

## **RECORD OF PROCEEDINGS**

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

Held: Monday, July 7, 2008, 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 in accordance with the applicable statutes of the State of Colorado, with the following directors present and acting:

Anthony Distrola  
C.J. Galbraith  
Paul Johnson  
Heather Ulrich  
John Wood

Also in attendance: Fred Huff, District Counsel, Jack Barker of AAA, District Manager, Carmen Barker, District Bookkeeper, Mike Lutz of Integra Engineering, District Engineer, and members of the public.

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

**APPROVAL OF MINUTES:** By motion and unanimous vote, the minutes for June 2008 were approved.

**FINANCIALS:** By motion and unanimous vote, the District approved payment of outstanding invoices in the amount of \$21,947.74. By further motion and unanimous vote, the District approved transferring \$30,000 from the general account to the money market account.

**MANAGER'S REPORT:** Jack Barker, in his monthly report, gave a summary of what is done on a weekly and monthly basis for the District. If members of the public not present at the meeting would like a copy of this summary, they can contact AAA directly. The report also contained a summary of current and historical well production levels, and a report of repairs made during the month.

**ENGINEER REPORT:** Mike Lutz will prepare a Task Order for installation of a headgate on the southeast end of Silver Lake, at the site of the spillway. The plan is to install an operating headgate with minimal expenditure of funds and with minimal impact on the Lake environment during installation. As part of the process, a motion was made and approved unanimously for AAA to repair the culvert where it crosses the Condo parking lot, and where a sink hole has been created. (Note: prior to the Board meeting,

the Directors (John Wood absent), Mike Lutz and Fred Huff met at Silver Lake to review the site.)

**LEGAL REPORT:** The Board reviewed Ms. Gayle King's request for relief from the full charges caused by the frozen pipe at her residence at 260 Silver Creek. Paul Johnson described the warnings he had given to the Kings regarding the importance shutting off service to the house during the winter, due to the history of frozen pips in the past. Fred Huff was instructed to send Ms. King a letter to the effect that we will not change the amount due, but will accept a payment plan for the full amount, which is approximately \$10,000.

**PUBLIC INPUT:** Through her attorney, Michael Kane, Jamara Vanatta forwarded her summary of events that took place at the Kellermeier estate at 69 Pine Way to all Directors prior to the meeting. Ms. Vanatta and Mr. Kane appeared before the Board to review the documents, and answer questions the Board may have. Together all parties went through each billing item in the context of Ms. Vanatta's narrative and AAA's comments on the events. There were several instances where there were significant differences between how Ms. Vanatta saw events unfolding, and how AAA viewed those same events. Ms. Vanatta does understand that the work was undertaken without proper permits and that certainly contributed to the resulting problems. At the point that AAA responded that a 3<sup>rd</sup> party had been called in to verify one of the locates, and they validated AAA's actions, Mr. Kane requested that that new information be provided to him and that the matter be tabled pending his review. The Board agreed to put aside Ms. Vanatta's request for total abatement of all charges pending the attorney's review of additional documentation.

**OTHER MATTERS:** What appears to be an irrigation hose at Aspen and Alice at the Kirkpatrick residence needs to be examined; AAA was instructed to do this.

There being no further business, the meeting was adjourned at 8:00 pm.

Approved at District Meeting on August 11, 2008



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