

**MORRISON CREEK METROPOLITAN WATER & SANITATION DISTRICT**  
**24490 Uncompahgre Road, Oak Creek Colorado 80467**  
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**RECORD OF PROCEEDINGS**

The Board of Directors of the Morrison Creek Metropolitan Water and Sanitation District met on Thursday, October 16, 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, President  
Ken Burgess, Treasurer  
Tony Borean, Director  
Ken DePaul, Vice-President  
Jack Fahres, Director

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

Donald Alperti called the meeting to order at 3:30 p.m.

**Meeting Minutes**

**Motion:** by Ken DePaul to approve the September 18, 2008 minutes as presented. Ken Burgess 2<sup>nd</sup>. All in favor.

**Motion:** by Tony Borean to approve the special meeting minutes of September 25, 2008 as presented. Ken DePaul 2<sup>nd</sup>. All in favor.

**Financial Report**

-Mr. Colby purchased a CD with Wells Fargo Bank instead of Colorado Trust for \$100,000. This CD is for seven months at an interest rate of 3% which allows for some diversification of funds.

**Motion:** by Ken DePaul to approve checks #10,927-10,985 with 10,958, 10959 & 10,960 voided, and the September statement as presented. Ken Burgess 2<sup>nd</sup>. All in favor.

**Manager's Report**

-Alcorn Sanitation has made substantial progress in reducing its past due on dumping fees. The manager reported that a Morningside property owner was looking into the possibility of starting a pumping company. Mr. Burgess suggested requiring a deposit as a change to the pumper contractor agreement. Mr. Colby was directed to continue looking at options for the District to pump vaults.

-Jack Fahres suggested signs for the District trucks. Tony Borean suggested vinyl instead of magnetic signs.

-The Manager recommended moving forward with installation of SCADA equipment on well #1 and the lift station on Bannock Trail by Timberline Electric & Control Company.

**Motion:** by Ken DePaul to approve the SCADA system at a cost of \$18,800. Tony Borean 2<sup>nd</sup>. All in favor.

-In connection with the SCADA installation on Well 1 we are updating electrical panels & equipment in well #1. This is being done by District personnel.

-Dr. Bill Lewis of CU has begun the mixing zone study for the wastewater plant discharge. He feels that it is likely that a considerable dilution ratio is likely.

-Red Oak Consulting is incorporating a third scenario in the final rate & financial plan report. The third scenario will allow for a phased increase in tap-fees.

**Motion:** by Ken DePaul to have a rate hearing at the next regularly scheduled meeting November 20<sup>th</sup>. The regular Board of Directors meeting will commence at 5:30 p.m. with the rate hearing commencing at 7:00 p.m. This will be advertised in the legal section of the Pilot one time. The manager was directed to ask Red Oak Consulting to be available. Tony Borean 2<sup>nd</sup>. All in favor. Mr. Colby will survey and report on rates in other local communities.

#### **Attorney's Report**

-Tom Sharp updated the Board on progress in the District's water rights cases. The Division Engineer has requested additional information in the District's diligence case # 08CW004. Mr. Sharp and Mr. Colby will arrange a meeting with the Division Engineer to discuss the case and supply the information. In case # 07CW119 the District is attempting to move conditional rights from well #5 to well 2R. The CWCB has filed opposition because of an instream flow right on Little Morrison Creek. The District has received the results of the HRS study which indicates that there will be no measurable impact to Little Morrison Creek due to the pumping of wells 2 and 2R. This is in line with a similar study done by Willard Owens in 1991 which indicated no impact to the District's well # 1 from a diversion from Bushy Creek. Mr. Sharp will use these two reports to ask for a De Minimus finding in the case.

#### **Old Business**

-The easement requested by property owners in Southshore for an electric line extension has been executed and delivered to Paul Barry.

-There was discussion on the vault hearing and how to proceed. It was decided to have Mr. Sharp prepare a proposed amendment to the vault agreement to present to the county at a meeting with county staff.

#### **New Business**

-A proposed vacation policy was reviewed. The Board approved the policy with the following changes:

-1-4 years service- 2 weeks vacation

5-10 years service- 3 weeks vacation

10-20 years service- 4 weeks vacation.

Vacation for the District Manager will be set by the Board of Directors from time to time.

**Motion:** by Ken Burgess to approve the policy with above changes. Jack Fahres 2<sup>nd</sup>. All in favor.

## **Budget**

-The Board has received a proposed 2009 Budget. Notification of this meeting for Budget adoption was placed in the legal section of the Steamboat Pilot.

**Motion:** by Ken Burgess to adopt the Budget as proposed (attached). Ken DePaul 2<sup>nd</sup>. Pass.

**Motion:** by Tony Borean to approve the Resolution to set the Mill Levy at 20.00 mils with a temporary credit/reduction of 6.09 with a net levy of 13.01. Ken DePaul 2<sup>nd</sup>. All in favor.

**Motion:** by Ken Burgess to pass the resolution to appropriate \$1,235,054 in expenditures for 2009. Ken DePaul 2<sup>nd</sup>. All in favor.

-The Board authorized the Manager and Treasurer to make the necessary changes and adjustments to the Budget and mill levy upon receiving the final assessed valuation numbers from the assessor's office.

### **RFP for Water Supply Master plan**

-Mr. Sharp suggested adding to section 4D:

8. Interconnection of North and South systems.
9. Service of the area east of CR 16 (Woodchuck Hill).

**Motion:** by Ken DePaul to approve issuing the RFP for a Water Supply Master plan after review and approval by Mr. Sharp and Mr. Colby. Tony Borean 2<sup>nd</sup>. All in favor.

-Donald Alperti requested a copy of the September 25<sup>th</sup> special meeting minutes be sent to the SPOA.

**Motion:** There being no further business Ken Burgess moved to adjourn the meeting at 5:18 p.m. Tony Borean 2<sup>nd</sup>. All in favor.