

Leadville Sanitation Meeting Minutes of May 1, 2019

The monthly Leadville Sanitation District (District) board meeting was held in the District's office located at 911 S. Highway 24, Leadville at 5:00 pm on 5/1/2019. The meeting was called to order by board chair, Ken Berger. Board members present: Ken Berger, Les Parlin, Bob Vigil, Joe Hren and Jane Gowing. Staff present: Scott Marcella, Superintendent, Administrative Assistant Angelina Salazar and Legal Counsel, Joe Fattor.

1. The meeting opened with public comment. Mayor Labbe announced a community clean-up event which is scheduled for 6/1/2019 from 10:00 am – 12:00 pm, followed by a cook-out at the County Courthouse. The Mayor's second item was about Xcel's 5 year gas line replacement project. The project is scheduled to start 5/13/19 with the first phase to take place in West Park. No comments from John Wells the other member of the public present.
2. The first item on the agenda was the LURA and the designation of an Urban Renewal Authority Commissioner. Chair Berger asked for a Sanitation District board member to volunteer to serve on the LURA as the Special District Representative. It was stated by Mayor Labbe that it would be better if Director Gowing did not serve as the Special District Representative as she already serves on the LURA, due to her position as a member of City Council. Having no Sanitation Board volunteer, the District passed on providing a representative. Brooklyn Heights may have someone who is willing to serve as the Special District Representative. Mayor Labbe did say that if Brooklyn Heights declines to provide a representative, per state statute, the Mayor can make a second Mayoral appointment to the LURA. This second appointment would not have to be an elected board member.
3. The second item on the agenda was the approval of the April 3, 2019 meeting minutes. With no corrections/edits, Director Vigil moved to approve the minutes, Director Parlin seconded, all voted in favor.
4. The next item on the agenda was the Check List Approval (bills and payroll). Hearing no questions or objections, Director Parlin moved to approve the bills and payroll, seconded by Director Vigil, all voted in favor.
5. Resolution No. 1, Series 2019 – A Resolution Designating the Timing for the Payment of System Development Fees (Tap Fees). Superintendent Marcella and Administrative Assistant Salazar gave a brief overview of the new tap fee payment process. When a building permit is issued, the person will come to the District office to get their building permit signed and Ms. Salazar will set up an account for the person for payment of standby fees. Prior to issuance of a Certificate of Occupancy (C/O), the person must come in and pay the tap fee in order for the Building Department to issue the C/O. This change in procedure will allow District customers to roll the tap fees into their construction loan financing. Director Vigil moved to approve Resolution No. 1, Series 2019, Director Parlin seconded, all voted in favor.
6. Next on the agenda was a discussion about hiring the legal firm of Brownstein Hyatt Faber Schreck – Engagement Agreement for Legal Services. Superintendent Marcella and Chair Berger discussed with the District's Engineer, Cooper Best, and attorney Rhonda

Sandquist about a plan to address the mercury issue at the District's plant. Ms. Sandquist's first priority is to amend the District's permit application that Superintendent Marcella has submitted to CDPHE. In addition, Ms. Sandquist has recommended that the District proceed with at least one round of pilot testing at an estimated cost between 60-130K. The District has moved forward with its Inflow and Infiltration (I&I) testing as required by CDPHE. Chair Berger recommended the board move ahead with a combined strategy of working with Ms. Sandquist, as well as proceeding with I&I and pilot testing. Director Parlin moved to enter into a contract with Brownstein Hyatt, seconded by Director Vigil, all voted in favor.

7. Attorney Fattor was next on the agenda, but had already spoke briefly about Resolution No.1, Series 2019 (item 5) and had nothing further.
8. Next on the agenda was the Superintendent's Report – Superintendent Marcela provided the following information:

Line Report – The flusher truck is back in service. No major issues this month.

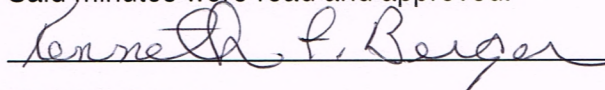
Maintenance –Flow meters have been installed.

Other – Nothing new.

9. Office – Ms. Salazar has modified the EQR letters which are now signed (stamped) by the District's Board of Directors, instead of Superintendent Marcella. In addition, if the letters' recipients do not respond within 20 days to the District, Ms. Salazar has added language that the District assumes they agree with the District's determination.

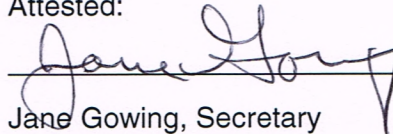
Adjournment – Director Vigil moved to adjourn and Director Parlin seconded, all in favor. The meeting adjourned at 5:20 pm.

Said minutes were read and approved:

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Kenneth Berger

Attested:

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Jane Gowing, Secretary