



**St. Vrain Sanitation District
Minutes of December 6, 2023
Regular Board Meeting**

Attendance -

Board Members present: Dan March, Josh Cook, Chris Kampman, Ryan Freeman, and Glen LaVanchy.

Staff: Robert Fleck, Heidi Hurtado, Jon Peterson, Dan Feller, Dave Cross, Taylor Giarritano, Paul Bremser, and Catherine Tallerico of Lyons and Gaddis.

Presenter: Andrew Rheem of Raftelis

Call to order - 9:02 a.m.

The board meeting was called to order by the Board President, Mr. March, and the pledge of allegiance was recited.

Additions or deletions to the agenda - 9:02 a.m.

Addition of item b. under Other Business: RTU 3 failed and needs replacement at the Administration Office.

Public invited to be heard - none.

Dan Feller, the new District Engineer, and Jon Adamson, the Plant Laboratory Technician, introduced themselves to the Board.

Public Hearings - 9:07 a.m.

Mr. March opened a public hearing at 9:07 a.m., adopting the 2024 Budget and Appropriation of Funds, Resolution 2023-07.

Mr. March closed the public hearing at 9:08 a.m.

Mr. March opened a public hearing at 9:09 a.m. for Jason and Brittany Myers' inclusion.

Mr. March closed the public hearing at 9:10 a.m.



Consent Agenda - 9:11 a.m.

Consent Agenda included the following:

Approval of November Board Meeting Minutes
Financial Reports for October & November 2023
Set a public hearing for January 10, 2024, for the Herbert inclusion. Set a public hearing to amend rules and Regulations on January 10th, 2024. Set a public hearing for January 10, 2024, to consider a new rate structure. Set a public hearing for January 10, 2024, to set mill levies.

Mr. Cook moved to approve the consent agenda, Mr. Freeman seconded. The motion passed unanimously. **Approved**

Presentations/Staff Reports - 9:12 a.m.

Mr. Rheem with Raftelis, presented the Board with further explanation of the Rate Study and held an open discussion.

The Board provided the following direction for next months meeting. In 2025 remove option to receive one month free service when paying annually.

Service fee rate increase every two years. PIF rate to be set at \$6,600.

Mr. Fleck requested direction from the Board on fencing, landscaping, and water tap size for the new administration office.

Mrs. Tallerico summarized SB23B-001 for the Board and how it affects special districts.

Action Items -11:09 a.m.

Mr. LaVanchy made a motion to adopt Resolution 2023-07, Adopting the 2024 Budget and Appropriating Funds. Mr. Freeman seconded. The motion passed unanimously. **Approved**

Mr. LaVanchy made a motion to approve Jason and Brittany Myer's inclusion. Mr. Kampmann seconded. Mr. March recused himself from the vote, citing a conflict of interest. The motion passed. **Approved**

Mr. LaVanchy made a motion to approve Silverstone Metropolitan District Resolution 2023-08 and the IGA. Mr. Kampmann seconded. Mr. Cook voted nay. The motion passed. **Approved**



Mr. Cook made a motion to change the board meeting time and day to 3:30 p.m. every third Thursday starting in February. Mr. Kampmann seconded. The motion passed unanimously. **Approved**

Other Business - 11:23 a.m.

Mrs. Hurtado informed the Board that the RTU #3 at the administration office has failed. The Board provided direction to obtain three quotes and get the unit replaced under the budgeted amount of \$30,000.

Executive Session - 11:29 a.m.

Mr. March moved to go into an executive session pursuant to Section 24-6-402(4)(e)(i), C.R.S., for purposes of determining our position in negotiations, developing strategies, and instructing our negotiations on the Firestone water litigation, case 19CW3236 and pursuant to 24-6-402(4)(b), C.R.S for purposes of receiving legal advice from its attorney on litigation strategies relating to the Firestone water case 19CW3236. Mr. LaVanchy seconded the motion. The motion passed unanimously. **Approved.**

Mr Cook made a motion instructing legal to work with Mr. Fleck to resolve water trial in the best methodology for the District. Mr. Freeman seconded the motion. The motion passed unanimously.

Executive Session - 12:15 a.m

Mr. March moved to go into an executive session to confer with the District's attorney regarding legal advice related to the confidential workplace culture survey's pursuant to 24-6-402(4)(b); C.R.S. Mr. Cook seconded the motion. The motion passed unanimously. **Approved.**

Mr. March made a motion to ratify the contract with Employer's Council that attorney Tallerico previously signed. The motion passed unanimously. **Approved.**

Mr. LaVanchy made a motion to adjourn at 12:46 a.m. Mr. Cook seconded. **Adjourned**

Recording Secretary

Board Secretary

Date

Date



MINUTES OF EXECUTIVE SESSION

Regarding the executive session referred to in the Minutes of the regular meeting of the St. Vrain Sanitation District's Board of Directors on December 6, 2023, it was duly moved and seconded that the Board enter into an executive session to confer with the District's attorney pursuant to 24-6-402(4)(i), C.R.S. for purposes of determining our position in negotiations, developing strategies, and instructing our negotiations on the Firestone water litigation, case 19CW3236 and pursuant to 24-6-402(4)(b), C.R.S for purposes of receiving legal advice from its attorney on litigation strategies relating to the Firestone water case 19CW3236. The motion carried unanimously, and the Board entered an executive session from 11:29 a.m. to 12:09 a.m. The Board took no action during the executive session.

A second executive session was then entered by the St. Vrain Sanitation District's Board of Directors on the same date. It was duly moved and seconded that the Board enter into an executive session to confer with the District's attorney pursuant to 24-6-402(4)(b), C.R.S. related to confidential workplace culture surveys, and the Board entered a second executive session from 12:15 p.m. to 12:45 p.m. The Board took no action during the executive session.

CERTIFICATION BY REGISTERED ATTORNEY

I, Catherine A. Tallerico, Reg. No. 19995, hereby certify that the executive session was devoted to the issues stated above.

Catherine A. Tallerico

CERTIFICATION BY BOARD PRESIDENT

I hereby certify that I served as chairperson of the executive session of the Board of Directors held on December 6, 2023 and that the session involved to 24-6-402(4)(i), C.R.S. for purposes of determining our position in negotiations, developing strategies, and instructing our negotiations on the Firestone water litigation, case 19CW3236. and pursuant to 24-6-402(4)(b), C.R.S for purposes of receiving legal advice from its attorney on litigation strategies relating to the Firestone water case 19CW3236. A second executive session was held pursuant to 24-6-402(4)(b), C.R.S. to get the District's attorney legal advice related to confidential workplace culture surveys

President and Chair