

GRAND COUNTY WATER CONSERVANCY DISTRICT
GRAND COUNTY SPECIAL SERVICE WATER DISTRICT

Regular Meeting ----- October 28, 1993

The meeting was called to order by the Chairman, D. L. Taylor at 7:00 A.M. at the District office. Other Board members present were Bobbie Domenick, James Walker, Karl Tangren, and David Maki. ATTENDANCE

Special Service District members present were Dan Holyoak, George White, Bill McDougald and D. L. Taylor.

Others present were Nate Knight, Dale Pierson, Marsha Modine and Roberta Highland.

The chair called for additions or corrections to the minutes of the meeting of October 14, 1993. Bobbie Domenick moved the minutes be approved as circulated. James Walker seconded. MOTION CARRIED. MINUTES

Dale reported that Wilene Shumway contacted him and asked if the District would sell her 10 AF of irrigation water. She owns some property south of the highway and cannot connect to our irrigation system. Mark Page has suggested the District sell, on an annual basis, or lease, a portion of our underground right that is not being used. The District has never done this before, but there is right available that has reserved for future public culinary use. She already has a well on the property and a small right. After a discussion, Dan moved to sell, on an annual basis, to Wilene Shumway 10 AF of our underground water right. Bill seconded. MOTION CARRIED. SHUMWAY UNDERGROUND WATER RIGHT LEASE

Dale reported the State Land Board had contacted the District regarding the District's protest of the rate increase for 1992 lease of the dam site. That protest meeting will be on November 10, and members will need to attend that meeting in Salt Lake City. Dan asked that our legislative representatives from this area be asked to attend that meeting. The lease system was discussed. Purchasing the dam site was discussed, and it was stated the land cannot be sold until the General Management Plan is approved. Dan moved to attend the meeting. James seconded. George asked if the 15 year pay off be at a guaranteed rate. Dale stated this is an appeal to the full state land board and is a final appeal. D. L. suggested Dale contact the representatives and the State Land Board member from this District and see if they can attend and what the chances are. The vote was called: STATE LAND BOARD RATE APPEAL

D. L. "no"
Bill, Dan and James Walker voted "aye".
George, Karl and Dave abstained.

Gary Carmichael has contacted Dale and plans to call for more water from the GCWCD system in January based on the MIC contract stating "In its selling of water for irrigation purposes, the Conservancy District agrees to give preference in the sale of any available irrigation water developed by the project, to the stockholders of the Company. This preference shall only apply to irrigation water available for sale, and shall not apply to municipal or industrial water." The clause in our contract which Carmichael relies on to bolster his claim reads "the District hereby agrees to sell water on a year to year basis to Water User on the following terms and conditions" However the Contract also states "This contract is in effect on a year to year basis, and will terminate ... if payment is not received by January 31st of the year in question. Upon termination of this contract, it is hereby mutually agreed that the water will be considered available for sale to other users;" The Board agreed with Dale's interpretation that all water is not "available for sale each January." Walker suggested Dale write Gary a letter stating the Board's interpretation. The Board agreed by consensus.

CARMICHAEL
REQUEST FOR
IRRI. WATER

Nate Knight stated he is here representing the golf course. The Golf Course Board is concerned about the fact the GCWCD Board created a new water sales category, "recreational rate" just for the golf course. The original contract was discussed, and it was pointed out that the golf course started at the agricultural rate, rather than the industrial rate of \$75.00. After a discussion, Bill moved to extend the rate of \$35.00 per AF to the golf course board for five years. Dan seconded. David Maki objected, on the grounds that all customers should be treated the same way. The vote was called and the motion carried, with Dave Maki voting "no".

RECREATIONAL
RATE - MOAB
GOLF CLUB

The Sheley Tunnel meter was discussed. Dale explained again about the meter, and the need for the staff gauge. A Parschall flume was suggested. The flume was discussed, and the difference in flow and distance from the meter to the location of a flume. D. L. suggested the cost of a catwalk be estimated before a final decision is made. Maki suggested any metal from Atlas be clean, and suggested it might not be usable. Karl suggested each load should be scanned. Bill suggested that a clearance sheet be obtained.

SHELEY TUNNEL
METER

Bobbie moved the checks be approved. Bill seconded. Motion Carried.

CHECK APPROVAL

Dale explained that the Board should consider raising individual connection rates to cover expanded costs, since the rate was set before metering the system was done. Dale's figures for a 2" connection is materials for \$1,750.00 and an average for labor of \$1,000. Dale suggested

IRRIGATION
CONNECTION FEE
RATES

a connection fee of \$3,000.00 be set. After a discussion of IRRI CONNECTION SIZES AND COSTS, Dan moved to set the rate for a TION RATES 2" connection at \$3,000.00 and the fee for any larger connection be set at rate for 2", plus the extra cost of materials. Bill seconded. Motion Carried. (Cont.)

D. L. asked for another signature on the checks. AUTHORITY TO Bill moved to appoint George White to the signature card. SIGN CHECKS Karl seconded. Motion Carried

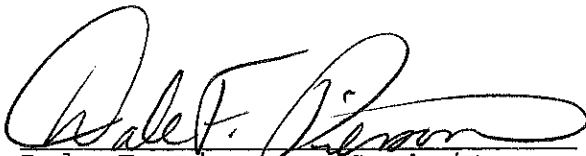
Dale told the Board that in the Colorado River adjudication (01 area) Cisco water right had been denied. COLORADO RIVER RIGHT APPEAL Dale has told Brent Rose, our attorney, to file a protest.

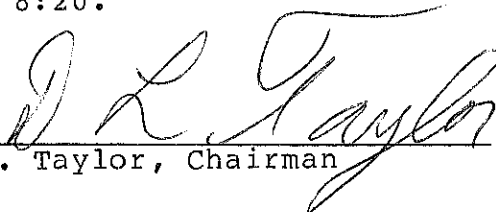
D. L. stated he did not wish to serve another DIRECTORS term on the GCWCD Board of Directors. His resignation from TERMS the GCSSWD was also discussed.

The meeting adjourned at 8:20.

ADJOURNMENT

ATTEST:


Dale F. Pierson, Sec'y/Treas.


D. L. Taylor, Chairman