

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

May 25, 2021

A Special 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 25, 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.

Attendance: A special meeting of the District was scheduled in compliance with the laws of the State of Colorado, with the following directors in attendance:

Adrienne L. Hanagan, President - Virtual 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, District IT
Jo Deziel Timmins, Deziel Timmins LLC, District Legal Counsel
Danaly Howe, Centennial Consulting Group, District Clerk

26 Members of the Public, including:

Phone Caller 1558	JD Lobue
Phone Caller 9302	John's iPad
Phone Caller 1506	Jjblk
Angie Baker	Joan Poston
Brenda Bronson	Kathleen
Christopher Arlen	Kathe Odenweller
Celia Morrison	Kerry's iPhone
Dave McGraw	Linnea Hauser
David Weichman	Mike
Deborah Romero	Rita Bertolli
Devon Neill	Terrence's iPad
Gary	Thomas Quinn
Imara	Wendy Schrader

Call to Order /
Declaration of
Quorum: Director Hanagan, noting the presence of a quorum of the Board, called to order the Special Meeting of the Board of the Green Mountain Water and Sanitation District at 6:01 p.m.

Directors &
Disclosure Matters: None.

Approval of/Deletions
from the Agenda: Director Peters requested addition of Ravine Bridge to agenda. Director Hanagan noted that a Discussion regarding the Ravine Bridge would be added to a future meeting agenda. No agenda revisions were made.

Public Comment: Dave Weichman: Suggested a parliamentarian instead of a lawyer to save money, noting that the District needs an expert on how to run meetings. Would like to know how many water taps have been purchased for the new 363-apartment complex and at what cost.

Linnea Hauser: Commented on director support and expressed disagreement with the recall election due to costs associated with the recall. Furthermore, she requested that the Board members act more professionally during Board meetings. She requested that Director Hanagan step down from the Board. Linnea asked that the District not further extend its boundaries.

Deborah Romero: Commented on complications with obtaining meeting information and advance posting of agenda and added that she does not agree with hiring another attorney. Additionally, she pointed out that the RFP overlapped with existing attorney's scope.

Kathe Odenweller: Inquired about the role of Ms. Howe as minute taker, to which Ms. Howe replied. Inquired about a Treasurer's report and asked how legal mediation is being paid for by the District.

Brenda Bronson: Commented regarding troubles accessing meeting. She expressed her desire to remove Directors Baker, Plotkin and Morgan from the Board. Furthermore, she described her support of the recall election and the related procedures. She added her opinions regarding Board officers and their respective roles. She expressed concern that some developer representatives do not live in state.

Mike Muller: Commented about not wanting more apartments or development in the city. Commented on Board dysfunction. Commented that there have been multiple years of negative budgets and he would like a balanced budget. Commented on not wanting another attorney.

Christopher Arlen: Requested that directors remain on camera and added that the District should go back to in person public meetings.

Furthermore, he referenced that Page 5, item 12 of the RFP for non-litigation legal services has corrupt intent and expressed opposition to the RFP. Expressed support of the recall election.

Devon Neill: Commented on support of the recall election. Expressed concern involving the IGA and advised the Board seek legal advice regarding decisions moving forward, including expressing support for purchasing public owned land.

Joan Poston: Described support of the idea of a parliamentarian. Additionally, she stated that he supported mediation. She commented that she supports the RFP for non-litigation legal services.

John Henderson: Commented on sewer service outside of District boundaries.

Rita Bertolli: Stated that she supports moving to hybrid meetings that offer both an in-person and a virtual attendance option. Following her comments she deferred the remaining minutes of her public comment to Director Peters to obtain more information about the proposed mediation. Director Peters commented about her support of the mediation. Director Peters discussed following Open Meetings laws and expressed optimism of resolving the dispute with mediation and communication.

Reverend Imara: Expressed her support for the recall election. Asked for Directors Baker, Plotkin and Morgan to resign.

Directors Matters:

a. RFP for Non-Litigation Legal Services

The Board discussed the need for a Title 32 attorney for daily business and Board meeting purposes. Additionally, they noted the need for Ms. Timmons to focus on ongoing litigation issues.

Director Plotkin **MOVED** to approve the RFP for Non-Litigation Legal Services, amending the provision for posting notice for 7-10 days response time. Director Baker seconded the Motion. Following discussion, the Motion passed 3-2, with Directors Hanagan and Peters dissenting.

b. Withdrawal of Scott Gessler

The Board noted that Attorney Gessler has been asked to withdraw by Deziel Timmons, LLC. Director Morgan discussed attorney hourly rates. Director Morgan **MOVED** to adhere to the 2019 contract and rates of Deziel Timmons LLC. Director Hanagan refused the motion. No formal Board action was taken.

c. District Election Official in the event of Recall Elections

The Board noted that Director Hanagan has been appointed DEO by the court. Ms. Timmons advised that Director Hanagan may engage Sue Blair for assistance but there is no way to modify the court order. Director Baker noted that he believed a conflict of interest exists with Director Hanagan as DEO.

Director Plotkin **MOVED** to petition/file with the Court to a request to modify DEO appointment to Sue Blair, pending acceptance. Director Baker seconded the Motion. No vote was called.

The Board discussed the procedures to follow, regarding the recall election. Ms. Timmons was directed to consult with Sue Blair to see if she will accept the DEO appointment or assist with services.

Other Matters: Director Peters discussed water supply and asked to be kept apprised of any new information.

Director Hanagan discussed a future “mega-drought” on the horizon.

Director Morgan recommended that the next meeting agenda include a discussion and vote regarding meeting procedures and hybrid meetings.

There were no other matters to come before the Board.


Adjourn: Director Plotkin **MOVED** to adjourn the meeting. Director Peters seconded the Motion. The Motion passed by unanimous consent, and the meeting was adjourned at 9:07 p.m.



Adrienne L. Hanagan, President



Jeffrey A. Baker, Vice President



Karen Morgan, Treasurer



Alex A. Plotkin, Secretary



Rhonda Peters, Director