

**Board Meeting Minutes
March 10, 2011**

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, March 10, 2011, at 3:00 p.m. at the District's offices at 2711 South 8600 West, Magna, Utah.

Trustees Present:

Hank Johnson, Chairman
Mickey Sudbury
Doug Bezzant

Staff Present:

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

Also Present:

David Hartvigsen, Smith Hartvigsen, PLLC
Don Olsen, Epic Engineering
Clint Rogers, Carollo Engineers

Call to Order:

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

Approval of Consent Items:

Minutes of Board meetings held February 10, 2011: A motion was made by Mick Sudbury, seconded by Doug Bezzant to approve the regular board meeting minutes dated February 10, 2011. The motion was approved as follows: Hank Johnson, yea, Doug Bezzant, yea, and Mick Sudbury, yea.

Minutes of Special Board meeting held February 24, 2011: A motion was made by Mick Sudbury, seconded by Doug Bezzant to approve the specials board meeting minutes dated February 24, 2011. The motion was approved as follows: Hank Johnson, yea, Doug Bezzant, yea, and Mick Sudbury, yea.

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Expenses for February 8, 2011 to March 7, 2011: A motion was made by Mick Sudbury, seconded by Doug Bezzant, to approve the expenses in the amount of \$259,087.41. The motion was approved as follows: Hank Johnson, yea, Doug Bezzant, yea, and Mick Sudbury, yea.

Public Comments: None

Motion to approve Utah & Salt Lake Canal Company assessed fees in the amount of \$30,720: Mick Sudbury made a motion to approve the assessed fee from the Salt Lake Canal Company in the amount of \$30,720, seconded by Doug Bezzant, for facilities at Utah Lake that was assessed per share. The motion was seconded by Doug Bezzant, and approved as follows: Doug Bezzant, yea, Hank Johnson, yea and Mick Sudbury, yea.

There was a discussion held regarding the canal shares that the District banks for developers to purchase if needed for development, as long as the requirement for the development is under a full share. It was discussed that there was a possibility that the District could add the fee to the cost of the shares that are sold to the developers. The Administrative Rules and Regulations state that the costs of the shares are determined at a rate of 1.5 times the current price for such shares as determined by the District based on the best available pricing information as well as recent sales, which allows the District to take the fee for new facilities into consideration.

Discussion and possible motion regarding vehicle purchase vs. lease: Brent indicated to the Board that at the Rural Water Conference they met with a representative from Ken Garff, Doug Roberts. They felt that they had a good governmental lease program. The lease would be for 2 years at 15,000 miles per year. The District on an average has less mileage. Brent did get some costs comparisons on lease; the other could not touch the pricing because they were not set up for government pricing. The Board instructed staff to check on the insurance to see if there was a difference. They also wanted to meet in a special meeting to discuss the subject further. A motion was made by Mick Sudbury, seconded by Doug Bezzant, to meet in a special board meeting on a date to be arranged by General Manager.

Motion to approve additional backflow programming for Caselle Clarity upgrade not to exceed \$6,800: A motion was made by Doug Bezzant, seconded by Mick Sudbury, to approve the additional backflow programming not to exceed \$6,800. The motion was approved as follows: Mick Sudbury, yea, Doug Bezzant, yea and Hank Johnson, yea.

Legislative Update – David Hartvigsen: David informed the Board of the changes that were being made in the legislature that may have an impact on the District. He summarized the following:

Not so much on water issues this year as government and budget issues. Those have been the hot topics. One of them that he thinks passed is going to require boards of all districts establish Roberts Rules of order but rules of order and rules of civil conduct. We have most of those in place but probably going to have to add a few more regulations to add that in. They want to have

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procedures so that some meetings don't get out of control.

The bill that will require the governor and the legislature to approve your federal funding efforts was tabled. There has been a lot of opposition to it as with a few of the other very erroneous bills regarding the operation of local districts.

The others that were big were going to sweep all of the revolving accounts which include the water accounts, which the district gets state loans from. They were going to sweep those at the end of every year, so if they had some available and only committed some the legislature would take back all that was not committed. This bill was tabled.

The GRAMA bill consisted of a lot of good things. Over the last 15 -20 years since GRAMA was enacted, things have changed; new technology, new ways to communicate. This bill puts that technology in it and how it will be treated, that part is good. The part of the legislature trying to exempt themselves is the part that is getting all of the heat. That bill was delayed from an effective date of May 10 to July 1 in order to get time for study and special session.

Two big water bills addressed a lost certificate and how to replace them, and if you have a canal or a ditch and specifically excluded pipelines if someone wants to run water through your canal or ditch and you have capacity available for that before they could do it, now we have a frame work on how that is to be done, who takes the liability, who has control, do they get voting rights, control rights and things like that.

Another bill was addressing design build. It has been a very controversial bill.

Water Distribution/Production: Kim Bailey indicated to the Board that water production was up 14% for the month of February and down 6% year-to-date.

WWTP Operation/Collection System: Steve indicated to the Board that things are running well. Collection crew is servicing and maintaining the collection lines. The District just purchased a new nozzle and root cutter for the truck which has improved the process. Beau received honorable mention. Three of the men are signed up for the wastewater test in April. Beau and Ed Tucker are testing for certification level 3 and Justin for certification 1. The plant's permit is up this year which will be renewed. Steve has discussed the permit with the State and in doing so found that there has been a change in the C7 ditch classification. The change may result in the District having to take care of chlorine and ammonia in the effluent water, which should not be a problem. The RV Dump is scheduled to be opened April 20. The hours will be posted. The fine screen facility project is going well. All rebar and roof decking is onsite.

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, Mickey Sudbury, yea and Hank Johnson, yea at 3:50 p.m.

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Chair entertained a motion to close the closed session and reopen the public meeting at 4:41 p.m. Motion was made by Mick Sudbury, seconded by Doug Bezzant. Motion was approved as follows: Doug Bezzant, yea, Mickey Sudbury, yea and Hank Johnson, yea.

Motion was made by Mick Sudbury, seconded by Doug Bezzant, to approve the closed meeting minutes dated January 13, 2011. The motion was approved as follows: Hank Johnson, yea, Doug Bezzant, yea and Mick Sudbury, yea.

Other Business:

Hank inquired when the contractor was going to start the project on 7200 W. Anticipated start date will be March 16, 2011. Hank asked if the District would inform the fire department of when that road will be closed due to construction. Brent indicated that they would, also that the contractor has to submit a traffic plan to them.

Adjourn: Motion was made by Doug Bezzant, seconded by Mick Sudbury, to adjourn the meeting at 4:44 p.m. Motion was approved as follows: Hank Johnson, yea, Mickey Sudbury, yea and Doug Bezzant, yea.



Attest



Chairperson