

**MINUTES OF THE REGULAR MEETING OF THE LOWER FOUNTAIN  
METROPOLITAN SEWAGE DISPOSAL DISTRICT BOARD OF DIRECTORS**

**January 11, 2024**

**Opening:**

Dr. Durbin called the regular meeting of the Board of Directors of the Lower Fountain Metropolitan Sewage Disposal District (LFMSDD) to order at 5:30 p.m. on January 11, 2024.

**Directors Present:**

Dr. Durbin  
Mrs. Bandfield  
Mr. Christian  
Mr. Blankenship

**Also in Attendance:**

District Manager Jim Heckman  
Asst. District Manager Jonathan Moore  
District Administrator Cindy Murray  
Consulting Engineer Roger Sams

**Guests in Attendance:** Larry Holtz, FSD representative, Tara Kelley, CSU representative

**A. Approval of Consent Agenda**

- a. Approval of Regular Meeting Minutes – December 13, 2023
- b. Approval of Bills for Payment – December 2023
- c. Review of Financial Statements – December 2023
- d. Approval of Investments and Transfers – December 2023
- e. Ratify Assets Purchased over \$500 – December 2023

Mr. Christian made a motion to approve the Consent Agenda items. Second by Mr. Blankenship. Motion carried.

**B. Special Business-**

1. Mr. Heckman presented the Board with Resolution No. LF2024-01, Regular Meeting Date/Time Designation. He stated that due to a conflict this would move the Regular meetings of the Board of Directors to the 2<sup>nd</sup> Thursday of each month at 5:30 p.m. Mr. Christian made a motion to approve Resolution No. LF2024-01, Regular Meeting Date/Time Designation. Second by Mrs. Bandfield. Motion carried.

**C. General Business**

1. Legal Report – The written report of the District’s environmental legal counsel, Ms. Connie King, was previously distributed to the Board of Directors. The Board had no questions or comments.
2. Mr. Moore reported that the BNR curtain has been repaired under warranty and the basin is back up and running. The operations manager Tim Long, is splitting the incoming flow into two basins, the BNR basin and a normal aeration basin to see what kind of phosphorus removal can be achieved. Right now, he is achieving phosphorus removal limits without the addition of chemicals.

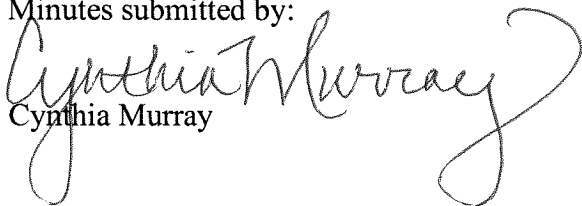
3. Consulting Engineer Roger Sams reported on the Water Quality Control Commission’s rulemaking hearings starting in May. He will keep the Board updated.
4. Mr. Heckman reported that as Colorado Springs Utilities (CSU) requested, the District provided a response letter in an agreement form restating the Board’s consent given to CSU pursuant to Section 304 “Competing System” of the Service and Treatment Agreement at their December 13, 2023, meeting.
  - Mr. Heckman reported on the 4th Quarter Whole Effluent Toxicity (WET) test results. Since the 2nd quarter of 2023, the District has been receiving repetitive failures on the reproductive rate of ceriodaphnia test. To rule out any lab errors, staff performed a split sample between two different laboratories. The District’s regularly used lab indicated a “Pass” result and contract control lab produced a “Fail”. Mr. Heckman discussed the results and situation with the WQCD enforcement division and agreed that the District could use the Pass result of the District’s regularly used lab. However, provide the results from both labs and provide an explanation letter. Another stipulation would be that if there is a “failure” during the 1st Qtr. Test of 2024, the District would continue the TIE process. He has also retained Andrew Neuhart with Brown and Caldwell as a consultant to help them with the response letter.

**D. Other Business – None**

**Adjournment:**

1. Mr. Christian made a motion to adjourn the meeting at 5:39 p.m. Second by Mrs. Bandfield. Motion carried. The next regular meeting will be at 5:30 p.m. on February 8, 2024.

Minutes submitted by:

  
Cynthia Murray