

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

May 11, 2021

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, May 11, 2021.

~~This document is an edited version of the audio recording of the District Board meeting. The audio recording shall be the official record of the District Board meeting proceedings. Such audio recording is available on the District website.~~

A.P.  
B 101

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:

Jeff A. Baker, Vice President – Virtual Attendance  
Alex Plotkin, Secretary – Virtual Attendance  
Karen Morgan, Treasurer – Virtual Attendance  
Rhonda Peters, Director – Virtual Attendance

Also, present were:

Greg Kropkowski, District Manager  
Sam R. McKay  
Jesse Davenport  
Terry Kenyon, Merrick & Company  
Jo Deziel Timmins, Deziel Timmins LLC, District Legal Counsel

Also, in Attendance from the Public:

Mike	JD Lobue, Jr.
Tom Walker	Kathe Odenweller
Linnea Hauser	Devon Neill
Lynn Judson	Brenda Bronson
Kathleen	Christopher Arlen
John's iPad	Rita Bertolli
Deborah Romero	Imara
Joan Poston	Carol Baum
Dave	

Call to Order/  
Declaration of  
Quorum:

Director Baker, noting the excused absence of Director Hanagan and the presence of a quorum, 4 Directors, called to order the Regular

Tom Walker: Requested Directors Plotkin, Baker and Morgan to resign and if they don't, he will assist in the effort to have them removed.

JD Lobue, Jr.: Thanks the Board for standing strong to their values and to challenge those with deep pockets. Reminds the Board that they have a duty to become a team.

Christopher Arlen: Commented on the general decorum of the Directors during the meeting that has led to the Public being concerned and the recall.

Kathe Odenweller: Requests Director Plotkin to resign from the Board.

Devon Neill: States she has been emailing and no one responds. Expressed support for Ms. Deziel Timmins.

Brenda Bronson: States that she is on the committee that filed the documents to recall Directors Plotkin, Baker and Morgan. The chaos on the Board needs to end.

Imara: Comments on the hostility of some members of the Board. Expressed support for Ms. Deziel Timmins.

Linnea Hauser: Supports limiting public comments and finding an attorney who is better versed in Title 32 law. Supports the Board and trusts that they will continue to represent their constituents and to do what is best for the District.

Kathleen: Asks what First Amendment rights the Directors have in order to respond to Public comments.

Carol Baum: Requests that everyone move forward and not dwell on the past and that everyone work together as a team.

Joan Poston: Feels that the prior Board put this current Board at risk.

John's IPad: Hopeful that tonight would be a celebration but is disappointed to see how the Board is behaving. States that when an attorney and a client can't agree, it is time for a change.

Rita: Expressed support for Ms. Deziel Timmins and her staff and disappointed that some on the Board don't see things the same way. Would like for the Board to figure out how to make things work and to hold off on the RFP process.

The Board takes a break until 8:30 p.m.

Director Morgan **MOVED** to continue with the online meetings only until such time as the Board makes a new motion to allow a different meeting format or until the mask mandate is completely removed. Director Baker seconded. Directors Plotkin, Morgan and Baker votes in favor. Director Peters abstains. The motion passed.

- b. Employee Accomplishments and Compliments – announced a few anniversaries
- c. Sanitary Survey Inspection Report- The state conducted the survey in April. It went well and will update the Board once the report is received.
- d. Risk & Resilience Progress - A draft report will be available at the June 9<sup>th</sup> meeting. The report is due to the EPA on June 30<sup>th</sup>.
- e. Resumption of shut-offs late fees – Shuts off will resume in September and October
- f. Minute assembly firms – Mr. Kropkowski talked to three companies and Centennial Consulting was the only firm that responded with a proposal. Mr. Kropkowski asked for approval from the Board to use Centennial Consulting on getting the minutes up to date. A discussion followed.

Director Plotkin **MOVED** to approve the use of Centennial Consulting to transcribe and prepare the backlog of minutes, pending the review of the contract by Ms. Deziel Timmins. Director Morgan seconded. The motion passed unanimously.

**Legal Matters:**

- a. Summary of Current Litigation Regarding Big Sky IGA.
- b. Continuing legal work for the order granting summary judgment
- c. Discussion of the possibility of Big Sky appealing the judgment
- d. Public comment, question and answer from Ms. Deziel Timmins regarding order granting summary judgment

Ms. Deziel Timmins provided a summary and stated that a more detailed summary will be available in a couple of months. Ms. Deziel Timmins answered questions from the Board and the Public. Director Plotkin suggests that once the detailed summary is available the Board should look at having a special meeting to present the summary and respond to further public questions.

**Directors Matters:**

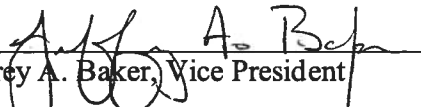
- a. Approval of RFP to post for legal services relating specifically for routine, non-litigious, Title 32 matters
  - i. Public comment – limited to three minute and one per individual

public comment section. This will be added to the agenda for the next meeting to get Director Hanagan's thoughts.


Executive Session: No Executive meeting held.

Other Matters: None

Adjourn: Director Baker **MOVED** to adjourn the meeting. Director Plotkin seconded. The Motion passed by unanimous consent, and the meeting was adjourned at 11:48 p.m.

  
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Jeffrey A. Baker, Vice President

  
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Alex Plotkin, Secretary

  
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Karen Morgan, Treasurer

  
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Rhonda Peters, Director