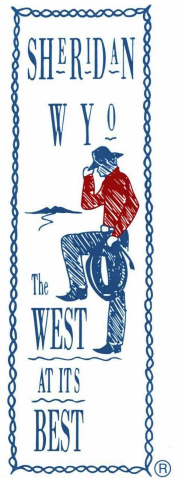




Sheridan Area Water Supply Joint Powers Board

MEETING MINUTES

October 11, 2006



A meeting of the Sheridan Area Water Supply -Joint Powers Board (SAWS-JPB) was called to order at the Sheridan County Commissioners' Board Room at the Sheridan City Council at 5:02 pm. Chairman Ky Dixon presided. A quorum of Board Members was present, including: Secretary Kathy Kennedy, Terry Cram, and Larry Durante. Mayor Kinskey arrived after the start of the meeting. Others present included: Administrator Jay Stender, Mike Cole (City of Sheridan) Dayton Alsaker (HKM), Mike Purcell, Steve Rucki, and the media.

I. CALL TO ORDER

- A. Chairman Ky Dixon called the meeting to order at 5:02 pm.
- B. The meeting was recorded for transcription purposes.

II. REVIEW AND APPROVE MEETING MINUTES

Motion made to approve September 13, 2006 meetings as written. *

Motion made by: T. Cram

Motion seconded by: K. Kennedy

Vote for approval: 4-0 motion passes

* The motion and second could not be verified because this part of the meeting was not recorded.

Discussion: T. Cram asked for clarification on the 1,896 taps to read 1,540 active accounts. Stender will make change to September board notes.

III. APPROVAL OF AGENDA

Motion made to approve the agenda as presented.

Motion was made by: **

Motion was seconded by: **

Vote for approval: 4-0 motion passes

** There was no motion offered but there was a vote for approval.

Discussion: K. Dixon decided to move around the order of the meeting for time constraints. The comments from the public will be entertained before the board enters into executive session. T. Cram would like to address Bruce Edward's under old business.

IV. TREASURER'S REPORT

Motion made to accept Treasurer's Report with a revised page 4 as presented.

Motion made by: K. Kennedy

Motion seconded by: T. Cram

Vote for approval: 4-0 motion passes

Discussion: J. Stender informed the board of a transfer of WYO-STAR funds. He asked the board to transfer \$350,000 dollars into the capital construction account for the airport extension. The resolution for funding this water line extension was passed by the SAWSJPB in April 2005. The moneys will be transferred from the WYO-STAR account #5380-1317.

Rucki & Marshall CPAs Report

Mr. Rucki took the SAWS-JPB board through the quarter ending September 30, 2006 financial statements. It was requested after the 2005 Dooley & Jelly CPAs audit that SAWS-JPB prepare financial statements quarterly. This report is a compilation of the entities 1st quarter balances. The report included the assets, liabilities and cash balances in each account. Copy of report was provided to board and is included in board packets.

K. Dixon asked about the future funds. Rucki said that SAWS was drastically under funded.

Motion made to accept Rucki's and Marshall CPA Balance Sheet report.

Motion made by: K. Kennedy

Motion seconded by: L. Durante

Vote for approval: 4-0 motion passes

V. OLD BUSINESS

Administrator's Report

#1 Construction management: There was a existing contract within the TSP agreement for construction management for the airport waterline extension. Stender maintained this contractual obligation. This was contrary to seeking outside firms to present construction management costs and qualification. This function was already in place.

#2 Water Service report. Stender presented a revision of the Creek Side Estates water service agreement. It is the administrator's suggestion that SAWS accept the subdivision into the SAWS system. Due to issues with City Planning and Zoning, the board deemed that any discussion or commitment was to early. K. Dixon asked that they take the opportunity to move forward on the preliminary water service agreements. She proposed a workshop for the board.

Ken Oliver

J. Stender was asked to report on Ken Oliver and his tap application history for 2841 Dry Ranch Road. J. Stender reported that Mr. Oliver would like a SAWS tap for his wife's property on Dry Ranch Road. K. Oliver has petitioned the board for a tap in 1992, 1994, 1995, and 1996, but a water line did not extend to his property at prior to 1997. Since Mr. Oliver has wanted a tap from the beginning, he would like to be allowed to pay the original tap fee of \$1,500.00. J. Stender suggested that the SAWS board permit Mr. Oliver to 1) pay the present tap fee in installments or 2) pay the 1997 tap fee.

Discussion: T. Cram asked if J. Stender was satisfied that Mr. Oliver had in fact been trying to get a SAWS tap for several years. J. replied that he has not had the opportunity to go back through the notes to find out, but he does believe that Mr. Oliver has been trying since 1992. J. Stender said that Bruce Yates said that Mr. Oliver has been in to see him several times, but in terms of timing and frequency he has not researched that.

K. Dixon asked Mr. Oliver if they were able to work something out with the city. Mayor Kinskey had mentioned the possibility at the September meeting. Mr. Oliver responded that it would not be possible to annex into the city. He then explained his situation. K. Oliver said that he has been trying to get a tap for several years, and on a fixed income he cannot afford the 2006 price for a tap. He asked the board to let him pay in installments or at the 1997 tap price, when his wife's property became serviceable by SAWS. D. Kinskey suggested another avenue for compensating for the tap fee. Mayor Kinskey suggested that the city could use and easement of his property for secondary access to the Eastern Hills subdivision. If Mr. Oliver chose to do this the city would pay him the amount of the tap fee or make up the difference. K. Oliver said this wouldn't work. He does not think that the board should be trying to get other things out of its customers like easements. D. Kinskey withdrew his suggestion. L. Durante asked Mr. Oliver asked if he would consider the easement to knock off the remaining \$1,500 so his tap would essentially be free. K. Oliver said he would be willing to do this, but it is ultimately his wife's decision because it is her property. K. Dixon told Mr. Oliver that he should talk to J. Stender about the easement, and for now the board will allow Mr. Oliver to pay for his tap at the 1997 fee.

Motion made to authorize Ken Oliver to pay for his tap at the 1997 price of \$1,500.

Motion made by: T. Cram

Motion seconded by: D. Kinskey

Vote for approval: 5-0 motion passes

Bruce Edwards – Tap Exchange from Knode Ranch to other locations

Chairman Dixon informed the board that a recommendation regarding shifting the location of an original tap to a new users. Stender reported that the accounts were current and the change would merely put an "original tap" into service. Board informed Mr Stender to proceed an enable Mr Edwards to transfer the tap.

Mr Durante inquired about the system acceptance documents. Due to time restrictions these information was not addressed at the meeting.

VI. PUBLIC COMMENTS

N/A

VII. NEW BUSINESS

N/A

VIII. EXECUTIVE SESSION

A. The board entered into executive session at 5:36 pm

Motion made to go into executive session.

Motion made by: K. Kennedy

Motion seconded by: D. Kinskey

Vote for approval: 5-0 motion passes

Motion to Resume Meeting: T Cram

Motion Seconded: K Kennedy

Vote for approval:

IX. ADJOURNMENT

A. The meeting was adjourned at 7:02 pm by K. Dixon.

APPROVED BY: _____

ATTESTED BY: _____