

Timpanogos Special Service District
Administrative Board
Electronic Meeting Minutes
6400 North 5050 West Utah County, Utah

APPROVED

November 17, 2022

6:00 p.m.

Conference Room/Electronic Meeting

Board Members:

Present: David Bunker Blaine Thomas Richard Nielson
Sullivan Love Chandler Goodwin Lon Lott
Jay Meacham Mark Christensen

Electronic: Chris Condie Craig White Neal Winterton

Excused: Mack Straw Brian Braithwaite

District Staff: Richard Mickelsen, District Manager Shannon Hansen, Administrative Manager
David Barlow, District Engineer Danette Smith, Board Secretary
Joe Martin, CPA

Others: Mark Bell, Hayes Godfrey Bell, P.C. Ryan Bench, Carollo Engineers
Brandon Wyatt, Bowen Collins Associates

Electronic: Cherie Anderson, Intermountain Regional Landfill

Call to Order

David Bunker, Board Chair, called the meeting to order 6:04 p.m.

Public Hearing

1. **2022 Tentative Amended Operations and Maintenance and 2022 Tentative Amended Capital Budgets**
2. **2023 Tentative Proposed Operations and Maintenance and 2023 Tentative Proposed Capital Budgets**

David Bunker, Chair, opened the public hearing for the 2022 Tentative Amended Operations and Maintenance and Capital Budgets and the 2023 Tentative Proposed Operations and Maintenance and Capital Budgets

There was no public comment.

David Bunker, Chair, closed the public hearing for the 2022 Tentative Amended Operations and Maintenance and Capital Budgets and the 2023 Tentative Proposed Operations and Maintenance and Capital Budgets

Public Comment

There was no public comment.

Approval of Minutes

1. **Approval of the October 20, 2022 Administrative Board Meeting Minutes**

Lon Lott made a motion to approve the minutes of the October 20, 2022 Administrative Board Meeting. Sullivan Love seconded the motion. Those voting "Aye" – David Bunker, Lon Lott, Mark Christensen, Blaine Thomas, Chris Condie, Craig White, Jay Meacham, Richard Nielson, Neal Winterton, Sullivan Love and Chandler Goodwin. The motion passed unanimously.

1 **Consent Calendar**

- 2 1. TSSD Check Register
3 2. Sundt Pay Request No. 1 \$880,972.05 retainage \$46,366.95
4 3. Skid Steer Purchase – Wheeler \$39,474.00
5 4. 2023 Board Meeting Schedule
6

7 **Chandler Goodwin made a motion to approve all items on the Consent Calendar as presented. Richard**
8 **Nielson seconded the motion. Those voting “Aye” – David Bunker, Lon Lott, Mark Christensen, Blaine Thomas,**
9 **Chris Condie, Craig White, Jay Meacham, Richard Nielson, Neal Winterton, Sullivan Love and Chandler**
10 **Goodwin. The motion passed unanimously.**

11
12 **Financial Report**

13 Rich said financials were in dropbox and Joe would report next month. David Bunker said if anyone has questions on
14 the financials they should reach out to Joe at any time.

15
16 **Action Items**

17 1. **Adopt Resolution 2022-02 Wasatch Front Water Quality Council Comments on PFOA and PFAS as**
18 **CERCLA Hazardous Substances**

19 Rich said this resolution represents approval by TSSD of the position and comments by the Wasatch Front Water
20 Quality Council designation of PFOA and PFAS as CERCLA Hazardous substances. Rich read a portion of the
21 introduction of the document submitted by the WFWQC to the EPA, during the public comment period: “The Proposed
22 Rule creates significant uncertainty for wastewater treatment plants that passively receive PFOA and PFOS. It
23 could also lead to higher sewer rates for member facilities’ customers. This would place the burden of cleanup
24 squarely on the public, which is contrary to EPA’s stated goals for the Proposed Rule. As such, EPA should
25 include an exemption from CERCLA liability for wastewater treatment plants that passively receive PFAS.
26 Further, EPA’s Economic Assessment fails to adequately consider indirect costs that would be incurred by
27 passive receivers of PFOA and PFOS.”
28

29 **Blaine Thomas made a motion to adopt Resolution 2022-02 Approving and Adopting the Wasatch Front**
30 **Water Quality Council Comments on PFOA and PFAS as CERCLA Hazardous Substances. Sullivan Love**
31 **seconded the motion. David Bunker, Chair, took a roll call vote. Those voting “Aye” – David Bunker, Lon Lott,**
32 **Mark Christensen, Blaine Thomas, Chris Condie, Craig White, Jay Meacham, Richard Nielson, Neal Winterton,**
33 **Sullivan Love and Chandler Goodwin. Mack Straw and Brian Braithwaite were not present. The motion passed**
34 **unanimously.**

35
36 2. **Adopt Resolution 2022-03 Timpanogos Special Service District adopting a Critical Infrastructure**
37 **Records Policy**

38 Rich said this is an issue legal has been working to protect our sensitive infrastructure to GRAMA, limiting it to
39 those that need to know. This is a policy for TSSD to follow and protect those records.

40
41 **Lon Lott made a motion to adopt Resolution 2022-03 Timpanogos Special Service District adopting a Critical**
42 **Infrastructure Records Policy. Chandler Goodwin seconded the motion. David Bunker, Chair, took a roll call**
43 **vote. Those voting “Aye” – David Bunker, Lon Lott, Mark Christensen, Blaine Thomas, Chris Condie, Craig**
44 **White, Jay Meacham, Richard Nielson, Neal Winterton, Sullivan Love and Chandler Goodwin. Mack Straw and**
45 **Brian Braithwaite were not present. The motion passed unanimously.**

46
47 3. **Financial Advisor Awarded**

48 Rich turned this over to Craig White, with the Finance Committee. Craig said the TSSD went out to solicit for
49 financial advisory services. We received two proposals back; one proposal did not include costs or scoring. The
50 requirement instructions were very explicit; therefore, they received a zero. The Finance Committee recommends
51 awarding financial advisory services for TSSD to Zions Public Finance.

1 Mark Christensen made a motion to approve Zions Public Finance as the Financial Advisor. Blaine Thomas
2 seconded the motion. Those voting "Aye" – David Bunker, Lon Lott, Mark Christensen, Blaine Thomas, Chris
3 Condie, Craig White, Jay Meacham, Richard Nielson, Neal Winterton, Sullivan Love and Chandler Goodwin.
4 The motion passed unanimously.

5
6 **4. Adopt the 2022 Tentative Amended Operations and Maintenance and 2022 Tentative Amended Capital**
7 **Budgets as the 2022 Amended Operations and Maintenance and 2022 Amended Capital Budgets**
8

9 Chandler Goodwin made a motion to adopt the Adopt the 2022 Tentative Amended Operations and
10 Maintenance and 2022 Tentative Amended Capital Budgets as the 2022 Amended Operations and Maintenance
11 and 2022 Amended Capital Budgets. Chris Condie seconded the motion. David Bunker, Chair, took a roll call
12 vote. Those voting "Aye" – David Bunker, Lon Lott, Mark Christensen, Blaine Thomas, Chris Condie, Craig
13 White, Jay Meacham, Richard Nielson, Neal Winterton, Sullivan Love and Chandler Goodwin. Mack Straw and
14 Brian Braithwaite were not present. The motion passed unanimously.

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16
17 **5. Adopt the 2023 Tentative Proposed Operations and Maintenance and 2023 Tentative Proposed Capital**
18 **Budgets as the 2023 Operations and Maintenance and 2023 Capital Budgets.**
19

20 Sullivan Love made a motion to adopt the 2023 Tentative Proposed Operations and Maintenance and 2023
21 Tentative Proposed Capital Budgets as the 2023 Operations and Maintenance and 2023 Capital Budgets. Richard
22 Nielson seconded the motion. David Bunker, Chair, took a roll call vote. Those voting "Aye" – David Bunker,
23 Lon Lott, Mark Christensen, Blaine Thomas, Chris Condie, Craig White, Jay Meacham, Richard Nielson, Neal
24 Winterton, Sullivan Love and Chandler Goodwin. Mack Straw and Brian Braithwaite were not present. The
25 motion passed unanimously.

26
27 **Communication**

28 **1. Manager's Report**

29 Richard Mickelsen said the phosphorus numbers have dropped. The plant is running well, and we are within all
30 permit parameters. The flow meters were calibrated again, and it looks like everything is back in line. Rich said we are
31 going to install a second meter at the influent to confirm flow.
32

33 Chandler Goodwin made a motion to go into closed session for the purpose of Litigation or Property
34 Acquisition. Jay Meacham seconded the motion. David Bunker, Chair, took a roll call vote. Those voting "Aye" –
35 David Bunker, Lon Lott, Mark Christensen, Blaine Thomas, Chris Condie, Craig White, Jay Meacham, Richard
36 Nielson, Neal Winterton, Sullivan Love and Chandler Goodwin. Mack Straw and Brian Braithwaite were not
37 present. The motion passed unanimously. 6:25 p.m.

38
39 **Closed Meeting**

40 Blaine Thomas made a motion to go back into regular session. Chris Condie seconded the motion. Those
41 voting "Aye" – David Bunker, Lon Lott, Mark Christensen, Blaine Thomas, Chris Condie, Craig White, Jay
42 Meacham, Richard Nielson, Neal Winterton, Sullivan Love and Chandler Goodwin. The motion passed
43 unanimously. 7:21 p.m.

44
45 **Adjourn:** Chandler Goodwin made a motion to adjourn. Richard Nielson seconded the motion. All present
46 "Aye." Meeting adjourned. 7:22 p.m.