

GRAND COUNTY WATER CONSERVANCY DISTRICT
GRAND COUNTY SPECIAL SERVICE DISTRICT

Regular Meeting -----March 4, 1986

The meeting was called to order by the Vice-Chairman, Gary N. Wilson at 7:00 P.M. Other Grand County Water Conservancy District members present were John "Dutch" Zimmerman, Georgia Hamblin, and John L. Smith.

ATTENDANCE

Grand County Special Service District members present were George White, Gary N. Wilson and Dan Holyoak.

Others present were Doug Farnsworth, Eldon Ray, Don Holyoak, Karl Tangren, Bill Hance, County Commissioner, Arnel Holyoak, Sam and Darlene Somerville, Robert Dille, J. L. Neet, Mac and Helen McNeely, Neal Dalton, William Snow, Ellen Alger, Gary Holyoak, Ray Holyoak, Fred and Brenda Stocks and Geraldine Rhea.

Gary thanked those in attendance, and asked for questions from the floor since they were all here to discuss the annexation, and was asked what the legal statutes were that we were using as authority. Dale reported this was under the Water Conservancy Act, and the Utah Code Annotated gave the procedure. He asked anyone interested to come into the office and look at our copies of the statutes. The mill levy was discussed, and Gary reported that the Board had wanted to just charge San Juan County users an extra fee; but our attorney had told us it was illegal. Ray Holyoak stated the Board had agreed to serve these people, and thought the Board should not make them annex. Ray Holyoak asked why the contracts did not cover this. Gary stated he would contact the San Juan County Commissioners to see if when people annexed into Grand County Water Districts, their taxes would automatically be deleted from the San Juan County Water Conservancy District. Eldon Ray asked why the San Juan County attorney and Grand County attorney could not work out this. Dutch explained that there were Grand County residents who would buy the water, and complained that San Juan users were buying water when they wanted it. Karl explained some history of the background and how long it had taken the San Juan users to get the line built, and stated that all during this time, no mention was made of San Juan residents paying attorneys fees for the annexation process. Tangren also stated that he felt this was unfair since there had never been any mention of an annexation fee. Gary Wilson stated that all the legal descriptions had to be advertised in the papers in both San Juan and Grand Counties and those costs would be considerable.

ANNEXATION
DISCUSSION

Karl Tangren stated he thought all the property should be annexed into Grand County as he felt the valley was a part of Moab, and all the property owners should give some serious consideration to annexing all private property

into Grand County; they depended on Grand County to provide schools, hospitals, etc. and properly belonged to Grand County. Darlene stated she had fought that before and would again. Karl asked if the Grand County Commissioners had talked about it with the San Juan County Commissioners. Dan stated it would have to be petitioned by 100% of the residents involved, and one person would have the power to kill the petition. Darlene stated she was against annexation into Grand County on general principles. The time element was discussed, and Karl stated that there was time if everyone would get right in there. Dale Pierson stated he had talked Brent Rose, and had checked into the resolutions forming the district, and perhaps annexation into the District would still have to be done, even if those properties annexed into Grand County. Dan suggested the County attorney be consulted, and Gary agreed that this would be done. The consensus among the audience was that a second opinion was necessary. Eldon Ray suggested the San Juan County Attorney should be consulted.

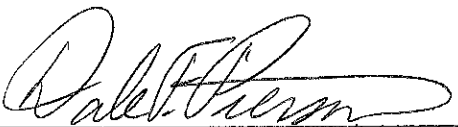
When asked about Brent Rose' expertise, Gary explained that he was among the best in the State, but that he had no problem with consulting with another attorney on this matter. Bill Hance suggested the District might do well to get on the agenda with the County Commissioners. Gary stated they would meet with the San Juan Commissioners also. Karl asked exactly what the District was going to meet with the Commissioners about. Gary stated that the District would only act on annexation into the District, as annexing a complete property into Grand County was residents responsibility, along with Grand and San Juan County. Darlene Somerville asked if residents wanted to could they annex into the District, and was told that only the property served by District water was necessary to be annexed.


Dale explained the process of annexation as outlined by Brent Rose. After a discussion of the revenues and the acreage in San Juan County, Gary asked Dale to contact the Conservancy District in San Juan County and the San Juan County Clerk, and find out the taxes to San Juan County and water revenues involved. It was asked if the State Attorney had been urging this process, and Dale explained they were not too insistent about it, because they were aware we were in the process of annexing. Dale also stated he would be turning on the water on the 13th and everyone should have water by the 15th.

The meeting adjourned at 8:15 P.M.

ADJOURNMENT

A TEST:


Dale Pierson, Sec'y/Treas.


Gary Wilson, Vice-Chairman