

Comments by Michael Morland on Resolution 2024-02 Solid Waste Fees North Lake Powell

In 2013 TUID and Then Ticaboo resorts entered into an agreement for “Single electric metering” for all their accounts at rate schedule 10. This only included Power; water, sewer and solid waste were not included and continued to be charged for each service location or ERU. Under this agreement The Resort was not allowed to provide or contract service for Electricity, Water, Sewer, or solid waste with any other company including themselves.

In 2016 TUID and Ticaboo Resorts came to a written mutually beneficial agreement to allow Ticaboo Resorts to provide dump trailers and haul their own solid waste for 4 specified accounts, the Boat Shop; Lodge; Base Camp; and Moki’s and TUID would not charge the base rate for solid waste on those accounts. It was a testament to our mutual understanding and respect for each other's roles. However, it's important to note that this agreement did not include future and other Ticaboo Resorts accounts.

In 2017 Ticaboo resorts began hauling solid waste from the mobile home park without a prior agreement or approval from the board or management of TUID. After consultation with three of the prior trustees, they have all expressed that the 2016 document was only meant for the identified accounts and benefited TUID by not having to provide dumpsters at those locations. They also stated that sometime in 2021 the solid waste container that TUID still operates for residential solid waste was being used by Ticaboo resorts and its patrons. As a result, TUID began billing solid waste for all Ticaboo resorts accounts.

Making an agreement that is mutually beneficial is one thing, however giving NLP a concession that other consumers with the same class of service are not able to take advantage of is wrong, discriminatory, and doesn’t serve the district’s best interests or follow our current rules and tariffs. Zoning designations made by Garfield count for tax and land use purposes dose not in any way reflect billing descriptions or rates at which the consumer will be charged by TUID. TUID sets its rates and account description based on our own rate schedule and we currently do not have a Commercial residence rate.

No written agreement exists between TUID and Ticaboo resorts regarding the removal of solid waste **fees** for any of their residential employee housing or rentals. All TUID customers, including stand-by customers, pay the base fees for garbage, sewer, water, and electricity.

The Base rates that TUID customers currently pay are designed to keep TUID solvent, TUID is not in a position to allow customers to provide services that we offer within the district boundaries.

This exemplifies the need for a full cost of service study to ensure that TUID remains solvent, and our customers are being charged accordingly for the services and their impact on our system.

With the proposed resolution, I feel there needs to be extensive conversations on how the district plans to replace the lost revenue. I would be opposed to the idea of increasing rates for other rate classes to benefit one rate class.

I would like to have a conversation on updating the current (2016) agreement with NLP and possibly adding the RV park in the solid waste fee exemption.