

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF
THE ST. MARY'S GLACIER WATER AND SANITATION DISTRICT
HELD
MONDAY, MARCH 25, 2019

A regular 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 25th day of March 2019, at 6:00 P.M., at Alice School House, 271 Silver Creek Road, Idaho Springs, Colorado, 80452.

ATTENDANCE

Directors in Attendance Were:

Bruce Hohne, President

Glenn Clark, Treasurer

Tisha Higgins, Secretary (Appointed during meeting)

Frank Brown, Assistant Secretary (Appointed during meeting)

Beth Ramsey, Assistant Secretary (Appointed during meeting)

Also, in Attendance Were:

Peggy Dowswell, and Jim Nikkel; Pinnacle Consulting Group, Inc.

Traci Miller; Pinnacle Consulting Group, Inc. (via teleconference)

Colin B. Mielke; Seter & Vander Wall, P.C.

Chris Oeland*; St. Mary's Glacier Water and Sanitation District Employee

Mike Creazzo; ORC Water Professionals

Bob Orsatti*; Lamp Rynearson (TZA Water Engineers)

Scott Rightsell, Darivsz Ptasznik, , Tim Dehnke, Bart Bockman, Tom Meyers, Marc Lamoureux, , Todd Valentine, Bruce Boynton, , and Mike Ryan; St. Mary's Glacier Community Members.

[*Arrived where indicated]

Director Hohne confirmed that a quorum of the Board was present.

Director Hohne called the meeting to order at 6:16 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 Clark and, upon vote, unanimously carried, the agenda was approved as presented.

Appointment of Board Members: Mr. Mielke reported that his office received emails from six constituents who are interested in serving on the Board and that three vacancies

currently exist on the Board. The Board reviewed and discussed the letters of interest and qualifications.

Following review and discussion, upon motion duly made by Director Hohne, seconded by Director Clark and, upon vote unanimously carried, the Board appointed Tisha Higgins, Beth Ramsey, and Frank Brown to serve on the Board of Directors.

Each Director read and signed their oath of office.

Tisha Higgins was appointed as secretary and to the vacant seat term expiring May 2020. Beth Ramsey was appointed as assistant secretary and to the vacant seat term expiring May 2022. Frank Brown was appointed as assistant secretary and to the vacant seat May 2022 term.

Public Comments: Director Hohne opened the meeting for public comment.

Mr. Tim Dehnke addressed the Board on behalf of the Property Owners Association (POA) and reported that there are two private lakes that are located within the community. The POA would like to install aerators in both of the lakes in order to increase the oxygen levels for the fish. Mr. Dehnke stated that the POA has funding available and will pay for the cost associated with the aerator installations. The POA would like to ensure that this is not a violation of the District's water rights or other agreements. The Board directed Mr. Bob Orsatti to evaluate both lakes.

Marc Lamoureux addressed the Board and stated that he lives on Elk Court and has been without water on several occasions recently. Mr. Lamoureux inquired about the District's policy regarding the reduction in the amount due for water and sanitation services or reimbursing residents who have been without water for a period of time. The Board took no action at this time.

Several other residents reported that they are also without water due to frozen water lines. It is believed that temperature fluctuations and roadway conditions are causing an increase of melted snow to penetrate the ground and then re-freeze, which is causing the water lines to freeze. Mr. Orsatti offered several different suggestions for ways that the District might address this issue.

There being no further comments made by the community members present, Director Hohne closed the public comment period.

*Chris Oeland arrived at the meeting at this time.

Minutes: The Board reviewed the minutes of the February 25, 2019 regular meeting of the Board of Directors. Following review and discussion, upon motion duly made by Director Hohne, seconded by Director Clark, and majority vote with Director Higgins, abstaining, the Board approved the minutes of the February 25, 2019 regular meeting of the Board of Directors as presented.

PUBLIC HEARING

The Board opened the Public Hearing on the Drinking Water System Improvements Environmental Assessment at 6:54 p.m.

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Mr. Orsatti explained the purpose and need for the Environmental Assessment and stated that it is a requirement for the funding that is being provided by the State of Colorado and that the study showed that there is very minimal environmental impact from the proposed improvements. Mr. Orsatti further explained the projects that will be completed, along with an estimated timeline.

There being no comments from the public, the hearing was closed at 7:04 p.m.

Following review and discussion, upon motion duly made by Director Hohne, seconded by Director Ramsey and upon vote, unanimously carried, the Board accepted the Environmental Assessment and directed Mr. Orsatti to submit the report as Final.

WATER SYSTEM
IMPROVEMNTS
UPDATE

Lamp Rynearson's Report: Mr. Orsatti reported that the final assessment for the wastewater system will be presented to the Board during the regular Board meeting in April. The Board will then have the opportunity to assess all project needs and determine the order of priority.

Mr. Orsatti reported that during the design process, Lamp Rynearson will evaluate data that was previously collected, and they will also make assumptions that will be validated later in the design process.

Mr. Orsatti explained that he will be providing the Board prior to the next meeting, a building design matrix which will outline different building materials, types, and construction options along with benefits and advantages of each type as well as estimated costs on a per square foot basis.

Consider Award of Well #3 Contract and Notice to Proceed: Mr. Orsatti reported that a pre-bid meeting was held on March 5, 2019 at 10:00 a.m. at the Alice Schoolhouse for all interested contractors and that the formal bid opening occurred at the offices of Lamp Rynearson on March 12, 2019. Mr. Orsatti reported that two formal bids for the project were received, and the bids were very close to the engineer's estimate for the project. Mr. Orsatti reviewed the bid documents with the Board and recommended that the Board engage Layne Water Management, Construction and Drilling. Mr. Orsatti reported that Layne is a well-known company, and their bid was the lowest of the two.

Following review and discussion, upon motion duly made by Director Hohne, seconded by Director Higgins and, upon vote unanimously carried, the Board approved Contract and Notice to Proceed (when all documents are received and completed) for the Well #3 Project with Layne. The Board further approved Pinnacle Consulting Group, Inc. to execute the contract and notice to proceed.

DISTRICT
MANAGER ITEMS

ORC's Report: Ms. Dowswell reviewed a written ORC's Report with the Board.

Operations Report: Ms. Dowswell reviewed a written Operations Report with the Board.

Manager's Report: Ms. Dowswell reviewed a written manager's report with the Board, noting that there were approximately 10 residents who exceeded 60,000 gallons of

water used in 2018. Ms. Dowswell recommended that the Board waive the overage fees for 2018 only, in order for the District to establish a system of notification to residents when they were trending to use more than their allotment. The Board directed Pinnacle Consulting Group, Inc. to send a letter to the homeowners letting them know that they were over, but the fee will be waived.

Ms. Dowswell reported that fee statements were sent out in the beginning of the month to customers who were 60 days or more past due, per the District's Rules & Regulations.

LEGAL MATTERS

There were no legal items.

DIRECTORS
MATTERS

Director Ramsey reported that the Rural Water Association offers website hosting and text message notification for a relatively low price and asked the Board to consider the use of these services for better communication with residents. This will be further discussed at the April Board Meeting.

EXECUTIVE
SESSION

At approximately 8:14 p.m., Director Hohne moved that pursuant to section 24-6-402(4)(b) and (e) 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 and determining positions that may be subject to negotiations, developing strategies for negotiations, and instructing negotiators with regard to a request from the property owner to relinquish a tap permit for Winterland Subdivision Lot 80, Unit 2. 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 8:20 p.m. and affirmed that no actions had been taken during executive session.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at approximately 8:20 p.m.

Secretary for the Meeting

By: 