

SPANISH VALLEY WATER & SEWER IMPROVEMENT DISTRICT

Regular meeting ----- August 16, 1995

The meeting was called to order by the Chairman, Paul J. Morris at 7:00 P.M. at the District office. Other Board members present were Dan Holyoak, Neal Dalton, and Karla VanderZanden.

ATTENDANCE

Others present were Jay Nethercott, Linda Carlson, Larry Carlson, Winifred Minor, Susan Miller, Helen Matson, Ronald Matson, J. W. Nelson, Ross Erickson, Eve Maher, Dale Pierson, Marsha Modine, and Jan Harston.

Jan read the minutes of the meeting of July 19, 1995. Dan moved the minutes be approved as read. Motion: Dan Second: Neal MOTION CARRIED

MINUTES

SUSAN MILLER: Dale summarized the situation between the district and Susan Miller. There are areas where houses are on Moab City Water and SVW&SID sewer services. We have recently identified five properties which are currently receiving sewer services from the district and are not paying for those services. Some of those individuals also have not paid for the connection. Therefore, the district recently sent letters to those individuals asking them to pay for those services and sign current agreements with us.

SUSAN MILLER

Susan Miller stated that after receiving the district's letter she did some research regarding the connection fee and brought documents in support. She is the third owner of the house and has never received a sewer bill from the district. She questions the legality of asking for fees accrued since 1988, and asked if there is a statute of limitations in effect since her mother lived there for 9 years and never received a sewer bill. Her documentation indicated that the connection fee had been paid by the original developer for Lot #2, which is the lot she presently owns. The Board asked that staff research the legalities of the situation and tabled the discussion until the next meeting.

ROSS ERICKSON: Dale summarized the situation between Erickson and Maher. Eve Maher got an easement from Ron Nagel to build a 2" line two years ago. Ross hooked up 3/4" service line to that 2" line. The district should have required Ross pay an equal share of the original cost of the line (which was \$3000.00), according to our regulations and our agreement with Eve. Later the Matson's came in to hook up and at that time Mr. Matson should have paid Erickson and

ROSS ERICKSON /
EVE MAHER

Maher \$500.00 each if everything had been in place according to the original agreement. When Ron Matson came in to get his hook up we then realized we had not followed through with Ross, and at that time informed Matson he needed to pay Eve \$1000.00 for the hookup, which he did. Ron Matson sug-

gested during the discussion that the district buy the line and maintain it. Eve is agreeable to this solution. Dale stated that although it would result in a loss of connection fees to the district, purchase of the line may be the answer. Paul suggested that until the district studies the ramifications of taking over the line, investigates the possibility that Ron Nagel would convert the easement to the district, and checks out the physical site to see where the easement runs, it would be in the best interest of the district to table the discussion until next meeting.

ERICKSON/MAHER

Dale suggested that in the future if we agree to have lines put in this way, we need to include in the contract that the responsibility of collection of construction reimbursement will be on the original owner of the line, rather than the district. He also stated that he would not feel comfortable adding another connection to that line, that three is probably the maximum.

Motion was made to collect more information regarding easement location, transfer of easement, ramifications if district purchased the line and discuss it next meeting. Motion: Karla Second: Dan MOTION PASSED

LARRY AND LINDA CARLSON: J.W. Nelson spoke on their behalf regarding the projected sewer line to Kayenta Heights. The Carlsons are eager to build and want the sewer line in place before they begin their project. They want to know if they can pay to put in a 4" line and the district pay for the cost above their expenses and install an 8" line. Paul suggested that the district ask Sunrise to look at this project to make sure it fits the rest of our system. The district has only \$2000.00 in Sewer Capital Improvement Budget not enough to commit to this project. The costs will be approximately \$21,666 for 940 linear feet, basing the cost on \$23.00 per foot. Paul suggested that the Carlsons wait on line construction since we should have firm funding commitment within three months. In the interim they might look into installing a vault on their property.

LARRY & LINDA
CARLSON

J.W. NELSON: Jim brought it to the Board's attention that he had some outstanding bills that the district has not paid him for including the reimbursement for casing under the road, siding repairs on the building, work at Kayenta Heights, and various water connections. Karla suggested that he submit invoices for services due. Jim also inquired as to the sewer connection fee he owes the district. The board had promised him that if he purchased a piece of property in the Cottonwood subdivision that they would freeze the price of

J.W. NELSON

the sewer connection before the price went up. The board instructed the staff to find this notation in the Board minutes so that Jim can be billed for this connection fee.

Jim also commented to the Board his feelings about the work on the sewer project being awarded to qualified local contractors rather than going outside this area. The Board told Jim that the jobs would have to go to bid, but that Dale would ask Sunrise Engineering about the cost to the district and any other ramifications if the project can be broken out into separate projects, with three separate bidding

processes.

NETHERCOTT: Jay stated that 4 years ago he bought the El Corral Trailer Park and has since sold off 4 of the 5 acres. He retained the rights to the water connection and sewer connection which he had paid the district for originally. He asked that he be able to hook up to the sewer and water at no cost to the district. Paul reiterated that Jay would buy materials, have them installed, and that he owned a paid-up connection fee as long as the sewer connection on the other 4 lots will not be used. When the people who bought the other 4 lots come in to hook up to the sewer they will have to pay connection fees. Dale suggested he visit the site. Motion was made by Dan that subject to Dale's review of the situation, and if this connection can be made with no cost to the district that Nethercott be allowed to hook up to the sewer line. Motion Dan: Second: Neal MOTION CARRIED

JAY
NETHERCOTT

SEWER EXPANSION PROJECT: Carol DeFrancia finished the archaeological survey along with her recommendations.

SEWER EXPAN-
SION PROJECT

REPORT ON PERSONNEL HOURS: Report furnished to members, there was no discussion regarding this matter.

PERSONNEL
HOURS

FINANCIAL STATEMENT: Presented to Board from M. Modine with no discussion.

FINANCIAL
STATEMENT

PAST DUE REGISTER: Presented to the Board for their review. The customers on this list will have their water service turned off as of August 22nd. Discussion included comments regarding notification of customers having been given on 8/1 and again on 8/15.

PAST DUE
REGISTER

NELLIS' MEMO AND INTERLOCAL AGREEMENT: Dale requested that the Board members review these two memorandums and be prepared to talk about them during the next meeting.

NELLIS' MEMO/
INTERLOCAL
AGREEMENT

CHECK APPROVAL: Motion was made to accept checks. Motion: Karla Second: Dan MOTION CARRIED

CHECK APPROVAL

STAFF ITEMS: Dale advised Board he is planning to attend the Water Conservation Task Force meeting and will speak to the subject of across-the-board water conservation. Board

STAFF ITEMS

discussed subject in general. There was a lack of consensus about Dale representing the District philosophy. Dale stated that since the Board was not in agreement he would not speak as a representative from SVW&SID.

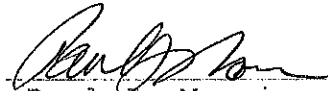
STORAGE TANK UPDATE: Paul met with the developer - he is agreeable to the proposal but we still do not have letter of intent. He suggested making it contingent upon getting the subdivision approved. Paul advised him that the Board probably would not agree to that. The developer asked for support when he speaks at public hearings regarding this development. Consensus of the Board was that we should support him.

STORAGE TANK
UPDATE

The meeting was adjourned at 9:00 P.M.

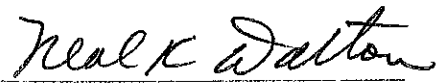
ADJOURNMENT

ATTEST:



ATTEST

Paul J. Morris,
Chairman



Neal K. Dalton, Clerk

8/16/95.MIN.jsh