

SPANISH VALLEY WATER SEWER IMPROVEMENT DISTRICT

Regular Meeting -----May 13, 1987

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

Others present were Paul Mortensen, Ray C. & Ruth Holyoak, Floyd Alvey, Anthony Alvey, County Commissioner David Knutson, Tim Pogue, Mike Price, Pete Christensen, Dan Nelson, Dale Pierson and Roberta Highland.

Roberta Highland read the minutes of April 8, 1987. Linda moved the minutes be approved as read. George seconded. MOTION CARRIED. MINUTES

Darwin read the proposed Resolution 87-01. David Knutson stated he spoke for himself and Commissioner Walker. He stated they are opposed to this resolution. They respect the District's need to collect the fees, but feel the District should not pass this ordinance at this time and make the County a party to their collection efforts. The Commissioner asked about other methods of collection, and if the primary purpose of the resolution was to enforce the mandatory connection portion on property within 300 ft. of a property of the County Ordinance. Dale explained this resolution was aimed at customers against whom all other collection efforts are feeling and expressed his feeling that the Board should not enforce collection against those people within 300 feet of the sewer but being billed but not connected at this time. RESOLUTION #87-01

Floyd Alvey stated he was opposed to the strongarm tactics of the Board by writing threatening letters to him. He did not have any of the threatening letters. COMMENTS

Mike Price stated he had put in septic systems because at the time he bought there was no sewer planned for that area, but has not built on that property because of the expense to connecting to the sewer system.

Commissioner Knutson stated he perceives a feeling in the valley that there has been misrepresentation. Darwin stated that everyone who came in with a financial problem, had been satisfied. Mr & Mrs. Ray Holyoak stated they won't hook up to a sewer and pay the \$13.90 when they have a perfectly good septic tank. Tim Pogue stated that was the point, because he had been told people would not have to connect to the sewer if they had a workable septic tank.

Mr. Holyoak stated that he had not been reimbursed for his hay crop, that the District did some repairs, but that he did not feel his contract with the District had been fulfilled.

Com. Knutson asked if the County Commission had created the District by Resolution, and if the County could make a resolution creating some other method of collecting these funds. Paul stated that as far as he knew, this was

the method provided by the statute. A general discussion of the laws and the system was held. The public was asked for input as to how this problem could be solved. Com. Knutson asked if it was possible for the Board to put a lien on a property and then go after a judgment. Paul answered that it was not cost effective. Ray Holyoak stated he was told he would be given a "free" connection, and was being billed and had not been paid for his right of way and he would shut down the sewer. Paul stated that interfering with the sewer would be a crime. Mike asked if they could make a policy of being billed only for a service that is used. Darwin replied that the District needed everyone to connect, that the bonding capacity of the district was based on everyone connecting, that the District did everything in its power to keep rates low; that the District had among the lowest rates in the State on both sewer and water, and that the present Board members were committed to not raising rates.

Floyd asked why he should be billed when he is not being physically connected, and he does not intend to pay.

Dale stated the sewer system is not paying for itself. We have the whole gamut of people not connected and not paying, people connected but not paying, and people using water and sewer and not paying, people not connected and paying, and people using water and sewer and paying, and explaining that he would recommend not enforcing against people not using the sewer, but when they do connect, the full bill will be charged.

Commissioner Knutson questioned the County collecting the fees for the District. He suggested the County Ordinances be enforced by prosecution under the County Ordinance. Tim Pogue stated that it was not voted on by the residents, and Dan stated that the area voted on was created by the election, and the sewer plan in the beginning was from the city limits to the boundary of San Juan County. Linda McKinney asked commissioner Knutson if it would be wise to present this matter to the taxpayer in an election process rather than by resolution. Knutson stated he thought that would be too expensive, and he felt another method of solving the problem should be utilized.

Mike Price suggested this resolution should be put away because of hard feelings in the valley.

Tim stated that if the person was using the service, we should take any means to collect. Darwin asked if Commissioner Knutson was suggesting the sanitarian take the sheriff and enforce connection. Darwin suggested to Knutson that he get the County Attorney working on some other alternative. Commissioner Knutson suggested the board table the resolution at this time, and have some meetings with the County Commissioners. Darwin suggested that Commissioner

Knutson get with the County Attorney and come up with some concrete suggestions. Dan moved the Resolution be tabled for two weeks and have a special meeting on May 27, 1987, Linda seconded. MOTION CARRIED. Tim suggested that perhaps delinquent accounts be published. Paul suggested that might open the district to suit.

SPECIAL MEETING RE PROPOSED RESOLUTION # 87-01

Paul stated he had investigated the Robert Lammert tax sale advertised and it appears there are \$3,000 worth of State liens against it. Dan moved we go to the tax sale and make a bid on the property. The motion was withdrawn after discussion.

ROBERT LAMMERT EASEMENT

Pete Christensen stated he was present because of the equestrian center bill. Dale explained there were at least 4 leaks and there were a series of pinhole leaks. Darwin asked if the County would pay our cost (\$196.00) on the March Bill. The use at the Center was discussed, and Dan moved we adjust the bill to \$196.00 for March. George seconded. MOTION CARRIED.

GRAND COUNTY EQUESTRIAN CENTER WATER BILL

Dan Holyoak moved that if Dan Nelson builds a Camppark on the highway and puts in a system satisfactory to the District, and makes the road crossing, that would pay his connection fee. Nelson was informed the water fees would be a minimum of \$12.00 for 5,000 gallons, then 75 cents per thousand, Dan Nelson stated that it was about 800 feet from the sewer. Dale pointed out that under our existing rules, when a person builds, he gets back a portion of those fees for a period of 5 years if someone else hooks on to that line. Dan Holyoak amended his motion so that he would be reimbursed out of any future connections to the point of a standard connection fee. Dale read the applicable section of the rules and regulations. Neal suggested no work be done until a contract is signed. Dan then amended his motion to include to look into the cost of a sewer to that property before entering into the contract. Neal seconded. MOTION CARRIED.

PROPOSED CAMPPARK

The Shupe connection was discussed, and Dan suggested Georgia be contacted before any further action is taken.

SHUPE/HAMBLIN SEWER

The April financial statements were examined.

FINANCIAL ST.

Dale reported that he had attended the Safe Drinking Water Committee meeting last week and had found that the testing would cost a maximum of \$500.00 and not the costs originally projected. We will have to test within four years. He stated that he was not worried about the volatile organic sources or synthetic organics, but that the radiation tests in the future might be a problem.

NEW SAFE DRINKING WATER STANDARDS

The following bills were presented for payment:

BILLS

FmHA	\$ 1,701.00
FmHA	2,241.00
GCWCD	9,586.65

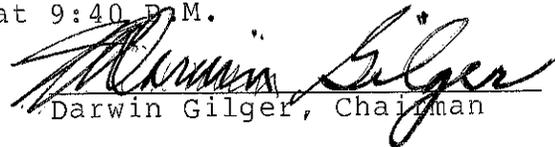
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City of Moab	1,871.30
R. A. Arnold	18.00
Paul W. Mortensen	615.00
William R. Lang, MAI	1,225.00
W. R. White Co.	1,190.68
Times-Independent	89.40
Ed's Plumbing Shop	110.00
Fred Lincoln	177.77
William R. Lang, MAI	1,875.00
U.S. Postmaster (June Billing)	

BILLS

George moved we pay the bills. Dan seconded. MOTION CARRIED.
The meeting adjourned at 9:40 P.M.

ADJOURNMENT


Darwin Gilger, Chairman


Neal Dalton, Clerk