

**MINUTES OF THE  
REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE  
MT. CRESTED BUTTE WATER AND SANITATION DISTRICT  
SEPTEMBER 13, 2022**

Regular Meeting of the Mt. Crested Butte Water and Sanitation District (MCBWS D) Board of Directors was held at 5:00 pm on Tuesday, **September 13, 2022**, via <https://zoom.us/my/mcbwsdboardmeeting>.

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

Brian Brown - Chair, Nancy Grindlay - Interim Secretary, Nicholas Kempin - Treasurer, Nancy Woolf - Vice Chair

Jonathan Ferrell - Board Member, had an excused absence

Also present were:

Mike Fabbre - District Manager, Bryan Burks - Wastewater Supervisor, Kyle Koelliker - Water Supervisor, Marcus Lock - District's Attorney, Kim Wrisley – Recorder, Members of the public

**1. Call to Order**

- The regular meeting of the Board of Directors was called to order by Brown at 5:01 pm and a quorum was present.

**2. Citizen Comment Period**

- No citizens presented comments.

**3. Approve Meeting Minutes**

- August 9, 2022

**MOTION** by Woolf and seconded by Grindlay to approve the August 9, 2022 regular meeting minutes. Motion voted in favor.

**4. Water Treatment Plant Expansion Project Update**

- Updates and progress can be seen in the monthly memo from JVA.
- The project is 95% complete with a few details to finish. It is tracking on schedule and underbudget.
- An open house will be held on September 29, 2022 from 3-6 pm. The ad will run in the CB News, on social media and on KBUT.

**5. District Manager Report**

- Fabbre reviewed a few highlights of the report included in the agenda packet.
- Brown and Kempin will sign signature cards with Community Banks of Colorado to be temporary signers until a Finance Manager is hired.
- Following direction from the Colorado Water Conservation Board, a stop log was pulled from the Meridian Lake Park (MLP) Reservoir, dropping it 6 inches. The District is out of priority and is currently not able to store or raise the reservoir level at this time.
- The recent Long Lake water releases did not impact the MLP reservoir level.

**6. Employee Policy Changes Cost Estimates 2021**

- Fabbre reviewed page 18 of the meeting packet, "Cost of Handbook Changes 3.22.21", that was verbally approved by the Board during the April 2021 Board meeting but is requesting it be approved during this meeting with a formal vote.

**MOTION** by Kempin and seconded by Woolf to approve the MCBWS D Cost of Handbook Changes 3.22.21 as outlined on page 18 of the agenda packet. Motion voted in favor.

**7. District Financial Draft Audit 2021**

- Fabbre reviewed highlights of the audit draft included in the meeting packet. It is a clean audit and an extension was filed through September 30, 2022. The Manager's Discussion & Analysis (MD&A) was submitted.
- The District will review in the future if it will continue to work with the same auditing firm for the 2022 audit.

**MOTION** by Kempin and seconded by Woolf to approve the MCBWS D Financial Audit 2021. Motion voted in favor.

**8. August 2022 Financial Report**

- Expenditures are tracking under budget because some invoices have not yet been received.
- Usage and billings are tracking as expected.
- There was a correction needed on the June invoice from Moltz Construction resulting in a payment delay. The District has submitted the June and July invoices to the CDPHE. The recently received August pay app will also be submitted once June and July have been finalized.

**MOTION** by Woolf and seconded by Grindlay to approve the August 2022 Financial Report. Motion voted in favor.

**9. Legals**

- Lock did not report any legal matters.

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

- Old business was presented after returning to the regular meeting from the Executive Session.
- There was discussion about how the Board should proceed with Meridian Lake Park Corporation (MLPC) in working toward a resolution to the MOAs.

**11. Executive Session**

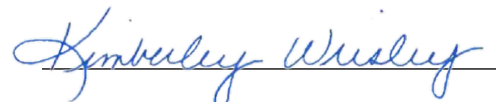
- Consideration of an executive session to be held pursuant to C.R.S §24-6-402(4)(b), (e)(I), and (f)(I), which concern respectively, conferences with the District's general counsel for the purpose of receiving legal advice on specific legal questions, determining positions relative to matters that may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

**MOTION** by Brown and seconded by Kempin to move into Executive Session at 5:29 pm pursuant to the statutory authority provided in the agenda and the subject matters contained on the agenda. Fabbre and Lock to remain for the executive session. Motion voted in favor.

**MOTION** by Brown and seconded by Kempin to exit Executive Session at 7:50 pm. Motion voted in favor.

**12. Adjourn**

**MOTION** by Brown and seconded by Kempin to adjourn the regular board meeting at 8:10 pm. Motion voted in favor.



Drafted by: Kimberley Wisley



Submitted by: Mike Fabbre