

**MAYER DOMESTIC WATER IMPROVEMENT DISTRICT**  
**P.O. BOX 416**  
**19193 CENTRAL AVENUE**  
**MAYER, ARIZONA 86333**  
**520-632-4113**

**BOARD MEETING MINUTES**  
**NOVEMBER 9, 1999**

- 1.) Chairman Mike Schuhmacher called the meeting to order at 6:30 p.m.
- 2.) Chairman of the Board Mike Schuhmacher called the roll and all Board Members were present except Dick Diffenderfer which came at approximately 6:35 p.m.
- 3.) Duane Hines made the motion to approve the minutes for the October 14, 1999 meeting, Walt Diskin seconded, the Board voted, the motion carried. Duane Hines made the motion to approve the minutes for the October 21, 1999 meeting, Walt Diskin seconded, the Board voted, motion carried.
- 4.) **MANAGER/OPERATOR REPORT**
  - A.) Frank Soto informed the Board that the financing with Community First Bank was completed.
  - B.) Frank Soto reported on a leak on Main Street, where it happened once before. He also stated as soon as the district receives an Easement, that is in the works, these water lines can be replaced.
  - C.) Frank Soto also reported that he is still working on getting Easements for the New Water Line, AZ Step Project and that he's still waiting on ADEQ recommendation on Design. He also stated he's still waiting for ADEQ's approval of the New Water Tank.
  - D.) Frank Soto reported on a leak on Quartz, where a telecommunications company was digging. The Company and the District worked together to fix the leak since it's in an area that no one was really sure where the water lines were.
  - E.) Frank Soto also reported on meeting with Airtouch, Voicestream, Cellular One and American Tower where they are considering leasing within the fenced area. He stated that he's still waiting to hear from them at this time.
  - F.) Frank Soto reported Gary is in the process of plumbing in two new Boosters at the new water tank in Poland Junction.
  - G.) Frank Soto informed the Board of a new Radon Rule.
  - H.) Frank reminded the Board he would be attending the AZ Step meeting in Pinetop on November 18th and 19th and that Paula Scott of AZ Step asked him to attend a meeting of The Board of Contractors.
  - I.) Frank informed the Board of Mike Staats leaving. He stated Mike had done a good job for the district and will be missed.
  - J.) Frank Soto reported on attorney, Mr. Whittington, checking into the Statute that changes the language of Fees charged for New Meters.
  - K.) Frank Soto also reported the Audit with CPA Donna Fagan has started and she has made some suggestions. He stated their should be more information on how it's going by the next meeting.

5.) **OLD BUSINESS**

Walt Diskin made the motion to move from Old Business to New Business Item C to accommodate Mr. Owen. Duane Hines seconded, Board voted, motion carried.

6.) **NEW BUSINESS**

C.) Manager explained to the Board that Mr. Owen was sent a letter notifying him of ADEQ requirement to put in a Backflo Device. The letter was sent Certified and the Post Office tried to deliver it three separate days but it was not accepted and was returned to us. A letter was then sent just regular mail which Mr. Owen received at a later date. Mr. Owen stated that he never knew about the Certified letter because he was in the hospital and that the letter only gave him until November 1st to comply with the request. Manager replied the letter was sent out the end of September which gave him 30 days to comply but he never picked up the certified letter.

Mr. Owen then stated that he didn't understand why he needed a Backflo Device or when anyone inspected to prove a Backflo Device was necessary. Manager replied at an earlier time Mr. Owen had told him, that he was using his well with a generator and Manager had also observed when he went to Mr. Owen's property to talk to him about the well, at least one of the vacuum breakers was missing at an outside hose bib at one of the livestock drinking troughs. This violated the original agreement which stipulated that all outside hosebibs must have vacuum breakers. The Manager asked Mr. Owen why he had removed the vacuum breaker at the water trough. Mr. Owen stated that he wanted more water pressure.

Duane Hines then tried several times to explain to Mr. Owen that anyone that has a well on their property that can be or is being used must according to ADEQ requirements have a Backflo Device at their meter. Mr. Owen told the Board that as soon as he could get electricity to his well, which is in progress, he would discontinue using Mayer Water Districts service and that he needed time to get electricity in.

The Board discussed the situation and Walt Diskin made a motion to give Mr. Owen 30 days to have the Reduced Pressure Principle Device (Backflo) installed and certified tested or Mayer Water District will disconnect service, and all hose bib connections must have Vacuum Breakers on by 5:00 p.m. Wednesday, November 10, 1999, Mike King seconded, Board voted, motion carried.

Mr. Owen stated he wasn't sure how he would get the Vacuum Breakers on by this time. Manager Frank Soto offered to put on the Breakers for Mr. Owen if he would get them. Mr. Owen refused by saying he didn't want Frank on his property. Manager then stated it would be necessary for him to inspect them. Mr. Owen repeated he didn't want Frank on his property. Manager then offered to have Gary Hansen that works for the District come by and put them on for him and inspect them. Mr. Owen stated he didn't know Gary Hansen and wasn't going to let just anyone on the property. Mr. Owen then asked if Gary has identification, the Board assured Mr. Owen that Gary Hansen would be driving the Water District Truck and would show his identification if asked.

Walt Diskin made the motion to move from New Business back to Old Business, Duane Hines seconded, Board voted, motion carried.

5.) **OLD BUSINESS**

A.) The Board reviewed the employee manual and made changes. The Board decided to continue working on the manual at the December Board meeting. The Manager was directed to include it on the Decembers Agenda.

B.) The Board discussed attending the ASUA Annual Conference on February 8th, 9th and 10th, 2000, in Laughlin, Nevada. To get a discounted rate Earlybird registration must be in by December 1, 1999. Mike King made a motion to register one person now to get the discount and any employee or Board Member that can attend will register later, Walt Diskin seconded, Board voted, motion carried.

6.) **NEW BUSINESS**

- A.) Mary Robineau was unable to attend the Board Meeting but requested the Board discuss and make a decision on her request for a refund of her water bill payment of \$78.40. The Board discussed the leak that caused the larger than normal water bill. The Board stated since the Backflow Device is the responsibility of the property owner and that is where the leak occurred the District should hold no responsibility for the water that went through the meter. Duane Hines made a motion to Deny Mary Robineaus request for a refund, Walt Diskin seconded, Board voted, motion carried.
- B.) Since Mary Robineau was unable to attend the Board Meeting. The Board stated discussion concerning her Annexation into the District should be Tabled at this time.
- C.) See Above.
- D.) The Board discussed the letter received from Mr. Whittington, the attorney concerning User Fees, and checking into Fees name changes. Manager asked to be given approval to check with other districts to see if there was any interest in sharing cost in this matter. Dick Diffenderfer made the motion to give Manager the authority to go to the other Districts to share costs for Attorney to check into User Fees and Fees name changes, Walt Diskin seconded, Board voted, motion carried.

7.) **COMMENTS**

- A.) Dick Diffenderfer asked about the Community First Loan. Frank Soto stated it was completed, everything had been paid as planned and the balance that was left was paid back to the principle.
- B.) Duane Hines asked about Franks Backflo Certification. Frank stated he needed to get in to renew his Certification but has not been able to at this point.

8.) **ADJOURNMENT:** Mike Schuhmacher adjourned the meeting at 8:10 p.m.