

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE
FOUNTAIN SANITATION DISTRICT**

April 12, 2023

Opening:

Mr. Christian called the regular meeting of the Board of Directors of the Fountain Sanitation District to order at 5:30 p.m. on April 12, 2023.

Directors Present:

Mr. Christian
Dr. Durbin
Mr. Holtz
Mr. Blankenship
Mr. Thomas

Also In Attendance:

District Manager Jim Heckman
Office Administrator Cindy Murray
Asst. District Manager Jonathan Moore
Consulting Engineer Roger Sams
Attorney Scott Johnson

Guests in attendance: None

A. Approval of Minutes

Mr. Holtz made a motion to approve the regular meeting minutes of March 8, 2023. Second by Mr. Thomas. Motion carried.

B. Approval of Bills

Dr. Durbin made a motion to approve the bills for March 2023 for payment. Second by Mr. Blankenship. Motion carried.

*The Board reviewed the financial statements for March 2023 at this time with no questions or comments.

C. Special Business –

1. The Board was presented with the Petition for Inclusion of for 11190 Old Pueblo Rd., Fountain, CO 80817. The required legal postings have been completed, and the Petition of Inclusion is ready for approval consideration. Mrs. Simpich would like to connect her property to the District's sanitary system. The inclusion into the District will allow her to receive the lower "in District" connection tap fee rate. Dr. Durbin made a motion to approve the Petition of Inclusion for 11190 Old Pueblo Rd., Fountain, CO 80817. Second by Mr. Blankenship. Motion carried.

D. General Business –

1. Assistant District Manager Jonathan Moore reported on the Indiana Crossing/BNSF Railroad Sanitary Realignment project. He reported the major pipeline construction items have been completed. There are some minor surface work items to be addressed. Mr. Moore will review schedule of work against the work completed with the contractor's Application for payment.
- He reported on projects that are in progress, i.e., Watermark Apts, King Soopers, Discount Tires, UC Health and Christian Auto Brothers. Brief discussion followed.

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1. Consulting Engineer Roger Sams reported that the WQCD completed the rulemaking hearing for Regulation #85 and #31 and #32-38, Nutrients Management Control Regulation, Basic Standards and Methodologies for Surface Water, and Classifications Numeric Standards. The final version will be sent back to the WQCC for consideration of approval at their May meeting. He stated that depending on the outcome from the hearing deliberations, it has the potential to impact the District. He believes the District is being represented well through AFCURE. He also reported that the rulemaking hearing for Regulation #31 and #33, The Basic Standards and Methodologies for Surface Water and Classifications and Numeric Standards has been rescheduled for June 10, 2024, which will possibly push the District's current discharge permit renewal out to 2027. He will keep the Board updated.
2. Attorney Scott Johnson reported that he has been working with Mr. Heckman on the purchase contract for the District to repurchase Lot #2 that was sold to Lagree's Grocery last year. A formal resolution to complete repurchase will be submitted for recommendation at the May 10th regular meeting. Pat Hrbacek has been working with Ms. Murray on some District property inclusions matters. Paul Hurcomb has been working with Mr. Heckman on an employment issue. He also received a renewal contract from the District's IT provider for review that Mr. Heckman asked him to hold off before commenting.
3. District Manager James Heckman reminded the Board that the May 2, 2023, election has been cancelled and the Oath of Office and reorganization of the Board will be completed at the May 10, 2023, meeting. Appointments to the Lower Fountain Metropolitan Sewage Disposal District Board will also be confirmed at the same meeting.
 - He reported that he will incorporate the comments from Mr. Blankenship on the Financial Reserve Guidance Policy. He will have a final draft copy on the May agenda for consideration of approval.
 - Mr. Heckman reported on the repurchase of FSD Subdivision Lot 2. He stated the recommended new title commitment as part of the District's due diligence has been completed. He has set a closing date for May 12, 2023, at 8 a.m. He will be presenting a formal Resolution to proceed with the repurchase at the May 10th meeting.
 - He reported the District not received any communications from Todd Leopold, the Division of Local Affairs Central Regional Manager, on possible funding options to bring the private sanitary system in Sunnyland Loop Mobile Home park up to District standards to make it part of the District's public system. Mr. Moore reached out for a status update but has not heard back. He will keep the Board updated.
 - Mr. Heckman reported on the LFMSDD Updated Service Agreement. All voting members have submitted an executed copy. They continue to wait for Sheila Venezia (Vintage Development) to return an executed copy.
 - Mr. Heckman reported they have a final draft of the District's updated Health and Safety Manual/Program. He will hold several meetings with the District team going through each section to make sure everything is covered, and everyone has the same understanding.

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- They have completed the initial round of the cyber audit of the District’s systems. The District’s insurance provider covers the \$4,000 cost of the audit. They are requesting some additional clarification but overall, the District is in good shape.
- He reported Ms. Murray continues to work with Streamline to bring the District’s website into compliance with the requirements of the ADA. Ms. Murray informed the Board the new website will soon be live and provided a quick overview on the computer.
- He reported the order for the large format printer/scanner has been cancelled. The unit has been on backorder for months due to a computer chip supply issue. They will be starting over looking at other manufacturers.
- He reported on some operational problems with the service line camera lateral launcher cable. Mr. Long has reached out to CSU to find out if it is a common issue. They informed him that it is a common issue, and their solution is to have a spare cable reel in inventory to minimize down time. They will be ordering a cable reel for approximately \$3,400. The current cable is in Denver being repaired.

E. New Business –

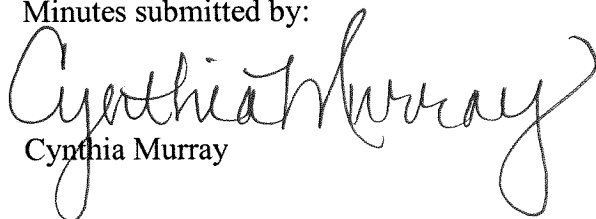
1. Mr. Heckman requested the Board consider ratifying the purchase of a Skyjack scissor lift from United Rentals in the amount of \$11,970. The unit will be shared between HDT and RJCII. He reported that through the District’s insurance provider’s Safety Grant Program they reimbursed the District for 50% of the equipment cost. Mr. Blankenship made a motion to ratify check #35546 in the amount of \$11,970 payable to United Rentals for a Skyjack Scissor Lift. Second by Mr. Thomas. Motion carried.
2. Mr. Heckman reported that he and Mr. Christian went to Elizabeth, CO to look at a 2017 Case 621G Wheel Loader. Mr. Christian tested all the controls during a test drive. Mr. Heckman pointed out a crack in the windshield which was not listed in the sales ad so the owner took off another \$3,000. He is requesting the Board ratify the purchase of a 2017 Case 621G Wheel loader in the amount of \$87,000 to Steele Equipment made payable via wire transfer. Delivery of the unit is scheduled for Friday, April 14, 2023. Mr. Thomas made a motion to ratify the purchase of a 2017 Case 621G Wheel loader in the amount of \$87,000 to Steele Equipment made payable via wire transfer. Second by Mr. Holtz. Motion carried.

F. Other Business – None

Adjournment:

Dr. Durbin made a motion to adjourn the meeting at 6:04 pm. Second by Mr. Blankenship. Motion carried. The next regular meeting will be at 5:30 pm. on May 10, 2023.

Minutes submitted by:


Cynthia Murray