

EMIGRATION IMPROVEMENT DISTRICT  
BOARD OF TRUSTEES REGULAR MEETING

THURSDAY, OCTOBER 10, 2019

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

**Regular Meeting**

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

Ex Officio: Eric Hawkes—District Manager, Jeremy Cook—Legal Counsel, Don Barnett – Barnett Intermountain Consulting

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

**1. Consent Approval - Minutes for September 12, 2019**

MOTION: Brent Tippetts made a motion to approve the minutes of the September 12, 2019 Trustee Meeting as written. David Bradford 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 reviewed the third quarter transparency report and had no concerns.

**3. Private Well Water Testing Update – Next Testing Oct 23/24th**

Mr. Hawkes reported on the private well testing. He tested five homes on September 27<sup>th</sup>. Four shared the results with them and they were clean. In October there are six residents signed up.

#### **4. Update on Pending Litigation**

Jeremy Cook gave the public an update on the pending litigation. There have been three cases filed by Mr. Tracy or ECHO. All three have been dismissed by district courts. One of these, the false claims act, is being appealed. The other two are subject to appeal but to this point have not been appealed. There is a pending motion for attorney fees against Mark Tracy in case no. 190904621.

#### **5. Discussion on EID Wastewater Study Results –July 2016—Sustainability Alliance**

Mindy McAnulty from the Sustainability Alliance wanted to discuss the EID Wastewater Study. Her first question about the study was in relation to what EID is doing in regard to building homeowner awareness. This began a discussion with the Board on how to educate residents to take care of their septic systems. Some residents don't even know they have a septic system, some don't know where it is, and most don't know how to take care of it. The Board and the audience believe that homeowners generally would get their systems pumped if they understood what a septic system is and that it must be maintained. Ms. McAnulty made the point that this is a chance to change some of the residents' perceptions of the EID. The EID can establish themselves as the experts in the field and be an ally in helping homeowners resolve problems with their systems. It was agreed that the EID doesn't have the ability to enforce anything, but they should still operate under the assumption that most people would take care of it if they were educated. Christopher and Kirtly Jones stressed the importance of community and suggested that people go door-to-door within their own neighborhoods. Steve Hook from the Metro Township mentioned that they are considering passing an ordinance that at the time of a home sale the septic system must be inspected. The ordinance would be impossible to enforce however, because the enforcement is under the jurisdiction of the County. The EID and some in the audience voiced support of such an ordinance. The Board expressed the desire to be actively involved right away and would like to begin building some momentum in homeowner awareness. Mr. Tippets suggested they start with putting information in the billing notices. They also talked about possibly putting an electronic sign at the bottom of the canyon: "Have you cleaned out your septic tank lately?" The Board agreed to take 4-5 months to get organized and hit it hard in the spring. They agreed to table the rest of Ms. McAnulty's questions until next month.

## **6. Water Levels Report**

Mr. Barnett gave the water level report. It was a pretty level month. The aquifers for Well 1 and 2 are still holding out so the District utilized them. Total water usage was right on median but because of more connections it was less than usual per connection.

## **7. Maintenance Report**

Mr. Hawkes reported that they were unable to do the scheduled repair on a hydrant valve so they will dig it up and shift it over next week. All the hydrants work. In preparation for the upcoming overlay of the road, the District has finished repairing any needed PRVs. Chair Hughes asked that the District discuss radio read meters at the next meeting. Mr. Hawkes will have a proposal on the telemetry at the next meeting.

## **8. Any Items for Discussion from Board and/or from Visiting Public, Dismiss Public**

Paul Brown said there is a huge patch of yellow star thistle near the UFC wellhouse. The District will hire someone to dig it out.

## **9. Closed Session – Pending Litigation**

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

VOTE: Unanimous in favor of the motion.

The Board of Trustees met in closed session from 8: 14 p.m. to 9:02 p.m. Those present included the Board of Trustees, Eric Hawkes, Don Barnett, Jeremy Cook.

MOTION: Board Member Bradford made a motion 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 9:02 p.m.

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Minutes Approved