

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

HELD

Tuesday, January 24th, 2023
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:

Branch Russell – Zoom
Frank DeFilippo – In Person
Jim Hurd – In Person
Cynthia Corbett – In Person
Wayne Forman – In Person

Also present in person were:

Chris Brownell, District Manager
Bob Calley, Superintendent
Erin Carriere, Director of Administration
Katie Ostrander, Administrative Assistant
Carl Osborne, District Operator
Travis Hayes, District Operator
Randy Rooney, District Operator
John Coaty, Legal Counsel
Gary Anderson, Resident
Linda Anderson, Resident
Kevin Doyle, Resident
Dan Hartman, Resident
Nathan Zeigler, Resident

By Zoom video teleconference:

Christina Jantzef, Accounting consultant
Approx 11 zoom accounts logged on zoom

CALL TO ORDER

President Hurd called the meeting to order. No changes were made to the agenda.

RECORD OF PROCEEDING

Director DeFilippo moved to enter into executive session pursuant to Sec 24-6-402 (d) (b) C.R.S. for conference with attorney for the District for the purpose of receiving legal advice on board/staff interaction. Second Director Corbett. Votes All. Motion passed.

Director DeFilippo moved to enter public session. Second Director Corbett. Votes All. Meeting moved back into public session.

DISTRICT BUSINESS:

MINUTES

- A) Motion to approve December minutes with proposed changes: Director DeFilippo
Second: Director Forman
Votes: 5
Motion passed unanimously

ENTERPRISE BUSINESS:

PUBLIC COMMENTS

- A) None

ELECTION

- A) Director DeFilippo motioned to have Katie Ostrander remain DEO and to approve Resolution 23-0101 Resolution of Genesee Water & Sanitation District concerning May 2, 2023 Election including Appointment of Designated Election Official and Authorization of the Designated Official.
Second: Chairman Hurd
Votes: All
Motion Passed unanimously

2022 AUDIT ENGAGEMENT

- A) Watson Coon Ryan is set to be our new auditor.

Motion to approve the Watson Coon Ryan engagement letter: Director Forman
Second: Director Russell
Votes: All
Motion passed unanimously

KING RANCH PROPERTY INCLUSION DISCUSSION

- A) Ms. Brenda King wanted to update the Board on her property. She is selling her 105 acres and wanted to re-address the possibility of being included in the District. She is requesting 6-12 taps. There has been no change since the non-binding "Availability of Service" letter was sent to Ms King in April of 2022 on the District's end. Ms. King does not wish to have her property be part of the Genesee Foundation, however before the District can move forward with the next step, Ms. King needs to discuss with the Genesee Foundation regarding access on their land as water and sewer lines would need to cross Foundation land. Superintendent Calley mentioned to Ms King that the District received a call about an inclusion for 40 taps from the owner of the land next to hers. Director DeFilippo asked for a few clarifications and asked

RECORD OF PROCEEDING

how many taps we have available. Director Forman stated his concerns regarding inclusions without having an updated water yield analysis report. Director DeFilippo wanted the inclusion process to get going with a max of 12 taps and wanted Ms King to start speaking with her lawyer and wanted to make a motion stating so. No motion was made, however Director DeFilippo gave directions to Ms King and Manager Brownell to get the process started ASAP. Ms. King will speak with her lawyer to start moving forward. Mr. Anderson mentioned that the Foundation would need to be included in the negotiations.

PERSONNEL MATTER CONCERNING DIRECTOR OF ADMINISTRATION FORMAL COMPLAINT REGARDING BOARD PRESIDENT

- A) Ms. Carriere read her formal complaint against Chairman Hurd. Legal Counsel will undergo an investigation and will give their recommendation at the next meeting.

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) Financial statements were reviewed by Ms. Jantze and Ms. Carriere.

DISTRICT BUSINESS:

LEGAL

- A) General Counsel – Nothing new to report
- B) Water Rights Counsel - Moses, Wittemyer, et. Al. Nothing new to report.

OLD BUSINESS

NEW BUSINESS

- A) Director Forman presented a Board of Directors Policy Manual (attached). All Board members will review and bring any proposed changes to the next meeting to then put the policy manual into place at the District going forward.

ADJOURN

Motion: Thereupon, motion made by Director DeFilippo and seconded by Director Forman to adjourn the meeting. The motion passed unanimously.