

MINUTES OF THE SPECIAL MEETING OF THE BOARD OF
DIRECTORS OF THE ST. MARY'S GLACIER WATER AND
SANITATION DISTRICT
HELD

MONDAY, MAY 24, 2021

A special meeting of the Board of Directors of the ST. MARY'S GLACIER WATER AND SANITATION DISTRICT (referred to hereafter as the "Board") was convened on Monday, the 24th day of May 2021 at 6:00 P.M., via videoconference. Due to the threat to health and safety posed by the COVID-19 pandemic, the meeting was held via video conference through Webex and telephone conference.

ATTENDANCE

Directors in Attendance Were:

Bruce Hohne, President
Glenn Clark, Treasurer
Jason Yoho, Secretary
Beth Ramsey, Assistant Secretary
James Jandreau, Assistant Secretary

Also, in Attendance Were:

Jesse Mestrovic, Molly Janzen and Traci Miller; Pinnacle Consulting Group, Inc.
Colin B. Mielke; Seter & Vander Wall, P.C.
Bob Orsatti; Orsatti Water Consultants
Chris Oeland; St. Mary's Glacier Water and Sanitation District Operator
James Wilson, William Biesenger, Rhiannon Diebert, Christopher Kester, Dave Paugh, Katie Casanova and Stephen Erickson; St. Mary's Glacier community members.

The meeting was called to order at 6:01 P.M.

Director Hohne confirmed that a quorum of the Board was present with four of five Board members in attendance. There were five of five Board members in attendance upon Director Jandreau's arrival at 6:50 p.m.

DISCLOSURE
MATTERS

The Board had been previously advised that pursuant to Colorado law, certain disclosures by the Board members might be required prior to taking official action at the meeting. The Board then reviewed the agenda for the meeting, following which each Board member affirmed their conflicts of interest, stating the fact and summary nature of any matters, as required under Colorado law, to permit official action to be taken at the meeting. The Board determined that the participation of the members present was necessary to obtain a quorum or otherwise enable the Board to act.

ADMINISTRATIVE
MATTERS

Agenda: Following review and discussion, upon motion duly made by Director Hohne, seconded by Director Yoho and, upon vote, unanimously carried, the agenda was approved, as presented.

Minutes: The Board reviewed the minutes of the April 26, 2021 special meeting of the Board of Directors. Following review and discussion, upon motion duly made by Director Hohne, seconded by Director Yoho and, upon vote, unanimously carried, the Board approved the minutes of the April 26, 2021 special meeting of the Board of Directors, as presented.

Public Comments: Katie Casanova and Stephen Erickson of 49 Elk Court reported that their property has been without water for approximately two months. They believe the interruption in service is due to a frozen main line and requested that the District reallocate funding to repair the main line and bury it to proper depths to prevent future freezes. Director Hohne stated that it is not clear that interruption of service is due to the main line and noted that the District is planning to inspect infrastructure in this area of the community during this year's construction season.

Rhiannon Diebert of 397 Harris Drive addressed the Board on behalf of the Property Owners Association and reported that the POA is considering allowing residents of nearby neighborhoods to purchase badges to fish in the St. Mary's community lakes. The Board directed Mr. Mielke to verify that there are no prohibitive measures in the lake lease agreement. It was the consensus of the Board to approve the request, subject to Mr. Mielke's findings. The Board directed Director Hohne to provide Ms. Diebert a response via email.

Dave Paugh of 49 Elk Road reported that his property has been without water for approximately three months and he believes it is due to a frozen main line. Mr. Paugh expressed concerns related to health and safety created by the lack of water. Mr. Paugh requested that the District reallocate funding to repair the main line and bury it to proper depths to prevent future freezes.

Chris Kester of 325 Nebraska Drive requested that the Board inspect the main line on Elk Court and Elk Road immediately and make any necessary repairs. Mr. Kester recommended that the Board consider the purchase of generators for backup power supply for the wellhouses. Mr. Kester requested more timely communication from District Management.

There being no further Public Comment, this portion of the meeting was closed.

WATER SYSTEMS
IMPROVEMENTS

Orsatti Water Consultant's Report: Mr. Orsatti reviewed with the Board the written Orsatti Water Consultant's Report and answered questions. Mr. Orsatti noted that planning is underway for the upcoming construction season for the water improvements project. Mr. Orsatti

reported that preliminary design work continues for the wastewater improvement project. Mr. Orsatti reported that planning is underway for the Long-Term Replacement Plan.

DISTRICT
MANAGER ITEMS

Operations Report: Mr. Oeland reviewed with the Board the written Operations Report and answered questions.

Mr. Oeland requested authorization to purchase a wart hog jetter head in the amount of \$2,200. Following review and discussion, upon motion duly made by Director Yoho, seconded by Director Ramsey and, upon vote, unanimously carried, the Board approved the purchase of a wart hog jetter head in the amount of \$2,200.

Mr. Oeland requested \$800 for tuition to attend an online sewer maintenance course. Following review and discussion, upon motion duly made by Director Yoho, seconded by Director Ramsey and, upon vote, unanimously carried, the Board approved Mr. Oeland's request for \$800 to tuition to attend an online sewer maintenance request. Director Yoho thanked Mr. Oeland for finding opportunities to further his education and knowledge for the District.

ORC Report: The Board reviewed the written ORC Report.

Manager's Report: Mr. Mestrovic reviewed with the Board the written Manager's Report and answered questions.

Discussion regarding Television of Sewer Main: Mr. Oeland and Mr. Mestrovic reviewed with the Board four written proposals received regarding the television of the sewer main lines. Following review and discussion, upon motion duly made by Director Hohne, seconded by Director Yoho and, upon vote, unanimously carried, the Board approved the proposal submitted by Triple S in an amount not to exceed \$25,000. The Board directed Mr. Mielke to draft a service agreement.

FINANCIAL
ITEMS

Consideration of Payables: Ms. Janzen reviewed with the Board the claims for the period ended April 30, 2021, totaling \$87,567.31. Following review and discussion, upon motion duly made by Director Hohne, seconded by Director Yoho and, upon vote, unanimously carried, the Board approved the EFT payments and the claims for the period ended April 30, 2021, totaling \$87,567.31.

Unaudited Financial Statements: Ms. Janzen reviewed with the Board the unaudited financial statements for the period ended March 31, 2021. The Board directed Ms. Janzen to investigate the total amount of debt the District is able to obtain. Following review and discussion, upon motion duly made by Director Hohne, seconded by Director Yoho and, upon vote, unanimously carried, the Board approved the unaudited financial statements for the period ended March 31, 2021.

2020 Financial Audit: Ms. Janzen reported that the field work for the 2020 financial audit is underway, and a draft will be distributed to the Board for review prior to June 30th.

Discussion Regarding Receivables: Ms. Janzen reported that Mr. Oeland and Ms. Miller completed an audit of the AOS accounts and reviewed the specific findings of the audit. The Board directed District Management to review the loan agreement to determine if a specific number of AOS properties are identified in the loan agreement.

LEGAL ITEMS

Update Regarding Woods Court Infrastructure Proposal: Mr. Mielke reviewed with the Board the final Woods Court Infrastructure Proposal. Following review and discussion, upon motion duly made by Director Ramsey, seconded by Director Hohne and, upon vote, unanimously carried, the Board approved the Woods Court Infrastructure Proposal subject to an acceptable proposed construction plan being included as Exhibit C.

Update Regarding Lot 547, St. Mary’s Subdivision Unit 4: Mr. Mielke reported that lien was released on Lot 547, St. Mary’s Subdivision Unit 4.

Update Regarding 401 Lake Road: Mr. Mielke reported that the documentation related to the 2013 litigation between the District and 401 Lake Road was located and that additional legal analysis would be provided in executive session.

Discussion Regarding Water Service Complaint at 186 Alice Drive: Mr. Mielke reported that a complaint regarding interruption of water service at 186 Alice Drive was received by his office and he recommended that this matter be discussed during executive session.

DIRECTORS ITEMS

Update Regarding Grant Funding: Director Ramsey reported that the processing of Colorado State Small Water Systems Water Grant applications has been delayed.

Discussion Regarding Illegal Dumping: Director Ramsey reported that Clear Creek County has no enforcement capacity regarding illegal dumping within the District. Director Ramsey recommended that the Board considers imposing fines to deter illegal dumping. The Board directed Director Ramsey to contact the County to inquire if the County will issue letters to illegal dumpers and copy the District.

EXECUTIVE SESSION

At approximately 8:40 p.m., Director Hohne moved that pursuant to section 24-6-402(4)(b), C.R.S. and upon an affirmative vote of at least two-thirds of the Board members present for the motion, the Board enter

into executive session for the purpose of receiving legal advice related to water service issues, including a delinquent account dispute with 29/31 Eva Road, a water service interruption issue at 401 Lake Road, and a water service interruption issue at 186 Alice Drive. Upon second and unanimous vote, the Board approved the motion to enter into executive session for the above-stated purpose.

The Board reconvened from executive session at approximately 9:05 p.m. and affirmed that no actions had been taken during executive session.


OTHER ITEMS

There were no Other Items to come before the Board.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at approximately 9:06 p.m.

By:

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Secretary for the Meeting