

MONDAY, SEPTEMBER 21, 2009

Minutes of the 734th meeting of the Metropolitan Water District of Salt Lake & Sandy

The Board Meeting of the Metropolitan Water District of Salt Lake & Sandy on Monday, September 21, 2009 began at 3:30 p.m. in the District's Board Room located at 3430 East Danish Road, Cottonwood Heights, Utah 84093.

The following Trustees were present:

Leland J. Myers	-Chair
John S. Kirkham	-Vice Chair
Lee Kapaloski	-Secretary
Donald Y. Milne	-Trustee
Tom Godfrey	-Trustee
David L. Buhler	-Trustee

Excused:

Kathy W. Loveless	-Trustee
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Also present:

Michael Wilson, General Manager
Michael DeVries, Assistant General Manager/Information Services Manager
Josh DeBry, Controller
Cláudia Wheeler, Environmental Services Manager
Wayne Winsor, Engineering Manager
Steve Stocking, Operations & Maintenance Manager
Annalee Munsey, Executive Assistant/HR Officer
Gardner Olson, Project Engineer
Ammon Allen, Project Engineer
Shawn Draney, Snow, Christensen & Martineau
Jeff Niermeyer, Salt Lake City Public Utilities
Tom Ward, Salt Lake City Public Utilities
Shane Pace, Sandy City Public Utilities
Mike Marchant, Brown & Caldwell
Jim Matsumori, George K. Baum
Richard Scott, Chapman & Cutler
David Robertson, Lewis, Young, Robertson & Burningham
Scott Robertson, Lewis, Young, Robertson & Burningham
Keith Denos, Provo River Water Users Association
Chris Finlinson, Central Utah Water Conservancy District
Alan Packard, Jordan Valley Water Conservancy District
Alane Boyd, Intermountain Section AWWA
Mike Collins, Bowen Collins & Associates
Scott Paxman, Weber Basin Water Conservancy District
Mabel Wilson
LeRoy Hooton

Ann Hooton
Rick Wheadon, Carollo Engineers/AWWA
Ted Wilson

Work Session Agenda

1. District cash flow overview
2. Other

Board Meeting Agenda

1. Call to order
2. Public comment
3. Report on refunding bonds
4. Public Hearing relating to the issuance of up to \$20 million of water revenue bonds; and related matters
5. Consider adoption of Resolution 1833 an amendatory resolution providing for a reduction in the debt service reserve requirement relating to the district's currently outstanding Water Revenue Refunding Bonds Series 2008 B-3, in connection with the refunding of a portion of such bonds; and related matters.
6. Consider adoption of Resolution 1834 a supplemental resolution authorizing the issuance of up to \$75 million of water revenue bonds and providing for the execution and delivery of certain documents relating to the bonds; and related matters.
7. Engineering Committee:
 - a. Consider approval of disposal of real property along Salt Lake Aqueduct
 - b. Consider approval of timing of Terminal Reservoir Replacement Project
 - c. Reporting items
8. Conservation Committee
9. Consider acceptance of financial reports
10. Consider approval of Board Meeting Minutes dated August 10, 2009
11. Reporting/Scheduling items
12. Other Business
13. Items to be discussed at the next meeting
14. Closed session (if necessary)
15. Recognition of Charlie Wilson's induction to the Water Industry Hall of Fame (scheduled for 5:30 pm)
16. Adjourn

Work Session

District cash flow overview

Mr. Wilson provided an overview of the District cash flow and compared the cash flow to the projected capital improvements and ongoing capital needs. The Board discussed what has been put in the cash flow, what this means to the District, and what this means to capital projections and capital needs.

Other

No other business was discussed.

Board Meeting

Call to order

At 4:50 p.m. the Chair called the meeting to order and welcomed board members, staff and guests. Ms. Loveless was excused from the meeting.

Public comment

The Chair invited any public comment. No public comment was made.

Report on refunding bonds

Mr. Scott Robertson reported on the recent bond transactions, including the termination of two interest rate swaps and the replacement of two interest rate swaps. Mr. David Robertson reviewed the pricing book with the Board.

Public Hearing relating to the issuance of up to \$20 million of water revenue bonds; and related matters

At 5:04 p.m., Mr. Kirkham motioned to go into public hearing; Mr. Godfrey seconded the motion and it passed unanimously.

Mr. Myers announced that this was a public hearing to receive input from the public with respect to the issuance of bonds for the purpose of financing all or part of the cost of the project and the potential economic impact the project will have on the private sector.

The Chair invited anyone wishing to express their views both orally and in writing on the proposed issuance by the District of bonds the projects to be financed thereof and the potential economic impact that such projects will have on the private sector could be heard at this time or they could provide written statements. There were no statements given.

Mr. Godfrey motioned to close the public hearing; Mr. Milne seconded the motion and it carried unanimously.

Consider adoption of Resolution 1833 an amendatory resolution providing for a reduction in the debt service reserve requirement relating to the district's currently outstanding

Water Revenue Refunding Bonds Series 2008 B-3, in connection with the refunding of a portion of such bonds; and related matters.

Mr. Milne motioned to approve Resolution 1833 amending the Master Resolution; Mr. Buhler seconded the motion, and the motion passed unanimously upon roll call:

Mr. Myers	-aye
Mr. Kirkham	-aye
Mr. Kapaloski	-aye
Mr. Buhler	-aye
Mr. Godfrey	-aye
Ms. Loveless	-excused
Mr. Milne	-aye

Consider adoption of Resolution 1834 a supplemental resolution authorizing the issuance of up to \$75 million of water revenue and refunding bonds 2009A and providing for the execution and delivery of certain documents relating to the bonds; and related matters.

Mr. Buhler motioned to approve Resolution 1834 a supplemental resolution authorizing the issuance of the sale of \$60,320,000 of water revenue and refunding bonds 2009A; Mr. Kirkham seconded the motion, and the motion carried unanimously upon roll call:

Mr. Myers	-aye
Mr. Kirkham	-aye
Mr. Godfrey	-aye
Mr. Buhler	-aye
Mr. Kapaloski	-aye
Mr. Milne	-aye
Ms. Loveless	-excused

Consider approval of disposal of real property along Salt Lake Aqueduct

As part of the negotiations related to a license agreement for the use of the Salt Lake Aqueduct right-of-way located at approximately 2638 Cassowary Circle in Sandy, District staff has proposed that a portion of the right-of-way be abandoned. The size of the property proposed to be abandoned is approximately 12.5 square feet.

Mr. Godfrey moved to approve the license agreement which includes disposal of real property along the Salt Lake Aqueduct right-of-way; Mr. Kapaloski seconded the motion and it carried unanimously.

Consider approval of timing of Terminal Reservoir Replacement Project

Staff recommends implementing the final design of the Terminal Reservoir Replacement Project in fiscal year 2010 and embarking on the construction phase by fiscal year 2016.

The Board requested a staff memo that evaluates the risk, what was looked at and why the decision was made to replace terminal reservoir. No action was taken.

Reporting items

Mr. Myers referred to the Engineering reports in the board packet.

Conservation Committee

The Conservation Committee met and discussed the finalization of the Governor's Water Conservation Team Interlocal Agreement. The agreement should be signed within the next two weeks. Sandy City held a Garden Fair at Sego Lily Gardens on September 12, 2009. Salt Lake City Public Utilities is holding a ribbon cutting event for their new Greater Avenue Water Conservation Demonstration Garden on October 21, 2009. The District and the member cities are developing a 2010 Conservation Calendar.

Consider acceptance of financial reports

Mr. Buhler motioned to accept the July 2009 financial reports; Mr. Godfrey seconded the motion, and the motion carried unanimously.

Consider approval of Board Meeting Minutes dated August 10, 2009

Mr. Buhler motioned to approve the Board Meeting Minutes dated August 10, 2009; Mr. Kapaloski seconded the motion and it passed unanimously.

Reporting/Scheduling items

The Utah Association of Special District Conference is scheduled for November 5-6, 2009. Mr. Wilson reported on current legislative activity. The Revenue & Taxation committee met on September 16, 2009 and listened to the Utah Association of Special Districts proposal regarding authority to levy property taxes. Also, the District is working to have legislation adopted related to adverse possession of real property.

Other Business

No other business was discussed.

Recognition of Charlie Wilson's induction to the Water Industry Hall of Fame

Mr. Jeff Niermeyer recognized Charlie Wilson's induction into the American Water Works Association Water Industry Hall of Fame and highlighted Mr. Wilson's contributions to the field of public water supply. He served on the District's Board of Trustees for fifteen years. The plaque was presented to Mr. Wilson's widow, Mabel Wilson. Mr. LeRoy Hooton, former director of Salt Lake City Public Utilities, and Mr. Ted Wilson, former Salt Lake City Mayor provided comments.

Adjourn

At 6:15 p.m. Mr. Kirkham motioned to adjourn; Mr. Godfrey seconded the motion, and it carried unanimously.

Chair

Secretary

unapproved