

UTAH TELECOMMUNICATION OPEN INFRASTRUCTURE AGENCY (UTOPIA)

BOARD MEETING MINUTES

April 10, 2023

10:00 AM

UTOPIA FIBER OFFICES

5858 SOUTH 900 EAST

MURRAY, UTAH 84121

Board Members Present:

**Board Members Joining
Electronically:**

Wayne Pyle – Chair, West Valley City
Councilmember Jeffrey Lambson – First Vice Chair, Orem City
Adam Cowie – Second Vice Chair, Lindon City
Matt Dahl – Third Vice Chair, Midvale City
Shawn Warnke – Fourth Vice Chair, Tremonton City
Doug Hill – Murray City
Councilmember Robin Mecham – Centerville City
Bob Barnhill – Perry City
Jason Sant – Alternate, Payson City
Derek Oyler – Alternate, Brigham City

Officers Present:

Roger Timmerman – UTOPIA Executive Director
Christa Evans – UTOPIA Secretary
Kim McKinley – UTOPIA Chief Marketing Officer
Jeff Erwin – UTOPIA Chief Operations Officer
Jeff Starkey – UTOPIA General Counsel
Jason Roberts – UTOPIA Chief Financial Officer
Aaron Leach – UTOPIA Chief Technology Officer

**Others Joining
Electronically:**

Brenn Bybee – Interim City Manager, Orem City
Nicole Cottle – Assistant City Manager, West Valley City
Laura Lewis – Financial Advisor, Lewis Young Robertson &
Burningham

1. WELCOME AND INTRODUCTIONS

The UTOPIA Board of Directors held a board meeting on April 10, 2023. The meeting was live streamed to allow public viewing. UTOPIA Chair, Wayne Pyle (West Valley City) called the meeting to order at 10:01 AM.

UTOPIA Votes Present: 383

UTOPIA Majority Vote: 279

UTOPIA 2/3 Vote: 371

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2. APPROVAL OF MINUTES – FEBRUARY 13, 2023

- [LINK: Substance of matters proposed, discussed, or decided](#)
- Concern over format of minutes
- Research state code

ACTION: Jeff Lambson (Orem City) MOVED to approve the minutes from the UTOPIA Board Meeting held February 13, 2023. Adam Cowie (Lindon City) SECONDED the motion. A voice vote was taken - vote was unanimous.

3. APPROVE AND AUTHORIZE THE EXECUTIVE DIRECTOR TO FINALIZE AND EXECUTE THE FIBER COMMUNICATION SERVICE CONTRACT BETWEEN GOLDEN STATE CONNECT AUTHORITY (GSCA) AND UTAH TELECOMMUNICATION OPEN INFRASTRUCTURE AGENCY (UTOPIA), AND FURTHER TO NEGOTIATE AND EXECUTE ADDENDA AND AMENDMENTS TO THE CONTRACT

- [LINK: Substance of matters proposed, discussed, or decided](#)
- Item presented by Mr. Roger Timmerman, UTOPIA Executive Director
- Contract for UTOPIA Services which allows GSCA to secure funding for projects
- Funding not provided by UTOPIA but by GSCA
- Ten year contract term, when a specific project begins
- Concern over term of contract

ACTION: Doug Hill (Murray City) MOVED to authorize the Executive Director to Finalize and Execute the Fiber Communication Service Contract between Golden State Connect Authority (GSCA) and Utah Telecommunication Open Infrastructure Agency (UTOPIA), and further to Negotiate Addenda and Amendments to the Contract with the Addition of a One Year Mutual Termination Agreement for No Cause. Adam Cowie (Lindon City) SECONDED the motion. A roll call vote was taken - vote was unanimous.

4. CONSIDER APPROVAL OF RESOLUTION UT 23-01: ADOPTION OF TENTATIVE BUDGET FOR FISCAL YEAR 2024 FOR UTAH TELECOMMUNICATION OPEN INFRASTRUCTURE AGENCY (UTOPIA) AND SETTING TIME AND PLACE FOR PUBLIC HEARING REGARDING THE BUDGET (JUNE 12, 2023)

- [LINK: Substance of matters proposed, discussed, or decided](#)
- Item presented by Mr. Jason Roberts, UTOPIA Chief Financial Officer
- Compared FY2023 current budget to actual budget
- Proposed amendments for FY2023 budget at next meeting – Increase revenue and expense for equipment sales to Yellowstone Fiber & Idaho Falls, Increase proceeds from debt issuance & capital projects
- Reviewed proposed FY2024 Tentative Budget
- Debt Service increase of 2%, revenue from UTOPIA will offset bond payment
- Net increase of five Full-time Employees

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- Proposed salary increases - COLA 3.5%, Merit 3%
- Reviewed FY 2023 & 2024 Distribution to Cities, concern from some board members over amount of distribution to cities
- FY2024 budget based on existing resources, no outside financing
- Set time and place for public hearing for FY2024 budget on June 12, 2023

ACTION: Derek Oyler (Brigham City) MOVED to approve Resolution UT 23-01 adopting the UTOPIA Tentative Budget for FY 2024 and setting the time and place for a public hearing (June 12, 2023). Adam Cowie (Lindon City) SECONDED the motion. A roll call vote was taken - vote was unanimous.

5. SET THE TIME AND PLACE FOR A PUBLIC HEARING TO CONSIDER AMENDMENTS TO THE UTOPIA FY 2023 BUDGET (JUNE 12, 2023)

- [LINK: Substance of matters proposed, discussed, or decided](#)
- Item presented by Mr. Jason Roberts, UIA Secretary/Treasurer
- Increase revenue and expense for equipment sales to Yellowstone Fiber & Idaho Falls, Increase proceeds from debt issuance & capital projects

ACTION: Doug Hill (Murray City) MOVED to set the time and place for a public hearing regarding amendments to the UTOPIA FY 2023 budget (June 12, 2023). Derek Oyler (Brigham City) SECONDED the motion. A roll call vote was taken - vote was unanimous.

6. UTOPIA FINANCIAL UPDATE

- [LINK: Substance of matters proposed, discussed, or decided](#)
- Recommended item be continued at next meeting

ACTION: Adam Cowie (Lindon City) MOVED to continue the Financial & Network Update to the next meeting. Jeff Lambson (Orem City) SECONDED the motion. A voice vote was taken - vote was unanimous.

7. UTOPIA NETWORK UPDATE

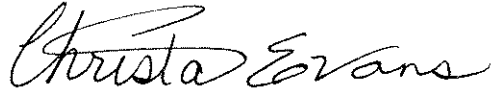
- Discussed during previous agenda item
- Recommended item be continued at next meeting

8. ADJOURN

- [LINK: Substance of matters proposed, discussed, or decided](#)

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I hereby certify the foregoing to be a true and accurate record of the proceedings of this meeting of the UTOPIA Board of Directors.



Christa Evans, UTOPIA Secretary

Approved this 12th day of June, 2023