

EMIGRATION IMPROVEMENT DISTRICT
BOARD OF TRUSTEES REGULAR MEETING
THURSDAY, FEBRUARY 18, 2016

EMIGRATION CANYON FIRE STATION
5025 EMIGRATION CANYON ROAD
SALT LAKE CITY, UTAH

Board Members in Attendance: Mike Hughes – Chair, Mark Stevens – Vice Chair, David Bradford - Secretary/Clerk

Ex Officio: Eric Hawkes – Treasurer, Jeremy Cook – Legal Counsel, Joe Smolka – Project Manager, Brad Rasmussen – Aqua Engineering and Fred Smolka

Chair Hughes called the meeting to order at 7:02 p.m.

1. Consent Approval – Minutes for January 21, 2016

MOTION: David Bradford mad a motion to approve the minutes of the January 21, 2016, Board of Trustees meeting as written. Mike Hughes seconded the motion.

VOTE: Unanimous in favor of the motion.

2. Financial Considerations and Report

Eric Hawkes reviewed the monthly financial report and fund balances as of February 18, 2016 as shown on his printed report. Steve Hook asked question regarding accounts receivable. Mark Stevens commented on certified delinquent accounts. Jeremy Cook explained in detail tax sell of property to pay delinquent taxes and EID dues.

3. Feasibility Study – Public Survey – Report & Schedule Next Open House

Brad Rasmussen commented extensively on the public survey, need for management system and or cluster system. Only 5 responses to public survey, 10% homeowner interest. Chair Hughes asked if there was any geographic component and David Bradford asked about confidentiality within the survey. Mark Stevens felt that the results may not represent the canyon in general. Brad Rasmussen talked about sludge judge testing and need for septic tank maintenance and pumping. Brad also explained that testing would need to be on a volunteer basis with perhaps a small monthly fee of \$2. Other ideas and possible solutions were expressed by Chair Hughes,

David Bradford and Joe Smolka to increase homeowner awareness of septic systems and maintenance. Kathy Christiansen agreed to include article describing services available in Emigration Canyon Homeowners Association Newsletter to generate more interest and awareness. Jeremy Cook expressed legal liability concerns with EID involvement and Chair Hughes agreed. Jeremy proposed discount water bill incentive (\$25) for getting septic tank checked. Brad Rasmussen discussed 6 month/yearly monitoring of septic systems to know when to pump. Joe Smolka talked about pump fees \$275 – 500, depending on size of system. Brad talked about County grant, better collection system to lower or eliminate e coli in canyon stream. Chair Hughes talked about EPA and Division of Water Qualities request for policing. Brad Rasmussen discussed TMDL (total maximum daily load), 303 D list, environmental stream data difficult to get and regulate. Solutions, information, reduced rates and preferred provider list for septic tank maintenance and repair discussed extensively by Brad Rasmussen, Chair Hughes, Board Members and Steve Hook. Emphasis made by Jeremy Cook to insure no future legal liability issues for EID.

Brad Rasmussen required one month to complete report and final cost for a canyon waste collection system. He proposed the next Open House for April or May, the same time as Kathy Christiansen promotes Canyon Firewise.

4. Water Report & Well Levels

Eric Hawkes requested to skip this agenda.

5. Brigham Fork Well – Water Testing for Repair Work – Progress Report

Eric Hawkes discussed water sample taken from Brigham Fork Well by Don Barnett from Aqua Environmental. The water sample is in the process of being tested by company in Kansas. Eric talked about cleaning the water tanks this year. Fred Smolka commented that the tanks were cleaned 2-3 years ago. Fred and Joe Smolka talked about the process of draining, cleaning and sediment sludge disposal. Eric Hawkes proposed marine divers from company in Colorado to clean tanks at a cost of \$3,000. Tanks wouldn't have to be drained and service includes camera inspection and sediment removal. Interest was expressed by Board Members.

Well levels remain consistent and steady as mentioned by Steve Hook.

Eric Hawkes discussed the ongoing problems with the telemetry computer crashing due to old software and an outdated system. Fred Smolka interjected that it just may be time to replace and upgrade computer system. Eric Hawkes informed cost of complete computer system and upgrade at \$8,000. David Bradford suggested that computer be military grade to withstand harsh weather conditions. Jack Christiansen commented on industrial computer equipment as well. Eric Hawkes discussed checking water levels manually. Mark Stevens asked about Well levels being increased from great moisture/snowpack levels this year. Chair Hughes made a statement of

similar interest. Jeremy Cook proposed a consensus for approving the funds for Eric Hawkes to purchase a new computer.

MOTION: Chair Hughes made a motion to approve the purchase of a new computer/updated system. David Bradford seconded the motion.

VOTE: Unanimous in favor of the motion.

6. Hydraulic System Modeling of EID System – U of U Students

Eric Hawkes discussed the proposal of University of Utah Engineer students desire to study EID hydraulic system working model and data. Fred Smolka interjected that this U of U student project was done approximately 10 years ago. Chair Hughes expressed reluctance, possible ulterior motives from the University and interest in EID's ample water supply. Fred Smolka suggested keeping info and data generated by the U of U Student study confidential. Brad Rasmussen informed that model review will mostly consist of tank levels and water surface demand from input data and calibration data that has already been collected. Chair Hughes had no issue with student study and felt it could be mutually beneficial.

7. Any Items Requested by Visiting Public, dismiss Public

Kathy Christiansen commented on clarified testing so there are no surprises.

Steve Hook brought to attention a date correction on the typed agenda. He asked a question regarding the upcoming litigation and time table of events. Jeremy Cook explained the courts due process and the complicated complaint hearing on legal arguments. Steve then asked if there were anything else that could be done to stop further harassment. Jeremy Cook informed Steve that everything that could be done was being done legally.

8. Closed Session – Pending Litigation

Motion: David Bradford made a motion to convene in closed session to discuss pending litigation. Jeremy Cook called the time, 8:40 p.m.

The Board of Trustees met in closed session from 8:40 p.m. to 9:20 p.m. to discuss pending and imminent litigation.

MOTION: David Bradford made a motion to dismiss from closed session and to adjourn the regular meeting. Mark Stevens seconded the motion.

VOTE: Unanimous in favor of the motion.

The regular meeting of the Emigration Improvement District adjourned at 9:20 p.m.

Minutes Approved