

The monthly Leadville Sanitation District (District) board meeting was held at the District's office located at 911 S. Highway 24, Leadville at 3:30 pm on 11/3/2021. Board members present: Ken Berger, Robert Vigil, and Jane Gowing. Board members with excused absences were Dan Osborn and Joe Hren. Staff present: Joe Fattor, Attorney; Plant Personnel, Joe Passalacqua; Office Manager, Angelina Salazar; JVA Consultants Chelsea Fagan (in person) and Cooper Best, via Zoom. Members of the public present - see attached sign-in sheet.

- A. Chair Berger called the meeting to order at 3:30 pm. Prior to the first order of business, Chair Berger moved to modify the agenda by moving agenda item "C" down to the last agenda item under item "D", Secretary Gowing seconded the motion, all in favor. District engineer Cooper Best will present on a number of topics and 902/904 W. 6<sup>th</sup> and Washington Street is one of the topics. Agenda item "A" was the public comment/discussion about proposed District rate increases. The first question from the public asked about the amount of the rate increases per each District service. Chair Berger read the draft proposal of rate increases (see attached), other questions asked: why are the rates were increasing, to which Chair Berger responded that District costs are increasing and those costs are passed along to the rate payers. In addition, Secretary Gowing explained that the District is operating under a CDPHE Compliance Order and is required to make system repairs and improvements to transmission lines, treatment plant upgrades and additional and expanded sampling requirements with the District's new wastewater permit that went into effect on 1/1/2021. John Leichtenegger from HCD spoke complaining that his Railyard development was unfairly bearing all the cost increases. Another rate payer asked about the current costs associated with the Stand-by fees. Office Manager Salazar explained the District's user fee system and provided similarly sized Districts' costs for comparison, highlighting that the District's fees are significantly lower which makes the District ineligible for State and Federal Grants. Other questions concerned the Railyard Interceptor line, District rate increase impacts to affordable housing and District maintenance plans and issues.
- B. Public Comment was next on the agenda. The Mayor asked about the date of the December meeting. Angelina informed the Mayor and public present that the regular monthly December meeting was being pushed back one week to December 8, 2021. No other comments were raised by the public.
- C. 902/904 W. 6<sup>th</sup> Street & Washington Street see agenda item D(f).
- D. JVA/Cooper Best was next on the agenda.
  - a. Mr. Best's first item was about the RV Dump Station. CDOT is steadfast at requiring a traffic study during winter **and** summer seasons at the Mineral Belt parking/Dutch Henry Hill access off Hwy 24.
  - b. SRF Per-qualification Submittal to be submitted to the state by Janet Hausmann and Angelina.
  - c. Rules & Regulations updates are being evaluated by Janet Hausmann and team.
  - d. Grinder Pump & Low-Pressure Force Main Regulations – see letter f.
  - e. Inflow & Infiltration Study update was given by Chelsea Fagan engineer from JVA. The District identified 40 manholes that need to be repaired or replaced (slip-lined) and approx. 5000 linear feet of pipe replaced based on the I&I study required by

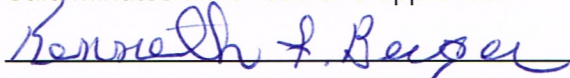
CDPHE. Other major issues identified in the study were the manholes up in Brooklyn Heights that cannot be opened and a many feet of clay pipe system-wide that must be replaced to prevent the I&I. JVA needs the District to commit to a price point to get at least 25% of the required work done by the September 30, 2022 CDPHE deadline.

- f. 902/904 W. 6<sup>th</sup> & Washington Streets – Discussion on the low-pressure force main requirements continued with the property owner Paolo Narducci, Cooper Best from JVA (District’s Consulting Engineer) and the Sanitation Board. Mr. Best provided extensive feedback about the systems to the Board and the Board discussed under which conditions might the low-pressure systems be allowed. The Board directed Mr. Best to draft a 3<sup>rd</sup> policy iteration for Board review based on the Board’s input.
  
- E. Next on the agenda was a permit update. Mr. Best said that GDI’s sampling has been extended through December 2021. JVA is waiting for the most recent GDI sample results collected in early October. Once sample results are received, JVA will submit to CDPHE. JVA continues to submit its monthly progress reports to CDPHE as required by its NOV/CDO.
  
- F. Water Quality Control Professionals was next on the agenda. ORC Volk was not present. Refer to the Daily Plant Report for his highlights.
  
- G. Minutes of October 6, 2021. Director Vigil moved to approve, seconded by Chair Berger, all voted in favor.
  
- H. Check List approval for October 2021. Director Vigil moved to approve, seconded by Chair Berger, all voted in favor.
  
- I. 2022 Budget was next on the agenda. Chair Berger would like the District to consider another rate study. The last one in 2018 cost \$45,000. He suggested to set aside \$51,000 for one in 2022. The 2022 budget also has set aside \$350,000 for permit compliance and \$900,000 in the Capital Improvement fund for the capital projects and equipment identified earlier this year by the Master Plan. Finally, Silver Hills’ pay-off to the District will be completed at the end of 2021.
  
- J. Attorney Fattor was next on the agenda.
  - a. Easement with Lake County – The County is requesting an access easement to cross District property to use Dutch Henry Hill for winter tubing and Cloud City Mountain Sports’ skiing activities. The County attorney had submitted a draft agreement to Sanitation District Attorney Fattor, but no comments/edits were provided by Mr. Fattor. The County has asked for feedback and/or a decision from the Board if access will be allowed due to the fact that winter activities are due to commence. The Board will continue discussion with Attorney Fattor and meet mid-month to finalize the issue.
  - b. Union Milling – CJK has withdrawn its mill process permit application at this time. Attorney Fattor will discuss with Steven Bain another permit application that CJK has submitted for another business operation pertaining to removal of slag piles on CJK property.

- c. Laundromat - Attorney Fattor to request a settlement proposal from owner Eric Scott for the Board's review, along with documentation supporting Mr. Scotts' settlement proposal.
  
- K. Resolution 5 - 2021 Delinquent User Fee Accounts. With no objections, Chair Berger moved to approve and Director Vigil, seconded, all voted to approve.
  
- L. Resolution 6 - 2021 Delinquent Silverhills Fee Accounts. With no objections, Director Vigil moved to approve, seconded by Chair Berger, all voted to approve.
  
- M. Next on the agenda was the Daily Plant Report. The District is seeing more issues with contractors tearing up District sewer lines when making service line connections. The District is back-charging these contractors for materials and labor to make the repairs.
  
- N. The final agenda item was the office report.
  - a. 166 Brooklyn Circle – The builder at this location is asking for a tap fee reduction fee because the duplex unit he is building is on a small lot and the units cannot be sold separately. The Board agreed that because of our SDA status we cannot make an exception for this one builder, therefore he must adhere to the current fee schedule for two separate units.
  - b. Copper Drive – The builder on five lots on Copper Drive is requesting to install water and sewer stub-outs prior to lots being sold and built on. Parkville has agreed to contact the District when Parkville turns on the water to these lots, so the District can bill appropriately.
  - c. 142 E. 3<sup>rd</sup> Street – The home owner at this location has been living at this location without a sanitary sewer connection. The District's attorney posted the property with a Notice and the home owner came and paid part of the tap fee and has agreed to pay the tap fee balance per the District's requirements. The Board discussed additional enforcement options against the home owner. In addition, the home owner broke the District's sewer main when he was digging his sewer line. The owner will be billed for repairs.

At 7:35 pm Director Vigil moved to adjourn, Chair Berger seconded, all voted in favor.

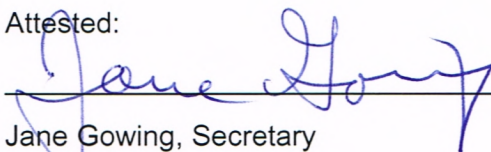
Said minutes were read and approved:



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Kenneth Berger

Attested:



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Jane Gowing, Secretary