**BOARD MEETING**

**WEDNESDAY, JANUARY 20, 2021**

**9:00 A.M.**

**MT. OLYMPUS IMPROVEMENT DISTRICT**

**3932 SOUTH 500 EAST**

1. **WELCOME AND INTRODUCTIONS**
2. **MINUTES OF BOARD MEETING DECEMBER 16, 2020**
3. **FINANCIAL INFORMATION**

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

**B. REVIEW CENTRAL VALLEY INVOICE**

**C. REVIEW FINANCIAL REPORT**

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

**A. REPORT ON ENTITY MANAGERS MEETING**

**5. APPOINTMENT OF DISTRICT REPRESENTATIVE AND ALTERNATE TO THE CENTRAL VALLEY BOARD FOR THE YEAR 2021**

**6. APPOINTMENT OF BOARD CHAIRMAN FOR THE YEAR 2021**

**7. UTAH ASSOCIATION OF SPECIAL DISTRICTS REPORT, APPROVAL OF MEMBERSHIP DUES, LEGISLATION UPDATE AND APPROVAL OF RESOLUTION TO APPOINT A REPRESENTATIVE AND ALTERNATE TO THE UTAH ASSOCIATION OF SPECIAL DISTRICTS BOARD OF REPRESENTATIVES**

**8. APPROVAL OF NOTICE OF ELECTION TO SALT LAKE COUNTY CLERK**

**9. APPROVAL OF NOTICE TO GRANITE SCHOOL DISTRICT OF FEE INCREASE**

**10. MANAGER’S REPORT**

**A. PERSONNEL REVIEW**

**B. OPERATIONS REPORT**

**1. UPDATE ON LINING PROJECT**

**2. UDPATE ON STUDIES**

**3. UPDATE ON BLUE STAKES ISSUES**

**C. R.E. COUNT REPORT**

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

**A. DISTRICT ACTIVITY REPORTS**

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

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

**D. GOVERNMENT RECORDS ACCESS AND MANAGEMENT ANNUAL REPORT (GRAMA)**

**12. CLOSED SESSION TO DISCUSS PERSONNEL ISSUES**

**PRESENT: AMI NEFF, BOARD CHAIR**

**GILES DEMKE, TRUSTEE**

**C. KIM BLAIR, TRUSTEE – VIA TELECONFERENCE**

**KERRY EPPICH, GENERAL MANAGER**

**STEPHEN ROHWER, DISTRICT CONTROLLER**

**DEAN AYALA, DISTRICT ENGINEER**

**TAMMY GONZALES, EXECUTIVE SECRETARY/DISTRICT CLERK**

**PRESIDING: AMI NEFF, BOARD CHAIR**

**1. WELCOME AND INTRODUCTIONS**

Welcome and introductions were done. There were no members of the public in attendance.

**2. MINUTES OF BOARD MEETING DECEMBER 16, 2020**

Motion to approve the December 16, 2020 Board Meeting minutes, with one minor edit, was made by Trustee Giles Demke and seconded by Trustee C. Kim Blair. The motion was approved by unanimous vote, those voting in favor: Giles Demke, C. Kim Blair, and Ami Neff.

**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 Giles Demke and seconded by Trustee C. Kim Blair. The motion was approved by unanimous vote, those voting in favor: Giles Demke, C. Kim Blair, and Ami Neff.

**B. REVIEW CENTRAL VALLEY INVOICE**

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

**C. REVIEW FINANCIAL REPORT**

After review and discussion of the financial report and the associated graphs, the financial report was accepted for filing by Board Members.

**4. CENTRAL VALLEY REPORT**

Trustee Demke reported on the December 2020 Central Valley Board Meeting. Topics of discussion were:

* ***General Manager Comments*** –
* ***Covid-19 Update*** – The Wasatch Front Water Quality Board sent a letter to the Governor regarding the availability of the vaccination. They responded that they are going to follow whatever the Governor puts in place which puts us in a Tier II. Manager Eppich stated that according to the UASD they have pushed us further down the line again.
* ***Solar Wind Software*** – This software was compromised. Central Valley uses this software for their IP addresses. The server that has this software installed was not updated with the compromised software update, they have now taken this server offline.
* ***2021/2022 Services Contract*** – The Board approved the 2021/2022 Design Services Contract with Brown and Caldwell. This includes the sidestream nutrient removal, thickening and dewatering facility. It was budgeted at $2.24 million and came in at $1.697 million; $990,000 for thickening, $226,000 for sidestream, and $240,000 for dewatering.

**4. CENTRAL VALLEY REPORT (CONTINUED)**

* ***Approval of Board Meeting Dates for 2021*** – The Board Meeting dates as presented for 2021 with a few exceptions was approved. They are keeping the 4:00 p.m. meeting time and changing the February strategy session to 2:00 p.m.
* ***Flow Meters Calibration*** – Hansen, Allen and Luce has been hired to check the flow meter stations and calibration. They have also hired ADS to do the actual flow metering. They will monitor nine locations for about six months. These two sources will help to make sure we don’t have these monitoring issues going forward.
* ***Uranium Mill Tailings*** – The blower building project was put on hold, pending what they decide to do with the mill tailings but it has since been restarted.
* IGES has been hired to design an impoundment area in the northwest corner of the property.
* Anderson Engineering who specializes in radioactive material has been hired to monitor and measure the material to minimize the amount of tailings that need to be stored.
* They have written a letter to the Department of Energy and the State looking at the legality of constructing an onsite storage impoundment area.
* The DOE stated that there is no funding available. They have also looked into lobbying Congress for federal funds.
* ***Capital Projects –*** A Powerpoint presentation was given showing the progress and status on each project. Trustee Demke then went into detail on each project.

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| --- | --- |
| * Engine Generator Replacement Project | * Headworks Project |
| * Blower Building Project | * Sludge Silo Repairs |
| * 3W Pump Station Project | * BNR Basins Project |
| * Digesters 3 & 4 Cover Replacement |  |

* ***Big Cottonwood Creek Siphon Project –*** The project that was bid out last year and only had one bid response has now been renamed to “The 2021 Lining Projects”. These projects have been bid out and they are working on a notice to proceed.
* ***Side Stream Project –*** They have bids that are due back January 12, 2021 and we should see those at next week’s board meeting.
* ***Memorandum of Understanding – Golf Course –*** They have made some changes to the MOU and those changes will be brought back to the Board for approval. Phil was then going to let the Golf Course owner know they will be approached by a developer.

A closed session was then held for General Manager, Phil Heck’s review.

1. **ENTITY MANAGERS MEETING REPORT**

Manager Eppich stated that after the meeting with the Golf Course owner Phil received a strange email from them stating they were unhappy. We will have to see what happens next.

With regards to the Covid-19 vaccinations, Central Valley is working with the Community Nursing Services so that when the vaccine becomes available and they are able to give those shots, they will do everyone at once and they have allowed all the districts to piggy-back on that. We have contacted all of our employees and out of 22 employees 14 are interested.

**5. APPOINTMENT OF DISTRICT REPRESENTATIVE AND ALTERNATE TO CENTRAL VALLEY BOARD FOR THE YEAR 2021**

After review and discussion, motion to keep Trustee Giles Demke as the District’s representative and General Manager Kerry S. Eppich as the District’s alternate was made by Trustee C. Kim Blair and seconded by Trustee Giles Demke. The motion was approved by unanimous vote, those voting in favor: Giles Demke, C. Kim Blair, and Ami Neff. The necessary letter will be prepared and mailed to Central Valley’s Board Chairman and Phil Heck, General Manager.

**6. APPOINTMENT OF BOARD CHAIRMAN FOR THE YEAR 2021**

After review and discussion, motion to appoint Trustee Ami Neff as Board Chair for the year 2021 was made by Trustee Giles Demke and seconded by Trustee C. Kim Blair. The motion was approved by unanimous vote, those voting in favor: Giles Demke, C. Kim Blair, and Ami Neff.

**7. UTAH ASSOCIATION OF SPECIAL DISTRICTS REPORT, APPROVAL OF MEMBERSHIP DUES, LEGISLATION UPDATE AND APPROVAL OF RESOLUTION TO APPOINT A REPRESENTATIVE AND ALTERNATE TO THE UTAH ASSOCIATION OF SPECIAL DISTRICTS BOARD OF REPRESENTATIVES**

The following bills were of interest for the District:

* ***House Bill 27/Public Information Website Modifications*** –This bill: 1) requires the Division of Archives and Records Service to create and maintain the Utah Open Records Portal Website to serve as a point of access for Government Records Access and Management Act requests; 2) renumbers and modifies provisions applicable to the Utah Public Notice Website, administered by the Division of Archives and Records Service; 3) clarifies provisions relating to the membership and duties of the Utah Transparency Advisory Board; 4) requires the Department of Technology Services to create and maintain the Utah Open Data Portal Website to serve as a point of access for public information; 5) renumbers and modifies provisions applicable to the Utah Public Finance Website, administered by the state auditor; and 6) makes technical and conforming changes.
* ***House Bill 43/Emergency Procurement Declaration*** –This bill: 1) defines terms; 2) modifies reporting requirements related to an emergency procurement; 3) limits the term length of a contract entered into for an emergency procurement; and 4) makes technical changes.
* ***House Bill 63/Impact Fees Amendments*** –This bill: 1) defines terms; 2) modifies provisions regarding the calculation of impact fees; and 3) makes technical and conforming changes.
* ***House Bill 82/Single-Family Housing Modifications*** –This bill: 1) modifies and defines terms applicable to municipal and county land use development and management; 2) in any local land use zone permitting accessory dwelling units; a) requires municipalities and counties to classify certain accessory dwelling units as a permitted land use; and b) prohibits municipalities and counties from establishing restrictions or requirements for the construction or use of certain dwelling units; 3) provides for statewide amendments to the International Residential Code related to accessory dwelling units;

**7. UTAH ASSOCIATION OF SPECIAL DISTRICTS REPORT, APPROVAL OF MEMBERSHIP DUES, LEGISLATION UPDATE AND APPROVAL OF RESOLUTION TO APPOINT A REPRESENTATIVE AND ALTERNATE TO THE UTAH ASSOCIATION OF SPECIAL DISTRICTS BOARD OF REPRESENTATIVES (CONTINUED)**

* ***House Bill 82/Single-Family Housing Modifications (Continued)*** –4) requires the executive director of the Olene Walker Housing Loan Fund to establish an program to provide loan guarantees for certain loans related to accessory dwelling units; 5) prevents a homeowners association from prohibiting the construction or rental of certain accessory dwelling units; and 6) makes technical and conforming changes.
* ***House Bill 98/Local Government Building Regulation Amendments*** –This bill: 1) allows a building permit applicant to opt out of certain local building inspection and plan review requirements; 2) allows and independent building inspector to issue a certificate of occupancy to a building permit applicant in certain circumstances; 3) exempts a construction project involving repairs to a building damaged by a natural disaster from certain State Construction Code and building permit requirements; 4) prohibits a municipality or county from regulating certain building design elements; and 5) makes technical and conforming changes.
* ***House Bill 107/Subdivision Plat Amendments*** –This bill: 1) defines terms; 2) requires an owner of land seeking a municipality’s or county’s approval for the recording of a subdivision plat to: a) describe certain water conveyance facilities in the plat; and b) notify the owners of certain water conveyance facilities about the proposed subdivision before submitting the plat for approval; 3) modifies provisions related to: a) a municipality’s or county’s notification to the owners of certain water conveyance facilities regarding a proposed subdivision; and b) the input provided to a municipality or county regarding a proposed subdivision; 4) requires the surveyor making a subdivision plat to verify certain information regarding water conveyance facilities located within the plat, in addition to underground facilities and utility facilities; and 5) makes technical and conforming changes. We will watch this bill carefully and try to ensure we are included in the notice requirements.
* ***House Bill 139/Competency Based Hiring Amendments*** – This bill: 1) precludes certain state and local government entities from requiring a minimum educational requirement for employment, except where educational qualifications are legally required to perform the duties of the position; 2) requires certain state and local government entities to: a) consider comparable experience or ability as equal to education when determining a candidate’s satisfaction of minimum qualifications, with specific exceptions; and b) ensure that job descriptions and job posting are based on the skills and competencies required to perform each job; and 3) makes technical and conforming changes. We consider this a bad bill and we will watch it carefully.
* ***Senate Bill 67/Workplace Violence Protective Orders*** –This bill 1) defines terms; 2) allows an employer to petition for a workplace violence protective order; 3) requires an employer to notify certain individuals when seeking a workplace violence protective order; 4) establishes relief a court may include as part of a workplace violence protective order; 5) requires a court to take certain action after issuing a workplace violence protective order; 6) establishes circumstance under which a court may modify or vacate a workplace violence protective order; 7) requires a court to set a date for a hearing within a certain time period;

**7. UTAH ASSOCIATION OF SPECIAL DISTRICTS REPORT, APPROVAL OF MEMBERSHIP DUES, LEGISLATION UPDATE AND APPROVAL OF RESOLUTION TO APPOINT A REPRESENTATIVE AND ALTERNATE TO THE UTAH ASSOCIATION OF SPECIAL DISTRICTS BOARD OF REPRESENTATIVES (CONTINUED)**

* ***Senate Bill 67/Workplace Violence Protective Orders (Continued)*** – 8) establishes provisions related to the expiration, modification, and extension of a workplace violence protective order; 9) establishes provisions related to the service of process of a workplace violence protective order; 10) makes violating a workplace violence protective order a class A misdemeanor; 11) limits liability of employer under certain circumstances; and 12) limits applicability of Title 78B, Chapter 7, Part 10, Workplace Violence Protective Orders.
* ***Senate Bill 72/Open and Public Meetings Amendments*** –This bill 1) prohibits a vote in a closed meeting, except to end the closed portion of the meeting; and 2) provides that a motion to end the close portion of a meeting may be approved by a majority vote.

The Board was provided a copy of the membership dues which went up slightly. Manager Eppich talked about some of the benefits of the Association.

Trustee Giles Demke made the motion that the Board adopt the following resolution:

**RESOLUTION # 19-012021-1**

RESOLUTION OF THE GOVERNING BOARD OF MT. OLYMPUS IMPROVEMENT DISTRICT APPOINTING A REPRESENTATIVE AND ALTERNATE TO SERVE ON THE UASD BOARD OF REPRESENTATIVES

NOW THEREFORE, be it resolved by the governing body of Mt. Olympus Improvement District that Ami Neff be appointed as Representative and Kerry S. Eppich as Alternate to serve on the UASD Board of Representatives until further notice.

Motion was seconded by Trustee C. Kim Blair. The motion was approved by unanimous vote, those voting in favor: Ami Neff, C. Kim Blair, and Giles Demke.

**8. APPROVAL OF NOTICE OF ELECTION TO SALT LAKE COUNTY CLERK**

Every other year we run an election for trustee(s) to the Board. Ami Neff and Giles Demke’s positions are up for election this year. Per State law we are required to send a notice of the election to the County clerk by February 1st. Provided to the Board was a copy of the notice that is to be sent to the County.

After review and discussion, motion to approve sending the notice of election to the county clerk was made by Trustee Giles Demke and seconded by Trustee C. Kim Blair. The motion was approved by unanimous vote, those voting in favor: Giles Demke, C. Kim Blair, and Ami Neff.

**9. APPROVAL OF NOTICE TO GRANITESCHOOL DISTRICT OF FEE INCREASE**

The Board was provided a copy of a letter that we are proposing to be sent to Granite School District showing the new fee, which will be $3.80 per student.

Granite School District stated they never received the bill for last year so Kim emailed them a copy. We have since received payment.

After review and discussion, motion to approve sending the notice of fee increase letter with a couple of changes was made by Trustee Giles Demke and seconded by Trustee C. Kim Blair. The motion was approved by unanimous vote, those voting in favor: Giles Demke, C. Kim Blair, and Ami Neff.

**10. MANAGER’S REPORT**

1. **PERSONNEL REVIEW**

Manager Eppich stated that there are four employees with anniversaries in February:

Kerry Eppich – 26 years, Todd Perry – 25 years,

Darren Stone – 24 years and Cody Sommerville – 24 years.

All employees are doing well.

We have had three employees test positive for Covid-19.

**B. OPERATIONS REPORT**

**1. UPDATE ON LINING PROJECT**

Engineer Ayala stated that we received two bids for the lining project by the due date of January 12, 2021. PEC was the low bidder at $445,867.00. This is the first year of a three-year contract. Trustee Neff stated that she would like to see information on the areas that we are lining.

After review and discussion, motion to approve PEC’s 2021-2023 CIPP Sewer Rehabilitation Project bid with this year’s amount being $445,867.00 was made by Trustee Giles Demke and seconded by Trustee C. Kim Blair. The motion was approved by unanimous vote, those voting in favor: Giles Demke, C. Kim Blair, and Ami Neff.

**2. UPDATE ON STUDIES**

Engineer Ayala stated that he is working to get an estimated completion date. After discussions with them they stated they are very close. Trustee Giles Demke stated he would like them to come in and give a presentation.

**10. MANAGER’S REPORT (CONTINUED)**

**B. OPERATIONS REPORT (CONTINUED)**

**3. UPDATE ON BLUE STAKES ISSUES**

The Board was provided a copy of the Blue Stakes activity report. Engineer Ayala stated that this year’s numbers are way up. Manager Eppich stated that the budget for this is way up compared to last year and will probably go up from here on. This increase is mainly from the installation of fiber optic cable throughout the District.

**C. R.E. COUNT REPORT**

A report showing the beginning, ending, and annual change of Residential Equivalents (R.E.s) and accounts for 2020 was provided for Board review. Manager Eppich discussed the information on the report. Total R.E.s as of the end of 2020 was 55,751 (which is 28,191 accounts). There were 24 (107 residential and -83 commercial) new R.E.s placed in billing in 2020 with a net total of 138 new accounts.

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

1. **DISTRICT ACTIVITY REPORTS**

Copies of the District’s activity reports were provided for Board review and a discussion followed.

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

A copy of the November and December Central Valley Flow & Load Reports was provided for Board review.

1. **UTAH PUBLIC TREASURER’S POOL YIELD**

Manager Eppich reported that the Utah Public Treasurer’s Pool Yield for December 2020 was at 0.48%.

1. **GOVERNMENT RECORDS ACCESS AND MANAGEMENT ANNUAL REPORT (GRAMA)**

There were no requests for information under the GRAMA Act for the year 2020.

**12. CLOSED SESSION TO DISCUSS PERSONNEL ISSUES**

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

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

There being no further information to come before the Board, motion to adjourn was made by Trustee C. Kim Blair and seconded by Trustee Giles Demke. The motion was approved by unanimous vote, those voting in favor: Giles Demke, C. Kim Blair, and Ami Neff.

The meeting adjourned at 10:41 a.m.

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Ami Neff, Board Chair