

JEFFRY T. NIERMEYER
DIRECTOR

SALT LAKE CITY CORPORATION

DEPARTMENT OF PUBLIC UTILITIES
WATER SUPPLY AND WATERWORKS
WATER RECLAMATION AND STORMWATER

RALPH BECKER
MAYOR

July 25, 2008

J. Garside

Re: GRAMA request dated June 12, 2008

Dear Mr. Garside:

We received your request dated June 12, 2008. Please find enclosed the following for your information:

"1-A copy of the most current Canyon Master Plan as stated by Jeff Niermeyer in the May 22, 1997 Public Utilities Advisory Committee Meeting (PUAC)."

This is a duplicate request and the record was produced on February 1, 2008.

*"2-A copy of **all** public utility staff reports and memorandums given to the Salt Lake City Mayor from 1990-present."*

The records are being reviewed by our legal department under 63G-2-204(f) the decision to release a record involves legal issues that require the government entity to seek legal counsel for the analysis of statutes, rules, ordinances, regulations, or case law;

*"3-A copy of **all** public utility staff reports and memorandums given to the Salt Lake City Council from 1990-present."*

Please find attached memorandums that are addressed to the Council however, please note that "memorandums given to the Salt Lake City Council from 1990-present." does not meet 63G-2-204(b) a description of the record requested that identifies the record with reasonable specificity.

"4-A copy of all of "the annual directive book(s) that LeRoy has put together for forwarding up to the Mayor" for the years of 1982-2008 as stated by Jeff Niermeyer in the May 22, 1997 PUAC meeting."

See attached records

1530 SOUTH WEST TEMPLE, SALT LAKE CITY, UTAH 84115

TELEPHONE: 801-483-6900 FAX: 801-483-6818

WWW.SLCGOV.COM



"5- A copy of the combined Strategic Plan of the Public Utility Department fromm(sic) 1993 through present as stated by Jeff Niermeyer, in the May 22, 1997 PUAC meeting."

See attached records

"6 – A copy of the Water Master Plan Prepared by Cliff Forsgren of CH2MHill including the computer model of the distribution system as stated in the October 24, 1996 PUAC meeting minutes pg.3."

The water system mapping and addresses of key facilities are a not subject to release under GRAMA, we have redacted these from the attached report. The computer model of the distribution system is also not subject to GRAMA under 63G-2-106 - The records of a government entity or political subdivision regarding security measures designed for the protection of persons or property, public or private, are not subject to this chapter.

"7-A copy of the Land acquisition subcommitte's rules for determining watershed property purchase priority including any inventory of watershed properties listed by priority."

No record

"8-A copy of the studies done on all land in Big & Little Cottonwood Canyons on properties which the Department of Public Utilities consider to be "environmentally sensitive properties".

See attached records, also please refer to the watershed master plan as previously submitted

"9- A copy of all water declared surplus by the Department of Public Utilities. If possible, please list by water right number, water share, water contract, etc., and year declared surplus. Please include the years 1985-current."

No record

"10-A copy of the rules, criteria, and or policies of the Public Utilities uses to declare water "surplus".

No record

How does one sell \$20.4 Million in "surplus" water without a record?

SLC exchanged 25,000 acre-feet of Utah Lake "surplus" water in 1998, but there is no record.

SLC entered into a "surplus" water lease with JSSD, but there is no record of the "surplus" water right.

SLC entered into "surplus" water sales contracts under which up to 3,700 acre-feet of "surplus" water was sold in 2007, but there is no record of the underlying "surplus" water rights. ok.

Garside
July 25, 2008
Page 2

"11-A copy of the report given by Mr. Hone regarding the possible direction to take regarding the moratorium discussed in the PUAC meeting dated January 18, 1990 pg. 2."

"12-A copy of the watershed acquisition fund reports discussed in the PUAC meeting January 1990 pg. 2. Please include all watershed acquisition fund reports from 1990-current."

This is a duplicate request, however a current copy of the report is attached as a courtesy.

If you are dissatisfied with the City's response to your request, you may appeal the City's decision to the City's Records Appeals Board by filing a written notice with the City Recorder within 30 calendar days after the date of this letter, pursuant to City code § 2.64.0140. The address of the City Recorder is P. O. Box 145515, Salt Lake City, Utah 84114-5515.

The amount owed for the request is \$ 53.90 for copies and 5 hours at \$10.00 per hour for research time plus \$7.05 postage with the total being \$110.95.

Sincerely,



Jeffrey T. Niermeyer
Director

/kg

Cc/wo attachments:

Rusty Vetter – Attorneys Office
Sonya Kintaro- Recorders Office
file