

MINUTES OF THE REGULAR MEETING OF
THE BOARD OF DIRECTORS OF
GREEN MOUNTAIN WATER AND SANITATION DISTRICT

September 12, 2023

A Regular Meeting of the Board of Directors (the “Board”) of the Green Mountain Water and Sanitation District, (the “District”) was held at 6:00 p.m. on Tuesday, September 12, 2023.

The audio recording of this meeting is available on the District’s website.


Attendance:	A Regular Meeting of the District was scheduled in compliance with the laws of the State of Colorado, with the following Directors in attendance: Karen Morgan, President David Garner, Vice President Todd Hooks, Treasurer Dave Wiechman, Secretary Roger Wendell, Director Not present, and unexcused: Also present were: Dylan Woods – Title 32 Attorney Mike Yost – District Engineer Todd Doug Pavlich, GMWSD John Henderson Imara Ludmila
Call to Order / Declaration of Quorum:	Director Morgan, noting the presence of a quorum of all Directors, called to order the Special Meeting of the Board of the Green Mountain Water and Sanitation District at 6:00 p.m.
Directors & Disclosure Matters:	None
Approval of/Additions to /Deletions from the Agenda	Director Wiechman MOVED to add a discussion regarding the supermajority bylaw on the agenda. Director Wendell seconded,

	<p>and upon vote the motion PASSED unanimously.</p>
<p>Public Comment:</p>	<p>Imara – Would like to know why the Board waived the right to a jury trial in the Big Sky litigation, and why the District did not submit additional evidence to support the case and instead moving toward settlement.</p> <p>Ludmila – Thanks to the Board for approving the review of the ravine engagement with Jim Beckworth.</p>
<p>Approval of Meeting Minutes</p>	<p>The Board considered the meeting minutes for approval. Needed changes were discussed. Action deferred.</p> <ul style="list-style-type: none"> – May 9, 2023 – June 13, 2023 – June 20, 2023 – June 28, 2023 – July 11, 2023 – July 18, 2023 – July 28, 2023 <p>Director Wiechman signed the May 18, 2023 meeting minutes.</p>
<p>Financial Matters</p>	<p>The Board reviewed the August/September 2023 Daily/Monthly Operating Expenses & Capital Expenditures.</p> <p>The Board reviewed the August 2023 Unaudited Financial & Investment Report was presented. Director Hooks MOVED to approve the August 2023 Unaudited Financial & Investment Report. Director Wiechman seconded, following discussion and upon vote, the motion PASSED unanimously.</p> <p>The Board discussed a quote from Utility Metering Solutions. Director Garner MOVED to approve the proposal from Utility Metering Solutions for meters. Director Hooks seconded, following discussion and upon vote, the motion PASSED unanimously.</p>

<p>District Engineer Report</p>	<p>Mr. Yost presented the District Engineers Report PowerPoint including:</p> <ul style="list-style-type: none"> - Maintenance & Operation Report - Proposed Development Review - Engineering Projects - Infrastructure Replacement Projects - Consulting Engineer Update <p>There were no breaks in August. One break was discovered the weekend of September 9th due to a corroding pipe.</p> <p>Mr. Yost reported on the search for an alternative company to JVA. The Board will review the Statement of Qualifications.</p> <p>Mr. Yost would prefer a consultant engineer to complete development reviews and provide reports back to Mr. Yost.</p> <p>Four (4) development reviews are under review. The Board discussed the Fed Center review in regard to evaluating the water, risk analysis, and legal analysis. The developer submitted a report that they paid for. The District Attorney and District Engineer was asked to look into the risks and possible legal impacts of future development on this site. Board also expressed interest in having another engineering firm review the property's environmental exposure at the developer's expense.</p>
<p>Director's Matters</p>	<p>The Board discussed the District Manager search. The Board considered breaking up the position into two different roles – a District Manager role, and an engineering focused role. Mr. Yost indicated he had not been actively seeking candidates because he was unsure of what the Board was looking for. The Board discussed how to use a recruiting /search firm. Director Morgan MOVED to proceed with using the company Director Garner had researched for recruitment of a District Manager, pending legal review. Director Hooks seconded, following</p>

	<p>discussion and upon vote, the motion PASSED unanimously. The job posting salary will be updated to \$110-\$160k annually.</p> <p>Directors Morgan and Wiechman presented a recommendation on a Capital Improvement Fee, recommending to be added to the capital reserve rate. No action taken.</p> <p>Director Wiechman opened a discussion regarding the supermajority bylaw, and presented two options for language changes in regard to expanding extraterritorial service. Director Wendell MOVED to remove the supermajority clause from the Bylaws. No second was received – motion FAILED. Director Wiechman MOVED to adopt option 2 for the new bylaws language. No second was received – motion FAILED. Director Wiechman MOVED to adopt option 1 for the new bylaws language. No second was received – motion FAILED.</p>
<p>Legal Matters</p>	<p>Mr. Woods provided the legal matters update. A hearing for Fossil Ridge is scheduled for October 10th. A Statement of Stipulated Facts is being prepared.</p> <p>Mr. Woods advised the Board to designate a Budget Officer to prepare a budget by October 15th. The Board instructed Doug Pavlich to prepare and present the District’s 2024 Budget by October 15th.</p>
<p>Executive Session pursuant to §24-6-402(4)(b) C.R.S. for the purpose of receiving legal advice regarding:</p> <p>Ravine Bridge Fossil Ridge</p>	<p>Director Hooks MOVED to enter into Executive Session pursuant to §24-6-402(4)(b) C.R.S. for the purpose of receiving legal advice regarding the Ravine Bridge matter. Director Garner seconded, following discussion and upon vote the motion PASSED unanimously.</p> <p>The Board entered into Executive Session at 8:04 p.m.</p>

	<p>Executive session concluded at 9:24 p.m.</p> <p>Director Hooks MOVED to enter into Executive Session pursuant to §24-6-402(4)(b) C.R.S. for the purpose of receiving legal advice regarding Fossil Ridge. Director Garner seconded, following discussion and upon vote the motion PASSED unanimously.</p> <p>The Board entered into Executive Session at 9:25 p.m.</p> <p>Executive session concluded at 9:42 p.m.</p>
New Business	<p>Director Morgan provided updates regarding staff, files, the planning commission meeting, and ADUs.</p>
Adjourn	<p>Director Hooks MOVED to adjourn the meeting. Director Wendell seconded the motion, following discussion and upon vote motion PASSED by unanimous consent, and the meeting was adjourned at 9:50 p.m.</p>


 David Wiechman, Secretary