

MINUTES OF THE REGULAR MEETING OF THE BOARD OF  
DIRECTORS OF THE ST. MARY'S GLACIER WATER AND  
SANITATION DISTRICT  
HELD  
Monday, October 28, 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 28<sup>th</sup> day of October, 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  
Beth Ramsey, Assistant Secretary  
Frank Brown, Assistant Secretary

Directors Absent, but Excused Were:

Jason Yoho, Secretary

Also, in Attendance Were:

Jim Nikkel, Molly Janzen and Traci Miller; Pinnacle Consulting Group, Inc.  
Colin B. Mielke; Seter & Vander Wall, P.C.  
Chris Oeland; St. Mary's Glacier Water and Sanitation District Employee  
Bob Orsatti; Orsatti Water Consultants  
Mike Creazzo; ORC Water Professionals

Director Hohne called the meeting to order at 6:07 P.M.

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

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 Brown, seconded by Director Clark and, upon vote, unanimously carried, the agenda was approved as presented.

Minutes: The Board reviewed the minutes of the September 23, 2019 regular meeting of the Board of Directors. Following review and discussion, upon motion duly made by Director Hohne, seconded by Director Brown and, upon vote, unanimously carried, the Board approved the minutes of September 23, 2019 regular meeting of the Board of Directors, as presented.

Public Comments: There were no public comments.

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WATER SYSTEMS  
IMPROVEMENTS

Lamp Rynearson's Report: There was no new information provided.

Orsatti Water Consultant's Report: Mr. Orsatti distributed and reviewed with the Board the draft District Construction Standards manual. Mr. Orsatti requested that the Board provides comments back to him no later than November 8<sup>th</sup>. A final version of the document will be provided to the Board on November 18<sup>th</sup>.

Mr. Orsatti reported that he submitted a memorandum to DOLA, as requested during a recent conference call, that provided a narrative regarding the water systems improvement bidding process. Comments from DOLA have not yet been received.

Mr. Orsatti reported that the District will be required to make a seven-minute presentation on November 6<sup>th</sup> at 9:30 a.m. in Alamosa to DOLA regarding the water system improvement project as part of the grant application process. The Board directed Mr. Orsatti and Mr. Nikkel to draft the presentation for review prior to the presentation. Mr. Orsatti, Mr. Nikkel and Directors Hohne and Ramsey will attend the presentation.

Mr. Orsatti reported that the District received a letter on October 15<sup>th</sup> from the State of Colorado and the Environmental Protection Agency fining the District for non-compliance. The Board directed Mr. Orsatti to write a letter in response requesting that the fine be rescinded and provide information regarding what the District has accomplished and the timeline for correcting alleged violations.

The Board discussed the wastewater systems improvement project. Following review and discussion, upon motion duly made by Director Hohne, seconded by Director Ramsey and, upon vote, unanimously carried, the Board directed Mr. Orsatti to draft a service agreement and submit proposals on behalf of Orsatti Water Consultants related to the wastewater system improvement project. The Board will consider the service agreement and proposal at the November Board meeting.

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DISTRICT  
MANAGER ITEMS

District Construction Standards: This item was discussed during the Water System Improvement Projects update.

ORC's Report: Mr. Creazzo distributed and reviewed with the Board the written ORC's report and discussed recent operations. Mr. Creazzo noted that a RAS motor is inoperable and a new motor has been ordered.

Operations Report: Mr. Oeland reviewed a written Operations Report with the Board and discussed recent operations. Mr. Oeland noted that the large leak in Winterland subdivision has been repaired. Mr. Oeland requested that communication is sent to part time residents to remind them to have their curb stops shut off for the winter to help protect the system from freezing. Mr. Oeland requested approval to purchase additional space heaters for the booster stations and well houses. Mr. Oeland reported that there is a hydraulic leak on the backhoe. Mr. Nikkel will work with Mr. Oeland to find a certified mechanic to complete the repair as soon as possible.

Manager's Report: There was no new information to report.

FINANCIAL  
ITEMS

Review and Consideration of Payables: Ms. Janzen reviewed with the Board the claims for the period ended October 15, 2019, totaling \$79,483.50. Following review and discussion, upon motion duly made by Director Ramsey, seconded by Director Brown and, upon vote, unanimously carried, the Board approved the EFT payments and the claims for the period ended October 15, 2019, totaling \$79,483.50.

Review and Consideration of 2019 Audit Engagement Letter: Ms. Janzen presented the 2019 Financial Statement Audit Engagement Letter with Marc, James & Associates. Following review and discussion, upon motion duly made by Director Hohne, seconded by Director Clark and, upon vote, unanimously carried, the Board approved the 2019 Financial Statement Audit Engagement Letter with Marc, James & Associates.

Discussion Regarding 2020 Proposed Budget: Ms. Jansen reviewed with the Board the 2020 Proposed Budget, noting that a 2.7% increase to water and sewer fees, and a \$45 decrease to availability of service fees have been proposed. The 2020 Budget Hearing is scheduled for November 18<sup>th</sup> at 6:00 p.m.

LEGAL ITEMS

Update Regarding Proposed Easement from Property Owner Adjacent to Well #1: Mr. Mielke reported to the Board that legal descriptions of the property have been provided to the legal firm representing the owners adjacent to the Well #1 site. Mr. Mielke reported that the legal firm has requested that the proposed easement be staked so the property owner's legal counsel can perform an onsite inspection of the proposed easement. Mr. Orsatti will coordinate having the easement staked.

Update Regarding Notice of Violation: Mr. Mielke reported that additional researched is being conducted regarding the additional information provided to Mr. Mielke's office regarding the tap fees and service lines for 29 and 31 Eva Road by the property owner.

Discussion Regarding Comments to County on Camping Regulations: Mr. Mielke reported that he will distribute to the Board via email an updated letter to Clear Creek County regarding Camping Regulations. Mr. Mielke will send the letter to Clear Creek County subject to final revisions from the Board.

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DIRECTORS  
ITEMS

Grants Update: This item was discussed during the Water System Improvement Projects update.

Discussion Regarding Lease with St. Mary's Metropolitan District: Director Hohne informed the Board that he has not received an updated Lease Agreement from St. Mary's Metropolitan District.

Discussion Regarding Acquisition of Lot 70: Director's Hohne and Brown will provide additional information to Mr. Orsatti regarding the acquisition of Lot 70.

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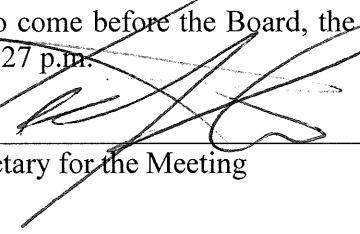
EXECUTIVE  
SESSION

At approximately 8:05 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 sole purpose of receiving legal advice regarding allegations of misuse of District finances. 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 8:25 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 8:27 p.m.

By:   
Secretary for the Meeting