

**BOARD MEETING  
FEBRUARY 19, 2014  
9:00 A.M.  
MT. OLYMPUS IMPROVEMENT DISTRICT  
3932 SOUTH 500 EAST**

**SUMMARY**

- 1. MINUTES OF BOARD MEETING – JANUARY 15, 2014**
- 2. MT. OLYMPUS PAYABLES**
- 3. CENTRAL VALLEY PAYABLE**
- 4. FINANCIAL REPORT**
- 5. CENTRAL VALLEY REPORT – JOHN NORTON**
  - A. STUDY SESSION REPORT**
- 6. 9:30 A.M. RICHARD JONES - ACCOUNT #18.1129 - 6037 HIGHLAND DRIVE - REQUEST FOR VACANCY CREDIT**
- 7. DISCUSSION AND APPROVAL OF RESOLUTION ON MUNICIPAL WASTEWATER PLANNING PROGRAM SELF ASSESMENT REPORT FOR 2013**
- 8. DISCUSSION OF DISTRICT WASTEWATER CONTROL RULES AND REGULATIONS SEC 1.3(5), 3.1 & 3.9**
- 9. LEGISLATIVE UPDATE**
- 10. MANAGER’S REPORT**
  - A. OPERATIONS REPORT**
  - B. PUMPER CLEANER EXPO UDATE**
  - C. WEAU ANNUAL CONFERENCE UPDATE**
  - D. WEFTEC 2014 UPDATE**
- 11. INFORMATION ITEMS (NO ACTION REQUIRED)**
  - A. CENTRAL VALLEY FLOW & LOAD REPORT**
  - B. UTAH PUBLIC TREASURER’S POOL YIELD**

**PRESENT:** MEL MACKAY, BOARD CHAIR  
JOHN NORTON, TRUSTEE  
AMI NEFF, TRUSTEE  
KERRY EPPICH, GENERAL MANAGER  
STEPHEN ROHWER, DISTRICT CONTROLLER  
TAMMY GONZALES, EXECUTIVE SECRETARY/DISTRICT CLERK

**PRESIDING:** BOARD CHAIR, MEL MACKAY

**GUEST:** MR. RICHARD JONES

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**1. MINUTES OF BOARD MEETING – JANUARY 15, 2014**

Motion to approve the January 15, 2014, Board Meeting minutes was made by Trustee Ami Neff and seconded by Trustee John Norton. The motion was approved by unanimous vote, those voting in favor: Ami Neff, John Norton, and Mel Mackay.

**2. MT. OLYMPUS PAYABLES**

After review and discussion, motion to approve the Mt. Olympus Payables was made by Trustee John Norton and seconded by Trustee Ami Neff. The motion was approved by unanimous vote, those voting in favor: Ami Neff, John Norton, and Mel Mackay.

**3. CENTRAL VALLEY PAYABLE**

After review and discussion, motion to approve the Central Valley Payable was made by Trustee John Norton and seconded by Trustee Ami Neff. The motion was approved by unanimous vote, those voting in favor: Ami Neff, John Norton, and Mel Mackay.

**4. FINANCIAL REPORT**

The Financial Report was accepted for filing by Board Members.

**5. CENTRAL VALLEY REPORT – JOHN NORTON**

Trustee Norton reported on the Central Valley Board meeting held in January.

***UPDES Permit Issue:*** As you may recall the permit is set to expire in February 2015. There is an issue with where we discharge. The State is saying we discharge into Mill Creek, but the permit says we discharge into the Jordan River. Our permit was based on our waste water allocation for discharge into the Jordan River even though the discharge point is approximately 2200 feet above the Jordan River, into Mill Creek. The State has indicated they intend to recompute the wasteload analysis for discharge into Mill Creek. Our previous permit computations were based on mixing with the Jordan River; which means new computations could potentially make our ammonia limits drop significantly. Trustee Norton asked if new standards are written in the permit, do we have time to come into compliance. Mr. Holstrom assured him they would give us time to comply.

***Energy Recovery Project:*** In January 2014 there was a study session to review the energy recovery project. ALPRO presented pro forma data on the following: capital cost estimates need to be worked out; digesters are ready to be upgraded; engine generators are becoming obsolete and parts are becoming difficult to obtain; the possibility of changing out the generators was discussed. A draft report is expected sometime in March with more firm recommendations and cost analysis.

***Elected 2014 Officers:*** Board Chairman, Jim Brass. Vice Chairman, Irvin Jones, and Nancy Groberg is Treasurer. Trustee John Norton is now serving on the Retirement Committee.

**5. CENTRAL VALLEY REPORT – JOHN NORTON (CONTINUED)**

**A. BOARD STUDY SESSION**

The board study session was discussed in detail. Trustee Norton felt the study session was very informative and well worth the time to attend.

Manager Eppich then spoke about some of the issues that were discussed at the study session, with regard to their hiring/replacement policies and procedures.

Trustee Norton asked Manager Eppich to explain how the ownership percentages are calculated and the year-end adjustments to those percentages and how it affects the District.

**6. 9:30 A.M. RICHARD JONES - ACCOUNT #18.1129 - 6037 HIGHLAND DRIVE - REQUEST FOR VACANCY CREDIT**

Manager Eppich gave the Board a brief overview of this account and then turned the time over to Mr. Jones.

Mr. Jones had come in to pay his mother's account and wanted to speak with someone about the account. Mr. Jones indicated that his mother had passed away and the property had been vacant for over a year, and that he was still being charged for sewer just because the sewer is connected. He indicated that there had been no sewer usage during this time. Manager Eppich told him that per District policy, in order for an account to be taken out of billing the line had to be capped. He was also informed that he could bring the matter before the Board at the next board meeting.

Mr. Jones brought with him copies of meter readings from the water company indicating that there was no water usage. He also presented his Salt Lake City Corporation utility billing showing that they do not bill him when there is no consumption. Mr. Jones feels that he shouldn't be charged for something that he is not using. He is asking the Board to review the District policy to see if there is a way to be fair to the public regarding no consumption. There was then a discussion between the Board and Mr. Jones regarding the policy and charges etc.

Trustee Mackay told Mr. Jones that the Board will take this matter under advisement and will get back to him with their decision.

Manager Eppich was asked to draft a letter to Mr. Jones stating that after Board review the policy of the District stands. As long as the property is connected to the sewer the sewer fee will be assessed. As to his request to have the policy reviewed, the Board will review the policy and the impact to the District of a change to the policy in the next few months.

**7. DISCUSSION AND APPROVAL OF RESOLUTION ON MUNICIPAL WASTEWATER PLANNING PROGRAM SELF ASSESSMENT REPORT FOR 2013**

The Board was provided a copy of the Municipal Wastewater Planning Program Self Assessment Report for 2013 for their review.

After review and discussion Trustee John Norton made the motion that the Board adopt the following resolution:

**RESOLUTION #17-021914-1**

**MUNICIPAL WASTEWATER PLANNING PROGRAM RESOLUTION**

RESOLVED that *MT. OLYMPUS IMPROVEMENT DISTRICT* informs the Water Quality Board the following actions were taken by the *DISTRICT BOARD*

1. Reviewed the attached Municipal Wastewater Planning Program Report for 2013.
2. Have taken all appropriate actions necessary to maintain effluent requirements contained in the UPDES Permit (If Applicable).

Passed by a (majority) (unanimous) vote on

February 19, 2014  
(date)

\_\_\_\_\_  
Melvin G Mackay  
Mayor/Chairman

\_\_\_\_\_  
Tammy Gonzales  
Attest: Recorder/Clerk

The motion was seconded by Trustee Ami Neff. The motion was approved by unanimous vote, those voting in favor: Mel Mackay, John Norton and Ami Neff.

**8. DISCUSSION OF DISTRICT WASTEWATER CONTROL RULES AND REGULATIONS SEC 1.3(5), 3.1 & 3.9**

Excerpts from the District's Wasterwater Control Rules and Regulations was provided for Board review.

Manager Eppich stated that we had received a couple of calls asking what part of the sewer lateral does the District maintain or help fund in replacing if there is ever a problem. Manager Eppich went over the District's Policy and told her that all laterals are the owner's responsibility. The first caller stated she didn't think it was fair that the district doesn't help with the cost of repair or replacement and that the cost is more than some can pay. She asked for a copy of the District's "Rules and Regulations" describing the policy which was sent to her. Another caller, a Mr. Mike Mazerin, asked to schedule an appointment to discuss his lateral. Mr. Mazerin has a "belly" in the middle of his lateral and wanted to know what the District was going to do about it. Manager Eppich again went over the District's Policy and told him that all laterals are the owner's responsibility. Mr. Mazerin asked to be kept informed if the policy was ever changed.

Manager Eppich then discussed with the Board the District's policies on sewer laterals.

**9. LEGISLATION UPDATE**

Manager Eppich spoke to the Board about some of the bills the legislature is considering. We are watching and staying on top of numerous bills that could potentially affect the District.

- ***House Bill 17/1st Substitute - Interlocal Act Amendments*** – this bill requires members of an interlocal entity to comply with law that is applicable to each public agency that is a member; amends provisions governing an interlocal entity's compliance with public meeting requirements; amends the definition of taxed interlocal provisions; exempts a taxed interlocal entity from certain provisions. This will affect Central Valley.
- ***House Bill 103/State Money Management Act Amendments*** – the bill requires the state treasurer to include in the state treasurer's report at the end of each fiscal year on the State School Fund a comparison of the fund's internal rate of return with benchmark rates of return for the previous year, three years, and five years for the same asset classes; and requires the public treasurer to consider protection of principal during periods of financial market volatility when depositing and investing public funds.
- ***House Bill 220/1st Substitute - Land Use Amendments*** – this bill clarifies the definition of land use authority; allows a land use applicant a substantive review of the application in certain circumstances; provides that a recorded, amended plat vacates a previously recorded plat; provides that a recorded vacating ordinance replaces a previously recorded plat described in the vacating ordinance; requires that an amended plat be signed by the land use authority.

9. LEGISLATION UPDATE (CONTINUED)

- **House Bill 242/Fees for Government Records Requests** – this bill: modifies a provision that allows a governmental entity to fulfill a record request without charge under certain circumstances, making the provision a requirement.
- **Senate Bill 22** – this bill requires all government entities to advertise job openings on the state's website; and adds a provision to the procurement code requiring that language be added into contracts and requests for proposals that require the Division of Purchasing to provide employment contract information to the Department of Workforce Services for private contractors that contract with state entities.
- **Senate Bill 51** – this is the UASD clean-up bill for our code. Most of this bill doesn't specifically affect the District.
- **Senate Bill 52** – this bill amends the definition of utility; provides that the requirement that the Department of Transportation pay certain percentages of the cost of relocation of a utility to accommodate construction of a state highway project includes the construction of a proposed state highway and the improvement, widening, or modification of an existing state highway; requires the Department of Transportation to pay 100% of the cost of relocation of a utility to accommodate construction of a state highway project if the utility is located in a public utility easement; provides that a utility company that has been notified of a utility relocation shall cooperate with the Department of Transportation.
- **Senate Bill 61** – this bill defines terms; addresses the procedures and requirements for imposing a property tax levy that exceeds the certified tax rate; amends the timing for a public hearing for the purpose of considering the imposition of a judgment levy; and addresses the content of certain tax notices. It would make it a requirement to send a specific individualized letter to every property owner in the District if a property tax increase over the certified rate is considered.
- **Senate Bill 179** – this bill is the Procurement Bill that we have discussed. It will clean up many problems with the bill that was passed last year. One of the things this bill modifies is deadlines for when applicable rulemaking authorities are required to initiate rulemaking proceedings.
- **Senate Bill 70** – this bill directs the Utah Transparency Advisory Board to analyze ways to make the information on the Utah Public Finance Website more relevant to citizens; directs the Utah Transparency Advisory Board to identify and prioritize public information in the possession of a state agency or political subdivision that may be appropriate for publication on the public information website; directs the Division of Finance to: a) by certain dates, modify the public information website to include a single point of access for all Government Records Access and Management requests for executive agencies, political subdivisions, and special districts; and b) modify the public information website to include links to already existing public information, provide multiple download options, provide additional public information when identified, and include technical elements that the Utah Transparency Advisory Board identifies as useful to a citizen using the website.

**10. MANAGER'S REPORT**

The following employees will reach their anniversary date in March:

Kirk Tolbert's anniversary is on March 24<sup>th</sup>. He will have been with the District for 34 years.

Kim Driffill's anniversary is on March 29<sup>th</sup>. She will have been with the District for 15 years.

Both are doing a great job.

**A. OPERATIONS REPORT**

Things are going well. There is an issue with a certain line that we are working on and that will be brought before the Board when more information is available. The pump station is going to be one of the first projects to get started this year. TV trucks and pump station equipment will be looked at during the Pumper Cleaner Expo that we are attending next week. There is approximately \$400,000 budgeted for the lining projects and we hope to get the bids out early to start the projects earlier.

**B. PUMPER CLEANER EXPO UPDATE**

Kerry, Don, and Ray will be attending this conference in Indianapolis. All registration and reservations have been made. The main items we will be looking at are TV trucks and pump station equipment.

**C. WEAU ANNUAL CONFERENCE UPDATE**

The conference will be held April 29 through May 2, 2014 in St. George. Hotel reservations will be arranged in the next week.

**D. WEFTEC 2014 UPDATE**

The conference will be held September 28 through October 2, 2014 in New Orleans. Conference hotel reservations and conference registrations for the Conference are not available until sometime in April, so we will make the reservations at that time.

**11. INFORMATION ITEMS (NO ACTION REQUIRED)**

**A. CENTRAL VALLEY FLOW & LOAD REPORT**

A copy of a Central Valley Flow & Load Report was provided for Board review. Manager Eppich stated flows are at approximately 12 - 12.5 MGD.

**11. INFORMATION ITEMS (NO ACTION REQUIRED) (CONTINUED)**

**B. UTAH PUBLIC TREASURER'S POOL YIELD**

The Utah Public Treasurer's Pool Yield for February 2014 was .500% which is slightly down from .503% in January 2014.

With no further business to come before the Board, motion to adjourn was made by Trustee John Norton and seconded by Trustee Ami Neff. The motion was approved by unanimous vote, those voting in favor: John Norton, Ami Neff, and Mel Mackay.

The meeting adjourned at 11:30 a.m.

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*Mel Mackay, Board Chair*