

RECORD OF PROCEEDINGS

A meeting of the Woodmoor Water and Sanitation District No. 1 (WWSD) Board of Directors was held on February 11, 2010 at the Woodmoor Water and Sanitation District No. 1 office.

PRESENT:

Director Hacker
Director Nasser
Director Town
Director Whitelaw
Director Wyss

Manager: Jessie J. Shaffer
Ass't. Manager: Randy Gillette
Attorney: Erin Smith
Consulting Engineer: Mike Rothberg, Steve Tamburini

Secretary: Hope Winkler

Visitors: Harriet Halbig – OCN
Walraven Ketellapper & Sarah Morrison – Stillwater Resources & Inv.
Michael Wicklund – Monument Sanitation District
Dale Smith – Palmer Lake Sanitation District
Bill Burks – Tri-Lakes Wastewater Treatment Facility

I. **Call to Order:**

President Nasser called the meeting to order at 1:00 p.m.

Dale Smith presented President Nasser with a hand-made “outhouse” in commemoration of his service on the Joint Use Committee of the Tri-Lakes Wastewater Treatment Facility. Smith commended Nasser and said that Nasser had been instrumental in bringing about the updating of the Amended Joint Use Agreement. Smith, Wicklund, and Burks then departed the meeting.

II. **Reading of the Minutes:**

Copies of the January 14, 2010 meeting minutes of the Woodmoor Water and Sanitation District were provided to each director. It was moved, duly seconded and unanimously passed that the minutes be approved.

III. **Financial Report:**

Director Wyss reviewed the January pre-audit Financial Report. Winkler said that the numbers will change when December's audited figures are known.

IV. **Public Discussion:**

1. There was no one who wished to appear before the Board.

V. **Joint Use Committee (JUC) Report:**

Whitelaw reported that:

1. The DMR was good – there were no violations. The plant is running well. Copper was within current limits. The Monument Sanitation District had a copper reading of 138 UG/L in their south outfall line.
2. The wastewater plant budget for 2011 will be forthcoming in August.
3. **Wastewater Utility Council:** A lengthy discussion was held on the merits of paying membership dues to the Wastewater Utility Council. The Monument Sanitation District belongs and Palmer Lake Sanitation District will join. Whitelaw recommended that the WWSD join - the dues are only \$150 per year. Jim Kendrick has been attending the meetings and giving Monument Sanitation District a voice. After discussion, it was the consensus that the WWSD should pay membership dues of \$150 to the Wastewater Utility Council and reimburse Monument Sanitation District some of its expense involved in having Kendrick attend meetings.
4. The plant is currently not testing for phosphorus. Gillette thinks it may be important to be prepared if the State tries to impose limits for phosphorus. What kind of data would be needed – should Burks talk to Tetra Tech? Rothberg said that he would suggest that weekly samples be taken at first to establish a base line and then taper off a little. The EPA is redefining secondary treatment – in the future it will probably include phosphorus and nitrogen. Testing will be considered.
5. The revised Amended Joint Use Agreement was presented for signature by the WWSD. It was moved, duly seconded and unanimously passed that the revised Amended Joint Use Agreement be approved and that the President be authorized to sign it upon counsel's review as to form.

VI. **Manager's Report:**

Shaffer reviewed the Manager's Report dated February 11 2010, a copy of which is attached hereto.

1. **Pikes Peak Regional Water Authority (PPRWA):** Shaffer said that at the last PPRWA meeting questions were addressed to him concerning the WWSD's water court filings, etc. and he answered as best he could. He assured the PPRWA that there was nothing that would prevent the WWSD from working with the PPRWA. There could be some opportunities to share in the future. Shaffer informed the Board that the Super Ditch is basically a consortium of farmers who broker water leases. The Lower Arkansas Water Conservancy is supporting (not monetarily) Super Ditch's efforts. At the engineering meeting of the PPRWA, they expressed disappointment that the WWSD had filed for water rights. Peter Nichols said that Super Ditch would make a mutually exclusive offer and the

WWSD would not be invited to the negotiation table. The WWSD Board feels that the WWSD is a member of the PPRWA and the issue should be discussed at the next PPRWA meeting. It's a serious issue. Shaffer was instructed to write a letter to Super Ditch reiterating the discussion and stating that the WWSD is still interested. The WWSD has a long range water plan and is looking for alternatives for a long time – a permanent supply. EPCWA had a transit loss meeting last Friday which Gillette attended. They are working on a permanent method to determine annual transit model costs allocation. There are two new members and the handling of their dues was discussed. In regard to the Flaming Gorge project, a letter of interest was signed with Million Conservation Resource Group. The WWSD would sign a similar letter for Parker Water and Sanitation but they require a \$20,000 “good faith” payment. The EPCWA supported Gary Barber’s task force even though the WWSD and Donala voted against it.

2. **Operations: Randy Gillette:** Gillette reported that preventative maintenance is being done in preparation for the heavy use season. Unmetered water was used for extra media filtering, etc. The maintenance at the South Filter Plant caused Whitelaw to have low water pressure to very little pressure. When operators realized that, the amount of water flowing was ratcheted down. The District traded in the 1990 dump truck for a 2004 Kenworth dump truck. Lake Woodmoor’s level is 7094.73 and is filling as expected. The Division of Wildlife is still interested in stocking it when they can.
3. **Construction:** There is no construction going on at this time.
4. **Subdivision Update:** Nothing to report at this time.
5. **Well 22 Acquisition:** Shaffer said that he has the latest draft of the agreement to look at.
6. **Water Court Filing:** Sperling told the District that the Water Court Decree and the District’s water policy and Augmentation Plan must match so she is not yet working on the Augmentation Plan. Shaffer said a water policy draft will be presented in March.
7. **the Proposal Agreement:** Monies were budgeted in the 2010 Budget to have the District’s sewer rates, formulas, and comparisons with actual collections looked at. After discussion, it was moved, duly seconded, and unanimously passed that the proposed agreement with thc be approved and that the President be authorized to sign it.
8. **Petty cash:** After discussion, it was the consensus of the Board that it is within the District Manager’s purview to set the amount of petty cash.

VII. Special Reports and Subjects:

1. **Engineer’s Report:** Rothberg said there was nothing other than Executive Session.
2. **Attorney’s Report:** Smith said that she had resolution 10-03, Amending and Updating the 2006 Woodmoor Water and Sanitation District Rules and Regulations to bring before the Board. It was moved, duly seconded, and unanimously passed that Resolution 10-03 Amending and Updating the 2006 Woodmoor Water and Sanitation District Rules and Regulations be approved and that Smith be instructed to prepare updated Rules and Regulations pages for the existing books.
3. **Election:** Smith said that the Call for Nominations was published on February 10, 2010 in the Tribune.

VIII. **Old Business:**

There was no other Old Business to come before the Board at this time.

IX. **New Business:**

1. **March Meeting Change:** After discussion, it was the consensus that the March Regular Meeting of the Board of Directors should be moved from March 11, 2010 to March 18, 2010 at the same time and place. Although one and possibly two directors will be unable to attend on the 18th, a quorum will be present. If a special meeting becomes necessary it should be scheduled either on March 2nd or March 5th in the afternoon.

2.

Executive Session:

It was moved, duly seconded, and unanimously approved that the Board move into Executive Session pursuant to Section 24-6-402(4)(a), C.R.S., for “discussions related to the purchase, acquisition, lease, transfer, or sale of any real, personal, or other property interest”; and pursuant to Section 24-6-402(4)(e) C.R.S., “Determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators” all related to water and storage rights negotiations, property interests, and a potential new opportunity. The Executive Session commenced at 2:14 p.m. The Board returned to Regular Session at 3:24 p.m.

XI. **Adjournment:**

There being no other business to come before the Board, it was moved and duly seconded that the meeting be adjourned. The motion passed unanimously and the meeting adjourned at 3:26 p.m.

Respectfully Submitted,



Barrie Town, Secretary