

STATE RECORDS COMMITTEE

NOTICE OF PUBLIC MEETING

Thursday, September 8, 2016, at 9 a.m. to 4 p.m.

Utah State Archives Building  
346 S. Rio Grande St.  
Salt Lake City, UT 84101

**NOTE: The Chair may recess at 12 noon and reconvene at 12:30 p.m. for lunch when there are two or more hearings scheduled.**

AGENDA

**HEARINGS:**

**Michael Clara vs. Utah Transit Authority (UTA):** Mr. Clara is appealing fee waiver denial and records access. Continuance.

**Patrick Sullivan vs. Utah Department of Corrections:**

Mr. Sullivan is appealing the claim of extraordinary circumstance and the time frame UDC has implemented to complete the request and subsequent request. (Telephonic).

**Marian Seamons vs. Ticaboo Utility Improvement District:** Ms. Seamons is appealing access denial to records that Ticaboo Utility Improvement District stated it does not possess.

**Jessica Miller, *Salt Lake Tribune* vs. Orem City Police Department:** The *Salt Lake Tribune* is appeal access denial to the Spillman Case Access Logs for any sexual-related criminal investigation by Orem Police Department that was accessed by any employee of Brigham Young University, including its police department, from January 2010 to present.

**Jessica Miller, *Salt Lake Tribune* vs. Provo City Police Department:** The *Salt Lake Tribune* is appeal access denial to the Spillman Case Access Logs for any sexual-related criminal investigation by Orem Police Department that was accessed by any employee of Brigham Young University, including its police department, from January 2010 to present. ( Combined with appeal above).

**Helen Redd vs. Utah Attorney General's Office:** Ms. Redd is appealing the Attorney General's claim of extraordinary circumstances.

**Roger Bryner vs. Clearfield City:** Mr. Bryner is appealing multiple records access denials ranging from fax logs to emails correspondences from June 2015-present. (Telephonic).

**WITHDRAWN/POSTPONED HEARINGS:**

**Chad Lambourne vs. Southern Utah University (SUU) Police Department:** Mr. Lambourne is appealing denial of records under GRAMA by the SUU Police Department. Appeal withdrawn.

**Jason Jensen, behalf of Lewine Mary Tapia vs. Salt Lake City Police Department:** Mr. Jensen, on behalf of the Tapia family, is appealing access denial to incident reports for a 1998 case. Postponed.

**James J. Duran vs. Department of Human Services, Division of Child and Family Services:** Mr. Duran is appealing access denial to an Incident Report and photographs from Millcreek Youth Center. (Telephonic). Postponed.

**BUSINESS**

**Approval of August 11, 2016, SRC Minutes, action item**

**Retention Schedules, action item**

**SRC appeals received**

**Cases in District Court**

**Other Business**

**Review Annual Report**

**Next meeting scheduled for October 13, 2016, @ 9 a.m. to 4 p.m.**

**ADA:** In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Nova Dubovik at the Utah State Archives and Records Service, 346 S. Rio Grande, Salt Lake City, Utah 84101, or call (801)531-3834, at least three days prior to the meeting.

**Electronic Participation:** One or more members of the State Records Committee may participate electronically or telephonically pursuant to Utah Code 52-4-207(2) and Administrative Rule 35-1-2. Please direct any questions or comments to: State Records Committee, Utah State Archives, 346 S. Rio Grande, Salt Lake City, Utah 84101 (801) 531-3834.

**APPEALS TO THE STATE RECORD COMMITTEE:  
As of September 2016**

Appeals Request No.	Case Title/ Participants	Records Sought	Notes	Status
<b>Withdrawn, Denied, Incomplete, Pending Review</b>				
2016-68	Carl G. Lee vs. Utah Department of Commerce (Appealed 21 July)		Telephonic Draper	Incomplete
Mr. Lee is appealing access denial of records. The appeal is missing initial GRAMA request, governmental entity decision, and CAO decision.				
2016-76	Robert Baker vs. Utah Department of Corrections (Appealed 22 August)		Telephonic Draper	Hearing Declined
Mr. Baker is appealing access denial to letters that he provided. The appeal is missing the initial GRAMA request and decision letter from the governmental entity. In addition, the CAO's decision is dated June 22, 2016. The Petitioner claims he did not receive the decision until July 22, 2016. The Notice of Appeal was received by the Committee's executive secretary on August 22, 2016. The Chair, and second Committee member, Tom Haraldsen, declined to hear the appeal under U.C. 63G-2-403(1)(a). A petitioner... may appeal to the records committee by filing a notice of appeal with the executive secretary no later than 30 days after the day on which the chief administrative officer of the governmental entity grants or denies the record request in whole or in part.				
<b>SCHEDULED HEARINGS</b>				
2016-45	Michael Clara vs. Utah Transit Authority (UTA) (Appealed 16 May) (Continuance)			Hearing scheduled September 8 2016
Mr. Clara is appealing fee waiver denial and records access. Continuance.				
2016-42	Patrick Sullivan vs. Utah Department of Corrections (Appealed 4 May)		Telephonic Draper	Hearing rescheduled September 8, 2016
Mr. Sullivan is appealing the claim of extraordinary circumstance and the time frame UDC has implemented to complete the request and subsequent request.				

2016-46	Jason Jensen, behalf of Lewine Mary Tapia vs. Salt Lake City Police Department (Appealed 18 May)		Hearing rescheduled November 10, 2016
Mr. Jensen, on behalf of the Tapia family, is appealing access denial to incident reports for a 1998 case.			
2016-56	James J. Duran vs. Department of Human Services, Division of Child and Family Services (Appealed 13 June)	Telephonic Federal Prison Camp, CO.	Hearing rescheduled October 13, 2016
Mr. Duran is appealing access denial to an Incident Report and photographs from Millcreek Youth Center.			
2016-54	Marian Seamons vs. Ticeaboo Utility Improvement District (Appealed 9 June)		Hearing scheduled September 8, 2016
Ms. Seamons is appealing access denial to records that Ticeaboo Utility Improvement District stated it does not possess.			
2016-61	Chad Lambourne vs. Southern Utah University (SUU) Police Department (Appealed 11 July)		Appeal withdrawn.
Mr. Lambourne is appealing denial of records under GRAMA by the SUU Police Department.			
2016-63	Jessica Miller, Salt Lake Tribune vs. Orem City Police Department (Appealed 12 July)		Hearing scheduled September 8, 2016
The Salt Lake Tribune is appeal access denial to the Spillman Case Access Logs for any sexual-related criminal investigation by Orem Police Department that was accessed by any employee of Brigham Young University, including its police department, from January 2010 to present.			
2016-64	Jessica Miller, Salt Lake Tribune vs. Provo City Police Department (Appealed 12 July)		Hearing scheduled September 8, 2016
The Salt Lake Tribune is appealing access denial to the Spillman Case Access Logs for any sexual-related criminal investigation by Provo Police Department that was accessed by any employee of Brigham Young University, including its police department, from January 2010 to present.			
2016-65	Roger Bryner vs. Clearfield City (Appealed 14 July)	Telephonic	Hearing scheduled September 8, 2016
Mr. Bryner is appealing multiple records access denials ranging from fax logs to emails correspondences from June 2015-present.			
2016-66	Helen Redd vs. Utah Attorney General's Office (Appealed 14 July)		Hearing scheduled September 8, 2016
Ms. Redd is appealing the Attorney General's claim of extraordinary circumstances.			

<b>2016-70</b>	<b>Susan Mathiesen vs. Utah Department of Public Safety, Bureau of Criminal Identification (BCI) (Appeal 1 August)</b>		<b>Hearing scheduled October 13, 2016</b>
	Ms. Johnson, on behalf of Susan Mathiesen, is requesting Wilma Johnson Brown's (mother) Criminal History Records. Ms. Brown disappeared in 1943 and has not been heard from since.		
<b>2016-71</b>	<b>Alex Stuckey, Salt Lake Tribune vs. Utah State University (Appealed 1 August)</b>		<b>Hearing scheduled October 13, 2016</b>
	Ms. Stuckey is appealing access denial to "any and all correspondence mentioning Torrey Green from 2009 to present" among specified staff and police departments.		
<b>2016-72</b>	<b>Alex Stuckey, Salt Lake Tribune vs. Cedar City Police Department (Appealed 1 August)</b>		<b>Hearing scheduled October 13, 2016</b>
	Ms. Stuckey is appealing the Cedar City Police Department's decision not to release the "police reports or investigation records that mention Daniel Melifonwu from 2010 to present."		
<b>2016-69</b>	<b>Brent Poll vs. Davis County Commission (Appealed 27 July)</b>		<b>Appeal withdrawn</b>
	Mr. Poll is appealing access denial to records. The County stated the GRAMA appeal does not identify the records with "reasonable specificity."		
<b>2016-73</b>	<b>Nicole Vowell, KSL 5 TV vs. Utah Attorney General's Office (Appealed 9 August)</b>		<b>Hearing scheduled October 13, 2016</b>
	Ms. Vowell is appealing access denial to "[a]ll search warrant affidavits issued by the AGO and/or the internet Crimes Against Children taskforce involving Chad Platt, Salt Lake County Prosecutor."		
<b>2016-74</b>	<b>Advanced Lighting Illuminating Solutions vs. Park City School District (Appealed 10 August)</b>		<b>Hearing scheduled October 13, 2016</b>
	Mr. Kossin is appealing access denial to the District LED lighting upgrade project proposals, documentation of evaluation, and contract awarded.		
<b>2016-77</b>	<b>Richard Wilson, SIPRUT vs. Utah Tax Commission (Appealed 30 August)</b>		<b>Hearing scheduled October 13, 2016</b>
	Mr. Wilson is appealing the Department's responsiveness to the GRAMA request for records relating to Intuit/Turbo Tax fraudulent filing.		
<b>2016-75</b>	<b>Jack Brown vs. Washington County Attorney's Office (Appealed 22 August)</b>	<b>Telephonic Draper</b>	<b>Hearing scheduled October 13, 2016</b>
	Mr. Brown is appealing a fee waiver denial to receive records in paper form versus in CD format.		

2016-78	Tracy Taylor vs. Wasatch County School District (Appealed 1 September)		Hearing scheduled October 13, 2016
Ms. Taylor is appealing access denial to records demonstrating the hiring process for a new school district superintendent.			
Decision & Order	Case Title/ Participants	Due	Intent
16-24	Mark Allen vs. Utah County Commission	August 25	Letter of compliance

## September 2016 State Records Committee Case Updates

### District Court Cases

**Utah Legal Clinic v. Salt Lake City Corp.**, 3<sup>rd</sup> District, Salt Lake County, Judge Gardner, Case No 160905336, filed August 25, 2016.

**Current Disposition:** Answer filed on behalf of the Committee on September 7, 2016.

**Salt Lake Tribune v. Utah State Records Committee**, 3<sup>rd</sup> District, Salt Lake County, Judge Harris, Case No. 160904365, filed July 12, 2016.

**Current Disposition:** Motion to Dismiss to be filed on behalf of Committee on August 25, 2016. Subpoenas have been issued by Tribune for BYU Police Department and the Utah Department of Public Safety.

**Roger Bryner v. Utah State Records Committee**, 3<sup>rd</sup> District, Salt Lake County, Judge Faust, Case No. 160903793, filed June 15, 2016.

**Current Disposition:** Appeal of Committee's June 15, 2016 Committee decision from remand in Case No. 150701062. Motion to dismiss entire case filed on behalf of Committee and members of the Committee on August 19, 2016. Mr. Bryner filed a Motion to Extend Time on September 2, 2016, stating that additional time was needed because of a "slew of responses due in appellate and other cases is pending which is conflicting with my ability to work on this case."

**Bryan Thatcher v. Utah Dept. of Public Safety**, 3<sup>rd</sup> District, Salt Lake County, Judge Kouris, Case No. 160903910, filed June 20, 2016.

**Current Disposition:** Answer filed by Department of Public Safety on July 11, 2016, answer filed for the Committee on July 14, 2016.

**Roger Bryner v. Utah Dept. of Health et. al.**, 3<sup>rd</sup> District, Salt Lake County, Judge Gardner, Case No. 160903244, filed May 23, 2016.

**Current Disposition:** Answer filed on behalf of the Committee on August 9, 2016. Motions to dismiss Patricia Smith-Mansfield, Rosemary Cundiff, and Nova Dubovik on August 10, 2016. Motion to Extend Time to respond to motions to dismiss filed by Mr. Bryner on August 23, 2016.

**Roger Bryner v. City of Clearfield**, 2<sup>nd</sup> District, Davis County, Judge Connors, Case No. 160700423, filed April 27, 2016.

**Current Disposition:** Status/scheduling conference scheduled held on August 16, 2016. Court has accepted requested documents under seal to determine if all documents responsive to request have been provided.

**Ramon Somoza v. Utah County Comm.**, 4<sup>th</sup> District, Utah County, Judge McDade, Case No. 150401904, filed Dec. 10, 2015.

**Current Disposition:** Hearing to be held on September 13, 2016 on Motion to Dismiss filed by Utah County.

**Roger Bryner v. City of Clearfield**, 2<sup>nd</sup> District, Davis County, Judge Morris, Case No. 150701062, filed October 20, 2015.

**Current Disposition:** Committee issued decision from June 9, 2016 remand hearing. Court issued decision denying Mr. Bryner's Motion to Recuse Judge Morris from the case.

**Paul Amann v. Utah Dept. of Human Resources**, 3<sup>rd</sup> District, Salt Lake County, Case No. 150904275, filed June 24, 2015.

**Current Disposition:** Show cause hearing set for September 13, 2016.

**Swen Heimberg v. Utah Dept. of Public Safety**, 3<sup>rd</sup> District, Salt Lake County, Case No. 150904273, Judge Brereton, filed June 24, 2015.

**Current Disposition:** Motions hearing set for November 21, 2016 for case.

**Robert Baker v. Utah Dept. of Corrections**, 3<sup>rd</sup> District, Salt Lake County, Case No. 150903610, Judge Harris, filed May 29, 2015.

**Current Disposition:** Mr. Baker voluntarily requested that appeal be dismissed based upon lack of jurisdiction of the trial court.

**Utah Dept. of Human Resources v. Paul Amann**, 3<sup>rd</sup> District, Salt Lake County, Case No. 150901160, filed February 19, 2015.

**Current Disposition:** Show cause hearing set for October 19, 2016.

**William Sherratt v. Utah Dept. of Corrections**, 6<sup>th</sup> District, Sanpete County, Case No. 140600023, filed April 23, 2014.

**Current Disposition:** Request to submit Motion to Quash Service filed by Corrections on August 26, 2016.

### **Appellate Court Cases**

**Salt Lake City v. Jordan River Restoration Network**, Utah Court of Appeals, Case No. 20160098.

**Current Disposition:** Case currently before the Court of Appeals. A request to file a transcript of the trial has been filed.



Ticaboo Utility Improvement District  
Highway 276, Mile Maker 27  
PO Box 2140  
Ticaboo, UT 84533-2140  
Office: 435-788-8343  
E-Mail: TicabooUID@gmail.com

June 5, 2013

Sharon Seamons  
PO Box 262  
Eureka, UT 84628

RE: SERVICE AGREEMENT ACCOUNT 1002 SERVICE ADDRESS Lot # 001, 002

<b><u>Service Agreement Confirmation:</u></b>	<b><u>Rate Schedule Selected</u></b>	<b><u>kWh Included</u></b>	<b><u>Effective Date</u></b>
	1	0	June 1, 2013

Sharon Seamons,

This letter is to confirm your agreement for the account number and service address listed above.

We must return your originally completed Service Agreement, as you have used it as a letter instead of an agreement, and the District cannot clearly decipher what your intentions are. As such, we have delineated what we believe were questions or comments, and tried our very best to respond to each in this letter.

As clearly indicated on the "Service Address" line, this agreement was intended only for service address Lot # 001, 002; therefore, no other reference to any of your other properties should be notated on this agreement. In the event you wish to have services connected to any of your other properties, a separate Service Agreement will have to be completed for each of those properties.

1. ***"Chip - I am confused but feel my #2 & 3 should be active"***

The District apologizes for any confusion you may have. Our records indicate that your lot numbers are Lot # 001, 002, as verified by the Ticaboo Mobile Home Park Platt recorded with Garfield County. If this information is incorrect you will need to submit documentation that verifies the actual lot assignments for your service address on the corner of the Ticaboo Mobile Home Park. Any changes to your lot assignments must be recorded with the Garfield County Recorder and a certified copy of that document provided to the District.

2. ***"Jim and Val are moving out on # 3 & 4 - so that needs to be inactive we cannot pay anything on that"***

Please be advised that the District has received no such information on this location from the account holders (Jim and Valerie Hills), which is not you. Therefore, you do not have

***Providing Power, Water, Wastewater, and Solid Waste Removal since 2012***

rights or responsibilities to place the account in an inactive status. Only the present account holder may do that. Summarily, as the owners of the property, if the tenants of your property were to vacate the premises then, you may at that time request either; inactive status (\$75.00 per month plus any kWh's used), or disconnection (fee is \$120.00). You will be responsible for all charges, not the tenant.

3. ***"I wish you would have had your phone # on this I would have called"***

The District clearly publishes its phone number on all of our correspondence. Our phone number is listed on your bills, and the letters that you have received from the District most recently regarding the rate increase. Please keep this number readily available for future reference **(435) 788-8343**.

4. ***"No waste water"***

Water customers of the District must have wastewater (sewer) service. As indicated on the Service Agreement, in bold, you must ***"Initial ALL if "Active" service was selected"***. When you use water in your home, where does it go; into the wastewater distribution system. Therefore, you cannot have one without the other. This is not an ala carte' service.

You may elect not to receive water/wastewater service. If you do, then your water service will be turned off and the meter removed, but you must submit a request for disconnection of that service in writing.

5. ***"No solid waste"***

Solid Waste Management (garbage) services are community services provided by the District. No customer of the District has a District provided waste can for pick up and removal on a regular basis. The District provides for, and disposes of, household waste through community dumpsters. Therefore, all consumers of the District **must** pay for Solid Waste Management services.

Due to the condition of your original Service Agreement, it has been returned to you with highlights of missing information, as well as the responses to your comments contained in this letter. You will need to complete a new Service Agreement and have that agreement submitted to the District by **no later than June 30, 2013**. If a new Service Agreement is not received by June 30, 2013, then you will be final billed for any services for June 2013, and all of your services will summarily be disconnected.

If you have any additional questions you may contact the District at 435.788.8343, or email [TicabooUID@gmail.com](mailto:TicabooUID@gmail.com).

Thank you,

**TICABOO UTILITY IMPROVEMENT DISTRICT**

Enclosure: YES

***Providing Power, Water, Wastewater, and Solid Waste Removal since 2012***



# Ticaboo Utility Improvement District

## Service Agreement

(DAY) (MONTH)

This Agreement, established this day 20 of 2013, 2013 between the Ticaboo Utility Improvement District ("District") and Sharon Seamons, ("Customer"), commits the District to provide electric, water, wastewater, and solid waste management services to the subject property, identified below, and commits the Customer to all terms, conditions, and requirements set forth in this Agreement, District Tariff, District Rules and Regulations, Garfield County, and the State of Utah.

### Customer Information

Type of Service: (Check only those that apply)

Residential Electric Service

Residential Water, Wastewater, & Solid Waste Management Services

Active or  Inactive

Active or  Inactive or  Livestock Water Only

*Chip - I am confused But feel my #2 & 3 should be active -*

Date Service to Begin:

June 1, 2013

Name of Customer:

Sharon Seamons

Last Four of Customers Social Security #:

5242

Date of Birth of Customer:

Dec 3 1930

Driver's License No. of Customer:

009974793

(Provide a copy of Driver's License)

Number

Issuing State

Customer Billing Address:

(Where the bills should be mailed)

Box 262

Europe UT 84628

Phone:

E-mail:

Service Address:

Lot # 001, 002

Ticaboo, Utah 84533

Utility Reference:

Utility Company Name:

Utility Company Address:

Utility Company Phone Number:

### Payment for Utility Services

Due: 21st of each month

Payable to: Ticaboo Utility Improvement District OR TUID

Remit payment to: PO Box 2140

Ticaboo, UT 84533-2140

*Thank you for all you do - Sharon*

*Jim and Val are moving out on #3 & 4 - so that need to be inactive we cannot*

*I wish you would have had your phone # or this I would have called*



## **Ticaboo Utility Improvement District Service Agreement**

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The undersigned (the "CUSTOMER") applies to TUID (the "DISTRICT") for utility services. In consideration of the acceptance of this application by the District, and the rendering of such service, the Customer agrees as follows:

1. The District has no obligation to provide services until the application is accepted and approved by, and in the discretion of, the District.
2. Customer agrees that failing to make application for utility services provided by the District, may be cause for termination, or disruption, of services until said application is made and approved by the District. The District is not obligated to provide utility services.
3. Customer agrees to pay for all services in accordance with the Tariff, and Rules and Regulations, and the applicable rates for such service now in effect or as the same shall lawfully be amended or changed from time to time.
4. Customer agrees to pay all utility bills and charges associated with this account within twenty days after receipt of bill. It is understood that if the utility bill becomes 30 days delinquent, a late fee will be assessed, and the utility service may be disconnected. Utility service shall not be restored until all delinquencies, reconnection fees, and any applicable deposits imposed are paid in full.
5. Customer agrees to notify the District three (3) business days in advance of termination of service.
6. The meter deposit (where applicable) will be applied to the final billing.
7. Customer agrees to permit access to the District, its agents or employees, to enter the premises at all reasonable times for the purposes necessary and incident to rendering of such service.
8. Customer warrants that he/she has the authority to sign this agreement and to grant permission to the District to enter the premises.
9. Customer agrees that he/she will make certain that the meters and equipment are readily accessible to the District and that there are no barriers or animals preventing reasonable access.
10. Customer agrees to pay any damage to the meters or equipment excepting normal wear.
11. To secure payment for services rendered, the Customer grants to the District the right to claim a lien on all real property which receives service and is either owned by the Customer or possessed by him as vendee under a Real Estate Contract when the bill for such services is 45 days or more delinquent.
12. Any notices to be given to the Customer shall be mailed or delivered to the Customer at the address listed on this agreement.
13. Customer understands District absolves itself from any responsibility for damage to electric devices or appliances caused by power surges, bumps, outages, or acts of nature.



## Ticaboo Utility Improvement District Service Agreement

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14. Customer agrees that all disposal of solid waste in District provided containers, will consist of household refuse, and will not include waste defined as, but not limited to; hazardous waste, car/marine batteries, oil or other petroleum products, biological waste (human or animal), appliances (i.e. dishwashers, televisions, etc.), furniture of any description, yard waste (i.e. brush, limbs, trees, plants, etc).
15. Customer agrees that all cardboard boxes will be broken down and/or properly bundled when disposed of in District provided containers.
16. Customer agrees that any solid waste, not approved for disposal in District provided containers, is the Customer's responsibility for proper disposal in the Garfield County, Ticaboo Landfill, located south of Ticaboo, or other approved disposal methods.
17. Customer agrees that any solid waste, not approved for disposal in District provided containers, **will not** be left by, near, or around the Districts containers.
18. Customer agrees that all approved solid waste will be disposed of by the Customer in District provided containers specific to customers service agreement. For instance, residential solid waste will be disposed of in residential containers, not commercial containers, and vise versa.
19. Customer acknowledges receipt of STATEMENT OF UTILITY CONSUMER RIGHTS AND



## Ticaboo Utility Improvement District Service Agreement

**Terms, Conditions and Requirements:**

1. Any Customer and/or property receiving District services for the first time (previously vacant or no previous services) will be charged the following standard hookup fees (this is not a development Tap Fee for electricity):

✓ \$1,500 for residential electric	\$	0.00
✓ \$1,500 for residential water/sewer	\$	0.00
✓ \$2,500 for Commercial electric	\$	0.00
✓ \$2,500 for Commercial water/sewer	\$	0.00
<b>Amount collected</b>	<b>\$</b>	<b>0.00</b>

2. New services added requested by a Customer to be added to a new, or existing delivery point are subject to review and approval by, in its discretion the District. All fees/costs associated with new service additions are the responsibility of the Customer pursuant to the District's Tariff, Rules and Regulations, Garfield County, and Utah State Code.
3. Regardless of previous District service history, when initiating a new Service Agreement, the following is required before services will be initiated:
- a. Customer must choose an Electric Rate Schedule, based upon their needs, for electric service (check ONE):

No.	Schedules	Monthly Base Rate	Energy Charge	Check One
1	Residential Service	\$75.00	70¢/kWh all kWh's	<input checked="" type="checkbox"/>
5	Residential Service ≤ 2,400 kWh/yr	\$152.00	70¢/kWh all kWh's over 2,400/yr	<input type="checkbox"/>
6	Residential Service ≤ 4,800 kWh/yr	\$232.00	70¢/kWh all kWh's over 4,800/yr	<input type="checkbox"/>
7	Residential Service ≤ 7,200 kWh/yr	\$300.00	70¢/kWh all kWh's over 7,200/yr	<input type="checkbox"/>
8	Residential Service ≤ 9,600 kWh/yr	\$356.00	70¢/kWh all kWh's over 9,600/yr	<input type="checkbox"/>
9	Residential Service ≤ 12,000 kWh/yr	\$400.00	70¢/kWh all kWh's over 12,000/yr	<input type="checkbox"/>

**Initial ALL**

- 16j i. Electric Rate Schedule No. 1, is charged all kWh's used during all months
- 16j ii. Electric Rate Schedules No. 5-9, are charged an equalized monthly charge based upon a block of power for one year.
- 16j iii. Service Agreement automatically renews, unamended, each June 1st, unless the Customer signs a new agreement.
- 16j iv. Customer accepts responsibility for tracking their own use, and accepts that any kilowatt hours used over the block of power, will be charged at the higher kWh rate.
- 16j v. Customer accepts responsibility for knowing and understanding the Electric Rate Schedules as published by the District.
- 16j vi. Customer acknowledges that selecting "Inactive" electric service means service will be turned off.



**Ticaboo Utility Improvement District  
Service Agreement**

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- b. If a Customer has chosen to receive "Active"; water, wastewater, and solid waste management services, the Customer must acknowledge the following monthly "Active" rates in existence:

**Initial ALL if "Active" service was selected**

_____ i.	Water Base Rate	\$ 39.00/month
_____ ii.	Water Use >10,000 gallons/month	\$ 0.0025/gallon
<i>No waste</i> _____ iii.	<u>Wastewater Base Rate</u>	\$ 28.00/month
<i>water</i> _____ iv.	Solid Waste Management Rate	\$ 12.00/month
<i>no solid waste</i>		

- c. If a Customer has chosen to receive "Inactive"; water, wastewater, and solid waste management services, the Customer must acknowledge the following monthly "Inactive" rates in existence:

**Initial ALL if "Inactive" service was selected**

_____ i.	Water Base Rate	\$ 12.00/month
_____ ii.	Water Use >10,000 gallons/month	\$ 0.0025/gallon
_____ iii.	Wastewater Base Rate	\$ 14.00/month
_____ iv.	Solid Waste Management Rate	\$ 5.00/month
_____ v.	Selecting "Inactive" service means the services will be turned off until placed in "Active" status	

- d. If a Customer has chosen to receive "Livestock Water Only", the Customer must acknowledge the following monthly "Livestock Water Only" rates in existence:

**Initial ALL**

_____ i.	Livestock ONLY Water Rate	\$ 61.00/month
_____ ii.	Water Use > 15,000 gallons/month	\$ 0.0025/gallon



## Ticaboo Utility Improvement District Service Agreement

- e. The following fees must be paid by check or money order, prior to any connection of service:

✓ A deposit for electric service <sup>1</sup>	\$	0.00
✓ A deposit for water/sewer service <sup>2</sup>	\$	0.00
✓ Meter Deposit - Electric	\$	0.00
✓ Meter Deposit - Water	\$	0.00
✓ Connection Fee for electric service	\$	0.00
✓ Connection Fee for water/sewer service	\$	0.00
✓ New customer service charge for garbage services	\$	0.00
✓ One-month charge at the current electric base rate <sup>3</sup>	\$	0.00
✓ One-month charge at the current water base rate	\$	0.00
✓ One-month charge at the current sewer base rate	\$	0.00
✓ One-month charge at the current garbage base rate	\$	0.00
✓ Previous amounts owed	\$	0.00
<b>Amount collected</b>	<b>\$</b>	<b>0.00</b>

**Check or Money Order #**

**COMMENTS:** For existing customers, no charges will be assessed.

<sup>1</sup> Electric Service Deposits are refundable to property owners after 12 consecutive months of no late payments with interest at a rate of 1% per annum. Deposits from renters are retained for the duration the services provided (additional terms and conditions apply).

<sup>2</sup> Water/Sewer Deposits are refundable to property owners after 12 consecutive months of no late payments, no interest. Deposits from renters are retained for the duration the services are provided (additional terms and conditions apply).

<sup>3</sup> All One-month Charges are applied to the first month of billing.

October 5, 2015 three daughters was in Ticaboo and asked Mr Shortreed for receipts and contracts.

October 5, 2015 I wrote and mailed a letter to Ticaboo certified mail

October 14, 2015 wrote a letter that said a request under GRAMA ACT because the district emailed my request was to vaug.

October 20, 2015 filed a complaint to the Public Service Commission to get reply and action.

October 26, 2015 traveled to Garfield County to meet with the commissioner, as requested to be on the agenda for complaint towards Ticaboo District. At that time Mr, Shortreed was there and gave us a flash drive, so that we could print some of the documents that we requested and charged us forty dollars for the flash drive that did not include the request for contracts. We only receive some on April 7, 2016 and then still have not received some. The district sent a contract that I've not seen on August 25, 2016 to the public service commission with closing arguments to a hearing we had on July 27, 2016. I would like a copy of this, as to the one submitted you can't read the end of paper. I think it may have been altered.

January 15, 2016 sent a request for billing, contracts and letters. This was mailed the same time as our payment for utilities, no reply again from the district.

February 15, 2016 went and hand delivered the request to two board members and to a drop box for Mr Shortreed.

February 2016, talked with Rosemary Cundiff and she made contact to Ticaboo district.

March 27, 2016 Mr Shortreed filed an ext

April 7, 2016 received some information from TUID and rejection to some information, I again contacted Rosemary and she informed me the next step is to go the chairman of the board to request what Mr Shortreed had not replied to.

May 7, 2016 received letters from chairman Mr, Tom Hill and still not receiving all requested documents, and was referred to file with the State Archives office.

August 25, 2016 seen a contract of ours with the district submitted to the public service commission.

I'm writing you in regards to the itemized billing and documents that we have asked for on January 15, 2016 and February 18, 2016. Mr Shortreed has made no contact with us in response and I'm appealing to you to make response. I thank you for you time and look forward to you contacting us with the documents that we've asked for under the GRAMA act.

Seamons

Mari Broadbent and Marian

February 29, 2016.

On Fri, Feb 19, 2016 at 2:13 PM, Tom Hill <tomhill@ticabooid.com> wrote:

*Redd v. AFD*

REDD REQUESTS 2016 (updated 9-7-16)				
Request No	Status	Provided to date	Completed/ expected	
#16-42: Marc Jenson restitution obligation	Pending	0 pp	Awaiting fee deposit	
#16-43: Fran Wikstrom et al. communications	Completed	0 pp	5/27/2016	
#16-44: Fran Wikstrom disclosures	Completed	13 pp	5/27/2016	Group 1 Received 4/7/16
#16-45: Paul Cassell contracts	Completed	67 pp	5/27/2016	
#16-46: Paul Cassell disclosures	Completed	20 pp	5/27/2016	
#16-49: Fran Wikstrom contracts	Completed	87 pp	5/27/2016	
#16-53: Tracy Tabet docs	Completed	7 pp, then 4 pp	6/9/16, supp 6/18/16	
#16-54: Doug Townsend Investigations	Completed	10 pp, then 175 pp	8/12/16, supp 8/19/16	
#16-55: Swallow & Powers	Completed	4 pp	8/22/2016	
#16-56: Swallow & Cowley	Completed	57 pp	6/24/2016	
#16-57: Shurtleff & Powers	Completed	5 pp	6/24/2016	Group 2 Received 5/2/16 Subject of current appeal
#16-58: Shurtleff & Cowley	Completed	62 pp	9/6/2016	
#16-59: AG Policy Manual	Completed	622 pp, 11 pending	6/27/16, supp 9/6/16	
#16-60: Jeff Corey conflicts	Completed	12 pp	6/24/2016	
#16-61: GRAMA requests (2009)	Pending	0 pp	Next in sequence 9/20/16	
#16-62: Barlow Wilcox box access	Pending	0 pp	Next in sequence	
#16-63: Jenson phone transcripts	Completed	13 pp	6/24/2016	
#16-64: Barlow Wilcox box contents	Pending	0 pp	Next in sequence	
#16-91: Record Mgt Agreements	Pending	0 pp	Next in sequence	
#16-92: GRAMA Logs (2016)	Pending	0 pp	Next in sequence	Group 3 Received 6/8/16
#16-93: Terry Diehl letters	Completed	5 pp	6/22/2016	
#16-94: Scott Reed phone logs	Completed	0 pp	6/8/2016	