

# ROUND MOUNTAIN WATER AND SANITATION

## BOARD OF DIRECTORS MEETING

THURSDAY, June 16, 2022

2:00 P.M. – 3<sup>rd</sup> Street Gallery Building Conference Room

Call to Order at 2:00 p.m.

Roll Call: Board members: Charles Bogle, Connie Thompson, Steve Lasswell (via zoom), Peter Ewing (via zoom), and Randy Wilhelm

Staff members: Dave Schneider, District Manager, Peggy Quint, District Business Manager, and Laura Ippolito, Administrative Assistant

Pledge of Allegiance led by Randy Wilhelm

Additions to the July 21, 2022, Board of Directors Meeting Agenda

1. Resolution 2022-06 Approval of Personnel Manual
2. Resolution 2022-07 Approval of Amended District By-Laws
3. Rescheduling September Board Meeting – SDA is that week

### Administrative Reports

1. District Business Manager – Peggy Quint
  - Peggy and Connie Thompson attended the SDA Regional Workshop on June 13<sup>th</sup> in Salida. They found it extremely informative.
  - Billing for May was the smoothest since installation of new meters and Aquahawk, and the export to Caselle.
  - Attended radio communication training with the Sheriff's Office Posse and others. Adrian Washington is encouraging Peggy to attend the trainings for emergencies in the county. Peggy clarified the grant that was awarded to RMWSD for radios. She believes it is important that we do our part to support the Sheriff's Office, Road and Bridge, the Fire Department, and Office of Emergency Management in the event of an emergency.
  - Bulk water customers are ramping up for the Summer. Many wells outside of the district boundaries are drying up and customers are needing more and more water. At this time, we have water to sell. If we were to run low, our district customers are our priority.
2. ORC – Steven Koch – no report from Steven, however, Dave reported that the jetter is repaired, and the field techs are working on last minute tasks. They will be working on service line upgrades. So far, there has been no training (as promised) on the camera van. Dave thought we might have to pay for a day of training.
3. District Operations Manager – Dave Schneider
  - New meters: we are at less than 10 meters that are being tweaked to read. Aquahawk is looking into what is going on.
  - Smith Well:
    - Sub-contractor is pouring footers today. Some steel that was dropped off was from China. Kevin Gallardo, RMS Utilities Inc., had to go to Denver to get what he needed.

**American Iron and Steel requires that what they use is made in America. *The American Iron and Steel (AIS) provision requires USDA Rural Utilities Service (RUS) Water and Environmental Programs (WEP) assistance recipients to use iron and steel products that are produced in the United States.***

- **Well Driller, Ray Newmyer Drilling, Hooper, CO, will be onsite next week.**
- **Johnson Ranch – Dave contacted a surveyor so that the property can be divided into four 80-acre parcels and some easements so that the flume station is accessible. Dave would like this on the market by the end of July. He is waiting to hear back from surveyors. An RFP will have to be sent out before a realtor is chosen. Charles asked if the surveying must be done before the RFP is sent out. It would be a lot cleaner to wait until the survey is complete. We can start the RFP, but not the interview process and we should have the property “staked out” first. With the stock market the way it is, we want to get this on the market as soon as possible.**
- **Diversions – we really didn’t get a big melt off this year. At the end of last month, the district had 264 acre-feet of storage in DeWeese. So far, this month, we have just under 50 acre-feet. We have storage rights to 355 acre-feet. WE NEED RAIN!**
- **Smith Well Drilling and Augmentation – If we get the Smith Well drilled and operational, we won’t be in such a bind. We have an emergency augmentation water replacement plan with the Department of Natural Resources. We could pull the Smith Well offline for a short time and actually pump from the well and discharge directly into the creek. That would be our augmentation. Right now, we don’t have any alternative way to augment water.**
- **WWTP – Demo Report is here, Dave has red-lined it and will send it off to Powell Water for them to look over. We plan on sending that to CDPHE for their approval. This will save us a year and free up additional funding. USDA will not finance pilot projects, so approval of the demo report will open up our options for funding.**
- **Discharge Variances – Dave is actively pursuing discharge variances with CDPHE so that new system could operate ultimately. Engineering department says that we have a good case to pursue these limits. The best-case scenario would be to receive more relaxed variances to the point that the new system could easily achieve it. It would save us operation money and construction money.**
- **Current lagoons have done a fast flip, which causes odors. The two smaller ponds look pretty good, but the big pond is not. An injection of hydrogen peroxide is being administered at the lift station. On a smaller scale, it worked. So larger amounts have been put in to see how the ponds respond.**
- **Bulk Water Station – we may need updated equipment that will talk to the new software. We are waiting to hear from Elemech. Bulk water is not a “right” outside of the district, it is a privilege, to those residing outside our district. We have the water to available now but may not always be. This was not the mindset in the beginning to provide water to “out of district” residents. The current well is keeping up water demand. By the end of next week, Dave may have to request that the two towns’ parks water on even/odd days.**
- **Extension situation – Greg Quinones - Another contractor has become involved in the development. WMV Properties LLC, Clark Maxam has offered to put in the infrastructure. Clark has already sold three houses that haven’t been built or without a water main. They put in a bid to install the water main. The two have not agreed upon a price. Dave will update as he has the information. We officially have an extension agreement with Mr. Quinones. Any and all payments will go to him. The agreement will not be with WMV Properties. If they want to break that agreement, they will have to go through the whole process with engineering and a new agreement. Dave advised against doing that. Houses are being built without excavation being done.**

## Consent Agenda

1. **Approval of the Minutes of the May 21, 2022, Regular Board Meeting**
2. **Financial Report and Approval of Checks for May 2022**  
Motion: Randy Wilhelm, seconded by Connie Thompson, vote was 5-0.

## New Business

1. **Excuse Peter Ewing from the May 19, 2022, Regular Board Meeting**  
Motion: Randy Wilhelm, seconded by Connie Thompson, vote was 4-0
2. **Town of Westcliffe Board/RMWSB BOD joint meeting - Charles Bogle mentioned that after the DOLA BOD training/refresher, Paul Wenke, Mayor of Westcliffe, approached him and suggested that the Board of RMWSB and the Board of Trustees of Westcliffe meet and share information on the status of both entities and what is planned. Randy suggested that Dave attend the Town of Westcliffe's meeting and present the district's plans and update them on the current district projects and Connie Thompson agreed. Dave informed the board that he is already scheduled to present at the Town of Westcliffe's meeting on Monday the 20<sup>th</sup> of June.**
3. **Review agreement with Upper Ark - RMWSB had partnered with Upper Ark on the reservoir project and the dam feasibility study, which they paid 1/3 of the cost and Round Mountain paid for 2/3 of the study. Dave Schneider shared that an agreement between RMWSB and UAWCD was written because up to this point, every other agreement had been verbal. Dave felt that it was time that a legal agreement should be in writing. Last January, Dave felt that it was time to have a formal, written, inter-governmental agreement. About a week ago, UAWCD stated that they wanted to apply for a \$1.5 million grant to fund the reservoir in the name of UAWCD to keep it simple for the district. Dave said that the only way he would have agreed to that would be if there was a memorandum of understanding drafted that stated why they were pursuing the funds and where the funds were going. At that point, Dave would have agreed verbally to go along with the idea. They sent an intergovernmental agreement not only to pursue the grant, but to pursue a final agreement on what, who and how - or an agreement to agree upon later and no enforcement. Clarification was needed to identify why they were conducting it in this manner. Upper Ark is used to taking over projects. Dave had significant concerns. He sent it off to the district's attorney. Jeff Parker had the same significant concerns. They started to pressure Dave to sign the document by saying that the grant would be lost if he didn't. Dave refused and said it was not in the best interest of Round Mountain. If there was a memorandum that only focused on that particular grant, then Mr. Parker could produce a memorandum and it would satisfy their timeline. Terry Skanga called and was questioning the district's trust in Upper Ark. After many hours of work completing the information needed for the grant, UAWCD contacted Dave via email and informed him that they were not going to pursue the grant, even after two weeks of work. They sent an early draft of the term sheets of an intergovernmental agreement. Dave will redline the intergovernmental agreement and send it to the attorney, and he will then send it to the board to look over. Board members can send back their thoughts for Dave to amend. It would be best for both parties to agree on the intergovernmental agreement. Upper Ark has a significant financial interest in having some storage rights in this reservoir because they get over \$3800 for 1/10 of an acre foot of water when they lease the water for augmentation rights. They offered \$100 for a 40-year lease. There will probably be a bit of back and forth before it is over. Dave refuses to be buffaloes by Upper Ark. Charles Bogle stated that it**

is important for Round Mountain and Upper Ark to have a working relationship. It is important that both work to keep as much of the water in the valley as possible.

#### Old Business

1. Resolution approving the final draft of amended Personnel Manual – Board decided to vote on the resolution next month after having more time to look it over.
2. Resolution approving amendment of District By-Laws – Board would like to look over the By-Laws and make their decision on the resolution at next month’s meeting.
3. Wastewater Covid sampling option – Decision on implementation – RMWSD was awarded the grant funds for the auto sampler needed for this testing. This is a \$9k unit. This will also help the district with CDPHE sampling. Charles recommended that Dr. Brown be notified.
4. Colgate property update – Dave Schneider and Peggy Quint met with a few Colgate family members, Peggy Colgate, Patricia Stuckey, and Tamara Frank. Dave explained to them that the lease agreement was for 99 years, beginning in 2009. There were a few different options to satisfy all parties. After discussion, it was agreed upon that the best option was to replace the water line to the lot. This would honor the lease agreement.

Adjourn at 3:42 p.m.

