

RECORD OF PROCEEDINGS

**MINUTES OF THE BOARD OF DIRECTORS OF
THE COTTONWOOD WATER & SANITATION DISTRICT**

March 17, 2011

at 6:30 p.m. at 8334 Sandreed Circle, Parker, Colorado

ATTENDEES Directors present: Cindy OnkenGlimm, Scott Lamond, Susan Romani, Alyssa Kasaris and Steve Wasiecko, Others present: Pat Mulhern, Luis Tovar, Steve Christensen, and Kelly Conover, Mulhern MRE, Inc.; Carolyn Steffl; Moses, Wittemyer, Harrison & Woodruff.

CONFLICT OF INTEREST Upon motion duly made, seconded and unanimously carried, the statements for the Directors filed with the State of Colorado, Division of Local Governments were ratified.

THE AGENDA An amended agenda was provided for the Board to include an executive session. Upon motion duly made, seconded and unanimously carried, the amended agenda was approved.

PUBLIC FORUM No members of the public were present.

CONSENT AGENDA The Board considered the Consent Agenda. The Consent Agenda included approval of the minutes from the regular meeting held February 17, 2011, approval of the amended check register showing checks numbered 16707 through 16738 and 900311, and approval of disconnects. Director Kasaris had some questions regarding the payables. Upon review of the disconnect list, the District late policy was reviewed with Director Wasiecko. A late fee structure to add a billing percentage was proposed in conjunction with the proposed rate increase for July. The Board asked that Steve Christensen and Carolyn Steffl coordinate a proposal to present at next meeting. Upon motion duly made, seconded and unanimously carried, the Board approved the consent agenda as presented.

BUSINESS The following Action Item was reviewed by the Board for approval:
1. Capital Plan Re-Evaluation by Mulhern MRE for \$5,000.

Pat Mulhern discussed a proposal for Mulhern MRE to incorporate different scenarios as related to the W.I.S.E. partnership, into the capital improvement plan, in an effort to save the District funds. Upon motion made by Director Kasaris, seconded and unanimously carried, the Board approved the expenditure and requested the report be completed within 60 days.

Pat Mulhern discussed the possibility of selling the vacant land that the District owns in Compark to generate money as well as selling the

District's participation share in the CCPWA. The Board requested that these options be included in the re-evaluation plan.

Directors Kasaris and Romani provided an update on the role of Hughes & Stuart regarding customer communications, the website, the photo contest, rewards program and Facebook development. Director Kasaris requested that the Board visit the website and provide staff with some questions and answers to address resident concerns to post on the website to promote conversation.

★ Upon motion duly made by Director Lamond, seconded and unanimously carried, the Board moved into executive session pursuant to 24-6-402-4 (b) & (e) C.R.S. at 7:21pm for the purpose of conferences with Carolyn Steffl, attorney for the District, for the purpose of receiving legal advice on specific legal questions and options available to the District for conflicts relating to a draft Operating Agreement for operation of the Joint Water Purification Plant and determining positions, developing strategies and instructing negotiators in connection with said Operating Agreement and for the purpose of conferences with Carolyn Steffl, attorney for the District, for the purpose of receiving legal advice on specific legal questions related to the possibility of the District providing solid waste collection and transportation services or contracting with another political subdivision relating to such services. The session was not recorded upon advice of legal council.

Being no further discussion, and upon motion duly made, seconded and unanimously carried, the Board moved out of executive session at 8:48pm. Upon motion duly made, seconded and unanimously carried, the Board ratified a \$5,000 expenditure to partner with ACWWA in contracting with CH2MHill for their assistance in requesting a Consent Order from the Colorado Department of Public Health and Environment. Staff was directed to draft a letter from Director Lamond regarding support of the direction ACWWA is taking with hiring CH2MHill and to reiterate our position regarding the AOP, the proposed ultra filtration and our involvement in the process.

ITEM A. **Financial Report:** Steve Christensen reviewed the financial report with the board. Director Lamond requested that Steve look into options for addressing the maturing investment in ColoTrust in July.

ITEM B. **Manager's Report:** Pat Mulhern reviewed the manager's report with the Board. Pat discussed the WISE luncheon and the request for a change in water allocation for the Pet Spa. The Board directed staff to hire a consultant to review the conservation efforts prior to allowing an allocation adjustment. Kelly Conover discussed the request of the Parker Task Force for sponsorship of their golf tournament. Sponsorship ranges from \$100 to \$5,000. The Board approved an expenditure for \$250 to sponsor either the beverage cart or a hole.

ITEM C.

Legal Report: Carolyn Steffl reviewed the legal report with the Board. Carolyn discussed the Compark agreement with ACWWA. There was no action required by the Board at this time.

**DIRECTOR
ITEMS**

Director Kasaris was looking for feedback on the website and would like the Board to provide some questions and answers.

Director OnkenGlimm announced her resignation effective immediately. The Board discussed options regarding filling her position. The Board requested to post an open position on the website and a notice in the next billing statement to fill the position until the next regular election.

Director Lamond informed the Board of his absence in April.

ADJOURNMENT

Upon motion duly made, seconded and unanimously carried the meeting was adjourned. The next regularly scheduled meeting will be held on April 21, 2011 at 6:30 pm at 8334 Sandreed Circle.

Date: _____

READ AND APPROVED BY THE BOARD:

 4-21-11
Steve Wasiecko, Vice President of the Board