

Leadville Sanitation Meeting Minutes for September 14, 2023

The Leadville Sanitation District (LSD) held its monthly board meeting at the district's office located at 911 S. Highway 24, Leadville at 5:00 pm on 9/14/2023. Board members present: Chair Ken Berger, Directors Robert Vigil, Sterling Mudge, Mike Smith and Jane Gowing. Staff present: Angelina Salazar, Office Manager; Cooper Best and Janet Hausman, JVA Consulting (via Zoom); Joe Fattor, district's attorney (via Zoom) and Specialty attorneys Allison Ulmer and Ashley

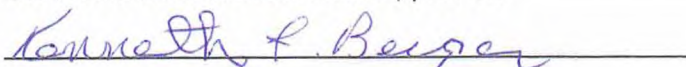
- A. Chair Berger called the meeting to order at 5:01 pm and made a motion to move the board into Executive Session pursuant to Section 24-6-402(4)(b), C.R.S. for the purpose of a conference with the district's legal counsel regarding specific legal questions pertaining to Werderitch Construction LLC, motion was seconded by Director Mudge, all voted in favor. With no decision made, at 5:41 pm Chair Berger moved the board out of Executive Session and back into the public meeting, seconded by Director Vigil, all voted in favor.
- B. Public Comment was the first agenda item. No comments presented.
- C. Jackie Whelihan, Executive Director of the Housing Authority – Not present, no update.
- D. Railyard/John Lichtenegger was the next agenda item. Mr. Lichtenegger and Tyler Anderson (contractor for the Railyard project) presented letters/reports to the board (see attached board packet) from the Railyard's engineer Chris Koehler, Ben Hemhill (DRC Construction) and Chris Major who conducted line pressure testing at the Railyards. Mr. Lichtenegger spoke briefly to urge the board to end the district's moratorium on issuance of building permits and Certificates of Occupancy. Mr. Lichtenegger told the board that Mr. Koehler was going to send the required "as-builts" to JVA by the next day. In addition, contractor Anderson said that the water that appeared in the line televising videos was generated by line flushing, not water back-ups. Ben Hemphill (collections line videographer) said the lines appear to be <5% which is within specifications. Mr. Lichtenegger also acknowledged that MH 20 could be improved and would like to clear the repair with JVA. According to Mr. Lichtenegger, the work could be completed within 30 days. Mr. Best and Mr. Koehler will continue to work through the remaining few issues.
- E. City of Leadville/Mayor Labbe was next on the agenda. Mayor Labbe was not present at the meeting, no report.
- F. JVA presented updates on the following JVA projects:
 - a. Once the CMAR (Construction Manager) bid period for the WWTP project is closed on 9/26/2023 and a contractor selected, JVA will move to the 60% of the 90% design of the WWTP improvements and solicit ideas from the contractor on moving the project forward.
 - b. State Revolving Fund (SRF) funds will now be released in May of 2024.
 - c. The Collections Improvements Letter for the District's Compliance Schedule is due 9/30/2023. However, Janet Hausmann and Chelsea Fagan (JVA) reached out to CDPHE Enforcement and notified them that no contractors submitted bids on the project, so the district could not compete the next 25% of transmission line

replacement. JVA did stress to CDPHE that the district is prepared to try again early in 2024 to find a contractor for the line replacements for the 2024 summer construction season. Cooper Best will also ask Chelsea to review the costs involved with correcting the deficiencies associated with the first phase of the project (summer of 2022).

- d. The district's sewer line that is located under a house on E. 8th Street is scheduled to be re-bid in January of 2023, with line replacement/rerouting taking place in March 2024.
 - e. Cooper Best met with Lake County Commissioner, Kayla Marcella, to discuss cost sharing options for construction of restrooms west of the district's office, near the RV Dump Station. This was an informal discussion about the project, no decision has been made.
- G. Regular Meeting Minutes of August 24, 2023. With 1 edit (spell out "Colorado Water Resources and Power Development Authority") Director Mudge moved to approve, seconded by Director Vigil, all voted in favor.
- H. Check List Approval – Tabled due to Ms. Salazar being out of office on sick leave.
- I. Attorney Fattor was next on the agenda.
- a. Paola Narduzzi/West6street – No new developments. Attorney Fattor suggests that the district wait to see what Mr. Narduzzi and his attorney submit before rendering any decision on this matter.
- J. Approval of engagement letter for bond counsel with Butler Snow for a bond fee of \$20,000. Director Mudge moved to approve the engagement letter with Butler Snow, seconded by Director Vigil, all voted in favor. In addition, Kim Craft (Butler Snow) has advised the board to get on the ballot to De-Bruce in the 2024 election.
- K. Peak Performance/IT Services. The board discussed the ongoing IT issues occurring at the plant and possible options for improvements. The district needs to draft a list of needs and canvas other companies to review what services they provide and the associated costs.
- L. Daily Plant Report – No plant operations log/report was available at the meeting. The generator pad was poured today. The generator's manufacturer wants bollards installed on the pad.
- M. Office – Office Manager Salazar drafted Resolution 11 authorizing her to start working on the 2024 budget. Director Vigil moved to approve Resolution 11, seconded by Director Mudge, all voted in favor. Ms. Salazar also reminded the board that the district must publish the proposed 2024 rate increase in the Herald and have a public meeting for community input. Ms. Salazar will check the calendar and verify the timeline.

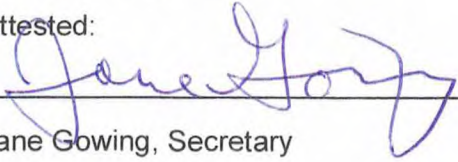
At 6:50 pm Director Vigil moved to adjourn, seconded by Director Smith, all were in favor.

Said minutes were read and approved:



Kenneth Berger

Attested:



Jane Gowing, Secretary