

**Board Meeting Minutes
July 12, 2012**

**MINUTES OF THE
REGULAR MEETING
OF THE BOARD OF TRUSTEES OF
MAGNA WATER DISTRICT**

A regular meeting of the Board of Trustees of the Magna Water District was held Thursday, July 12, 2012, at 3:00 p.m. at the District's offices at 2711 South 8600 West, Magna, Utah.

Trustees Present:

Hank Johnson, Chairman
Doug Bezzant
Mick Sudbury

Staff Present:

Brent Williams, General Manager
LeIsle Fitzgerald, District Controller
Kim Bailey, Water Operations Manager
Steve Williams, Wastewater Operations Manager

Also Present:

David Hartvigsen, Smith Hartvigsen, PLLC
Don Olsen, Epic Engineering
Dan Peay, Magna Resident
Dan Stewart, Magna Resident
Jack Weiss, Magna Resident
Jeff Larson, Magna Resident

Call to Order:

Hank Johnson called the regular board meeting to order at 3:00 p.m. and welcomed the public.

Welcome the Public and Guests.

Approval of Consent Items:

Minutes of Board meetings held June 21, 2012: A motion was made by Doug Bezzant, seconded by Mick Sudbury to approve the regular board meeting minutes dated June 21, 2012. The motion was approved as follows: Hank Johnson, yea, Mick Sudbury, yea and Doug Bezzant, yea.

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Expenses for June 15, 2012 to July 6, 2012: A motion was made by Mick Sudbury, seconded by Doug Bezzant, to approve the expenses in the amount of \$252,546.40. The motion was approved as follows: Hank Johnson, yea, Mick Sudbury, yea and Doug Bezzant, yea.

Bond Payment to Zion's Bank: A motion was made by Mick Sudbury, seconded by Doug Bezzant, to approve the bond payment to Zion's Bank in the amount of \$103,555.56. The motion was approved as follows: Hank Johnson, yea, Mick Sudbury, yea and Doug Bezzant, yea.

Public Comments: None

Motion to award the bid for the Solids Handling Building Push-out Trailer to Spector Manufacturing, Inc. in the amount of \$76,244: Steve Williams indicated to the Board that it will take three months to get the trailer in because they build the trailers after a purchase order is issued. Steve informed the board that the trailer looks real good; they went and tested a trailer out at Central Weber, which is the exact same trailer that was bid. Steve also indicated that staff feels that we can get a pretty good price for the trailer that we are replacing. A motion was made by Doug Bezzant to award the bid for the Solids Handling Building push out trailer to Spector Manufacturing, Inc, in the amount of \$76,244. The motion was seconded by Mick Sudbury, and approved as follows: Doug Bezzant, yea, Hank Johnson, yea and Mick Sudbury, yea.

Motion to approve the bid for the #4 Haynes replacement well: Brent indicated to the Board that the bid opening was held yesterday with three bidders. Peterson Drilling was the low bid, they being the contractor that drilled the last well for the District. The District is familiar with them and is confident that they will do a good job. The engineers estimate on the job was \$464,200 the bid came in at \$387,905. Don Olsen indicated that the bids were a couple of technologies, a cable tool and mud drilling. The cheaper technique is the one that Peterson has bid. The cable drilling takes a lot longer time drilling but are supportive of the technique. A motion was made to award the bid for the #4 Haynes replacement well to Peterson Drilling in the amount of \$387,905 by Mick Sudbury, seconded by Doug Bezzant and approved as follows: Doug Bezzant, yea, Mick Sudbury, yea and Hank Johnson, yea.

Discussion and possible motion to approve the purchase and installation of six new desktop computers throughout the District facilities: LeIsle indicated to the Board that staff had these computers in the budget for this year. The new computers will be placed in the office and the office computers will be used to replace other systems that are older at the shop and will be used to track inventory. A motion was made by Doug Bezzant, seconded by Mick Sudbury, to approve the purchase and installation of the desktop computers in the amount of \$8,640.00. The motion was approved as follows: Doug Bezzant, yea, Mick Sudbury, yea and Hank Johnson, yea.

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Water Distribution/Production:

1. **Water production report:** Kim Bailey indicated to the Board that water production was up 72% for June and up 43% year to date. Average 10.3 MGD.
2. **Call out report:** Kim informed the Board that there were 2 call outs for leak checks, one was one of our meters and the other was customer leak on their side. There were 3 call outs at the EDR plant. The computer shut down in the middle of the night last week and everything shut down. Staff had to get GE to help Steve get the system back up and running. There was a high tank alarm on another day and another power bump at the EDR last Saturday, it shut down Barton #2 and caused a communications failure at Barton #5, just minor, just had to go out and restart.

WWTP Operation/Collection System:

Steve indicated that the collections crew is doing their normal maintenance, blue stakes and flushing the lines. Everything has been going pretty well.

1. **Call out report:** Steve indicated that there were no call outs for the collections crew. One night they worked late but it was not a call out. On the wastewater side, they have been very busy with the daily maintenance. There were 3 callouts, one was a communications failure and the PLC went out; another was on the headworks, the slide gates plugged and someone had to come out and clean it out and get it restarted. Last Saturday the main gate going into the plant broke. It happened right at noon and Bob was called out to fix it by putting a couple of new lengths in the gate. Steve indicated that Alliant Tech came out for a tour of the facility, which they were very impressed. Dave Goshen is no longer there so his replacement, Robert Ingersoll, wanted to see the facility.

Steve reported that the BIOBROx is working. It's not meeting the flow as much as Staff would like to see, but staff is still trying the process out and working with Carollo to get more volume out of the BIOBROx.

Meet in closed session immediately to discuss personnel issues: Motion was made to meet immediately in closed session by Mick Sudbury and seconded by Doug Bezzant. Motion was approved as follows: Doug Bezzant, yea, Doug Bezzant, yea, and Hank Johnson, yea at 3:17 p.m.

Hank Johnson entertained a motion to close the closed session and reopen the public meeting at 4:39 p.m. Motion was made by Mick Sudbury, seconded by Doug Bezzant. Motion was approved as follows: Doug Bezzant, yea, Mick Sudbury, yea and Hank Johnson, yea.

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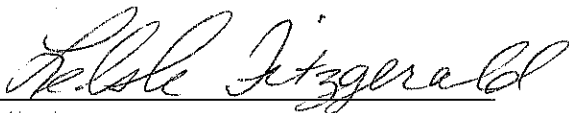
Discussion and possible motions on matters addressed in closed session:

Minutes of the Closed Board meetings held May 22, 2012 and June 21, 2012: A motion was made by Doug Bezzant, seconded by Mick Sudbury, to approve the closed board meeting minutes dated May 22, 2012 and June 21, 2012. The motion was approved as follows: Hank Johnson, yea, Mick Sudbury, yea, and Doug Bezzant, yea.

Other Business:

David Hartvigsen updated the Board on the Strawberry water case. The court decision on the Strawberry water case came down. The appeal was won which means that Magna Water and South Farm have the right to pursue the objections that were raised in the beginning. Strawberry water, the State and Federal Government had tried to say that we had no real involvement in this case and that we couldn't protest it. The trial court agreed with Strawberry water and we disagreed, so Smith Hartvigsen volunteered to take the appeal at their cost. The State, Strawberry water or the federal government can take it to the Utah Supreme Court for appeal, but Smith Hartvigsen feels confident with the decision. From the beginning, the courts concerns are that on return flows from imported water. The importers, in this case Strawberry water users and the federal government just want to say we've used the water once and we believe that 70% of that water is going to end up in Utah Lake so we are going to take credit for 70% of water in Utah Lake. Law for everybody else is, you have to retain physical custody and control of that water, in order to retain the right to reuse the water, to use the runoff, it's already been through the original use and now we are talking about the return flows, and who's entitled to that. The protest was on how the right was being calculated, it was felt that the calculation should be somehow tied to reality rather than an estimate, now we have to go to trial on that, or settle somehow.

Adjourn: Motion was made by Mick Sudbury, seconded by Doug Bezzant, to adjourn the meeting at 5:05 p.m. Motion was approved as follows: Hank Johnson, yea, Mick Sudbury, yea and Doug Bezzant, yea.



Attest



Chairperson