

**MINUTES OF THE
REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE
MT. CRESTED BUTTE WATER AND SANITATION DISTRICT
July 11, 2023**

Regular Meeting of the Mt. Crested Butte Water and Sanitation District (District) Board of Directors was held at 5:00 pm on Tuesday, **July 11, 2023**, via <https://zoom.us/my/mcbwsdboardmeeting>.

Members of the Board of Directors in attendance at the Regular Board Meeting were as follows:

Nancy Woolf - Chair, Brian Brown - Board Member, Jonathan Ferrell - Treasurer, Nancy Grindlay – Vice Chair, Jenn O'Brien - Board Member

Also present were:

Mike Fabbre - District Manager, Tracy Davenport - Accounts Payable Coordinator, Kent Fulton - Finance Manager/Secretary, Kyle Koelliker - Water Supervisor, Marcus Lock - District's Attorney, Kim Wrisley - Recorder

Board Meeting Agenda

1. Call to Order

- The regular meeting of the Board of Directors was called to order by Woolf at 5:00 pm and a quorum was present.

2. Citizen Comment Period

- No citizens presented comments.

3. Approve Meeting Minutes

- June 13, 2023

MOTION by Brown and seconded by Ferrell to approve the June 13, 2023 regular meeting minutes as submitted. Motion voted in favor.

4. District Manager Report

- Fabbre highlighted a few items and noted that additional items can be seen on the report included in the agenda packet.
- Fabbre explained the numbering system of his report and how items listed tie into the capital projects/budget found later in the packet.
- The Meridian Lake Park (MLP) spillway project is progressing nicely. The State's mandatory repairs are in the final phase of completion. The State dam inspector was on site on July 10, 2023 and did not report any construction issues or safety restrictions. The District presented proposed safety signage/buoy system/fencing information to the inspector for his feedback. He approved draft signage as well as a buoy system for in front of the spillway and these safety measures will be implemented in the next few weeks.
- The District is proposing an Executive Session for the August Board meeting to get clarification about how to proceed with the Water Master Planning.
- A public hearing for the Hunter Ridge Inclusion Project will not be held until after the District receives a response from the developer regarding the draft preliminary engineering report that was provided to him.

5. December 2022 Period 13 Financial Report

- Fulton noted the financial information coincides with the preliminary audited numbers.
- A preliminary audit was received from Mayberry & Co. Fulton is in the process of reviewing it for presentation at the August meeting so 2022 financials can then be finalized.

6. June 2023 Financial Report

- Fulton reported that a new truck was purchased for the water department as well as a reserve replacement pump for the MLP plant.
- Most of the property tax payments for the year have been collected.
- Tap fees are tracking over budget.
- Fulton reported that water usage is down because of the rainy spring season.

MOTION by Brown and seconded by Grindlay to approve the June 2023 Financial Report. Motion voted in favor.

7. Legals

- Lock reported that Meridian Lake Meadows (MLM) approved its agreement with the District but Pristine Point (PP) did not approve its agreement with the District. More will be discussed in Executive Session.

8. New/Old Business Before the Board

- There was no new or old business discussed.

9. Executive Session

- Consideration of an executive session to be held pursuant to C.R.S. § 24-6-402(4)(b) and (e)(I), which concern respectively, conferences with the District's general counsel for the purpose of receiving legal advice on specific legal questions and determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators, in order to discuss Meridian Lake Reservoir and related infrastructure and the Pristine Point Owners' Association, Inc.
- Fabbre and Lock remained for the Executive Session.

MOTION by Woolf and seconded by Brown to move into Executive Session at 5:21 pm. Motion voted in favor.

MOTION by Woolf and seconded by Brown to adjourn from Executive Session at 6:13 pm. Motion voted in favor.

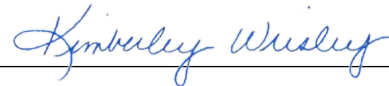
10. Meridian Lake Reservoir and Pristine Point Owners' Association Discussion with Potential Action

- There was discussion regarding adding a provision to the agreement between the District and the Pristine Point Owners' Association (PPOA) because the agreement was recently rejected by those homeowners. The proposed provision would allow the District to take over maintenance of the dam road and participate with a 40% cost share for snow plowing the road.

MOTION by Brown and seconded by O'Brien to approve adding a provision to the agreement between PPOA and the District allowing the District to take over full maintenance of the dam road, to participate in a 40% cost share for snowplowing the road with a cap of \$4K per year and Lock taking the agreement back to the homeowners. Motion carried. Brown, Ferrell, O'Brien, Woolf voted in favor. Grindlay voted apposed.

11. Adjourn

MOTION by Woolf and seconded by Brown to adjourn the regular board meeting at 6:28 pm. Motion voted in favor.



Drafted by: Kimberley Wrisley



Submitted by: Kent Fulton