

## Mayer Domestic Water Improvement District

Oct. 18, 1990

Meeting Called to Order at: 7:33 PM.

Role Call: Present Samsill, Houser, Tesky, Sandy, Diskin.

Motion by Bob Houser, second by Gary Sandy, written minutes accepted unanimously as furnished.

Chairman Samsill explained about a meeting between Secretary Houser, Chairman Samsill and Special Districts Administrator Brandy Young. She gave them a list of the necessary steps that have to be taken care of to complete the transaction to purchase the Water Co. Chairman then stated that the first action would have to be the appointment of an attorney for the District to represent our interest in the transaction. The County Attorney can't be used for that purpose. It will cost quite a bit, which we don't have at this time. Chairman Samsill said that Mr. Albins had said he would pay half of our attorney fees on this and he would pay up front if they required it, so that we could get started. Mr. Albins confirmed this. Chairman Samsill explained that Phil Albins had been very open and helpful in this matter.

Joe Samsill read the text of Resolution #1, Resolution Appointing Attorney. He then explained that we have been given the names of five attorneys that do this type of work. Secretary Houser had contacted several of them. Most would except half up front with the proviso that it be at full fee, \$125 to \$165 per hour. Chet Lockwood, who is the Attorney for Black Canyon Water District has agreed to work for \$65 per hour and accept the half up front provision. He will wait until we acquire revenues for payment. He explained that because we are not bonding, there will be many fewer steps to complete the transaction. Secretary Houser then read the list of the steps we will be required to take.

1. Adopt Resolution Appointing Attorney
2. Receive Water Company offer and contract.
3. Adopt Resolution of Intention.
4. Publish Resolution of Intention 5 times in Courier (legal). Post Every 300 feet along improvement. 15 day protest period begins as of last day of publication or posting, whichever is later.

5. Receive objections. Rule on objections. Adopt Resolution Ordering Improvement (Purchase).

Secretary Houser moved that the Board adopt Resolution #1 to appoint Chester Lockwood as the District's attorney in this matter. Walter Diskin seconded. Resolution adopted unanimously.

It was mentioned that Chet Lockwood is the attorney for Black Canyon City Water District Central Yavapai Fire District and he has agreed to act for us on a delayed payment basis.

Discussion on the timeline and potential developments in the near future and future costs.

Phil Albins explained that there would be separate contracts for Mayer Water Company and for Phil and Jean Albins property. The secretary read the two agreements aloud. Discussion on the items on the agreements. Discussion on payroll, Workmen's Compensation Insurance and agreements with the Forest Service.

Secretary Houser offered to get an appointment with attorney Chet Lockwood and deliver the documents and start process. The Board agreed.

A discussion followed in regard the fate of customers of the Water Company who chose not to be members of the Water District. They must go through the same process used to form the District in order to join the District.

Move to adjourn by Bob Houser, second by Gary Sandy.  
Adjourned at: 8:38 PM