

## **Timber Lakes Water Special Service District**

Wasatch County Offices  
25 North Main, Heber City, UT 84032  
435-654-0125  
March 17, 2015, 6:11 p.m.

### **Board Meeting Minutes**

**Chairperson:** Neil Anderton

**Board Attendees:** Neil Anderton (2015), Reg Anderson (2017), Ralph Lewis (2016), Mike Wheelwright (2016), Steve Farrell (County Rep.) excused, Leno Franco (2016) excused and David Hansen (2017) excused.

**Other Attendees:**

Jody Defa, Timber Lakes Water Manager, Craig Hall, Timber Lakes Water Office Manager, Duane Moss Legal Counsel, -Jared Moss excused -Legal Counsel.

**Old Business:**

The letter to Nick Kryger of lot 910 was reviewed, concluding that his request for relief from the water usage charges is denied. Neil Anderton needs to sign and send it to Mr. Kryger. Jody read the letter and Neil asked that Jody forward it to him for his signature.

**Questions from public:**

Karen Stockert, from lot 1043 Clubhouse Drive, came to the meeting to request relief of late penalties. She pays \$ 90.00 each month, but is not able to pay the full \$94.11 during several months of the year because of other bills. When she gets an additional paycheck in the following months, she pays the bill in full. The board discussed the matter and decided to make a plan to help her.

Duane explained that there is a provision, which was agreed upon during pre-bond hearings, to make allowances for low-income customers who struggle to pay their bill because of Assessment Bond costs.

**Reg Anderson made the motion to relieve Karen's penalties and give Jody the authority to make a payment plan, which allows Karen relief from penalties if her overall bill is paid in full. The plan allows her to make some payments of \$90 instead of the owed \$94.11, without penalties, as long as she makes payments according to the said plan. Michael Wheelwright seconded the motion. The motion passed unanimously.**

## **February Minutes:**

The board reviewed the minute and made the following changes. First, take out the “for the”, and the following two sentences under the audit selection committee heading.

Duane stated that it is best necessary for the District to file a change application for adding the new water sources and additional sections. Full time residents should be determined by the county tax records rather than the gallons used in a year.

Franson Engineering has a proposal to calibrate the base model system for \$9700. The District needs to determine the necessity of the plan.

Franson Engineering was asked to propose running the existing model, examining areas where Jody thinks there may be problems, with a cost that does not exceed \$1500. **Reg Anderson made a motion to accept the minutes as modified. Steve Farrell seconded the motion, the motion passed unanimously.**

## **Minutes for the Audit Evaluation committee minutes:**

The minutes from the audit firm evaluation committee were sent to all members of the evaluation committee. **Michael Wheelwright made the motion to accept the minutes from the Audit Firm Evaluation Committee. Neil Anderton seconded the motion. The motion passed unanimously.**

## **Warrant List**

The checks started 11497–11540 for a total of \$ 94,997.46. One item needed the description to be changed from taxes to insurance. Next month’s checks start at # 11541.

**Michael Wheelwright made the motion to approve the warrant list. Reg Anderson seconded the motion. The motion passed unanimously.**

## **Disposition of lots 805 and 724**

Jody presented the billing history of lots 724 and 805. The histories show that both new owners have paid the bonds in full. Due to billings and associated penalties, the previous owners of lots 724 and 805 accrued balances of \$27,683.62 and \$29,669.85, respectively. Last year’s auditors made an allowance, which wrote off the aforementioned amounts, and asked the board if they wanted to make the write off official. Lot 805 was removed from billing because the County agreed to give the lot to the District. Due to circumstances beyond the District’s control, the

District was not given title to the property. The reason lot 724 had a high balance is uncertain, but the amount owed is too old to collect on both lots.

**Reg Anderson made the motion to write said balances off. Michael Wheelwright seconded the motion. The motion passed unanimously.**

### **Preparation for Meeting with L.D.S Church representatives**

Duane proposed that we put together a bulleted point list of the issues so that we do not miss anything we want to discuss. He wants to amend our current operating agreement to include additional items.

We should have a separate executive session meeting before meeting with the L.D.S. Church. Then have another mediation meeting to discuss potential litigation and the amended documents.

### **Accounts Receivable:**

Jody reran all of the reports from August 2014 to present. There are notes next to the past due customers detailing account history. Lot 941 is potentially going into foreclosure so we need to make sure we lien the property. Jody stated that we are continuing to update the status of all past due accounts. Jody said there is a summary at the end, which documents changes in past due balances. Neil stated that we are making progress on collections noting already liened properties. Roger James, previous owner of lot 903, called Craig stating that his property was sold. Craig received the warranty deed and sent out the most recent bill to the new owner.

Reese Hogle made a payment plan, which will pay his bill in full within the next six months.

### **Financial Statements:**

Jody presented the statement and then asked everyone to review and ask any questions that they had.

A refund check received for the cancellation of an insurance policy was duplicated on the ULGT policy.

Duane looked at the bonds and the long-term debt to determine if it is being paid down.

Jody stated that we need to select the auditor and that we need to do this in the executive session.

**Other Business:**

Ralph brought up a concern about the people that owe a significant amount of money. Duane stated that we could foreclose, but our procedure has been to lien the property through Wasatch County. If the liened amounts are not paid with tax payment, the District collects when the properties go through tax sale. If we go through the process of foreclosing and owning lots, it would cause a conflict of interest.

**Motion to go into a short executive session.**