

MINUTES OF THE ELECTRONIC MEETING OF THE BOARD OF TRUSTEES, MIDVALLEY IMPROVEMENT DISTRICT, HELD AT 160 EAST 7800 SOUTH, MIDVALE UTAH 84047 ON DECEMBER 15, 2020 AT THE TIME OF 4:00 PM, PRUSUANT TO NOTICE.

BOARD OF TRUSTEES PRESENT (ELECTRONICALLY)

SONDRA SMITH – CHAIR (Attended in-person)
BLAKE ROEMMICH – VICE-CHAIR
RONALD SPERRY

OTHER PRESENT (ELECTRONICALLY)

MARK BELL – ATTORNEY
BRAD M POWELL, DISTRICT MANAGER
CATHY KINGSBURY, TREASURER
BRENT E CHRISTENSEN, CHIEF FINANCIAL OFFICER, DISTRICT CLERK
RICK CECALA – OPERATIONS SUPERVISOR

Meeting was called to order at 4:07 PM by Board Chair Sondra Smith. Ms. Smith reported the meeting is being held electronically due to the Covid-19 virus. The anchor location for the meeting is at Midvalley Improvement District office located at 160 East 7800 South Midvale Utah. The meeting was advertised as an electronic meeting to be held on Zoom with the information on how to attend the meeting using Zoom.

1. PUBLIC COMMENTS/CERMONIES/PRESENTATION

- a. No one attending electronically on Zoom or at the District office.

2. MINUTES

- a. **Upon motion** made by Mr. Sperry, seconded by Mr. Roemmich and passed unanimously, the Board approved the minutes of the Board Meeting held on November 18, 2020 as corrected.

3. ATTORNEY REPORT

- a. Mr. Bell presented the Audit Resolution 2020-12-15-A to establish the Midvalley Improvement District Audit Committee.

Upon Motion made by Ms. Smith, Seconded by Mr. Roemmich and passed unanimously, the Board approved Resolution #2020-12-15A a Resolution of the Midvalley Improvement District Establishing an Audit Committee.

4. GENERAL MANAGER/ENGINEERING REPORT

- a. Ms. Smith stated the Trustees requested this item, regarding Jay Shular's school reimbursement, be tabled in the November 18th meeting and be brought back to the December 15, 2020 Board meeting for consideration.

Mr. Sperry stated the District's policy states there is \$20,000 available yearly for employee education. Mr. Powell stated, total yearly District-wide reimbursement will not exceed \$20,000 and \$5,250 per employee each year, Section 127 of the Tax Code.

Mr. Bell stated the requirements of continued education study relates to improving the functioning of the District. Mr. Bell did not believe a MBA degree would improve Mr. Shular's ability to perform his assigned tasks with the District. The Board discussed the pro and cons to the District if Mr. Shular received a MBA.

Mr. Bell advised the Board that he would not recommend Mr. Shular's request for education reimbursement and would deny the request in the best interest of the District.

Upon Motion made by Mr. Roemmich, Seconded by Mr. Sperry and passed unanimously, the Board denied the request from Mr. Shular to be reimburse his continued education based on the Education Policy in the Employee Manual.

Mr. Bell recommended that for the January 13, 2021 Board meeting, any changes that have been made to the Employees Manual in 2020, which would include the dollar amount change to the education reimbursement, be brought to the Board for their approval.

- b. Mr. Powell updated the Board on the CIPP lining outfall line and manhole A020 stating Insituform's subcontractor has completed the lining of manhole A020.
- c. Mr. Powell stated he is still waiting on the two Ford F-150's that were ordered in August 2020. Mr. Powell was called by the truck dealer and was told one of the trucks is in and will be picked up by the District on Thursday.

The District is still down one vehicle but due to COVID-19, there has not been any conferences and the demand for the extra vehicle is down.

- d. Mr. Powell informed the Board the Case 580 Super N backhoe sold on November 24, 2020 for \$78,200.

5. REVIEW, APPROVE AND RATIFY CASH DISBURSEMENTS

Upon Motion made by Mr. Roemmich, Seconded by Mr. Sperry and passed unanimously, the Board ratified the November 2020 cash disbursements for \$188,883.29.

Upon Motion made by Mr. Roemmich, Seconded by Mr. Sperry and passed unanimously, the Board ratified the November 2020 employee earnings for \$70,506.

6. OFFICE REPORT

- a. Ms. Kingsbury requested an approval of Resolution 2020-12-15B from the Board, approving the 2021 Trustees Board meeting schedule and asked if any changes to the dates are needed. The Board members stated the dates work for each of them.

Upon Motion made by Ms. Smith, Seconded by Mr. Roemmich and passed unanimously, the Board approved Resolution 2020-12-15B A Resolution of the Midvalley Improvement District for the Schedule of Monthly Trustee Meetings during Calendar Year 2121.

7. CHIEF FINANCIAL OFFICER REPORT

- a. Mr. Christensen requested the Trustees amend the 2020 Budget as the District expenses are anticipated to exceed the current adopted 2020 budget.

As required by Utah State Law, the District operates as an enterprise fund and the District's expenses cannot legally exceed the adopted budget.

Mr. Christensen explained some of the changes to the original 2020 budget are: Additional unanticipated sewer treatment plant costs, additional depreciation expense due to the 7200 South Sewer Line Project was completed sooner than anticipated and this was more related depreciation expense than anticipated and the additional pipe lining cost of the outfall line from manhole A020 to the metering station was not budgeted for in the prior year.

Upon Motion made by Mr. Sperry, Seconded by Mr. Roemmich and passed unanimously, the Board approved Resolution 2020-12-15C A Resolution of the Midvalley Improvement District Amending its 2020 Budget.

- b. Mr. Christensen presented the Fraud Risk Assessment form showing the District scored 375 points which shows the District's fraud risk rate as "very low". The form will be signed by Mr. Powell and Mr. Christensen and filed with State Auditor's office.

8. SUPERVISOR'S REPORT

- a. Mr. Cecala reported construction is slowing down due to the cold weather. Midvale Mills is still waiting for Midvale City's Planning and Zoning Department to approve the project.

9. TRUSTEES

- a. No Report.

10. CLOSED MEETING

- a. No Closed Meeting

ADJOURN: Upon unanimous vote by the Board, the meeting was adjourned at 4:40 PM. The next Board meeting is January 13, 2021 at 12:00 Noon.