

**Board Meeting Minutes
November 18, 2010**

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF TRUSTEES OF
MAGNA WATER DISTRICT**

A regular meeting of the Board of Trustees of the Magna Water District was held Thursday, November 18, 2010, at 3:00 p.m. at the District's offices at 2711 South 8600 West, Magna, Utah.

Trustees Present:

Hank Johnson, Chairman
Mickey Sudbury
Doug Bezzant

Staff Present:

Brent Williams, General Manager
LeIsle Fitzgerald, District Controller
Kim Bailey, Water Operations Supervisor
Steve Williams, Wastewater Operations Supervisor

Also Present:

David Hartvigsen, Smith Hartvigsen, PLLC
Lisa Henrie, Market Design Strategies
Don Olsen, Epic Engineering
Clint Rogers, Carollo Engineers
Dan Peay, Magna Community Council
Jack Nielsen, Magna Resident

Call to Order:

Hank Johnson called the regular board meeting to order at 3:00 p.m. and welcomed the public. Hank also excused Doug Bezzant as he would be arriving late.

Approval of Consent Items:

Minutes of Board meetings held October 14, 2010: A motion was made by Mick Sudbury, seconded by Hank Johnson to approve the regular board meeting minutes dated October 14, 2010. The motion was approved as follows: Hank Johnson, yea, and Mick Sudbury, yea.

Expenses for October 12, 2010 to November 15, 2010: A motion was made by Mick Sudbury, seconded by Hank Johnson to approve the expenses in the amount of \$396,879.48. The motion was approved as follows: Hank Johnson, yea and Mick Sudbury, yea.

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Public Comments:

None

Motion to approve Resolution #2010-5 regarding the 2011 tentative budget and set budget hearing date, December 9, 2010 at 3:00 pm: Mick Sudbury made a motion to approve the resolution #2010-5 to adopt a tentative budget and have available for public inspection and to advertise for the public Budget hearing on December 9, 2010. The motion was seconded by Hank Johnson, and approved as follows: Hank Johnson, yea and Mick Sudbury, yea.

Motion to approve the 2010 Water Conservation Report update: Mick Sudbury made a motion to approve the 2010 Water Conservation Report update. The motion was seconded by Hank Johnson, and approved as follows: Hank Johnson, yea and Mick Sudbury, yea.

Motion to approve chain link fencing and gate at 8885 W 3500 S by Western Fence in the amount of \$8,098: A motion was made by Mick Sudbury, seconded by Hank Johnson, to approve the chain link fencing and gate in the amount of \$8,098 by Western Fence. The motion was approved as follows: Hank Johnson, yea and Mick Sudbury, yea.

Discussion on amendment to the Administrative Rules and Regulations Drug and Alcohol policy, 8.11 and approve submittal to Union for comment: Brent Williams explained to the Board that the amendments to the drug and alcohol policy were to eliminate the evaluation and go directly to a urine test, or different method of testing if needed. A motion was made by Mick Sudbury to submit to the Union for their approval of the changes. The motion was seconded by Hank Johnson, and approved as follows: Hank Johnson, yea and Mick Sudbury, yea.

Motion to approve employee recognition gift cards: A motion was made by Mick Sudbury, seconded by Hank Johnson, to approve the gift cards in the amount of \$25.00 per employee. The motion was approved as follows: Hank Johnson, yea and Mick Sudbury, yea.

Motion to approve on additional manhole epoxy lining: Mick made a motion to approve the additional manhole epoxy lining in the amount of \$4,120 for another manhole that needed immediate attention. The motion was seconded by Hank Johnson, and approved as follows: Hank Johnson, yea and Mick Sudbury, yea.

Motion to approve Head Start School project at approximately 8255 W 3500 S: A motion was made by Mick Sudbury to approve the Head Start School project subject to upsizing the existing 6" culinary line to 8" culinary line from 3500 S to the south end of the Head Start property for capacity to service development past the project. The motion was seconded by Hank Johnson, and approved as follows: Hank Johnson, yea and Mick Sudbury, yea.

Dan Peay questioned where the Head Start project was located.

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Motion to approve additional UASD Dues in the amount of \$2,325: A motion was made by Mick Sudbury to approve the additional UASD Dues for \$2,325. The motion was seconded by Hank Johnson, and approved as follows: Hank Johnson, yea and Mick Sudbury, yea.

Water Distribution/Production: Kim indicated to the Board that water production was up 32% for the month of October and year to date was down 9%. He also informed the Board that the District was producing 4 MGD.

WWTP Operation/Collection System: Steve indicated to the Board that the District had a tour of the BIOBROx and EDR facility by individuals from California November 2, 2010. Carollo Engineers were there assisting the District with the tour. The tour went very well. The WWTP is operating very well. They just started doing their own e-coli sampling at the plant which is working very well, and getting the results immediately is a positive for the plant. The collection crew just finished the non potable line at the WWTP the only thing left is the tie-ins that will take place next spring with the screening project that Absolute Contractors will be doing. Both crews took certification exams last week and feel confident that they did well.

Update on litigation between Magna Water District and Lance: David Hartvigsen updated the Board on the Lance litigation. The UTLGT has changed attorneys a few months ago, which has previously been reported to the Board. The new attorney has taken over and looked over the file and has renewed a motion for summary judgment that was filed by the prior attorney. He believes that as far as the status of the case, the discovery is all done and just now to having the court rule on the motion that would dismiss the case. If the judge decides not to do that, they would prepare for the trial. This is being handled by the insurer.

Jack Weiss inquired what was Lance. Hank indicated that Lance was a lawsuit that has been going on for some time where a person stepped into a meter hole since 2004.

Doug Bezzant joined the meeting.

Any other items: Brent indicated that the Chamber has asked for help in handing out candy to the grade schools for Christmas, which we have done in the past. Brent asked for approval to continue assisting the Chamber in that venture. A motion was made by Mick Sudbury, seconded by Doug Bezzant, and approved as follows: Hank Johnson, yea, Doug Bezzant, yea and Mick Sudbury, yea.

Dan Peay indicated that normally the seniors bag the candy and put it in boxes and then the District would pick up the boxes and deliver them. If any of the employees want to help hand out the candy they are welcome to. Dan expressed his appreciation.

Other Business: David Hartvigsen also reported on the UASD conference. He indicated that the key issue for the District will be the new transparency act laws that are going into effect.

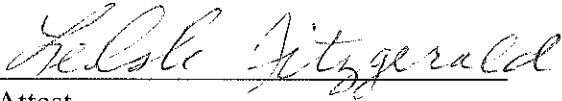
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This law will require quite a bit of information to be posted to a state website or require the District to develop its own website that has to be approved by the state to make all this information available to the public. It takes effect for all of the local districts next year.

The other issue that came up was records management and the things that have to be maintained and disclosed. David felt that of the issues that were discussed the District was up to speed with them.

Jack Neilsen made a comment that with winter coming up and snow plowing having to be done that the District should check the bolts on the covers of the meters on Main Street. Brent indicated that this time of year we try and get the crews out and check the whole District's meters.

Adjourn: Motion was made by Mick Sudbury and seconded by Doug Bezzant, to adjourn the meeting at 3:25 p.m. Motion was approved as follows: Hank Johnson, yea, Mickey Sudbury, yea and Doug Bezzant, yea.



Attest



Chairperson