

SPANISH VALLEY WATER & SEWER IMPROVEMENT DISTRICT

Regular Meeting ----- October 26, 1983

The meeting was called to order at 7:00 P.M. at the District office by the Chairman, Darwin Gilger. Other Board members present were Dan Holyoak, Neal Dalton and Linda McKinney. ATTENDANCE

Others present were Elvon Spencer, Farmers Home Administration, Price office, Duane Olson, Community Program, Farmers Home Administration, Harry E. Snow Attorney, David J. Bretzke, Executive Director, Jim Adamson, Utah Health Department, Neal Lien, representing Hecla Subdivision, and Roberta Highland, secretary.

David Bretzke reported that Sandra Zahrt from the Community Impact Board had been in the office at 8:00 A.M., and that she had left the office happy with the way the general office records are kept. COMMUNITY IMPACT BOARD INSPECTION

Harry Snow reported on the right-of-way trial of Holloday vs. Spanish Valley Water & Sewer Improvement District, and stated there would be a July trial. HOLLODAY v. SVW & SID

Roberta Highland read the minutes of the Regular Meeting of October 12, 1983. Dan Holyoak moved the minutes be approved as read. Linda McKinney seconded. MOTION CARRIED. MINUTES

Duane Olson stated that he was here to see how the hook-ups were coming in, and it was reported that there are 53 customers presently hooked on. Elvon Spencer reported that he thought we have a good system, and that there were a few problems but we need to have a final inspection. He stated that he was concerned about the financial position of the District. David Bretzke reported that he had applied to the Community Impact Board for \$50,000.00. After discussion of the bond issue pay-back, the Utah State Plumbing Code and the coming winter freeze, Elvon Spencer stated that in his opinion, the Board should make a resolution tonight to get everyone on the system as soon as possible. The Sewer Agreement was read to the Board regarding the legality of charging a sewer payment even if the customer was not hooked on. FmHA INSPECTION

David Bretzke reported on the City of Moab's requirement for McDougald Oil, and that Health Department had O.K.'d the hook-up, but that apparently the City's Engineer had told the City of Moab there might be heavy metals in the sewage on that particular hook-up. McDOUGALD OIL CONNECTION

Elvon Spencer suggested an article in the newspaper stating that the billing of customers who had signed Agreements would be starting. Bretzke mentioned that inasmuch as the "As-Built" plans had not been made up, this might cause a little problem. He stated that he had talked to Art Maxwell and John Hill about these plans. John Hill had stated to him that he had sent the originals to Art Maxwell, and that he had left a list of his measurements at the District office. Darwin Gilger stated that he did not want any payments made to the Engineer until we find every manhole. The Board directed Bretzke not to approve any more payments until all laterals are found. SEWER BILLING "AS-BUILT" PLANS

Linda McKinney moved that we bill all customers who signed the Sewer Agreement, effective November 1, 1983, and to be sent out the beginning of December, and notifying those customers to that effect. Dan Holyoak seconded. MOTION CARRIED.

BILLING ALL
CUSTOMERS WHO
HAVE SIGNED
AGREEMENTS

Dan Holyoak suggested that Jim Adamson of the State Health Department be called, to set up a meeting with the Board of Trustees regarding enforcement of the mandatory connection clause of the Plumbing Code.

STATE HEALTH
DEPARTMENT

David Bretzke reported that the Board of Trustees of the Hecla Subdivision had met and had submitted some amendments to the proposed Agreement. These amendments were read and discussed. Harry Snow stated he did not object to the amendment of Paragraph 5, but the District should not agree to the new proposed paragraph 5. It was agreed to delete "however, the District shall have the right to deduct such payment all obligations or debts owed to District by any Owner in said District". After much discussion as to the other proposed amendments, Neal Lien was informed that the District will delete that portion of Paragraph No. 5, and that the District will check into getting the equipment out and will earnestly endeavor to get it out as fast as possible, but the District will not pay any rent whatsoever. Neal Dalton moved that Neal Lien go back to the Association and report that the District will delete that portion of Paragraph 5, but will accept none of the other amendments to the Agreement. The District will remove the equipment as soon as possible, but that the District will pay no rent, and will leave the property in a reasonable manner.

HECLA SUBDIVISION
AGREEMENT AMEND-
MENTS

Jim Adamson handed to the Board members a copy of the Health Code, and after discussion of the wording and interpretations, Jim Adamson stated that the Health Department legal counsel interpreted that paragraph to mean that this Code alone did not constitute mandatory sewer connections, but that if the County adopted a mandatory sewer connection ordinance, the Health Department would enforce that ordinance. He informed the Board of Trustees they should meet with the County Attorney, Bill Benge, and work out a resolution and get the County Commissioners to adopt such resolution. Harry Snow stated that he would contact Mr. Benge and get the wheels rolling in this direction.

JIM ADAMSON

The following bills were presented:


1. U.S. Postmaster	\$ 97.00
2. City of Moab	415.00
3. Cliff Davis	8.50
4. Rick Barnett	25.00
5. Petty Cash	63.11
6. HACH Co.	50.59
7. Wycoff	20.63
8. Clyde, Pratt, Gibbs & Cahoon	178.08
9. Postmaster, billing	58.22
10. Teri Ann Tibbetts	27.16
11. Southern Paving	358.30
12. J & S Construction	1,513.00
13. David J. Bretzke,	150.00

Dan Holyoak moved the bills be paid. Linda McKinney seconded. MOTION CARRIED.

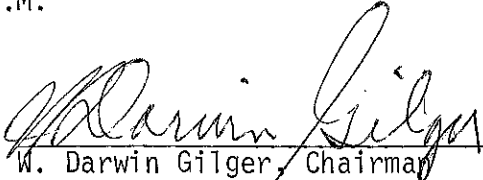
Brian Walston's move into his house was discussed, and the Board agreed that Mr. Walston would have to pay a separate connection fee for his trailer if someone else moved in, or to put it on a "2 on 1" basis. BRIAN WALSTON

The meeting adjourned at 10:15 P.M.

ATTEST:



Neal K. Dalton, Clerk



W. Darwin Gilger, Chairman