

**MINUTES OF THE TAYLORSVILLE-BENNION  
IMPROVEMENT DISTRICT HELD JUNE 15, 1992**

The regular monthly meeting of the Board of Trustees of the Taylorsville-Bennion Improvement District was held June 15, 1992 at 3:00 p.m. Trustees Rupp, Morrill, and Swensen were present. Also present were Messrs. Nielsen, Hirst and Gibbs. The prayer was offered by Trustee Rupp.

1. **Minutes.** The May, 1992 Minutes were approved unanimously as corrected by interlineation. In a review of the Minutes, the Chairman reviewed the action list at the end of the Minutes.

2. **Accounts Payable.** The Manager presented the operation and maintenance vouchers numbers 11713 through 11821 inclusive with 110 checks for a total dollar amount of \$180,790.49; payroll vouchers numbers 7212 through 7249 inclusive with 38 checks for a total dollar amount of \$27,761.54; construction fund vouchers numbers 3409 through 3424 inclusive with 16 checks for a total dollar amount of \$124,049.18. The expenditures were reviewed in detail by the Board. Construction fund voucher number 3408 is void. The Manager recommended payment of the operation and maintenance, payroll and construction fund checks. The Engineer had previously recommended approval of the construction fund checks. Upon motion duly made and seconded, the accounts payable were unanimously approved for payment and the written schedules were directed appended to the Minutes.

3. **Water Usage, New Connection and Equipment Repair, Payment History Recap, Equipment Repair Detail, Construction Payment History Recap, Well Production Report, Booster Station Report, Lift Station Report, Comparative Analysis of Water Sold, Water and Sewer Connection Report, and Well Production Cost Report.** The reports for the month were reviewed, approved by the Board and directed appended to the Minutes.

4. **Financial Statements.** The financial statements were reviewed and directed appended to the Minutes.

5. **Dust Control at Reservoir.** The Manager reported that the District had a call from a lady complaining that the dust was out of control in the construction of the new reservoir at the reservoir farm. She advised that an attorney had been hired and that she was an attorney. Mr. Gibbs checked it out and no attorney has been hired and she is not an attorney. The Engineer sent out a series of letters to Build, Inc. making clear their responsibility for the dust control and giving them a time certain within which to complete the project and especially pay careful attention to the dust control. Build has not given the District a date certain as of June 12, 1992, but is still saying it will be "a few days." Mr. Gibbs was requested to prepare a letter for the Engineer to send to Build.

6. **Legal Report.** Mr. Gibbs reported on the legal matters now pending. One was with regard to the Phillips Petroleum Company. He stated that Phillips revised the easement, signed and returned them. The revised easements however have two matters which are not satisfactory with the District. Mr. Gibbs has written a letter to them explaining the problems.

7. **GRAMA Policy.** Mr. Gibbs briefly reviewed the GRAMA policy the Manager thought should be adopted. The Board has only until July 1, 1992 to adopt a policy. Mr. Gibbs recommended adopting the policy and then revise or repeal if it is not necessary. Upon motion duly made and seconded, the Board adopted the Government Records Access and Management policy prepared in written form for the District subject to names being replaced and position stated instead.

8. **Manager's Report.** The Manager reported that vandals had broken into the middle zone reservoir site and they broke off twenty-six (26) sprinkler heads. They were

breaking into the reservoir. After discussion, the Board determined it would be wise to investigate a security system for the hatch on the reservoir that would be tied into the telemetry system at the District so that any breach in the security at the hatch would notify the District so the problem could be checked out.

8. **Engineer's Report.** No additional report from the Engineer.

9. **New Policy Manual.** The Manager presented in written form a first draft of the new policy manual for the District. He suggested it may be three months worth of discussion before it is adopted. He requested the Board members to look it over.

10. **Central Valley.** Trustee Swensen reported that Mr. Fisher is now the Manager. Things are going more smoothly and the Board has gone more smoothly. The Manager suggested Mr. Swensen has commendation coming because of the smoothness with which the Board is now operating.

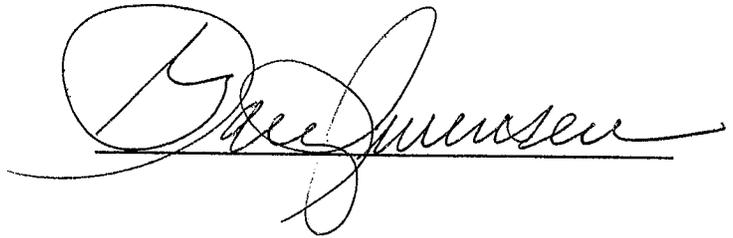
11. **Adoption of Mill Levy.** The Manager had prepared a proposed Mill Levy Certificate to be adopted and requested a resolution from the Board. After due deliberation, upon motion duly made and seconded, the Board unanimously approved the resolution attached in written form which reads as follows:

RESOLUTION: The County Assessor shall affix a tax rate of .001433 for the Interest and Sinking Fund to repay the outstanding bonded indebtedness, and a tax rate of .000302 for the Water/Sewer maintenance and operation fund to operate and maintain the District, and a tax rate of 0 for the worksheet entitled Bonds, for a total tax rate of .001735. The Manager is authorized to modify the budget to reflect these changes and take such further steps, as is necessary, with County and State officials to effect this resolution.

12. **Budget Amendment.** The Board reviewed in detail the proposed change in the budget to be done in June. The Manager explained why each of the new entries

were necessary. Upon motion duly made and seconded, the revised budget was unanimously approved by the Board and the written form proposed by the Manager was directed attached to the Minutes.

There being no further business to come before the Board, upon motion duly made and seconded, the meeting was adjourned.

A handwritten signature in cursive script, reading "Greg Jensen", is written over a horizontal line. The signature is fluid and stylized, with a large initial "G" and a long, sweeping tail.

**TAYLORSVILLE-BENNION IMPROVEMENT DISTRICT**

**ACTION LIST**

**JUNE 15, 1992**

1. **Security System.** The Board will investigate a security system for the hatch on the reservoir.
2. **New Policy Manual.** The Board members will look over the new policy manual for discussion.

Part 4 Appeals

63-2-401

63-2-402

63-2-403

- A. Any person aggrieved by the District's denial or claim of extraordinary circumstances may appeal the determination within 30 days after notice of the District's action to the district manager by filing a written notice of appeal. The notice of appeal shall contain the petitioners name, address, phone number, relief sought and if petitioner desires, a short statement of the facts, reasons and legal authority for the appeal.
- B. If the appeal involves a record that is subject to business confidentiality or affects the privacy rights of an individual, the district manager shall send a notice of the requester's appeal to the effected person.
- C. The district manager shall make a determination on the appeal within 30 days after receipt of the appeal. During this 30 day period the district manager may schedule an informal hearing or request any additional information deemed necessary to make a determination. The district manager shall send written notice to all participants providing the reasons for the district manager's determination.
- D. In addition, if the district manager affirms the denial in whole or in part, the denial shall include a statement that the requester has a right to appeal the denial to the district's Board of Trustees within thirty days at the next scheduled meeting.
- E. The person may file a written notice of appeal to the Board of Trustees to be heard at the next scheduled meeting of the Board. If there is no meeting scheduled in the next thirty days the Board of Trustees shall schedule a meeting for the purpose of hearing the appeal. The final decision

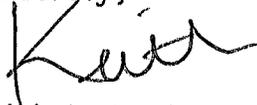
of the Board of Trustees shall be by majority vote of a quorum of the Board. The Board shall prepare a written decision outlining their final determination and reasons for the final determination.

- F. If the Board of Trustees affirms the denial, in whole or in part, the person may petition for judicial review in district court as provided in Section 63-2-404 UCA.

The records officer designated to represent Taylorsville-Bennion Improvement District is Keith Lord.

Any questions or comments please contact myself, the above mentioned records officer.

Sincerely,

A handwritten signature in cursive script, appearing to read "Keith", written in black ink.

Keith J. Lord  
Administrative Assistant

KJL/rm

Encl: Board Minutes  
June 15, 1992