



Sheridan Area Water Supply Joint Powers Board



MEETING MINUTES

October 16, 2007.

A meeting of the Sheridan Area Water Supply Joint Powers Board (SAWS-JPB) was called to order at the City of Sheridan Council Chambers. Chairman Dave Kinskey presided and convened the meeting. A quorum of board members was present including: Vice Chairman Stephen Maier, Commissioner Terry Cram, Commissioner Robert Rolston and Councilor Robert Webster. Others present were: SAWS Administrator Jay Stender, John Bigelow (City of Sheridan Councilor), Mike Cole (City of Sheridan), Dayton Alsaker (HKM), and members of the media and public.

I. CALL TO ORDER

- A. Chairman Dave Kinskey called the meeting to order at 5:06 pm.
- B. The meeting was recorded for transcription purposes.

II. APPROVAL OF AGENDA

Motion made to approve the meeting agenda as presented.

Motion made by: Steve Maier

Motion seconded by: Bob Rolston

Vote for approval: 5-0, motion carries

Discussion: No discussion.

III. REVIEW AND APPROVE MEETING MINUTES

Motion made to approve the September 12, 2007 public comments minutes as written.

Motion made by: Bob Webster

Motion seconded by: Steve Maier

Vote for approval: 5-0, motion carries

Discussion: No discussion.

Motion made to approve the September 12, 2007 meeting minutes as written.

Motion made by: Bob Webster

Motion seconded by: Terry Cram

Vote for approval: 5-0, motion carries

Discussion: No discussion.

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IV. TREASURER'S REPORT

Motion made to accept the treasurer's report as presented.

Motion made by: Bob Rolston

Motion seconded by: Terry Cram

Vote for approval: 5-0, motion carries

Discussion: Commissioner Cram asked Jay Stender to describe the function of the Bank of Seattle Account. Mr. Stender informed Commissioner Cram and to the board that this account is to guarantee the SAWS money in other accounts and complies with our investment policy.

V. PUBLIC COMMENTS

None.

VI. OLD BUSINESS

A. Administrator's Report

Mr. Stender highlighted the main points of his administrator's report. Tonight the board will look at 1) the resolution and funding agreement for the additional \$300,000.00 requested for the 20-inch waterline; 2) 20-inch line correspondence; and 3) Jay, Mr. Cole and Mr. Manolis will be working on the 2007 Twin Lakes monitoring report for submittal to Wyoming Game & Fish and the Army Corp of Engineers. Stender commented about a potential encroachment of our waterline easement on Hwy 87. Further investigation will be reported later.

Discussion: Commissioner Cram informed Jay that the Lake DeSmet County Coalition is working on the SAWS request for DeSmet water. The County Coalition is outsourcing the development of the paper work. The time frame is uncertain.

Mr. Cram also asked if the additional funds requested is included in the 20-inch waterline agreement and how those monies will be used. Jay told him that the funds are included in the agreement and the monies are only there as a safety net in the event the project has some extenuating circumstances which result in costs.

Chairman Kinskey asked Jay if he has provided the board with a reconciliation of taps at the Powder Horn. Jay told the Chairman that the spreadsheet included after the Powder Horn CWSA's is a first draft of all committed SAWS taps. The Powder Horn is pretty close and he is working on reconciling the other taps.

B. Powder Horn Falls West and the Grove CWSA

Discussion: The board asked Mr. Stender to describe the spreadsheet tallying the contractual taps in the Powder Horn. Mr. Stender stated that the taps on the sheet represent the number of taps per phase/development known today. There will be more developments/phases going in at the Powder Horn in the future. Therefore, there is not a known obligation for 945 taps at the Powder Horn at this time; there is only paperwork showing an obligation for 630 taps. Mr. Stender has

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not found any documents yet that state that SAWS is obligated to serve an additional 300 taps or so. In addition, there are many water service agreements that have not been fully executed. This causes a discrepancy of tap obligations at the Powder Horn and at other subdivisions. Jay is still working on the reconciliation of the Powder Horn taps and will report back to the board at the next meeting.

C. Implementation of Rate Changes

Motion made to adopt and implement Resolution 0707-11-1a effective November 1, 2007.

Motion made by: Bob Rolston

Motion seconded by: Steve Maier

Vote for approval: 5-0, motion carries.

Discussion: The recommendation from the administrator is that the new water rate schedule be effective November 1, 2007. As a reminder, Commissioner Maier said that the SAWS board has had public hearings and notices about the rate changes. There have been very few public comments.

Motion made to adopt and implement Resolution 0707-11-2 effective immediately (October 17, 2007).

Motion made by: Steve Maier

Motion seconded by: Bob Webster

Vote for approval: 5-0, motion carries.

Discussion: The recommendation from the administrator is that the new water tap fees be effective immediately.

VII. NEW BUSINESS

A. SAWS Rules & Regulations Changes

The SAWS Rules & Regulations are outdated and need some revising. Tony Wendtland, SAWS staff, and City of Sheridan staff have all offered revisions. The board has been provided with a copy of a good rough draft of the rule changes. Jay would like the board to go through the rough drafts and offer more input for further changes to the rules and regulations. After which, SAWS will go into another 45 day period of public comment prior to official adoption and implementation of the rules. The board will review the rules & regulations and have comments back to Jay by the end of the month.

B. Written Request from Douglas Harbel

Mr. Harbel wrote to the SAWS board requesting compensation in the amount of \$5,000.00 for the removal of the tap at 117 Metz Road and damages to his reputation.

Motion made to refund Mr. Harbel for his plant improvement fee and damages.

Motion made by: Terry Cram

Motion seconded by: Bob Rolston

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Vote for approval: 0-5, motion fails

Discussion: Commission Cram asked Jay whether it was SAWS policy or not to refund tap owners for their plant investment fee when a tap is removed on their property. Jay said he wasn't aware of any such policy. Jay recommended to the board that they not refund any of Mr. Harbel's money or compensate him for damages. Harbel provide several requests to the board and the information was provided to board members.

Mr. Harbel came to the microphone to explain his request. Mr. Harbel explained that the value of his property depreciated once the tap was removed and commented that he did not owe SAWS any money for past due bills according to the courts (Judge Sampson).

C. 20' Waterline Funding Agreement (approved by City Council 10/01/2007)

Motion made to accept the 20' Waterline Funding Agreement as written.

Motion made by: Bob Rolston

Motion seconded by: Bob Webster

Vote for approval: 5-0, motion carries

VII. ADJOURNMENT

A. The meeting was adjourned at 6:00 pm by Chairman Dave Kinskey.

APPROVED BY: _____

ATTESTED BY: _____