

The monthly Leadville Sanitation District (District) board meeting was held at the District's office located at 911 S. Highway 24, Leadville at 3:00 pm on 8/4/2021. Board members present: Ken Berger, Robert Vigil, Joe Hren, Dan Osborn and Jane Gowing, along with Sanitation District Attorney Joe Fattor.

- A. Chair Berger called the meeting to order at 3:00 pm and at 3:01 pm the Board moved into Executive Session to receive legal advice on a personnel matter and District policy and strategy.
- B. At 3:35 pm the Board moved out of Executive Session and back into the public meeting with no action taken. Board members present: Berger, Vigil, Hren, Osborn and Gowing. Staff present: Angelina Salazar, Office Manager; Joe Fattor, District Attorney; plant personnel, John Volk, ethanOperator Responsible Charge (ORC), Evan Bockstiegel and Martin Tracy. JVA Consultants, Cooper Best was present via telephone. Chair Berger asked for public comment. Marla Ackridge from the Economic Development Corporation (EDC) and Nancy Bailey from the Main Street program spoke first. Ms. Ackridge and Ms. Bailey are requesting the District's assistance with the new public restrooms at the Visitor's Center, that were recently awarded public dollars from the State. Ms. Ackridge understands the District's position as a Special District, but would like the District to at least consider participating with this project. Chair Burger noted that the Board will take the request under advisement. Next speaker on public comment was Jack Saunders. Mr. Saunders asked the Board for clarification about the low-pressure pump systems that he is proposing to install for his Tabor Star development. There was a robust discussion between the Board and Mr. Saunders about the technology, with the Board requesting additional engineering information in order to draft appropriate policy.
- C. Minutes of the June 2, 2021 were up next on the agenda. With no edits, Director Osborn moved to accept the minutes, seconded by Director Vigil, all voted in favor, except Director Hren who was absent and therefore abstained.
- D. Minutes from the July 7, 2021 were the next agenda item. With no edits, Director Vigil moved to approve the minutes, seconded by Director Hren, all voted to accept the minutes, except Director Osborn who was absent and therefore abstained.
- E. Check List (Bills and Approval) was next. With no questions or concerns, Director Vigil moved to approve, seconded by Director Osborn, all voted to approve.
- F. Next on the agenda was JVA/RV Dump Station discussion. Mr. Best continues to try and reach out to CDOT to get some resolution about the eastern access to the Sanitation District's office and current RV Dump Station. Mr. Best will forward photographs showing the challenges and obstacles to closing this east entrance to CDOT representatives and continue to pursue an on-site meeting with Brian Killian.
- G. JVA/Master Plan discussion was the next agenda item. Mr. Best would like to discuss the Master Plan priorities with the Board to get feedback about future projects, especially with the upcoming 2022 budget session. In addition, Mr. Best asked if the Board wanted JVA to pursue completing the form for the State's Revolving Fund in order to be able to apply

for various grants and loans for capital projects. Chair Burger directed Mr. Best to proceed with completing and submitting the prequalification form to the State.

Attorney Fattor had a question on a different topic for Mr. Best. Attorney Fattor wanted to confirm that Mr. Best had made contact with Steven Bain about the CJK Milling operation site. Mr. Best has a meeting scheduled with Attorney Bain tomorrow 8/5/2021 to discuss the District's concerns with the project. The Board had a brief conversation about the impacts the mill's processes could have at the District's plant i.e. off-site migrations of contaminated water and/or soils, seismic activities (low-level crushing activities) that could damage the District's wastewater plant infrastructure and the District's ability to consistently meet its discharge permit limits due air borne heavy metals particulates.

I&I Study is wrapping up with a report due to CDPHE at the end of September. JVA will present its findings and report at the September board meeting.

- H. Next agenda item was a conversation about special events and daily recreational use for District property with Lake County Commissioners, Lake County Building Department and Lake County Recreation. The County was represented by Commissioner Kayla Marcella, Ann Schnieder from Land Use, Amber McGee from Lake County Recreation, County Attorney Chris Floyd, Ethan Greene and Katie from Cloud City Mountain Sports. Commissioner Marcella explained to the Board that after the issues/complaints about the July LifeTime Races, the Sanitation District has been added to the LifeTime permit review list that the County sends annually to those entities that are impacted by the race series.

In addition, a discussion ensued about the District's new RV Dump Station and how that may impact parking access to Dutch Henry Hill and Mineral Belt parking. Lake County may have interest in working with the Sanitation District to assist with the RV Dump Station by possibly adding public toilet facilities or working with CDOT on egress issues. This is a preliminary discussion about future, long term options that will take time. Therefore in the short term, the County would like to memorialize an agreement in the form of a Memorandum of Understanding (MOU) to use the District's property in the interim, ensuring continued use for community recreation. County Attorney Floyd will forward a draft MOU to Attorney Fattor.

Finally, Director Osborn requested the County notify the Sanitation District if the County becomes aware of any special events or permit activities that will impact District property (either at the office location or the wastewater plant).

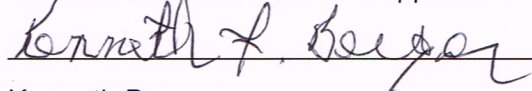
- I. High Country Developers LLC/John Lichtenegger. Applicant was not present.
- J. Four Seasons HOA/Application for Sewer System. Applicant was not present.
- K. Next item on the agenda was Glenn Jacoves 902/904 West 6th Street & Washington Streets. Mr. Jacoves from Ark Valley Management is waiting for his building plan approval letter from JVA/Sanitation District. After last month's board meeting, Mr. Jacoves had Marcin Engineering alter his plans removing the private, common manhole that served the residences prior to a combined discharge to the District's sanitary sewer. The updated plans now have individual sewer lines from each residence discharging into the District's

sewer main. However, upon further review, the plans show that low-pressure grinder/pump technology is used to access the District's sewer line. The Board discussed the situation and agreed that it needed additional engineering input from JVA to help establish definitions and policy guidelines to ensure correct placement and use of this technology for the benefit of all parties involved. Therefore, the District will request JVA provide an engineering review in order to draft appropriate policy for these installations.

- L. Leadville Mill was covered earlier in the meeting - see Letter G, paragraph two.
- M. Eric Scott/Laundromat 1707 Poplar Street was next on the agenda. Mr. Scott came before the Board for an explanation on additional tap fees assessed by the District and how the EQR numbers were calculated for the laundromat. The history of the laundromat goes back over 25 years and a file review of its history is in progress. In addition, Mr. Scott recently opened an ice cream and coffee shop in the building. Per the District's Rules and Regulations, this additional business has its own classification with additional tap fees and monthly fees that must be assessed. District staff will complete its file review, confirm the calculations and provide a summary of the information to the Board.
- N. Water Quality Control Professional, LLC/John Volk was next on the agenda. Monthly plant maintenance included replacing the septage receiving pump and installation of an aerator in the lagoon. Plant staff also placed oil containment booms to reduce foam on the clarifier.
- O. Permit Monthly Report. No updates to report.
- P. Joe Fattor. Attorney Fattor will send a letter to the City of Leadville terminating the IGA for the City's use of District property for snow removal within 60 days. In addition, Attorney Fattor provided the Board with a copy of the agreement letter from Welborn, Sullivan, Meck & Tooley, P.C. to hire attorney, Stephen Bain, to draft a response detailing the District's concerns with the CJK Mill site. Director Osborn moved to approve the engagement of the legal firm, seconded by Director Vigil, all voted in favor.
- Q. Daily/Plant Report was up next. No questions from the Board.
- R. Office Manager Salazar was next on the agenda. She has scheduled two interviews for Monday and asked if any Board members could assist. Chair Berger and Director Gowing offered to assist in the interview process.

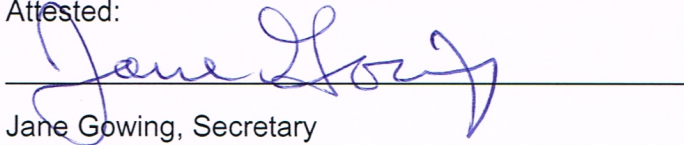
At 6:05 pm Director Osborn moved to adjourn, Director Hren seconded, all voted in favor.

Said minutes were read and approved:



Kenneth Berger

Attested:



Jane Gowing, Secretary