

Grand Water & Sewer Service Agency

Full Agency Meeting
June 27, 2001

The meeting was called to order by President Gary Wilson at 7:46 9.m. at the Agency Office, 3025 E Spanish Trail Road, Moab, Utah. Other Agency Board members present were Paul Morris, Neal Dalton, Dan Holyoak, Karla VanderZanden, Bill McDougald, James Walker, Kyle Bailey, and Al McLeod. Absent Agency Board members: Karl Tangren, Rex Tanner, John Keys, and Jerry McNeely.

Others present were Dale Pierson; Rhonda Riberia; Marsha Modine; John Chartier – Sunrise Engineering; Bill Love; Barb Morra; John Keogh.

After calling for additions or corrections to the minutes of the meeting of Operating Committee Meeting of June 13, 2001 and hearing none, President Wilson stated a motion to approve would be in order. Motion to approve the minutes by Kyle. Seconded: James. Gary – aye, Paul – aye, Dan – aye, Neal – aye, Karla – aye, Bill – aye, James – aye, Al – aye, Kyle – aye. Motion carried.

After calling for additions or corrections to the minutes of the meeting of Special Full Agency Meeting of June 18, 2001 and hearing none, President Wilson stated a motion to approve would be in order. Motion to approve the minutes by James. Seconded: Paul. Gary – aye, Paul – aye, Dan – aye, Neal – aye, Karla – aye, Bill – aye, James – aye, Al – aye, Kyle – aye. Motion carried.

Citizens To Be Heard

Barb Morra spoke regarding speaking at meetings; document requests; following *Robert's Rules of Order*; and reading documents prior to voting for approval. She also asked Gary when he was first appointed to the Grand County Water Conservancy District. Several points were commented on by the Board and Dale, after which Gary thanked Barb for her comments.

Barb Morra

Bill Love spoke regarding a letter presented from him to the Board discussing water service to San Juan County. The letter is filed with these minutes. After several comments from the Board Gary thanked Bill for his input.

Bill Love

Water Project – Report John Chartier reported that both Schedule A & B were shut down with a stop time noted on a change order. John discussed the wells noting that the first well Bob Beeman drilled has been named the Spanish Valley Well, and the new well will be the Chapman Well. Further discussion followed.

Water Pro
Report

North Corridor Development This agenda item was moved forward. Dale discussed the options as presented in a memo filed with these minutes, for assessment options for the North Corridor. Discussion followed. Dale was asked to further clarify the second option, declared ERU's for the Board. A report will be presented to the Board at the July 11th meeting. A public hearing for the North Corridor property owners was set by consensus for August 15th.

North
Corridor
Developmen

Board Governance Policy Dale explained that at the June 13th Operating Committee meeting, the Committee upon recommendation of the Board Governance Policy Committee had motioned to recommend the policy to the full Agency. Questions and discussion from the Board resulted in asking for the following changes to be made in the document:

Board
Governance
Policy

page 12, **D. Agency Contracts** – the question was asked whether or not this meant that Director's would be prohibited from bidding on any Agency projects over \$10,000.00. Dale explained that yes, that was correct. Discussion followed noting that this section is considerably more stringent than Utah Code as the Code does not place a monetary limit requiring instead, a written statement of a conflict of interest. A concern expressed is that this may impede smaller Agency projects as out of town bidders were unlikely to mobilize for such small projects, leaving only three contractors in Moab, one who is also a Director.

page 7, **f. (i)** – concern was expressed that the amount that could be approved by the General Manager on change orders was too much. Instead of 25%, 10% or \$10,000.00 would be preferable.

page 5, **I. Director Attendance** – requested that for the sake of clarity language be included to note that this refers to the Full Agency meetings, not the Operating Committee meetings.

Page 5-6, **Section IV, Board Officers and Election** – Concern expressed that the General Manager should not be included in the list of Officers, as this Section speaks to “Board Officers & Election”. Concern was expressed that it seemed to imply the General Manager was a Board position, not an employee position. Dale noted that Brent Rose had suggested portions of the document referring to the General Manager, intending to define the relationship of the General Manager and the Board.

Overall document – Suggestion made to remove all references to General Manager for inclusion in a separate document. Suggestion also made that to show relationship of General Manager to the Board that in Section 1 something be added to note that it is *within the power of the board to empower the General Manager* with the powers and authorities required to fulfill his responsibilities as General Manager.

page 7, **c.** – Concern that stating the General Manager “Establish policies and procedures...” again implied Board powers/authority. Suggestion to change policies and procedures to rules and regulations. Clarify that the General Manager does not have a vote, and cannot set policy.

page 11, **Section VIII, Conflicts of Interest** – Concern expressed regarding this section, as it is more stringent than the State Law. Comments made it would be preferable to see the document policy be State Code.

page 11, **C. Prohibited Activities** – Concern expressed this section is too extreme – recommendation to use State Code instead.

The Board asked Dale to review the policy and re-draft it with the changes noted, along with the General Manager items in a separate document. James asked if the Attorney General’s office might not have someone on Staff who would review the re-draft at no charge, as opposed to sending it back to Agency Counsel.

Approval of Agreement – Acquisition of Zone 1 Well Head Protection from Helen Sue Whitney

Dale explained that just a few minutes after the adjournment of the June 18th meeting, Helen Sue called. She refused to sign the agreement if the clause noting the if the well was unusable the agreement would be null and void, was not removed. Dale explained that upon consensus of those Board members still remaining, it was determined to be more cost efficient to remove the clause rather than go through the process of condemnation. Paul motioned to approve the agreement as presented, second by James. Gary – aye, Paul – aye, Dan – aye, Neal – aye, Karla – aye, Bill – aye, James – aye, Al – aye, Kyle – aye. Motion carried.

Approval of
Whitney
Agreement

SITLA Agreement for Prepaid Impact Fees – Report

Dale reported to the Board that two changes to the agreement were regarding the amount of the installment payments and the impact fees would belong to SITLA once purchased, the Agency would not buy them back at any time. In response to a question from Karla, Dale noted the impact fees would not be tied to one specific property. Discussion followed. Dale noted that in order to approve the agreement a special meeting would need to be called, and that both the Agency and SVWSID would have to approve the agreement by means of Resolution. Discussion resulted in setting a special meeting for July 18th. It was noted that in order to facilitate presentation of the Audit Reports, that both GCWCD and GCSSWD would also call special meetings for that same evening.

SITLA
Agreement
Report

Financial Statement The financial statement for May was presented.

Check Approval James motioned to approve the checks in the amount of \$13,012.01. Seconded: Paul. Gary – aye, Paul – aye, Dan – aye, Neal – aye, Karla – aye, Bill – aye, James – aye, Al – aye, Kyle – aye. Motion carried.

Items
Board

John Keys Resignation Letter A copy of John's letter was presented in the Board packets.

**John Keys
Resignation
Letter**

Items from Staff

Ken's Lake Dale reported the lake is no longer filling but is dropping at almost a foot per week. There are still 7 cfs coming in with storage at 1750 af.

Ken's Lake

Notice of Vacancy A copy of the Grand County Council's Notice of Vacancy for John Key's balance of term on GCSSWD was presented in the Board packets.

**Notice of
Vacancy**

RWAU Summer Training Retreat slated for August 8 – 10th was presented to the Board. Any Board member interested in attending is requested to contact Staff.

RWAU Retre

President Wilson declared the meeting adjourned at 9:30 p.m.

ATTEST:

Gary N. Wilson, President

Dale F. Pierson, Secretary/Treasurer