

MORRISON CREEK METROPOLITAN WATER & SANITATION DISTRICT
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RECORD OF PROCEEDINGS

The Board of Directors of the Morrison Creek Metropolitan Water & Sanitation District met on December 21, 2017 at the Offices of Sharp, Steinke, Sherman & Engle located at 401 Lincoln Avenue in Steamboat Springs, Colorado for their regularly scheduled meeting.

Present: Bob Woodmansee, President
Mike Ratliff, Vice President
Leah Wolf Martin, Director
Paul Barry, Director

Also Present: Steve Colby, District Manager
Tom Sharp, Counsel

-President Woodmansee called the meeting to order at 4:00 P.M.

December Meeting Minutes

- Tavis Rogers made the motion to approve the November meeting minutes as e-mailed to the Board. Paul Barry 2nd. Pass.

Financial Report

-The financial report and check register were reviewed by the Board of Directors.
-Paul Barry made the motion to ratify the payments of check #'s 14611 to 14650 inclusive and the ACH payments to the IRS and Lincoln Financial. Tavis Rogers 2nd. Pass.

Managers Report

-We have received final approval from the CDPHE for the screwpress project. The expected date of delivery of the equipment is late January. There will be site work necessary to accommodate the press. This work will be accomplished by district personnel and outside contractors. The District will need to purchase various fittings, pipe, valves and hoses to connect the screwpress.
-The Manager has purchased a new truck through the state acquisition process. The cost for the Chevy ¾ ton pickup is \$26,697 from Dellenbach Motors in Fort Collins. This is considerably less than quotes for similar pickups from local dealers. The truck is ordered from the manufacturer and will take 6-8 weeks to be delivered. An advertisement for bids for the 2005 Dodge pickup appeared in the local paper. The only bid received was from Jeff Erickson for \$2000.
-Layne Inliner did not finish the punch list items left from the 2016 Sewerlining project. We are still holding \$7400. They will try to get here in the spring.
-We have received a request from the owner of Lot 140 in Horseback to refund the vault impact fee he paid. A building permit has never been issued on this lot and the owner now does not wish to move ahead with

building a home on the lot. A Lot Owner Agreement was recorded on the lot. The Board deferred on making any decision on the request until the final letter on well permit policy has been issued by the DWR.

-Jeff Erickson will be on vacation from 12/26-12/29 and Steve Colby from 1/2/-1/5.

-We have received an invoice for participation in the County/USGS Water Quality Monitoring program for 2018. The cost to the District is \$3495.

-Tavis Rogers made the motion to participate in the Yampa River Water Quality Monitoring Program. Leah Wolf Martin 2nd. Pass.

Attorneys Report

-Mr. Sharp reported on the status of the two augmentation cases. Mr. Sharp has been making final “tweaks” to the language with the AG’s office and Flying Diamonds attorney. The AG is scheduled to meet with the CWCB & DWR to discuss their comfort with the stipulations. There will be a status conference with the judge in late January. Mr. Sharp believes we are very close to decrees on the cases.

-Their was a status conference on the well 5 diligence case. There are several issues which need to be resolved including the location of well 5, verification of the diversion records for wells 10 & 2R. Mr. Sharp would like to wait until the two augmentation cases are complete before making any final decisions on this case.

-Greenridge cases: We were very close to stipulation on these cases when the third owner (Garrison) of rights in these cases who had missed the diligence filing date emerged and was allowed by the judge to file for due diligence. This right is for $\frac{3}{4}$ of the total amount. These Greenridge water rights have the potential to decrease the flow in Little Morrison Creek and thus make an ISF call more likely. Mr. Sharp recommends that the District file a statement of opposition in the Garrison diligence case.

-Mike Ratliff made a motion to file a statement of opposition in the Garrison Greenridge case. Tavis Rogers 2nd. Pass.

-The Judge has approved the stipulation in the Lustig Greenridge case.

Old Business

-The Board discussed the draft letter from the DWR concerning the exempt well issue. It is not believed that there was a “State Approved Water Supply Plan” for the Stagecoach Subdivisions. Does the IGA act as a water supply plan for the unserved subdivisions?

New Business

-The Board discussed the error in the block water use rates for 2017. The mandated increase did not occur for the first five periods of 2017. The Board agreed not to try to back bill for the revenue difference between the 2016 rate and 2017 rate. The increase can be implemented for the last (November & December) period when the December 31st billing occurs. The Board decided that the increase which should have occurred for all of 2017 be implemented for the last 2-month period of 2017 and the mandated rates for 2018 be implemented as scheduled in the December 2013 resolution.

-Tavis Rogers made the motion to pass the attached resolution concerning the rate adjustment for 2017. Paul Barry 2nd. Pass.

-Their being no further business the meeting was adjourned at 6:00 P.M...