

**BOARD MEETING
FEBRUARY 19, 2020
9:00 A.M.
MT. OLYMPUS IMPROVEMENT DISTRICT
3932 SOUTH 500 EAST**

SUMMARY

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 - 3. UPDATE ON LINING PROJECT**
 - 4. UPDATE ON UDOT PROJECT**
 - B. WEF MANAGEMENT CONFERENCE UPDATE**
 - C. WEAU ANNUAL CONFERENCE UPDATE**
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 - 2. MOTION TO APPROVE CONTRACT BETWEEN THE DISTRICT AND THE GENERAL MANAGER**
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 - A. DISTRICT ACTIVITY REPORTS**
 - B. CENTRAL VALLEY FLOW & LOAD REPORT**
 - C. UTAH PUBLIC TREASURER’S POOL YIELD**

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

PRESIDING: **BOARD CHAIR, JOHN NORTON**

1. **WELCOME AND INTRODUCTIONS**

Welcome and introductions were done.

2. **MINUTES OF BOARD MEETING – JANUARY 15, 2020**

Motion to approve the January 15, 2020 Board Meeting minutes, as written, was made by Trustee Giles Demke and seconded by Trustee Ami Neff. The motion was approved by unanimous vote, those voting in favor: Ami Neff, Giles Demke, and John Norton.

3. **FINANCIAL INFORMATION**

A. **REVIEW MT. OLYMPUS PAYABLES AND DISBURSEMENTS**

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

B. **REVIEW CENTRAL VALLEY INVOICE**

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

C. **REVIEW FINANCIAL REPORT**

The Financial Report was accepted for filing by Board Members.

Controller Rohwer stated we received an auditor's alert about fraud risk and the importance of separation of duties. This was reviewed and discussed previously. This new alert wants to make it a requirement to review, report to the Board and certify it to the State. The Board stated they received a questionnaire regarding separation of duties from our auditors who will be back the first of April to do fieldwork.

4. **CENTRAL VALLEY REPORT – GILES DEMKE**

The following topics were discussed at the last Central Valley Board meeting:

- ***General Manager Comments*** –
 - Phil Heck stated there is a Board Strategy Meeting scheduled for February 20, 2020 at 2:00 p.m.
 - There is a Ground-Breaking ceremony for the Nutrient Removal Project on March 25th at 3:p.m.
- ***Capital Projects Update*** –
 - ***Engine Generator*** – They are currently installing the Jenbacher engine #2.
 - ***Secondary Clarifiers*** – They are piping and the meters have been installed for the RSS pumps and are also finishing up some electrical work.
 - ***South Interconnector Project*** – They are finishing the flatwork and curb and gutter.
 - ***SSL Force Main Project*** – They have awarded the bid and expect to start work in the early spring.

4. CENTRAL VALLEY REPORT – GILES DEMKE (CONTINUED)

- **Capital Projects Update (Continued)** –
 - **Nutrient Removal** – The nutrient project design is complete and the aeration basin designs have been submitted for State review. The State has 60 days to reply.
 - **Side Stream Nitrogen Project** – They are working on the contracts for the side stream equipment.
 - **Blower Building** – The blower building is scheduled to bid in March.
 - **Aeration System** – They are doing pre-selection for the aeration basin control valves.
 - **Reuse/3 Water Filtration** – Bids were sent out to three contractors and two came back. The budget was \$14.4 million and came back at \$18.6 million which is 29% over budget.
 - **Headworks Project** – Bids were sent out in January with a budget of \$10 million and came back at \$12 million which is 28% over budget.

Central Valley wanted approval to start with the projects and were given approval based upon getting updated costs estimates given to them by their engineers.

Central Valley completed the annual Pretreatment Audit with about 75% of the comments addressed and sent back to the State. The State has asked for an updated Pretreatment Ordinance and they will be working on that.

They did get approval for the ten-year waiver which addressed capital improvements for nitrogen removal that could grant us a waiver of up to ten years on future regulations.

A. ENTITY MANAGERS MEETING REPORT

Manager Eppich was unable to attend the meeting so Controller Rohwer went and reported on the topics discussed. The Pretreatment Audit has been submitted to the State. The EPA is working on a letter regarding pharmaceuticals and what can and cannot go down the sewer. There is a Board member at Taylorsville/Bennion that wants to have their interceptor lines covered by Central Valley. This will be an issue discussed at next month's board meeting. There will be a closed session to discuss Real Property to do something with the golf course. South Salt Lake State Loan is scheduled to close next week. The requirements for bids on steel for use on some of their capital projects is costing them almost double, so they are looking at other options for the purchase of steel. Central Valley is also looking for out-of-state contractors to bid on some of these projects since there is a shortage of contractors at this time.

5. LEGISLATIVE UPDATE

Manager Eppich discussed the following bills the legislature is considering:

- **House Bill 31/Registry Amendments** – this bill amends provisions governing the local government and limited purpose entity registry. They are making more restrictions to the law.

5. **LEGISLATIVE UPDATE (CONTINUED)**

- ***House Bill 69/Sick Leave Amendments*** – this bill defines terms; requires certain employers to allow an employee to use at least 10 days accrued sick leave to care for an immediate family member under certain conditions; prohibits an employer from taking adverse action against an employee for using sick leave in accordance with this bill; allows an employee to file a written complaint with the Division of Antidiscrimination and Labor for an alleged violation of this bill; grants the division enforcement and rulemaking authority to implement the provisions of this bill; and provides that this bill does not extend the maximum period of leave available to an employee under specified federal law.
- ***House Bill 98/Offenses Against the Administration of Government Amendments*** – this bill amends criminal provisions relating to public property and public money.
- ***House Bill 101/Distracted Driver Amendments*** – this bill amends provisions related to the use of a handheld wireless communication device while operating a motor vehicle. This does not affect our use of handheld radios.
- ***House Bill 265/Government Records Transparency Act*** – this bill amends the Employment Selection Procedures Act to prohibit an employer from inquiring into an applicant's compensation history.
- ***House Bill 273/Property Rights Ombudsman Amendments*** – this bill: provides that in a court action involving a dispute related to land use law, the substantially prevailing party may recover compensatory damages if the court resolves the dispute consistent with an advisory opinion issued on the same facts and circumstances; waives governmental immunity for a monetary award authorized by the Property Rights Ombudsman Act.
- ***House Bill 333/Limited Purpose Local Government Entity Amendments*** – this bill repeals provisions requiring certain limited purpose local government entities to provide district contact information to the local telephone directory publisher; and makes conforming changes.
- ***Senate Bill 90/Procurement Code Amendments*** – this bill modifies and enacts definitions applicable to the Utah Procurement Code.

6. **APPROVAL OF BIDS FOR THE IMPACT FEE FACILITIES PLAN AND IMPACT FEE ANALYSIS**

The proposed agreements and bids for the Impact Fee Facilities Plan and Impact Fee Analysis were presented to the Board for their review.

After review and discussion motion to approve the Bids from Hansen Allen & Luce for the Impact Fee Facilities Plan at a cost of \$12,250 and cost of the Impact Fee Analysis at \$84,000, was made by Trustee Ami Neff and seconded by Trustee Giles Demke. The motion was approved by unanimous vote, those voting in favor: Ami Neff, Giles Demke, and John Norton.

7. MANAGER'S REPORT

A. OPERATIONS REPORT

1. UPDATE ON DAILY PREMIUM MEATS

Engineer Ayala stated that we have been doing weekly drive by visits to Daily's. Not much going on. Central Valley would like to do a joint inspection with us.

2. UPDATE ON STUDIES

The studies are going well. We had a meeting with Hansen Allen & Luce and Dean felt it went really well. The meeting included a discussion of the financial and general plan infrastructure data that will be needed moving forward. The project is scheduled for completion by the end of the year.

3. UPDATE ON LINING PROJECT

The lining project is now complete. PEC finished the job last week and we received the pay request. This is the end of the three-year contract. We will try and get bids out as early as possible for the next year.

4. UPDATE ON UDOT PROJECT

The UDOT Project is almost done. We will have Propipe come in and TV the lines when they are finished.

B. WEF MANAGEMENT CONFERENCE UPDATE

The conference will be held February 25 – 28, 2020 in Anaheim, CA. Airline and hotel reservations have been made. Manager Eppich, Controller Rohwer and Engineer Ayala will attend this conference.

C. WEAU ANNUAL CONFERENCE UPDATE

The conference will be held April 13 – 17, 2020 in St. George. Hotel reservations have been made. Manager Eppich, Engineer Ayala, Lines Superintendant Dotson will attend and the Board will notify us by the next board meeting if they will attend.

D. UGFOA CONFERENCE UPDATE

The conference will be held April 7 – 10, 2020 in St. George. Hotel reservations have been made. Manager Eppich and Controller Rohwer will attend this conference.

E. PERSONNEL REVIEW

1. POSSIBLE CLOSED SESSION TO DISCUSS PERSONNEL ISSUES

Motion to adjourn the open session and go into a closed session to discuss Employee Issues was made by Trustee Ami Neff and seconded by Trustee Giles Demke. The motion was approved by unanimous vote, those voting in favor: Ami Neff, Giles Demke, and John Norton.

7. **MANAGER'S REPORT (CONTINUED)**

E. **PERSONNEL REVIEW (CONTINUED)**

1. **POSSIBLE CLOSED SESSION TO DISCUSS PERSONNEL ISSUES (CONTINUED)**

Motion to adjourn the closed session and go back into the open session was made by Trustee Ami Neff and seconded by Trustee Giles Demke. The motion was approved by unanimous vote, those voting in favor: Ami Neff, Giles Demke, and John Norton.

2. **MOTION TO APPROVE CONTRACT BETWEEN THE DISTRICT AND THE GENERAL MANAGER**

After review and discussion, motion to approve the Contract between the District and the General Manager was made by Trustee Giles Demke and seconded by Trustee Ami Neff. The motion was approved by unanimous vote, those voting in favor: Ami Neff, Giles Demke, and John Norton.

The following employees have their anniversary in March:

Kirk Tolbert's anniversary is on March 25th. He will have been with the District for 40 years.

Kim Driffill's anniversary is on March 29th. She will have been with the District for 21 years.

Both are doing a great job. As you may recall Kirk Tolbert will be retiring at the end of March after 40 years of service.

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

A. **DISTRICT ACTIVITY REPORTS**

Copies of the District's activity reports were provided for Board review.

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

A copy of the current Central Valley Flow & Load Report was provided for Board review.

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

The Utah Public Treasurer's Pool Yield for January 2020 was 2.17%.

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

The meeting adjourned at 10:40 a.m.

John Norton, Board Chair