

EMIGRATION IMPROVEMENT DISTRICT
BOARD OF TRUSTEES REGULAR MEETING

THURSDAY, SEPTEMBER 13, 2018

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

Regular Meeting

Board Members in Attendance: Mike Hughes – Chair, Brent Tippets – Co-Chair, David Bradford – Secretary/Clerk

Ex Officio: Eric Hawkes—District Manager

Chair Hughes called the meeting to order at 7:00 p.m.

1. Consent Approval - Minutes for August 18, 2018

MOTION: David Bradford made a motion to approve the minutes of the August 18th, 2018 Trustee Meeting as written. Brent Tippets seconded the motion.

VOTE: Unanimous in favor of the motion.

2. Financial Considerations & Report

Mr. Hawkes gave a summary of the monthly financial considerations and reports. The Board discussed how to amend the budget to anticipate the legal fees for the rest of the year. There are funds available in the maintenance category, as well as funds left in the auditing category and the interest fees category. Mr. Bradford assessed that the rest of the budget looks good—the District is under projections for the other categories and do not anticipate going over in any other categories. The Board agreed to revisit it later in the meeting after having a chance to discuss maintenance issues.

3. Code Red – Emergency Response System and Set Up

Mr. Hawkes received training on how to use the Code Red system. The District now has the option to set up their boundaries and preprogram notifications in case of leaks or maintenance. Code Red does have a canyon database to some extent, but there is a need for people in the canyon to go on and set up their own account. This will allow them to choose which notifications they would like to receive, as well as how they would like to receive them—text, phone calls, etc. There are two users currently that can send notifications—EID and the Metro Township. A mailing from the Metro Township will go out to all property owners in the canyon. Information will be on the District, the Metro Township and the Community Council’s websites encouraging people to go on and sign up. There is also a Code Red app that residents can use. The Board approved putting that on the website. The first test would like to be October 1st. They would like to get people to sign up by the end of the month.

4. Metro Township Survey / Questionnaire Review and Approval for Community

The Metro Township is working on a survey regarding water quality and the idea of putting restrooms along the main canyon corridor. The Township would like the EID to review the questions. The Metro Township would also like to use EID’s database to send the link to the survey. The suggestion was made to reach out to the biking groups that use the canyon to get their input on the restroom situation, but that needs to happen separately from this survey. The survey is to assess the buy-in from the residents about the restrooms. Hopefully putting in the restrooms will improve the water quality of the stream and that bikers and runners won’t use private property.

5. Fire Break/ Mitigation Work Around Storage Area / Common Area

Mr. Hawkes will be meeting with several companies on Tuesday regarding the fire break and cleaning up near Well 1. Emigration Oaks will use the same company that EID decides to go with (to do their own firewise efforts).

6. Salt Lake City Extraterritorial Jurisdiction Committee Update

Mr. Hawkes has attended a meeting of the SLC Extraterritorial Jurisdiction Committee. This committee has been put together by the legislature to report back to them. The issue is whether Salt Lake City overrides local authority. As statute stands now, they do. The concern is that SLC has too much power to be able to condemn people out of their properties. What does local authority have to say in their watershed? Some good has come out of this to change the language from “city” to “municipality.” Emigration Canyon isn’t a city but it is a municipality, so this would give some control back to the local authority. Mr. Bradford made the point that he has no issue with SLC exercising extraterritorial authority unless it extends into another municipality. Gary Bowen attends the meetings, representing the Township. There is a variety of opinions at this committee. The Board shared concern about some of the motives of SLC and various

properties they have purchased and the associated water rights. Agreement was had to talk to Jeremy Cook to see about following up on one certain water right in question.

7. Cross Connection Authority Statement & Ordinance for Public Water System

Jeremy Cook's recommendation is that the District adopt the State's statute for cross connection. Chair Hughes voiced concern that State allows a cross connection (it's done correctly) and he does not want to allow a cross connection because of the way EID's system works. Mr. Hawkes pointed out that this is just the administrative side. Currently, EID logs and documents resident's backflow inspections. However, the policy of EID remains that they cannot touch ever. The District is adamant about the protection of the water supply from contamination or pollution. This will not change that policy. Mr. Bradford asked if someone could challenge our policy but Mr. Hawkes said there is nothing in the State's policy that would weaken the District's policy.

MOTION: Chair Hughes made a motion to adopt the cross connection policy as presented. David Bradford seconded the motion.

VOTE: Unanimous in favor of the motion.

8. Water Levels Report

Consumption Report

The District pumped 7.7 million gallons in August, down from 8.2 million gallons in July. In 2017 the usage was 26,000 gallons per connection but this year the usage was down to 25,000 gallons per connection.

System Well Levels

Well 2 is down 85 feet. It isn't being used other than exercising it monthly. Chair Hughes recommended cycling it in more. Upper Freeze Creek Well is at 896 feet. Brigham Fork Well is artesianing. Conversation ensued on how to solve the ever-present problem of telemetry. Chair Hughes would like to solve it finally and encouraged Mr. Hawkes to seek outside opinions and get fresh eyes on the problem. Mr. Hawkes reviewed the problems the wells have been having with the transducers and that even having the sound wave system, it was giving inaccurate readings. Mr. Hawkes stated that there would be time to focus on the telemetry this month.

9. Maintenance Report

They did a 48-hour pump test on Brigham Fork. Within 2 hours it was down to about 286 feet. It remained rather stable, lowering down to about 305 feet. It was pumping about 110 gallons/minute. This was with the pump at 450 feet (and obstructions down below). The well is producing a considerable amount of water. They pulled 3 iron bacteria samples and did a water quality test. The well didn't pass the water quality test (although it always did when it was being used to provide water for the system) because of sulfates and turbidity. Craig Neely has been consulted to see what the options are for treating it subsurface if it is not possible to do an acid treatment. He also asked about post-pumping treatment facilities. There were questions about how to get oxygen in the bottom of the well to deal with the hydrogen sulfide. The Board agreed that it comes down to cost –is it prudent to put more money into the well and possibly save it? Or to put the money toward drilling a new well? There was discussion about possibly spending more for cathodic protection. They decided they would not want to pull the pump until they have to. This led to a finalized discussion about the budget. The members of the Board agreed that to cover legal fees, they would move to shift \$20,000 from the maintenance category, \$2,922 from the interest fees category, and \$2,000 from accounting.

MOTION: David Bradford made a motion to amend the budget as written. Brent Tippetts seconded the motion.

VOTE: Unanimous in favor of the motion.

9. Any Items by Visiting Public, Dismiss Public

Tyler Tippetts brought up an article published by the Salt Lake Tribune about the EID and the fact that the Emigration Canyon Creek has dried up. The Board members defended the position that the District's wells are not the cause of the creek drying up. Those present expressed surprise that more angry residents were not present at the meeting, but Chair Hughes stated that he would like to do more public relations so that the public has the facts and the science behind the District's position. Gerald Lund stated that he's been here 26 years and never seen the creek this dry, but that he understands that we had an extremely dry winter followed by an extremely dry spring and summer. Another audience member, Rich Collins, stated that his well ran dry. He knows that some residents are very upset about the creek running dry. He asked for a balance sheet which Eric Hawkes said he would get for him. The meeting finished up with some brief questions about how to sign up for Code Red. There is an advantage to download the app so that if a person is travelling and there is an emergency in that area, they will receive that notification. Mr. Hawkes said that there would be more information on the website the following day about Code Red.

10. Closed Session

MOTION: Board Member David Bradford made a motion to convene in closed session to discuss pending and imminent litigation and discuss purchase or sale of real property. Brent Tippetts seconded the motion.

VOTE: Unanimous in favor of the motion.

The Board of Trustees met in closed session from 8:31 p.m. to 8:57 p.m. Those present included the Board of Trustees, Eric Hawkes.

MOTION: Board Member Bradford made a motion to dismiss from closed session and to adjourn the meeting. Mike Hughes seconded the motion.

VOTE: Unanimous in favor of the motion.

The regular meeting of the Emigration Improvement District adjourned at 8:57 p.m.

Minutes Approved