

**Skyline Mountain Special Services District**

**2201 Skyline Mountain Resort**

**Fairview, UT 84629**

**Minutes of the monthly Board of Trustees Meeting held Feb 21<sup>st</sup>, 2009 at Skyline Mountain Resort Clubhouse at 6:30 p.m.**

Meeting called to order at 6:42 p.m. by Terry Behunin. Excused were Ed Collins who is out of the country and Jay Hansen who is away on business assignment. Present were DaWayne Coombs, Terry Behunin, and Mont Pugmire. No members of the district were present.

Minutes of the previous meeting were presented as previously sent electronically. DaWayne moved and Mont seconded to approve the minutes. Motion carried.

Financial Report: We finally got our reimbursement from the State for the payroll advance we gave to 7 trees for its work on the fire grant. Our expenditures for January were \$429.00 total.

Hansen Allen and Luce about the water grant/funding. We need to get a Dun's #; the tax I.D. # and we need to get our water rate set. If we get these things, the application for funding can go forward. He wants these so he can present to the 6 county council of governments to get their approval so we can go forward with our Federal funding request. Richard pointed out that one of the things that help us is that we have what is called a "shovel ready" project, which puts us in good position given the Federal Economic Stimulus package being voted on by the US Congress. Terry asked when we could go to the membership for their vote. Discussion followed that by May we should be able to move forward to a vote of the members.

Shelley Snow Gate vandalism: We voted last month to send them a letter detailing the need to make restitution of \$200 and to make a commitment to not vandalize the gates any more. This has not been done yet. Mont said that Doug Shelley brought him a copy of the original court decree of separation and pointed out paragraph 6 wherein it states that if any gates are used, they will be mutually applicable to all parties. Doug suggested that his interpretation was that each party had to agree if they are to be gates. Mont explained to him that the wording in the court decree perfectly supports the SSD's position and that the word 'mutually' means that whatever is done is applied to all members of the court decree equally. After discussion, it was agreed that Mont will call our attorney and have him write Shelley a letter outlining our position which is that Shelley and his employees will stop plowing the road without permission; stop vandalizing the gates; start adhering to the Resort policies and to acknowledge that their employee, Riley Shelley is driving too fast with their company equipment and that he will slow down for the safety of all. We agreed to try to come to a solution that shows compassion and yet details our requirement for adherence to the policies and procedures of Skyline Mountain Resort. Terry suggested that we tender an olive leaf by amending the previous requirement of restitution to waive the \$200 amount if both Shelley, as owner of Shelley Excavation and his employee, who happens to be his son, Riley Shelley would sign the agreement letter. The pending criminal case would remain pending for 18 months and would be pressed along with a mandatory restitution if they are found in violation of the letter of agreement. Motion made by DaWayne and seconded by Mont. Motion carried 3-0.

Terry mentioned that the signage for the snow parking lots is here and suggested that we put them up in the fall and remove them in spring to avoid vandalism.

Snow Plow: We need to find a used snow plow. We are reaching the point where we can't depend on contractors and need to have a faster response. Jay had found one for \$2,500 including the sander/plow. Jay had previously had the

Page 2:::: action item on this one for follow up. We now have a truck that is capable and we need to do our own plowing. Terry mentioned that our budget is so tight this year; we need to be very careful. We will table this until Jay can be with us.

Water meter reading report: Mont has sent each Board member an Excel spread sheet detailing the water use. There may be some reading errors with Orson being new but the report speaks volumes about who is over using. Mont suggested that the water rate schedule we are working on should create the base for maintenance on our system. The over use situation should be bonus revenue used for pump replacement etc.

Baker water request: We have previously told them they would receive a connection. Mont was directed to write a letter to them approving their connection for 2009.

Terry will check with Ed to make certain of the time and place for our joint meeting this next week.

Terry mentioned how pleasing it has been to work so closely with the SMR Board.

Fire committee from <sup>DaWayne</sup> DaWayne. The Federal and State fire grant people are pleased with the way the grant was applied this past year but they also want to service those, who, if able, do matching work this coming summer. As an example, Mont hauled 17 trailer loads out before the workers came to Spring Canyon this last year. We also had burned, with <sup>Tom</sup> Terry Peterson's approval, 5 other major burn piles.

C-section Fire Escape easement: Terry feels it is time to play firm and tell him he either gives us the easement or begins paying for his water like everyone else or we will cut off his water. They haven't paid for their water in 6 years. Jay is checking with the attorney to see exactly how we should proceed.

DaWayne asked about the need for us all to be sworn in as agents of Sanpete County. Mont was given the assignment to contact the County Clerk to find a time when we could all be present and she could do this for all of us at the same time. We could offer to repay the County for her mileage or time.

Mont: We still need Jay's signature on the bank's new signature cards. They are open Monday through Friday 9-1. Mont also said that we need more Gate Keys from Jay.

Meeting adjourned at 7:55 p.m.

Respectively submitted,

Mont Pugmire, sec-clerk.