



Minutes of the Four Hundred and Eleventh Meeting  
Of the Utah Transit Authority Board of Trustees

The Four Hundred and Eleventh meeting of the Board of Trustees of the Utah Transit Authority was held on April 25, 2008, in the Wattis-Dumke Room of the Union Station located at 2501 Wall Avenue, Ogden, Utah.

Members of the Board of Trustees in attendance:

Orrin T. Colby, Jr., President	Gregory Hughes
Robert A. Hunter, Vice President	A. DeMar Mitchell
Michelle Baguley	Frederick W. Oates
Keith Bartholomew	Michael Romero
Burtis Bills	Gregory Simonsen
Necia Christensen	
Terry C. Diehl	Absent:
Larry Ellertson	J. Kent Millington
Charles Henderson	Steven K. Randall

Also in attendance were John English, General Manager and CEO; Bruce Jones, General Counsel; Celeste Burningham, Corporate Office Specialist, as well as interested citizens, UTA staff and media representatives.

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**Welcome** – President Colby welcomed those in attendance and called the meeting to order at 3:41 p.m.

**Swearing in of Board Member** – Frederick W. Oates was sworn in by Irene Huntsman, Board Administrator.

**Public Comment**

- Cindy Cromer distributed a handout and stated that the North Building at the Salt Lake Intermodal Hub should be preserved and reused as a loading dock, a place to hold a market or some other use. She stated that this building is now a part of UTA and that to destroy it would be to destroy part of UTA.
- Kirk Huffaker, with the Utah Heritage Foundation, stated that the Salt Lake Intermodal Hub should serve as a model in bringing all modes of transportation together and include sustainable buildings. He stated that the North Building at the Hub should be part of this. He encouraged the Board to include historic preservation.

Discussion took place on the current status of the building and what is happening at this site.

Trustee Bartholomew suggested that this issue be taken to the Planning and Development Committee where all the information could be considered further.

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President Colby explained the process that the Board follows when issues are brought before the Board. He stated that issues are first discussed in Committee Meetings. He reported that this issue will be discussed in the Planning and Development Committee.

**Resolutions**

- Resolution of the Board of Trustees of the Utah Transit Authority Amending the 2008 Budget.

Ken Montague stated that this Resolution amends the rate amount of the sales tax revenue due to the delay of implementation of the sales tax due to the loss in the tax on food and it also reclassifies the fare revenue for the Paratransit costs.

It was clarified that this Resolution amends the amount for the loss of sales tax revenue for the second quarter.

Trustee Diehl made the motion to approve this Resolution. Trustee Ellertson seconded the motion. The motion passed unanimously with 14 voting members present.

- Resolution of the Board of Trustees of the Utah Transit Authority Authorizing the Execution of the Mid-Jordan Property Transfer Between Utah Transit Authority, South Jordan City and Kennecott Land Residential Development Company.

Trustee Diehl stated that this Resolution authorizes an interlocal agreement with South Jordan and Kennecott.

Greg Thorpe distributed a packet and stated that this interlocal agreement is just a continuation of the relationship and agreements that UTA has with Kennecott in developing the Mid-Jordan TRAX Line. He discussed the items in the agreement, the land that is being donated, the appraisal price, and the local match and grants that will be used in the project. He stated that Kennecott has retained a design builder and they are starting the construction of the road in the Day Break development. He discussed some of the work that Kennecott is doing to provide the infrastructure and some of the betterments. He stated that there will be additional agreements that will deal with items such as the parking lots. Discussion took place on future station sites for this TRAX line.

Trustee Diehl made a motion to accept this Resolution. Trustee Oates seconded the motion. Motion passed unanimously with 14 voting members present.

**President's Report**

- President Colby reported that open houses have been held in association with the Mid-Jordan line. He stated that there has been a lot of public interest at the events and he encouraged them all to attend these sorts of meetings when they could.

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- President Colby reported that on April 17, the Annual Commuter Vision Award event, sponsored by UTA, was held.
- President Colby reported that Friday, April 18, UTA had an event to celebrate the opening of the HUB and the extension of the TRAX line. He stated that it was successful.
- President Colby stated that at the Salt Lake County Conference of Mayors had a meeting on April 24 that dealt with the problems developing due to underage drinking. He stated that this problem can have an effect on UTA service. He reported some of the statistics that were talked about in the meeting.
- President Colby reported that he was involved with the search that developed in South Salt Lake a few weeks ago involved the abduction of the little girl and that the Transit Police were also involved with that case. He stated that the mayors thanked UTA for their help.
- President Colby reported that earlier in the day UTA had their annual meeting with the Transportation Commission. He stated that UTA gives a report annually on what UTA is doing and what projects are being worked on. He stated that the meeting went well and he thanked the Commission and UDOT for what they do.
- President Colby stated that Commissioner Adams, from the Transportation Commission, will be receiving the UTA Honor Roll Award during the Grand Opening events for the FrontRunner, at the Layton Station.
- President Colby reported that the Board received a letter from Rhinehart Oil thanking us for the use of their product. He stated that this letter follows the letter they sent last month stating that we had overlooked them in the bidding process. President Colby stated that they were premature with this letter because UTA staff was still in the process of reviewing their product. He stated that UTA found that their product was acceptable and has entered into a contract with them.

**General Manager's Report.**

- John English reported that the Future Search Conference that was sponsored by UTA was very successful. He stated that many things were accomplished and that he made some very important contacts that he is continuing to meet with to find solution to the problems facing transit.
- Mr. English reported that UTA has been invited to participate in Utah Intergovernmental Roundtable. He stated this group is looking at creative solutions to many community problems including transportation.
- Mr. English reported that the General Manager's Safety, Security and Environmental Committee approved the safety certification of the FrontRunner. He discussed the process that has been followed to ensure the safety of the FrontRunner and stated that the Federal Rail Administration is satisfied with the safety.
- Mr. English reported that Michael Allegra received the Engineering News Record magazine honor award, recognizing him as one of the top engineers in the country.

Andrea Packer discussed the events that would follow the Board Meeting and lead into Saturday, to celebrate the Grand Opening of the FrontRunner.

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**General Counsel's Report.**

- Bruce Jones distributed a handout and discussed the three Notices of Claims/Complaints.
- Mr. Jones reported that next week his staff would be participating in claim settlement mediation efforts for two cases at the end of April.
- Mr. Jones stated that two separate property damage incidents had occurred at the Farmington Station. He gave a brief report on what occurred and stated that the claims unit is investigating the matter.
- Mr. Jones discussed three legislative issues that are going on during the interim. He discussed the issues, the legal and social issues of WiFi in Utah, the relationship of local regulation of the State Agency Activities, and the issues with trying to reduce traffic on red and yellow burn days.
- Mr. Jones reported that the Claims Unit created a link on the UTA website to provide information on the Notice of Claims Process.
- Mr. Jones reported on the status of five significant agreements that UTA is working on. They are the South Jordan ILA, Salt Lake City ILA, Shared Trackage Rights agreement with Union Pacific, Light Rail Purchase Agreement, and the Purchase Agreement for 4.5 acres of vacant land for a park and ride lot for a Commuter Rail Station in South Jordan.

President Colby thanked the claim staff for their hard work and professionalism.

Trustee Oates made a motion for the Board to move to closed session. Trustee Christensen seconded the motion.

The motion passed unanimously. The Board moved to Closed Session at 4:41 p.m.

The Board moved back into Open Session at 5:12 p.m. by a motion made by Trustee Diehl and seconded by Trustee Baguley.

**Action Taken Regarding Matters Discussed in Closed Session.**

- Trustee Diehl made a motion to allow staff to start condemnation procedures for property on 7800 South that will be used for the Mid-Jordan TRAX project. Trustee Baguley seconded the motion.

The motion passed with 13 "aye" votes and Vice President Hunter abstaining.

- Trustee Diehl made a motion to allow staff to enter into a purchase and sale agreement for the extended amount of property connected to the Meier and Frank property UTA has already purchased. Trustee Henderson seconded the motion.

The motion passed unanimously with 14 voting members present.

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- Trustee Diehl made a motion to approve the Resolution authorizing staff to adopt a trackage rights agreement with Union Pacific. Trustee Bartholomew seconded the motion.

The motion passed unanimously with 14 voting members present.

**Other Business.**

- Interlocal Agreement with Salt Lake City. Trustee Diehl stated that UTA is working on an interlocal agreement with Salt Lake City that will be voted on in the Salt Lake City Council meeting on May 6, 2008. He stated that the Board will need to have a special meeting May 7 to consider adopting this interlocal agreement. He stated that this meeting will be held at 12:00 p.m. in the Board Room at Meadowbrook. Board members would be able to participate via telephone rather than in person if they so desired.

Discussion took place clarifying that there will be a red line draft sent to the Board Members prior to the meeting and that instructions for the teleconference would be distributed to the Board members.

**Consent.**

- Approval of Financial Statements of February, 2008. The Financial Statements were approved by consent.
- Approval of Minutes of Board Meeting of March 26, 2008. The minutes were approved by consent.

Vice President Hunter welcomed everyone to Ogden. He discussed some of Ogden Cities history and the train history for northern Utah.

**Adjournment.**

Trustee Christensen made a motion to adjourn. Trustee Mitchell seconded the motion. The motion passed unanimously with 14 voting members present.

The Board adjourned at 5:28 p.m.