a result of a “Technical Report No. 8” study completed by the State Engineers Office with the Utah State University Water Research Laboratory. Copies of the report are available on the State Engineers website.

Bill gave a detailed report on the Source and Instantaneous Demand for Irrigation in Drinking Water Regulations R309-510-7(3) and how it differs from Water Rights.

Bill asked the Board if they would like staff to work on Rule R309-545-5(10) to match it closely with the 1994 Report.

Discussion followed.

Bill Sinclair left the Board meeting.

ITEM 12 – STATUS OF ALTA’S ANTIMONY TREATMENT PLANT – Ken Bousfield

Ken Bousfield invited Keith Hanson and Kate Black to report on the status of Alta’s Antimony Treatment Plant.

Keith Hanson, Kate Black and Thayne Clark, Town of Alta's representatives, were available to answer any questions from the Drinking Water Board.

Kate Black, Town Clerk and Keith Hanson, representing the Town of Alta, addressed the Drinking Water Board. They updated the Board on their project. Kate and Keith thanked the Board and the Division for their help and assistance with their Antimony project they have been working on.

Keith invited the Drinking Water Board to attend their open house in September to dedicate their new Antimony Treatment Plant.

Kate mentioned the Town of Alta would like to have the ribbon cutting ceremony in September as a part of the Drinking Water Board meeting.

Bill Sinclair returned.

Discussion followed.

Jay Franson commented the Rural Water Association of Utah's annual conference would be an excellent place to advertise about the Town of Alta's new antimony treatment plant and the ribbon cutting ceremony that will be held in September 2009.

Shannon Rasmussen said Rural Water will work something up to hold during their general session on The Town of Alta's new antimony treatment plant.

#### ITEM 13 – RURAL WATER ASSOCIATION'S 2009 ANNUAL CONFERENCE

Ken Bousfield reported on the Rural Water Association of Utah's 2009 Annual Conference to be held from March 3 to 6, 2009 in St. George, Utah. The Drinking Water Board and the Division of Drinking Water are very involved with meetings, classes and training each year for this conference. For further help with the Conference registration, motels arrangements, cancellations, etc. Ken directed the Board members to contact Linda at (801) 536-4208 or email at [lmatulich@utah.gov](mailto:lmatulich@utah.gov).

#### ITEM 14 – UTAH WATER USERS' 2009 ANNUAL CONFERENCE

Ken Bousfield reported on the Utah Water Users' 2009 Annual Conference will be held from March 9 to 11, 2009 in St. George, Utah. The Drinking Water Board is welcome to attend the Conference. For further help with the Conference registration, motel arrangements, etc. Ken directed the Board members to contact Linda at (801) 536-4208 or e-mail at [lmatulich@utah.gov](mailto:lmatulich@utah.gov) for assistance.

#### ITEM 15 – RURAL WATER ASSOCIATION OF UTAH'S REPORT

Dale Pierson addressed the Board.

Dale Pierson introduced Shannon Rasmussen and reported that she is the Conference coordinator. If any of the Board members have any questions about the conference, talk to Shannon.

The Drinking Water Board meeting will be held on Thursday, March 5, 2009.

The Drinking Water Board, County Representatives, Rural Water Association of Utah, and the Division of Drinking Water staff will be holding a County Planning meeting on Wednesday, March 4, 2009.

Discussion followed.

#### ITEM 16 – LETTERS

The letters are in the packet.

#### ITEM 17 – CHAIRMAN’S REPORT

Chairman Erickson welcomed Bill Sinclair, as the new Acting Director for the Department of Environmental Quality, and member on the Drinking Water Board.

Bill Sinclair addressed the Board. Bill thanked the Drinking Water Board for the outstanding work they do for the State.

Chairman Erickson thanked the Board members for having 100% attendance at the November 12, 2008 and the January 14, 2009 Board meetings. This was a great way to end 2008 and a good way to start 2009.

Chairman Erickson mentioned it would be nice if all of the Board members can attend the March 5, 2009 Board meeting and the Rural Water Association of Utah’s 2009 Annual Conference in St. George in March.

#### ITEM 18 – DIRECTORS REPORT

Ken Bousfield mentioned there are 6 Board members whose terms will expire in May 2009. Linda will e-mail the instructions to the Board members, in the morning, on how to fill out the resumes and forward it to the Governors website for consideration for reappointment.

##### a) Division Staff On-The-Spot Awards

Ken Bousfield mentioned the Division of Drinking Water started doing On-the-Spot Awards for staff last year at the Divisions annual Awards and Christmas Luncheon. Ken directed the Board’s attention to a staff listing of the On-Spot Awards.

Ken passed out the list of the 25 Drinking Worst Drinking Water Systems are, as well.

##### b) Status Report on the Congressional Economic Recovery Appropriation

Ken Wilde reported staff is working on the Congressional Economic Recovery Package. The majority party thinks they can have it on the new President’s desk by February 13, 2009 before they go on recess.

Ken mentioned what staff has been doing and working on with ASDWA, the National Governors Association, Rural Development, EPA, and the Rural Water Association of Utah on the Economic Recovery Package.

Ken said as soon as Congress passes the Economic Recovery Package, staff would like to call an Emergency Drinking Water Board Teleconference Meeting. Staff will report on all of the meetings, reports and activities they were involved in while working on the Recovery Package.

Discussion followed.

ITEM 19 – NEXT BOARD MEETING

Chairman Erickson reported the next Board meeting will be held on March 5, 2008.

ITEM 20 - OTHER

Chairman Erickson commended Ken Bousfield for the Annual On-the-Spot Awards for staff.

ITEM 21 - ADJOURN

Chairman Erickson asked for a motion to adjourn the Drinking Water Board meeting was in order.

**A motion was made to adjourn the Board meeting at 3:25 pm.**

**The motion was seconded.**

**CARRIED  
(Unanimous)**

Linda Matulich  
Recording Secretary