Tabernash Meadows Water & Sanitation District
Board of Directors Meeting Minutes
729 Aster Drive, Tabernash, CO 6:00 p.m.
February 14, 2023

1. **Call to Order:**
   a. Anderson called the meeting to order at 6:02 pm.
   b. Attendance- Board Members and Staff present: President Bill Anderson in-person, Treasurer James Drewett in-person, Secretary Ethan Foster via video, Member-at-large Richard Tarde via video, Member-at-large David Peters in-person, Manager Thom Yoder in-person, Consultants: Russ Newton General Legal Counsel via video.
      Public attending via in person: None.
      Public attending via video: Dave Barker-Property Owner. Eric Knopping-General Public. Susan Koeneke-resident
   c. Ratification of Disclosures- Tarde filed a protest letter for local OA

2. **2023 Election, Board Member Items:** Call for nominations has been posted. Self-nomination forms and calendar of key dates included

3. **Possible Approval of Financials, January 2023:** An owner suggested only covering financials quarterly in meetings, potentially having board still review monthly without discussion in meetings. Board discussion ensued on having Schmiedbauer present quarterly. The board agreed to try quarterly presentations moving forward and if needed will revert to monthly presentations. Yoder detailed specifics of documents as submitted by Schmiedbauer. Drewett Motion to approve January 2023 financials. Peters Second. Motion Approved 5-0

4. **Possible Approval of Minutes, January 10th, 2023:** Drewett Motion to approve meeting minutes from January 10th, 2023. Peters Second. Motion Approved 5-0

5. **Managers and Operations Report:**
   a. Water Rights Update- Water rights legal team still working towards stakeholder finalized agreement with Roberts Pond. Rich Ditch Agreement- Only change in agreement is to update "Highland Investment Company LLC". Tarde had question on if table 1 relates to the percentage of water rights is equal based on table ownership percentage? Yoder confirmed the table does relate those totals to the percentages. Drewett motion to approve the "Rich Ditch Repair and Maintenace Agreement for Calendar Year 2023 Contract No. 505603". Peters Second. Motion Approved 5-0
   b. Operations Report- Working on specifics on moving nutrients. No physical report this month with extra time being spent getting new staff up to speed. New staff members are working out well with certifications to help hit the ground running. All systems are operating well to coincide with previous reports.

6. **Seter Status Report:**

Legal Status Report:

a) Rules and Regulations- No Change
b) District Tap Fee Collection- No Change
c) WWTP District and County IGA- No Change
d) Tabernash Condo Inclusion- Formal petition for inclusion included in hearing in March. The condos will be paying 4 service fees for 4 units, but no new tap fees. Owners Association to manage the costs internally. Hearing in March will have them included
e) Tabernash Property Inclusion (Block 9, Lots 6 & 7)- Formal petition for inclusion to be included in March and taps are purchased
f) Ward Property Inclusion-More work will be needed for potential of larger expansion. More to follow in the next few months
g) Tap Purchase Agreement (MF-2)- Noted below in further discussion in executive session
h) Letter of Intent re Tap Purchase Agreement (Lot 20)- Noted below in further discussion in executive session

A. Petition for Inclusion, Ward Property, Tabernash Condos, North Forty Properties- Notes from above
B. Tap Purchase Agreements; MF-2 & Lot 20. Anderson motion to approve MF2 tap agreement, Drewett Second. Motion passed 5-0. Anderson motion to approve Lot 20 tap purchase to mirror conditions like the MF-2 tap agreement with item 2 remaining the same, item 3 &6 being identical to MF2 agreement. Drewett Second. Motion passed 5-0
C. Possible Executive Session- Public was asked to leave meeting for executive session. Motion by Drewett to enter executive session citing § 24-6-402(4)(b) and (e)(I) for legal consultation. Foster Second. Motion Passed 5-0. Drewett Motion to exit executive session. Foster Second. Motion passed 5-0

7. **Old Business:** None

8. **New Business:** Drewett has 2 items for new business considerations; One-Discussion on Tap Sales & Two- Discussion of Tap Sales with 80-95% capacity coinciding with implications of initial design surrounding expansion of systems. Anderson brought up consideration for the district to hire someone to handle the monthly minutes.

9. **Public Comment:** Dave Barker-Property Owner said thank you for the work

10. **Adjourn:** 8:21pm. Next meeting 3-14-2023, 6:00 pm.

3-14-23

Approved date

Ethan motion to approve

Dave P. 2nd

Approved 4-0

via Internet