

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES, MIDVALLEY IMPROVEMENT DISTRICT, HELD AT 160 EAST 7800 SOUTH, MIDVALE UTAH 84047 ON JUNE 12, 2019 AT THE TIME OF 12:00 NOON, PRUSUANT TO NOTICE.**

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**BOARD OF TRUSTEES PRESENT**

**QUINN SPERRY - CHAIRMAN  
SONDRA SMITH  
BLAKE ROEMMICH**

**OTHERS PRESENT**

**BRAD M. POWELL, DISTRICT MANAGER  
CATHY KINGSBURY, TREASURER  
BRENT E. CHRISTENSEN, CHIEF FINANCIAL OFFICER, DISTRICT CLERK  
RICK CECALA, OPERATIONS SUPERVISOR  
DOUG FOLSOM – UTAH LOCAL GOVERNMENTS TRUST**

Meeting was called to order at 12:04 PM by Chairman Quinn Sperry.

**1. PUBLIC COMMENTS**

Mr. Sperry welcomed Mr. Folsom with Utah Local Governments Trust to the meeting. Mr. Folsom presented the District with the 2018 Trust Accountability Program Award. Mr. Folsom stated the District has in-place an active safety program, risk management, self-inspection, driver's qualification, and maintenance programs. This is the fifth year the District has been presented this award. Mr. Folsom would like to congratulate the District for a job well done. The Trustees thanked the employees for all of the hard work they do keeping the work environment safe.

**2. MINUTES**

- a. **Upon motion** made by Ms. Smith, seconded by Mr. Roemmich and passed unanimously, the Board approved the minutes of the Board Meeting held on May 8, 2019 as corrected.

**3. ATTORNEY REPORT**

- a. Mr. Bell went over the "Open and Public Meetings Act" with the Trustees. Mr. Bell stated the District conducts their meetings as an open meetings; every meeting is open unless it is authorized to go into a closed meeting. If authorized to close a meeting a record is kept of the closed meeting. During a closed door meeting the Board can only discuss the subject of the closed door meeting and nothing else.

Mr. Bell discussed a few of the closed meeting purposes: individual's character, professional competence, or physical or mental health; strategy session; collective bargaining; real property including water rights, and procurement matters.

The District cannot go into a closed meeting to interview a person applying to fill an elected position, discuss filling a midterm vacancy or temporary absence.

Mr. Bell cautioned the Trustees on electronic messaging each other; discussions should be done during an open meeting.

If a member of a public body knowingly or intentionally violates any of the closed meeting provisions it could result in a Class B misdemeanor: imprisonment of 6 months and a fine of \$1,000.

- b. Mr. Bell stated the District should have a misuse of public money or property policy. It is unlawful to use public property to the public servant's own use or benefit or to the use or benefit of another without authority of law; it is unlawful for a public servant to loan or transfer public money or public property without the authority of law. Mr. Bell will get with Mr. Powell and draft a policy.

Mr. Roemmich asked what the District's insurance policy will cover. Mr. Bell stated the insurance policy will cover if the employee is authorized and/or on-call. The District's insurance policy covers elected officials, appointed officials and employees.

Mr. Bell will talk with Mr. Powell and schedule the Ethics Training with the District's employees.

#### **4. GENERAL MANAGER/ENGINEERING REPORT**

- a. Mr. Powell discussed the District's potential projects for the 2019-2020 years:
  - Re-grading and surfacing the entire District grounds, including drainage modifications, relocation of dump station, building modification, fencing and parking.
  - Replace 15 inch sewer line on 7500 South with an 18 inch line, including manhole modification at State Street.
  - Expansion of 8 inch line on the south side of 7200 South to accommodate new growth.
  - Replace Fair Meadows line. (approx. 6900 S 725 E)

The District is planning on using the reserves for the above capital projects. Additionally, there is \$400,000 budgeted for the CIPP lining project. Mr. Powell is working with Bowen Collin on the IFFP and Rate Study and there may be more projects added to the list.

- b. Mr. Powell updated the Board on vehicle status; on May 28, 2019 the District received two new 2019 Ford F-150 trucks. Mr. Powell stated he advertised the 2018 F-150 (white/stone gray) Ford truck for \$43,000. Mr. Powell advertised the 2018 F-150 (white) Ford truck for \$44,000. We received two full price offers for the white truck. Both bidders submitted a best and final offer, the truck sold for \$44,651. The white/stone gray truck sold for \$43,000.
- c. Mr. Powell stated he will be out of town for the October 9, 2019 and would like to change the meeting to October 16, 2019 at 4:00 PM.

**Upon motion** made by Ms. Smith, seconded by Mr. Roemmich and passed unanimously, the Board approved to reschedule the October Board meeting to Wednesday, October 16, 2019 at 4:00 PM.

- d. Mr. Powell recommended to cancel the July 10, 2019 Board Meeting.

**Upon motion** made by Mr. Roemmich, seconded by Ms. Smith and passed unanimously, the Board approved to cancel the July 10, 2019 Board meeting.

- e. Mr. Powell updated the Board on the Bowen Collins engineering services stating Bowen Collins are going ahead on the Impact Facility Plan and things are moving along. Bowen Collins has projected a population projection of approximately 40,000 residents by the year 2030 the District has approximately 33,000 as of this date.

## 5. REVIEW, APPROVE AND RATIFY CASH DISBURSEMENTS

**Upon Motion** made by Mr. Roemmich, seconded by Ms. Smith and passed unanimously, the Board ratified the May 2019 cash disbursements for \$294,575.79.

**Upon Motion** made by Ms. Smith, seconded by Mr. Roemmich and passed unanimously, the Board ratified the May 2019 employee earnings for \$65,976.

## 6. OFFICE REPORT

- a. Ms. Kingsbury stated there are three people running for Trustee: William Shiflett, Brent Smart and Ron Sperry. Because there are three people running and one seat up for election, the District could have a primary election which would cost approximately \$20,000. Ms. Kingsbury asked the Board if they would like to hold a primary election.

**Upon Motion** made by Ms. Smith, seconded by Mr. Roemmich and passed unanimously, the Board voted to not hold a primary for the Trustee election.

## 7. CHIEF FINANCIAL OFFICER'S REPORT

- a. Mr. Christensen stated the Board would need to adopt the certified tax rate. Mr. Christensen reported he has preliminary numbers from Salt Lake County but does not think they will change. The tax rate went down because property values went up but we will not collect more money. We will only collect more taxes on new growth in the District. Five years ago our tax rate was almost .0010 and this year it is .000663, it has gone down. The county auditors project the District would receive approximately \$1,215,000.

**Upon motion** made by Mr. Sperry, seconded by Ms. Smith and passed unanimously, the Board approved to adopt Resolution 10-06-12; a resolution to adopt the certified tax rate of .000663 for the purpose of levying taxes within the District for the year 2019.

Mr. Christensen reported the District received a \$2,000 check from Utah Local Governments Trust because of our safety program and the District's excellent record with workers compensation.

## 8. SUPERVISOR'S REPORT

- a. Mr. Cecala reported construction is moving along. Mr. Cecala reported while the contractor at Hillcrest High School was digging they hit a steel, square, 1' thick column and UDOT told the contractor to stop digging; there is no record of what the column is. The contractor will cut the column down approximately 18' and our line will run over the top of the column.

A home was torn down at 240 East 8000 South and a new home is going in at 1045 E Smart Lane.

Mr. Powell stated the District's new camera truck should be delivered the end of July first of August.

**Adjourn** Upon unanimous vote by the Board, the meeting was adjourned at 1:26 PM.