

**MINUTES OF THE  
REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE  
MT. CRESTED BUTTE WATER AND SANITATION DISTRICT  
June 12, 2018**

A Regular Meeting of the Mt. Crested Butte Water and Sanitation District Board of Directors was held at 5:00 p.m. on Tuesday, **JUNE 12, 2018**, at the office of the District, 100 Gothic Road, Mt. Crested Butte, Gunnison County, Colorado. Members of the Board of Directors in attendance at the meeting were as follows:

Sara Morgan      Brian Brown      Carlos Velado      Matthew Gutter      Roger Cram

Also present were:

Mike Fabbre, District Manager

Jill Norris, District Attorney

Bryan Burks, Wastewater Plant Supervisor

Tracy Davenport, Admin Assistant

Tim Seifert, Water Plant Supervisor

Kyle Koelliker, Water Operator

Chris Hensley, Adaptive Sports Center

## **REGULAR BOARD MEETING**

### **1. Call to Order**

The meeting was called to order by Chairperson Morgan at 5:00 pm.

### **2. Citizens Comment Period**

Chris Hensley was present to represent Adaptive Sports Center.

### **3. Adaptive Sports Center Tap Fee**

- A request was received from Rick Divine that he is willing to transfer his tap fee credits to Adaptive Sports Center up to a maximum of 15 credits
  - Discussion on how tap fee credits are accounted for. Vacant lots/buildings continue to pay user fees to retain tap credits
  - District has set the precedent by transferring tap credits in the past
  - District Rules and Regs language needs to be revised, Board has authority to revise as long as it does not violate Colorado Statutes
  - Velado stated the Adaptive Sports Center came through his Town department and he was primary staff on the application, he feels he does not have a conflict of interest, the Board agreed
- MOTION** by Velado, seconded by Brown to allow the transfer of up to 15 tap credits from Divine to be applied to the Adaptive Kelsey Wright Building. Motion voted in favor.
- Discussion of who pays the user fees on the gap time between transfer and building completion
  - Board approved tap fee credits transferred to another owner will move the user fees to the new owner immediately
  - Discussion of sunset time frame to hold tap fee credits open, a 10-year sunset clause to be added to regulations
  - Staff and counsel to clean up language in 3.5 Rules & Regs

### **4. Revised Irrigation Resolution**

- Irrigation resolution to be approved for only changes made on permitted days from May 8<sup>th</sup> meeting
- MOTION** by Velado and seconded by Gutter to approve the Revised Irrigation Resolution dated May 8, 2018. Motion voted in favor.

### **5. Raftelis Rate Study Update**

- Raftelis will continue the water tiers and tap fee rate study
- Raftelis needs an updated CIP (capital improvement plan) and the insurance buildings valuation
- A special meeting was requested for August

### **6. Manager's Report**

- It was requested to add a contract amount in the summary page

### **7. May 2018 Financial Reports**

- Tap fees and property tax amounts are up as well as interest amounts.
- Water Rights funds were moved from Bank of the West to Colotrust for higher interest rate
- Toolcat for water department has arrived
- The revised Bank Account Register sheet containing only each account total was accepted
- The operating report line 2-Laboratory was high due to additional lab tests for the upcoming wastewater permit
- Line 19-Other Expenses contained ski pass purchase, will be spread to employees accounts later

**MOTION** by Velado, seconded by Brown to approve the May 2018 financial operating reports.  
Motion voted in favor.

**8. Approve Meeting Minutes:**

May 8, 2018

**MOTION** by Brown, seconded by Gutter to approve the May 8, 2018 board meeting minutes as amended.  
Motion voted in favor. Cram abstained.

**9. Legal Matters**

- Recent meeting with CBMR representatives concerning the effect of the sale to Vail Resorts:  
Backwash Pond – East River Pump Station – Prospect Water Tank – Pre-sed Pond
- Pinnacol has stated the District is the statutory employer for the Workers Comp claim for the UV Building worker injured in a fall January 2017. Pinnacol is trying to have a settlement conference. This claim will affect our future worker comp rates.
- Discussion: if Vostatek and Rembrandt Painting do not participate in the settlement, does the District indemnify. Cannot proceed until workers comp insurance/settlement established.

**10. New/Old Business Before the Board**

- Bryan Burks passed his Collection 4 test
- Discussion on July meeting date

**MOTION** by Velado, seconded by Brown to move the July meeting to Monday, July 16, 2018 at 4:00 pm.  
Motion voted in favor.

**11. Adjourn**

**MOTION** by Velado, seconded by Brown to adjourn the meeting at 6:40 p.m. Motion voted in favor.

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Nettie Gruber, Secretary