

## RECORD OF PROCEEDINGS

### MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF ST. MARY'S GLACIER WATER AND SANITATION DISTRICT

Held: Monday, December 3, 2007 at 6:00 pm at the Alice School House, Silver Creek Road, Idaho Springs, CO.

**ATTENDANCE:** A regular meeting of the Board of Directors of the St. Mary's Glacier Water and Sanitation District, Clear Creek County, CO, was called and held as shown above and in accordance with the applicable statutes of the State of Colorado, with the following directors present and acting:

Paul Johnson  
John Wood  
C.J. Galbraith  
John Pacetta, excused absence  
Heather Ulrich, excused absence

Also in attendance: Fred Huff, District Counsel, Carmen Barker, District Bookkeeper, and members of the public.

**CALL TO ORDER:** Paul Johnson called the meeting to order at 6:15 pm.

**PUBLIC HEARING** A motion was made and unanimously to reopen the Public Hearing for the 2008 Budget, which was continued at the last meeting. A motion was made by CJ Galbraith, 2nded by Paul Johnson and unanimously passed to adopt the mill levy for the general operating fund in the amount of 3.597 mills, generating \$19,783 in funds for the District. A motion was made by Director Galbraith and 2nded by Director Johnson and approved unanimously to adopt the mill levy in the amount of 12.520, generating funds to be applied for the debt service on the 1995 general obligations bonds. This will generate \$68,854 to be used solely to pay the principal, interest and treasury fees on the aforementioned debt service. Total taxes from both levies combined will generate \$88,637.

The following resolution (made by Director Galbraith and 2nded by Director Johnson) was also passed unanimously: A RESOLUTION SUMMARIZING REVENUES AND EXPENDITURES FOR EACH FUND, ADOPTING A BUDGET, LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2008 TO HELP DEFRAY THE COSTS OF GOVERNMENT, AND APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS IN THE AMOUNTS AND FOR THE PURPOSES SET FORTH HEREIN FOR THE ST. MARY'S GLACIER WATER AND SANITATION DISTRICT, CLEAR CREEK COUNTY, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2008 AND ENDING ON THE LAST DAY OF DECEMBER 2008.

It shall be noted that items included in capital budget expenditures for 2008 include modifications of the WWTP, a headgate on Silver Lake and ongoing hydrant installation.

**APPROVAL OF MINUTES:** Minutes for October 2007 meeting were unanimously approved.

**FINANCIALS:** By motion and unanimous approval, payment of invoices in the amount of \$22,869.88 was approved. Also by motion and unanimous approval, all past due accounts were approved to be certified as Treasury liens with the county, with the exception of Dale Kellermeier, who is still in the process of negotiating repair fees with Counsel for the District, Fred Huff. Total amount to be certified is \$60,935.09.

**MANAGER'S REPORT** A written report from District Manager was presented, with no special items to note. Booster station roof repair was completed, and the used storage building purchased by the District was moved onto District property. Property of the District formerly kept at the Metro building were transferred to the storage facility.

**LEGAL REPORT** Mr. Huff reported a referral from Clear Creek County referencing the rezoning of property on Fall River Road owned by Paul Johnson, as it involved a request to install a portable toilet for an lot that's intended use is for a parking lot. After a discussion of the application of the District's Rules & Regulations, and the fact that the currently proposed use of the property does not involve the placement of any permanent structures occupied as a residence, or for the preparation or sale of foodstuffs, or otherwise requiring water service, Director Wood moved and Director Galbraith seconded a motion to allow the use of a portable toilet at the parking lot proposed by Paul and Erin Johnson under the following terms and conditions:

1. Such use shall be in the form of a license from the District to the Johnson's for the placement of one or more portable toilets at the parking lot.
2. The license shall be for a term of one year for a fee of \$50/year/toilet to cover the District's costs of periodic inspections of the facility.
3. The license may be renewed annually by the Johnsons subject to paragraphs 4 and 5 below.
4. The Johnsons shall maintain the portable toilet(s) in operable and sanitary condition. Their failure to do so, after notice and an opportunity to correct any deficiencies may result in a termination of the licensee or a refusal on the part of the District to renew the license, or both.
5. At such time as the use of the property includes a residential or commercial use, then any structures whether fixed or portable will be required to connect to the District's utility systems.

The motion passed. Directors Galbraith and Wood voted yes; Director Johnson Abstained.

There being no further business, meeting was adjourned at 6:45 pm.

Approved at District meeting on February 4, 2008.



C.J. Galbraith, Secretary  
St. Mary's Glacier Water and Sanitation District