

Leadville Sanitation Meeting Minutes of October 2, 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 10/2/2019. The meeting was called to order by board chair, Ken Berger. Board members present: Ken Berger, Les Parlin, Robert 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. Leadville Mayor Greg Labbe spoke to the Board about the City Street Dept. working jointly with the District next year on a project in the first two blocks of E. 3rd St. In addition, the Mayor indicated that the City will work together with Parkville Water on the entire length of E. 6th Street due to a water main leak. The Mayor invited the District to work jointly with the City and Parkville Water if any sanitary line work needs to be done. Superintendent Marcella said there is a possibility for some line work at the upper end of E. 6th street and he will follow-up with the Mayor at a later date.
2. Meredith Quinlivan an attorney with the firm West Huntley Gregory in Breckenridge made a presentation on behalf of 4 District ratepayers. The ratepayers Sander Turpin, Nadim Tannous, Carlos Hatamosa and Rebecca and Rick Nooft are protesting retroactive tap fees assessed by the District. The assessment fees range from \$3800-\$8900, plus accrued interest. The fees are based on change(s) of use at their properties and/or additional sewer tap fees. The ratepayers expressed their concern of being singled out as they did not make the modifications that they are now being charged for, previous owners made those changes. In Ms. Quinlivan's opinion, she also noted that the fees are not in accordance with Section 3.9 of the District's Rules and Regulations. Attorney Fattor stressed that no decision would be forthcoming this evening as he needs to review the information presented by Ms. Quinlivan, before he can advise the Board. Attorney Fattor did ask the 4 ratepayers if they had any issues with paying the higher monthly user fees, none of the ratepayers took issue with the higher user fees.
3. The next item on the agenda was approval of the September 4, 2019 meeting minutes. With no corrections/edits, Director Vigil moved to approve the minutes, Director Hren seconded, all voted in favor.
4. The fourth 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 Hren, all voted in favor.
5. Legal Counsel Fattor was next on the agenda. Based on the presentation tonight by Ms. Quinlivan and the concerns voiced by the ratepayers, Attorney Fattor suggested that the District suspend the request to the Lake County Treasurer to lien the properties and suspend the interest accrual until he has an opportunity to review the situation. In addition, Attorney Fattor will work with Ms. Quinlivan to try and resolve the issues. Attorney Fattor will make a presentation of his findings and make recommendation(s) to the Board at the November meeting.

6. The District's 2018 Financial Audit has been completed. There were no audit deficiencies this year per Ken Olsen, CPA.
7. The 2020 budget was presented to the Board tonight. Once the Board members have a chance to review the budget, direct any budget questions to Administrative Assistant Angelina Salazar or Superintendent Scott Marcella. It was noted that insurance costs went up 4% this year. The budget will be finalized and voted on at the December Board meeting.
8. Next on the agenda was the Superintendent's Report – Superintendent Marcella provided the following information:

Line Report – Nothing.

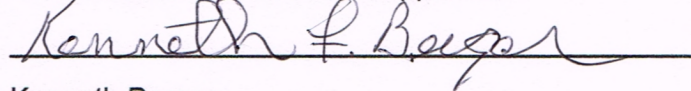
Maintenance – A couple of small pumps were replaced at the treatment plant.

Other – There has been no response or communication on the District's discharge permit renewal from CDPHE.

9. Office – Ms. Salazar notified the Board that she has 110 lien letters (a number of them for standby accounts), to be mailed out.

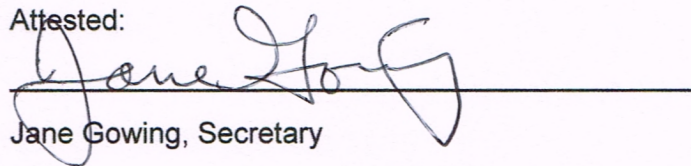
Adjournment – Director Parlin moved to adjourn and Director Vigil seconded, all in favor. The meeting adjourned at 5:40 pm.

Said minutes were read and approved:



Kenneth Berger

Attested:



Jane Gowing, Secretary