

**MORRISON CREEK METROPOLITAN WATER & SANITATION DISTRICT**  
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### **RECORD OF PROCEEDINGS**

The Board of Directors of the Morrison Creek Metropolitan Water and Sanitation District met on Thursday, March 20, 2008 at the offices of Sharp, Steinke, Sherman and Engle, LLC located in Steamboat Springs at 401 Lincoln Avenue, Steamboat Springs, Colorado for their regularly scheduled meeting.

Present: Donald Alperti  
Ken Burges  
Tony Borean  
Jack Fahres  
Ken DePaul – via speakerphone

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

Donald Alperti called the meeting to order at 3:32 p.m.

#### **Meeting Minutes**

**Motion:** by Tony Borean to approve the February 2008, minutes as presented. Ken Burgess 2<sup>nd</sup>. All in favor.

#### **Financial Report**

**Motion:** by Ken Burgess to approve the financial report as presented and ratify check #'s 10,636 to 10,640, and #'s 10-648 to 10,664 and to void check #'s 10,641-10,644, 10,626-10,635 and #10,647. Jack Fahres 2<sup>nd</sup>. All in favor.

#### **Manager's Report**

-The Southshore Masterplan is near completion and a draft Horseback should be ready for the next meeting.

-A draft financial plan & rate study will be ready next meeting.

-The conversion to the new software is complete and District personnel have completed the training.

-The DEO, Melinda Sherman, has cancelled the spring 2008 election as there were not more candidates than available seats. Jack Fahres, Donald Alperti and

Ken Burgess are declared elected to four year terms. The Board ratified the execution of the resolution cancelling the election by Tony Borean.

-The Manager will be on vacation from April 5-12, 2008.

-Employee health insurance premiums will increase by 3% and dental 4% July 1<sup>st</sup>.

**Motion:** by Tony Borean to continue with the current health/dental employee benefit program. All in favor.

### **Attorney's Report**

-Mr. Sharp reported that the CWCB has filed a statement of opposition to our change case # 07CW119 to transfer conditional rights from well 5 to wells 10 & 2R. This is because they have a 1CFS in-stream right on Little Morrison Creek. HRS water consultants has been contacted to see if it is possible to demonstrate that our deep wells will not cause any damage to the CWCB right. If this is not possible than we will have to search for another solution acceptable to the CWCB.

-Jim Heckbert, who owns 160 acres of land west of BH II has filed for a 2 CFS water right on Bushy Creek. The effect of such diversion on our wells is unknown . Mr. Sharp recommends filing a statement of opposition at this time.

**Motion:** by Ken Burgess to file a statement of opposition to Heckbert's request. Jack Fahres 2<sup>nd</sup>. All in favor.

-Mr. Sharp reported that he cannot guarantee the Board that a court would not hold them liable should they take action concerning the vault agreement. He recommended having their action confirmed by the court prior to taking action.

### **President's Report**

-None

### **Old Business**

**Motion:** by Tony Borean to Ratify the Resolution canceling the May 08 election. Ken DePaul 2<sup>nd</sup>. All in favor.

**Motion:** by Ken Burgess to adopt the sick leave policy as proposed by the manager with the following changes: the minimum after 1 year is 5 days with the maximum 15 days. Ken DePaul 2<sup>nd</sup>. All in favor

**Motion:** by Ken Burgess to issue a new commitment to serve letter for filing 2 & 3 Snokomo Estates. Ken DePaul 2<sup>nd</sup>. All in favor.

### **New Business**

-The Board reviewed and approved a sewerline maintenance plan as proposed by the Manager.

- **Motion:** by Ken Burgess to adopt the Liability Endorsement/Maintenance Warranty Deductible for the Property Insurance Pool. Tony Borean 2<sup>nd</sup>. All in favor

**Motion:** by Ken Burgess to go into executive session at 5:19 p.m. to discuss personnel issues. Jack Fahres 2<sup>nd</sup>. All in favor.

**Motion:** by Tony Borean or come out of Executive Session at 5:28 p.m. Jack Fahres 2<sup>nd</sup>. All in favor.

-The Board directed the Manager to conduct testing of the environment at the District offices and WWTP as he may determine to be appropriate after consultation.

**Motion:** There being no further business Tony Borean moved to adjourn the meeting at 5:30 p.m. Jack Fahres 2<sup>nd</sup>. All in favor.