

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

February 8, 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 February 8, 2024.

Directors Present:

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

Also in Attendance:

District Manager Jim Heckman
Asst. District Manager Jonathan Moore (*via telephone*)
District Administrator Cindy Murray
Consulting Engineer Roger Sams

Guests in Attendance: Larry Holtz, FSD representative, Joseph Rasmussen, CSU representative

A. Approval of Consent Agenda

- a. Approval of Regular Meeting Minutes – January 11, 2024
- b. Approval of Bills for Payment – January 2024
- c. Review of Financial Statements – January 2024
- d. Approval of Investments and Transfers – January 2024
- e. Ratify Assets Purchased over \$500 – January 2024

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

B. Special Business-

1. Mr. Heckman reported that the Board was presented a Consent and Agreement to allow a “Competing System” under the Sewage Treatment and Disposal Agreement between the City of Colorado Springs on behalf of its enterprise Colorado Springs Utilities (Utilities), and the Lower Fountain Metropolitan Sewage Disposal District (District). This Consent and Agreement has been reviewed by both entities’ legal counsels and stands ready to approval consideration. Mr. Christian made a motion to approve the Consent and Agreement to allow a “Competing System” under the Sewage Treatment and Disposal Agreement between the City of Colorado Springs Utilities, and the District. Second by Mr. Blankenship. Motion carried.

C. General Business

1. Environmental 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. Consulting Engineer Roger Sams reported on the Water Quality Control Commission’s rulemaking hearings starting in May. He will keep the Board updated.

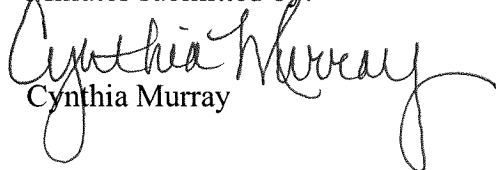
3. Mr. Heckman reported on HB24-1062 Concerning Administrative Inspection Warrants for a Metropolitan District. He stated that there are only two Districts organized as a Metropolitan Sewage Disposal District under Title 32 part 504: Metro Water Recovery and the Lower Fountain Metropolitan Sewage Disposal District. HB24-1062 would provide Metropolitan Sewage Disposal District's with additional powers to facilitate inspections in the best interest of public health and environmental protection. It would also provide independent administrative warrant authority, enabling Metropolitan Sewage Disposal District's and the District to work directly within the judicial system when needed. HB24-1062 would allow authorized Metro Sewage Disposal District inspectors to enter and inspect, in a reasonable time and manner, any property for violations of an approved Industrial Pretreatment Program (IPP) under the Clean Water Act. Mr. Heckman reported that he drafted and submitted a support letter for HB24-1062.
 - He reported that staff is getting good results from the BNR at the treatment facility.

D. Other Business – None

Adjournment:

1. Mr. Blankenship made a motion to adjourn the meeting at 5:43 p.m. Second by Mrs. Bandfield. Motion carried. The next regular meeting will be at 5:30 p.m. on March 14, 2024.

Minutes submitted by:


Cynthia Murray