

Leadville Sanitation Meeting Minutes for April 6, 2022

The monthly Leadville Sanitation District (LSD) board meeting was held at the District's office located at 911 S. Highway 24, Leadville at 5:00 pm on 4/6/2022. Board members present: Chair Ken Berger, Directors Robert Vigil, Joe Hren, Dan Osborn and Jane Gowing;. Staff present: John Volk and Evan Bostiegel, operators; Angelina Salazar, Office Manager; Joe Fattor, Attorney; Cooper Best, JVA Consultants via Zoom.

- A. Chair Berger called the meeting to order at 5:00 pm, starting with public comment. The only public present were those individuals who had an agenda item, thus no general public comment.
- B. The next item on the agenda was a suggestion by Chair Berger to "halt all new developments until both aeration basins are retrofitted and/or are working simultaneously" due to capacity issues and continued compliance with the District's CDPHE discharge permit. The LSD board discussed LSD's obligations as a Special District to its In-District rate payers, Out of-District rate payers as well as new developments outside the District's boundaries. Director Gowing offered to reach out to the Special District Association (SDA) for additional information about the process, obligations and required documentation/paperwork should the LSD decide to proceed with this initiative. An update on this item will be provided at the May board meeting.
- C. Tamira Jenlink Race Director from Lifetime Fitness was next on the agenda. Ms. Jenlink submitted the required information to the LSD for the Silver Rush Race Series access and parking scheme on LSD's property for the 7/9 and 7/10 event. The board suggested that Ms. Jenlink meet with Office Manager Angelina Salazar with any questions that might arise about parking and/or access. Director Vigil moved to approve the Lifetime Fitness 7/9 and 7/10 events, seconded by Director Hren, all voted in favor.
- D. Jo Ann Molleur/500 Mountain Pines was next on the agenda via Zoom. Ms. Molleur has an ongoing issue at her home with a freezing sewer main as well as freezing issues with the LSD's sewer main. LSD staff discussed the issues with the line that they observed and/or experienced when they had gone out to the home to flush the LSD sewer main. The Molleur's would like to find a permanent solution to this sewer line freezing rather than LSD's continued line flushing every week during the winter. Jo Ann thinks that the source of the project is LSD's sewer main. However, the board has several other questions about the Molleur's sewer service main. Therefore, the board directed staff to go out and camera the line to evaluate sewer line integrity and installation and report their findings to the board.
- E. 902/904 W. 6th and Washington Streets was the next agenda item. Engineered, stamped and signed construction drawings have not been received by the LSD engineer, Cooper Best. Therefore, Attorney Fattor has not completed the Line Construction Agreement for the project. The LSD board and the developer are frustrated with the ongoing lack of follow-through with this project. The board approved the project back in January 2022, with a couple of minor edits, yet things continue to fall through the cracks. The LSD board

instructed the developer to forward the signed construction drawings to Cooper Best ASAP. In addition, the developer must forward construction cost estimates to Cooper Best so Attorney Fattor can complete the Line Construction Agreement. The developer asked that Attorney Fattor provide the developer a draft of the Agreement prior to the May 4, 2022 LSD meeting.

- F. Cooper Best from JVA presented via Zoom on the next agenda items.
 - a. LSD will be working with Mark Bernell instead of Brian Killian on the RV Dump Station project going forward. CDOT has reduced the scope of the Traffic Study to a Level 2 for the RV Dump Station and is now only requiring LSD to conduct a summer traffic study due to the fact that the Station is not open during the winter season (November-April). A Level 2 project scope should also have a lower cost than the previous Fox Tuttle estimate. However, the County will have to conduct the winter study for Dutch Henry Hill access.
 - b. Cooper is still trying to find a surveyor to work on the collection system improvement project.
 - c. Collection system/hydraulic modeling was next on the agenda. JVA recommends that LSD should update its model from 20 years ago in order to provide an accurate evaluation of LSD's flow.
 - d. Rules and Regulations update. Grinder pump policies were added to the LSD's Rules and Regulations upgrade draft by JVA staff.
- G. Permit Update & Meeting on April 13, 2022, with CDPHE. Cooper stated that CDPHE wants to have this meeting to explain their penalty assessment process and then allow time for LSD board, staff and/or JVA to ask questions from CDPHE staff.
- H. Approval of the monthly minutes from March 2, 2022 was next on the agenda. With no edits, Director Vigil moved to approve, seconded by Director Osborn. Chair Berger was absent from the meeting and abstained, the remaining board members voting in favor.
- I. Approval of the minutes from the March 9, 2022 Special Meeting was the next agenda item. Director Osborn move to approve, seconded by Director Gowing. Directors Vigil and Hren were absent so abstained from voting. Chair Berger and Directors Osborn and Gowing voted to approve.
- J. The Check List Approval for March, 2022 was the next agenda item. With no questions or changes, Director Vigil moved to approve, seconded by Director Hren, all voted in favor.
- K. Attorney Fattor was next on the agenda.
 - a. Eric Scott and Mountain Laundromat V. LSD – Attorney Fattor will reach out to attorney, Josh Marks, on behalf of LSD for mediation guidance. Director Vigil moved to consult and engage Mr. Marks, Director Osborn seconded, all voted in favor.
 - b. Union Milling – Attorney Fattor provided a short summary of LSD's water line and sewer main preliminary survey findings. The water line is on the south side of Highway 24 and is overlaid with a fiber optics line. The sewer main is located on

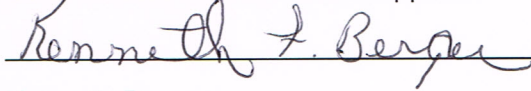
the north side of Highway 24 on CJK's property. Attorney Fattor is waiting for the final survey report from CJK.

L. Daily Plant Report – No questions about the report from the board.

M. Office Report – LSD has signed up for an advanced check security program through Community Banks. Kirstin Ayers (Ayres Accounting) has agreed to conduct LSD's audit.

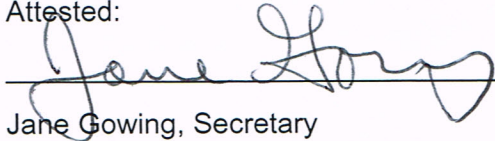
At 7:20 pm Director Vigil moved to adjourn, Director Osborn seconded, all were in favor.

Said minutes were read and approved:

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Kenneth Berger

Attested:

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Jane Gowing, Secretary