

**MINUTES OF A REGULAR MEETING
OF THE BOARD OF DIRECTORS
GENESEE WATER & SANITATION DISTRICT**

HELD

Tuesday, March 22, 2022
At 5:00 p.m. at the Genesee Water & Sanitation District Administrative Bldg.
2310 Bitterroot Lane
Golden, CO 80401

ATTENDANCE

A Regular Meeting of the Board of Directors of the Genesee Water & Sanitation District of Jefferson County, Colorado was held as shown above, and in accordance with the applicable statutes of the State of Colorado with the following Directors present and acting:

David Pezzutti – In Person
Branch Russell – In Person
Frank DeFilippo – In Person
Jim Hurd – In Person
Cynthia Corbett – In Person

Also present in person were:

Chris Brownell, District Manager
Bob Calley, Superintendent
Erin Carriere, Director of Administration
Gary Anderson – Liaison to the Water Board
Don Buscarello - Resident

By Zoom video teleconference:

Barbara Stanton, Resident
Becky Smith, Resident
Brenda King
Chris Garlasco – Resident
Greg Klaiber – Resident
Jim Trietman – Resident
Suzy Barr

CALL TO ORDER

President Russell called the meeting to order.

Director DeFilippo moved to move a portion of the agenda to the top regarding Brenda King. Second by Director Hurd. Votes: all. Motion passed.

DISTRICT BUSINESS:

NEW BUSINESS

Director DeFilippo explained Ms. King's land that she is interested in developing and provided some background. Director DeFilippo introduced Ms King on Zoom. Her vision is to create a low-density development on her land, and she described her plans. There was a brief question and answer session with Ms King. President Russell made Ms King aware that there is significant engineering costs and projects that are required for new tap fees, and Director DeFilippo said it is too early to discuss that.

Director DeFilippo requested that the District provide a will service letter to Ms King. It was communicated that if a will serve letter is given it is very preliminary and there must be many caveats included.

Motion to request the District Manager to provide a "will serve" letter to Ms. King: Director DeFilippo
Second: Director Corbett
Votes: All
Motion passed unanimously

ENTERPRISE BUSINESS:

MANAGERS REPORT

- A) Water Withdrawn and Water Returned to Bear Creek & Stream Flow was reviewed and included in the board packet.

SUPERINTENDENTS REPORT

- A) AWTF Monthly Operating Report is included in the board packet.

ADMINISTRATION REPORT

- A) All financial reports were included in the board packet and briefly reviewed.

DISTRICT BUSINESS, CON'T:

EMPLOYEE HANDBOOK

Motion to approve the updated appendix D "Colorado State Operator Certifications and Corresponding Employee Compensation Program": Director DeFilippo
Second: Director Pezzutti
Votes: All
Motion passed unanimously

RESERVOIR NO. 1 ENLARGEMENT PROJECT

District Manager Brownell requested a motion to approve "District's use of an Integrated Project Delivery Process for the proposed Reservoir Project No. 1 Enlargement Project".

Motion: Director DeFilippo
Second: Director Hurd
Votes: All
Motion passed unanimously

RECORD OF PROCEEDING

Pre-qualifications went out for contractors, so waiting for those to come in. The next steps will be May/June for the bidding process.

AUDIT 2021 UPDATE:

Everything is on track for the audit.

MINUTES

- A) Motion to approve minutes: Director DeFilippo
Second: Director Pezzutti
Votes: All
Motion passed unanimously

LEGAL

No legal report

OLD BUSINESS

- A) Fire Department Lease – there was discussion about what the Fire District owes the GWSD per their lease agreement.
- B) District Manager Brownell reported that in response to the letter to W.W. Wheeler asking for opinion on suitability of Dam No. 2 for vehicle travel, Mr. Jamieson had said that the State Engineers Office would likely need to see any plans for a road on or near the Dam, however, there would have to be an actual design to review rather than an opinion.
- C) President Russell spoke about the vote from February to CDOT to change the access agreement. Since that meeting, it was cleared up that no entity would try and sue GWSD and there is no issue at hand for the egress road. President Russell brought up the fact that the Board had previously voted to apply for an amendment to the CDOT permit to remove the approval of emergency egress portion, and that the matter was on hold as additional information had been provided since the vote that eliminate concerns expressed as the reason Board members voted to amend the permit. President Russell informed the Board of legal counsel's warnings if the Board decided to go forward with their original decision. There was discussion about the issue, and President Russell suggested that since the Board had not had ample time to read through the legal advice, they table to the April meeting. Director DeFilippo said he would like to do it all in the current meeting.
- D) There was much discussion between Director Hurd and Mr. Anderson regarding the access permit emails.

Motion to rescind their vote from February to amend the CDOT access permit, removing permission for emergency egress access: President Russell
No Second.
Motion not passed.

Director DeFilippo asked that the CDOT permit be amended as approved at the February Board Meeting. The motion passed by a four to one majority.

President Russell noted that the potential liability GWSD thought it had 2 months ago, which drove the board to vote to change the CDOT access permit, no longer existed, and amending the CDOT permit was unnecessary.

NEW BUSINESS – None

RECORD OF PROCEEDING

The regular meeting was closed to the public and the board entered an executive session to discuss personnel matters related to the former District Manager.

Motion to enter into executive session: Director DeFilippo

Second: Director Pezzutti

Votes: All

Motion passed unanimously

ADJOURN

Motion: Thereupon, motion made by President Russell and seconded by Director Pezzutti to adjourn the meeting. The motion passed unanimously.

RECORD OF PROCEEDING

Board of Directors Meeting – March 22nd, 2022

Chris Brownell, District Mgr.

Branch Russell, President/Chairman

Jim Hurd, 1st Vice President

Frank DeFilippo, Secretary/Treasurer

Cynthia Corbett, Vice President

Dave Pezzutti, Vice President