

MOUNTAIN GREEN SEWER IMPROVEMENT DISTRICT
Board of Trustees Meeting
7:00 P.M., October 1, 2009

Board Members Present: Blair Larsen, Tina Kelley, Shane Rice, Wendy Eliason, Lynn Peterson, Mark Devoe. Excused: Ron Lawson. Others Present: Dennis Baldwin, Janet Boudrero, Duane Johnson, Brad Rasmussen, Garth Day and Reed Price

Invocation: Janet Boudrero

Chair: Lynn Peterson welcomed those present and chaired this meeting. Lynn requested that everyone introduce themselves to those visiting this evening.

Item # 1. Discussion: Garth Day Presentation

Garth Day presented to the Board an overview of growth in Morgan County and in the Mountain Green area. He briefly discussed his responsibilities as the Administrator of the Morgan County Council, which position he has held for the past year, and explained that his job is to implement on a daily basis the policies and rules that the County Council provides.

Garth remarked that Utah currently has the third strongest economy in the nation. He then discussed some of the improvement projects they have been investing in. Their main focus is on projects that further economic development within the County such as the Croydon Road reconstruction, which had been in grave disrepair. Also mentioned were a large development around the golf course in Morgan, the Gateway project which includes the future interchange connecting Interstate 84 and Trapper's Loop Road, and an expected expansion at Snow Basin. He noted that Snow Basin is the closest resort to any International airport in the United States.

He further explained the meaning of Tax Increments, RDAs and DAT and how it affects zoning. Board members discussed these items at some length.

Item # 2. Discussion / Decision: Yearly Report to State

Dennis reviewed with the Board the yearly report to the Department of Water Quality, which shows that the District is in compliance with all requirements for discharge of treated water into the Weber River. Mark made a motion that, as a Board, we have reviewed the documents of the 'Self-Assessment Report', concur in its findings, and recommend that the Chair sign this document with the Clerk, and submit it to the State. Shane seconded. Motion passed.

Item # 3. Discussion / Decision: Headworks and Lift Station Status

Reed Price, ABCO's project manager, explained to the Board that soil instability and huge dewatering problems at the headworks and lift station dig site have caused ABCO to greatly overrun their budget for this phase and he is submitting a change order requesting the District to share in the extra shoring and dewatering costs. ABCO hired Jones Construction to bore well holes and install pumps to lower the water level, but even three wells were not enough and they had to rent more pumps and piping. They also brought in expensive shoring from Denver for the project and hired a higher-capacity crane. Mr. Price broke down the actual costs that ABCO has accrued and asked the Board to consider the one-time change order, which currently amounts to \$44,669.

Brad Rasmussen, a principal at AQUA Engineering, explained to the Board that the Contract explicitly places all construction costs on the Contractor and that the Board is under no legal obligation to share in the cost overage. However, he acknowledged that the conditions at the worksite are very unusual and hence could not be fully anticipated. However, since the excavation site is adjacent to a streambed and the area is known for soil instability, ABCO should have included a greater budget for shoring and dewatering in their bid, which of course would have increased the amount of the ABCO bid. It is noted that the ABCO bid was \$49,698 less than the second lowest bid.

Blair made a motion to authorize the AQUA construction manager, Kevin Allcott, and the District administrator, Dennis Baldwin, to negotiate with ABCO management to define a fair and reasonable amount to include in a one-time change order that addresses only these shoring and dewatering issues. After negotiations on an amount acceptable to Dennis and Kevin, the change order should be issued, but not to exceed \$44,669. Mark seconded. Motion passed.

Item # 4. Discussion / Decision: Annexation of the Property at 5670 Garnet Drive

Dennis described the actions he has taken to annex the property of 5670 Garnet Drive into the District. New state code regarding annexation makes it as complicated to annex one lot as to annex a whole subdivision. The code gives authority to the County Recorder to establish the graphic documentation needed for annexation. The Morgan County Recorder requires a 24 by 36-inch Mylar description of the lot that must be prepared by a licensed surveyor and be approved by the County Surveyor and by the County Council. Tina made a motion to direct Dennis to meet with the applicants and explain to them the new State and County requirements, and request the applicants to obtain the documentation required by the Recorder, in order to complete the annexation process. Blair seconded. Motion passed.

Item # 5. Discussion / Decision: Preliminary 2010 Budget

Dennis reviewed the preliminary 2010 budget with the Board and the Board considered the budget in some detail. An updated preliminary budget will be presented in the November 5 Board meeting and the final budget will be presented in the Public Meeting, which will be held on December 3 at 6:00 PM.

Item # 6. Discussion: Monte Verde Lift Station Upgrade

Kodiak Construction submitted the lower bid of \$11,400 for construction of a retaining wall and fencing for the Monte Verde lift station project. The contractor started excavating for the footing today, October 1. It is noted that, because of being so late in the season, the upgrade electrical equipment will not be installed until next spring.

Items # 7 and # 8. Discussion: Plant Operations and District Statistics.

Dennis reviewed the lab data with the Board and explained that the outflow parameters continue to be well within state requirements. Dennis mentioned that Bob Askerlund's doctor urged him to winter in a warmer climate, so he is relocating in the St. George area. Our new operator, Jim Wixom, will be taking certification training in October and expects to be certified after the next test session in November.

It was explained that district finances are holding well and that the District has 666 equivalent residential units (ERUs) connected into the system.

Item # 9. Discussion/ Decision: Review of September 17th Minutes.

After Board review of minutes from the September 17th Board Meeting, Blair made a motion to approve the minutes. Mark seconded the motion. Motion passed.

Adjourned: 10:35 P.M.

Signed _____