

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

MONDAY, APRIL 25, 2022

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 25<sup>th</sup> day of April 2022 at 6:00 P.M., via Microsoft Teams.

ATTENDANCE

Directors in Attendance Were:

Bruce Hohne, President  
Glenn Clark, Treasurer  
James Jandreau, Assistant Secretary

Directors Absent but Excused:

Jason Yoho, Secretary  
Hans Hultgren, Assistant Secretary

[Arrived when indicated\*]

Also, in Attendance Were:

Ryan Abbott, Christy McCutchen, Kirsten Starman, Sarah Bromley and Shannon Metcalf; Pinnacle Consulting Group, Inc.  
Colin B. Mielke; Seter & Vander Wall, P.C.  
Chris Oeland; St. Mary's Glacier water and Sanitation District Operator  
Bob Orsatti, Anchor QEA, LLC  
Tom Meyers, Resident  
Britt Benton, Resident

The meeting was called to order at 6:14 P.M.

Director Hohne confirmed that a quorum of the Board was present with three of five Board members in attendance.

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, with the addition of item Resolution of the Board of Directors Authorizing Legal Signors.

Minutes: The Board reviewed the minutes of the March 28, 2022 regular meeting of the Board of Directors. Following review and discussion, upon motion duly made by Director Hohne, seconded by Director Clark and, upon vote, unanimously carried, the Board approved the minutes of the March 28, 2022 Regular Meeting of the Board of Directors, as presented.

Public Comments: Tom Meyers discussed AOS fees for his lots in Winterland.

Britt Benton requested a variance on AOS fees.

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WATER AND WASTEWATER SYSTEM IMPROVEMENTS

Anchor QEA Water Consultant's Report: Mr. Orsatti reviewed with the Board the written Engineer's Report. He noted that gate valve replacement is the current priority. He then covered upcoming work and answered questions.

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DISTRICT OPERATIONS/ MANAGEMENT ITEMS

Operations Report: Mr. Oeland provided an update to the board. Mr. Oeland added that the hot-jetter is being repaired.

Manager's Report: Mr. Abbott presented the Board with a written report and discussed the contents of the report with the Board.

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FINANCIAL ITEMS

Consideration of Payables: Mr. Abbott reviewed with the Board the claims for the period ended March 31, 2022, totaling \$103,447.96 and the claims for the period ended February 28, 2022, totaling \$62,657.30. Following review and discussion, upon motion duly made by Director Jandreau, seconded by Director Hohne and, upon vote, unanimously carried, the Board approved the EFT payments and the claims for the period ended March 31, 2022, totaling \$103,447.96 and for the period ended February 28, 2022, totaling \$62,657.30.

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LEGAL ITEMS

Discussion Regarding Appointment of Board Members: Mr. Mielke explained that a meeting will need to be scheduled in May to appoint Board Members.

Resolution of the Board of Directors Authorizing the Legal Signors: Mr. Mielke presented the Resolution of the Board of Directors Authorizing the Legal Signors. Following review and discussion, upon motion duly made by Director Hohne, seconded by Director Clark, and upon vote,

unanimously carried, the Board approve the Resolution Authorizing the Legal Signors.

Discussion regarding Updates to Tap Application and Permits:

Discussion regarding Culvert Replacement Cost-Sharing Agreement with Clear Creek County: Mr. Mielke noted that there is no update, therefore this item will be tabled to the May meeting.

Ratification of Settlement Agreement in Litigation with Owner of 230 Little Creek Road: Following review and discussion, upon motion duly made by Director Hohne, seconded by Director Clark and, upon vote, unanimously carried, the Board approved the Ratification of Settlement Agreement in Litigation with Owner of 230 Little Creek Road.

DIRECTORS ITEMS

Director Clark inquired about the status of the revisions allowing bathrooms to be installed in outbuildings. Mr. Mielke recommended that a sub-committee of board members be created to discuss the revisions in depth. Mr. Hohne and Mr. Jandreau agreed to participate on the committee. Mr. Mielke will then draft a proposal with revisions to the code.

OTHER ITEMS

There were no additional items.

EXECUTIVE SESSION

At approximately 7:10 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 negotiating positions related to lawsuits filed by the owners of 29 and 31 Eva Road and 230 Little Creek Road. 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 7:41 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 7:42 P.M.

By: DocuSigned by:  
*Shannon Metcalf*  
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Shannon Metcalf, Secretary for the Meeting