

MORRISON CREEK METROPOLITAN WATER & SANITATION DISTRICT
24490 Uncompahgre Road, Oak Creek Colorado 80467
Phone (970) 736-8250 FAX (970) 736-0177
Email: info@mcwater.org

RECORD OF PROCEEDINGS

The Board of Directors of the Morrison Creek Metropolitan Water and Sanitation District met on Thursday, May 17, 2007 at the offices of Sharp, Steinke and Sherman, LLC located in Steamboat Springs at 401 Lincoln Avenue, Steamboat Springs, Colorado for their regularly scheduled meeting.

Present: Jack Fahres
Ken Burgess
Tony Borean
Ken DePaul
Donald Alperti

Also: Steve Colby, District Manager
Suzie Hawkins, Recording Secretary
Tom Sharp, Council
Tony Stich

Ken DePaul called the meeting to order at 3:30 p.m.

Meeting Minutes

Motion: by Donald Alperti to approve the April 19, minutes as presented. Jack Fahres 2nd. All in favor.

New Business

-Tony Stich was present to discuss connecting lots 4, 5 and 9 Horseback to the sewer trunk line in CR16. District policy dictates that a main line needs to be within 100 feet of the property to allow connection. 2 of the 3 lots are within 100 ft., the other is slightly more. The lots must cross a strip of common area to reach the county right of way. There is precedence for lots in this area to connect to the sewer line as lots 2, 6 & 9 are already connected. Mr. Sharp indicated his belief that the blanket easement that the SPOA gave to the District covers laterals. The manager indicated that if the lateral can be built to District specification and meets the 100 ft. requirement he typically would allow the connection.

- Mr. Stich also discussed the idea of bringing water to Horseback lots 174, 175, 176, 177, 188 & 189. The lots would have vault sewer systems. The Board expressed concern about approving a water line extension to lots using vaults and prior to completion of the Horseback master plan.

-Chris Wittemyer was present to discuss the Stagecoach Marketplace. He is considering downsizing the project which would require resubmitting with Routt County planning. The concept of the District/SPOA leasing space was also discussed. Mr. Wittemyer indicated this might be possible. The manager pointed out that there were operational advantages to having the offices at the plant. Mr. Sharp briefed the Board on leasing and TABOR issues.

Financial Report

-Ken Burgess reported there is \$420,000 in the Capital Improvements fund. The manager commented on the large number of termination notices being sent this quarter.

Motion: by Ken Burgess to approve the financial report as presented and checks # 10,144-10,189 inclusive. Jack Fahres 2nd. All in favor.

Manager's Report

-The manager would like to proceed with work on the upper tank to fill voids in the floor caused by the leak. The estimate to do the work is several thousand dollars.

- **Motion:** by Donald Alperti to authorize the manager to proceed. Tony Borean 2nd. All in favor.

-The homeowner next to the Meadowgreen Lift Station has requested that the District construct a fence around the lift station. The manager said any fence would have to be designed to allow enough access for maintenance. The manger suggested that it may be time for a professional analysis of the lift station which is now 35 years old. The board authorized the manager to contact RTW about possibly conducting such analysis.

-The old back hoe has been out of use for two months and is 35 years old. The manager suggested it may be time to search for a replacement. Most likely a newer used machine. The Board directed the manager to get more information.

-Parker Ag has proposed to dewater & remove bio solids from the WWTP for .175/gallon or 17,500.00 for 100,000 gallons. The board authorized the manager to proceed.

-Morrison Creek Reservoir: The manager updated the Board on progress on the reservoir concept. The UYWCD is applying to the CWCB for \$50,000 in grant to perform a feasibility study. Initial feedback from landowners has been positive. The MCMWSD may eventually be asked to commit to contract for water storage in such reservoir should it become a reality.

Attorney's Report

Tom Sharp had nothing to report.

President's Report

-The September Special District Meeting in Steamboat is available to all board members. Please let Donna or Steve know if you would like to attend.

-The MOU between SPOA and the District for the master plans has been approved. Ken Burgess will disperse funds to the District as the bills come in.

New Business

-There is a proposal by a local realtor to build multifamily structures on the single family lots in Meadowgreen. The manager expressed concern about the infrastructure in that areas design for anything more than single family development.

Motion: by Tony Borean to adopt the following resolution:

RESOLUTION

WHEREAS, the MORRISON CREEK METROPOLITAN WATER AND SANITATION DISTRICT, Routt County, Colorado (the "District"), has adopted rules and regulations to govern the operations of the District; and

WHEREAS, pursuant to Section 1.6 of said Rules and Regulations, the Board of Directors of the District reserved the right and power to amend such Rules and Regulations without necessity of prior notice; and

WHEREAS, the Board of Directors now desires to amend such Rules and Regulations.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF THE MORRISON CREEK METROPOLITAN WATER AND SANITATION DISTRICT That the Rules and Regulations are hereby amended as follows:

1. **Denial of Multi-Family Service within Certain Subdivisions Platted Prior to 1975 Except for Designated Multi-Family Lots.** In Article V, Section 5.3, amend such Section 5.3 by adding the following to the end of such Section 5.3:

“For lots within subdivisions within the District platted by subdivision plats recorded prior to 1975, water and sewer service to multiple-family dwellings containing 3 or more dwelling units shall only be allowed or permitted on lots that are designated Multi-Family on the original plat. All other lots within such subdivisions platted of record prior to 1975 shall only be allowed or permitted to have a single family dwelling or duplex family dwelling water tap (water meter).”

2. **Finding.** The Board finds and determines that the above amendment is necessary for the continuation of services of the District with its existing infrastructure, since the sizing and placement of lines and planning of infrastructure constructed by the District in the 1970's was based on the assumption that platted lots not otherwise designated for Multi-Family development within subdivisions platted prior to 1975 were limited to single family or two-family dwelling development.

3, **Ratification.** Except as above amended, the Rules and Regulations of the District are hereby ratified and confirmed.

APPROVED AND ADOPTED this _____ day of June, 2007, effective as of May 17, 2007.

ATTEST:

MORRISON CREEK METROPOLITAN
WATER AND
SANITATION DISTRICT

By: _____
Steve Colby, Manager

By: _____
Ken DePaul, President

Donald Alperti 2nd. All in favor.

-Ken Burgess informed the Board that a grant has been awarded by the Colorado State Forest Service for \$10,000 to perform fire protection work in Stagecoach. The grant must be matched. Mr. Burgess is requesting the

MCMWSD to provide \$2000 towards this goal. He will also be approaching SPOA and the Fire District to contribute.

Motion: by Donald Alperti to provide \$2000 in matching funds toward the fire protection work. Tony Borean 2nd. Pass.

Motion: by Donald Alperti to adjourn at 5:34 p.m. Jack Fahres 2nd. All in favor.