

## **San Juan River Village Metropolitan District Regular Monthly Meeting Minutes**

November 13, 2014

The meeting was called to order at 6:31 pm by Carrie Wienckowski, President. The directors present were Dennis Jeffrey, Steve Wilkins, Bill Wittwer and Linda Gundelach. Property owners, Rus Weathers and Bonnie Weathers were present. Cynthia Purcell, District Manager, took minutes.

Dennis moved to enter Executive Session for the purpose of receiving advice from legal counsel on specific legal questions related to the Weathers litigation, as authorized by §24-6-402(4)(b), C.R.S. Bill seconded and the motion carried.

Carrie closed the Executive Session at 7:15pm and reopened the public meeting.

Dennis moved to approve the minutes for October 9, 2014. Bill seconded and the motion carried.

### **Water Department Report:**

The customer water usage report was reviewed for October – 359,000.

### **Sewer Department Report:**

The sewer manhole project is complete. Four manholes were rehabilitated at a cost of \$16,995 by Quality Pipe.

### **Road Department Report:**

Mr. Booher's driveway was encroaching on the right-of-way of Swiss Village Drive. Dennis contacted Mr. Booher to discuss this. The driveway has since been cut back and improved, but is still infringing. It will be reevaluated in the spring.

The road to the boneyard will hopefully be completed before winter. Tim has turned off the water to the ditch and the District paid Andy Weber \$5,000 toward the purchase of the culvert. Andy will install the culvert and redirect the road when he has time.

### **Parks & Recreation Department Report:**

The board discussed Metro vs. POA scope of services. Cynthia and Steve listened to a webinar "Using Special District as HOA's – Are HOA's Obsolete?" earlier today. Both Cynthia and Steve agreed that this was not a good idea for this neighborhood since there are so many out of state homeowners that can't vote on Metro issues. Steve reported that the POA is working through the legal aspect of amending their covenants and contracting with the Metro District to maintain the fence.

A presentation from the Parks & Rec Committee was on the agenda again this month, but no one was in attendance to give one. It will be added to next month's agenda.

### **Administrative Report:**

The District is in compliance. The County Assessor will certify the district's valuation for assessment by Dec. 10<sup>th</sup> and the District must adopt a budget and appropriate moneys by Dec. 15<sup>th</sup>. The 2015 budget hearing is set for Dec. 11<sup>th</sup> at 6:30pm.

Cynthia reported that the District's attorney, Jenny Russell, will be leaving the country for a year, from February, 2015 – March, 2016. She would like to continue working with the District via email and skype. The board asked Cynthia to explore other attorney options. She spoke with Jeff Driscoll and he was willing to take on the District as a client for the same rate that Jenny charged. The board asked Cynthia to contact both Jenny and Jeff to slowly transition from Jenny to Jeff before she leaves the country.

The board reviewed the 2015 draft budget and capital improvement/sewer reserve considerations in each fund. The engineer from LPEA came out to look at the 3 phase power project. Although no written cost has been obtained, the engineer verbally estimated the cost to LPEA to be about \$30,000. The District would need to purchase and install wire on top of that expense. Tim estimated that expense to be \$5,000-\$10,000. The board asked Cynthia to reduce the amount budgeted for this project from \$60,000 to \$40,000 in the water fund and add the additional \$20,000 in the general fund to purchase Tim a new truck/toolbox.

Twenty One delinquencies totaling \$14,890.83 were noted.

### **Treasurer's Report:**

Cynthia reported on the P&L's, Balance Sheet, General Fund, Sewer Fund, and Water Fund. Linda moved to accept the financials. Dennis seconded and the motion carried.

There were no bills presented for payment.

### **Old Business:**

Cynthia reported that the risk assessment was submitted to Becca Smith, USFS for the special use permit. Becca is working on issuing the permit.

Cynthia gave an update on the Harebell Bridge project. She is coordinating with the County to make the final payment to Weeminuche Construction before the end of the year. If the District were to pay the full invoice of \$48,090.22, a budget amendment would need to take place. Cynthia has asked the County to make the full final payment, using the funds it still owes the District. A notice will be posted in the paper to announce the final payment. FEMA is evaluating the information from SEH regarding the floodplain LOMR.

Cynthia reported that Mr. Hanslip is waiting for the County to sign off on the driveway before returning the indemnification and release of liability to the District. Cynthia will help direct Mr. Hanslip to the appropriate personnel at the County. Cynthia will then execute the quit claim deed for the driveway.

### **New Business:**

Carrie inquired about the A.E.D. that used to be in the filing cabinet at the skunkhouse. As it turns out, the POA returned it to the Hospital District because it wasn't being maintained.

The board discussed the current service agreement with Doug Hampton. As Doug is not a certified operator, the board is concerned with liability issues that may arise from using him as a backup operator. Dennis talked to Doug to discuss options for next year. Doug agreed to continue as the Districts backup for snowplowing, at his hourly rate of \$125. His hourly rate for any other work the District would need would be \$40/hr. Doug agreed that a contract was not necessary and any work he performed would be billed through Hampton Construction. Dennis moved to send a letter to Doug stating that the service agreement which expires on 12/31/14 will not be renewed at the \$500/month. Steve seconded and the motion carried. Gene Tautges, licensed operator, has agreed to provide backup service for Tim at the rate of \$45/day plus time and a half for any services performed on site, if necessary.

The board also discussed employee evaluations to be performed this year. Cynthia, Carrie and Steve have taken the Performance Evaluation course offered by the Colorado Special District Property and Liability Pool. If 80% of the board takes the course, the District will receive a 5% credit on their liability insurance. Carrie and Linda will get together to perform Cynthia's evaluation and Cynthia, Gene Tautges and Dennis will perform an evaluation for Tim before the end of the year.

Bill reported that he has received no new well permit applications.

**Other Business:**

Steve gave an update from the POA meeting. The Metro attorney asked the POA to sign a quit claim deed to the pedestrian easements. This was given to the POA attorney for review. Steve also inquired about an electricity bill the POA has been paying to run the aerator on the upper pond. Dennis moved to have the Metro District take over the electricity bill for running the aerator on the upper pond and adjust the 2015 budget as needed to accommodate this addition to the expenses. Steve seconded and the motion carried.

There being no other business, Bill moved to adjourn the meeting at 8:47pm. Steve seconded and the motion carried.

Respectfully submitted,

Cynthia Purcell  
District Manager