

Jon and Colleen Burke
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Comments of Jon and Colleen Burke "In the matter of the rates of Community Water Co. LLC
Docket 16-098-01:

As we own a townhouse that is serviced by Community Water we have listened to TCFC explain their side of the story on their involvement with Community Water. I have attended two meetings at TCFC conducted by senior executives of the company.

I formally protest this interim rate increase based on 4 areas.

1. Improper notice of meeting. We received notice of the special meeting at 630 pm on Aug 30 for an important meeting in Salt Lake on the 13th of September at 9 am is not sufficient notice for me and probably many others affected to attend. Please give appropriate notice for a meeting of this magnitude.

2. In the notice TCFC says: " It is generally acknowledged that the Company's existing infrastructure is badly in need of repair and current rates are insufficient to fund the costs of deferred maintenance and continued safe operations."

After listening carefully to the TCFC executives explain why this large deferred maintenance exists their position seems to be that it was this way when they bought it, that they are not in the water business and that they don't want to spend the money. TCFC is a well financed, asset rich corporation being managed to maximize profits, which is expected. However, the fact that they did not do proper due diligence in understanding the asset they purchased is a bad business decision not a reason to soak customers with a huge increase to cover the costs of their poor judgement. The Commission should force TCFC to bring the infrastructure up to a standard that would continue "safe operations" for the safety of all Community Water users and abutters given that the Park City Fire Department relies on the Community Water reliable supply. Their excuses would not hold water in a boardroom and should not at at rate hearing to protect water users who have no choice of where we get our water.

3. TCFC further state: "The Company continues to be in active negotiations regarding transferring ownership of the Company. These negotiations have brought to light that many of the Company's current infrastructure deficiencies (such as missing water meters) make it difficult to assess baseline operational information from which to inform negotiations." The point of missing water meters has also been discussed at TCFC meetings, although at the most recent meeting it was asserted by a TCFC person that they were "getting a handle" on this and it would be resolved. It is obvious why no other business wants to take on Community Water when it cannot even account for who is using how much of its product. This is unacceptable to ask users to pay more who have meters but not even be able to account/charge for all the water being used. I believe that TCFC wants to sell CW. In order to sell an asset sometimes a business must invest first to make an asset salable. I encourage the commission to implore

TCFC to invest in their business to address the "infrastructure deficiencies...to asses baseline operational information" This is a public utility the customers must trust is providing safe and reliable water for our homes and to provide the Fire Department in case of emergencies.

4. Our HOA President Scott Savage has filed a well constructed description of how our HOA will be adversely affected which I totally support and encourage the Commission to carefully consider.

Please feel free to contact me with any questions.

I look forward to hearing the meeting has been postponed to a later date.

Jon and Colleen Burke (signed electronically)

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