



Perry Park Water and Sanitation District  
5676 West Red Rock Drive  
Larkspur, Colorado 80118  
[www.ppwsd.org](http://www.ppwsd.org)

## Regular Meeting – August 21, 2019

### Board Members Present

Judy LaCrosse  
Jim Matchett  
Jim Maras  
Andy Morris  
Gary Peterson

### Visitors

Craig Johnston  
Robin Maras  
Julia McCusker

### Staff / Consultants in Attendance

Diana Miller – District Manager  
Will Parker – Semocor, Inc.

### 1.0 Call To Order

The Regular Meeting was called to order at 16:30.

### 2.0 New Business and Open Items

- 2.1 Meeting Minutes – A motion was made and seconded; (RESOLUTION 19-060) TO APPROVE THE MINUTES OF THE JULY 17, 2019 REGULAR BOARD MEETING OF THE PERRY PARK WATER AND SANITATION DISTRICT AS PRESENTED. The motion passed 4-0.

As Director Morris was not in attendance at the July 17, 2019 Board Meeting he abstained from the vote.

- 2.2 Disbursements – A motion was made and seconded; (RESOLUTION 19-061) TO RATIFY ELECTRONIC PAYMENTS DATED AUGUST 5, 2019 IN THE AMOUNT OF \$11,107.26 AND ELECTRONIC PAYMENTS DATED AUGUST 7, 2019 IN THE AMOUNT OF \$4,929.90 WHICH WERE PREVIOUSLY DISBURSED FROM 1<sup>ST</sup> BANK. The motion passed unanimously.

A motion was made and seconded; (RESOLUTION 19-062) TO APPROVE CHECKS 12343 THRU 12363 IN THE AMOUNT OF \$160,811.53 TO BE DISBURSED FROM 1<sup>ST</sup> BANK. The motion passed unanimously.

In reference to check 12351, issued to Hill & Pollock, LLC, Director Peterson asked for additional information related to the Statement of Opposition-Plum Creek Farm. The District Manager advised that upon review of the Plum Creek Hollow Farm application, both Hill & Pollock, LLC and Lytle Water Solutions recommended that the District file a Statement of Opposition to protect the District's senior surface water rights, conditional water storage rights and both tributary and nontributary

groundwater rights in the drainage basins of West Plum Creek, East Plum Creek and Bear Creek.

A motion was made and seconded; (RESOLUTION 19-063) TO APPROVE CHECKS 12364 THRU 12368 IN THE AMOUNT OF \$16,933.65 TO BE DISBURSED FROM 1<sup>ST</sup> BANK. The motion passed unanimously.

In reference to check 12365, issued to Fischer Enterprises, Inc., Director Peterson asked if the District would be reimbursed for the Water Service Line Repair. The District Manager advised that the District would not be, as the repair was done on the District's side of the curb stop. The District Manager added that this was a vacant lot.

A motion was made and seconded; (RESOLUTION 19-064) TO RATIFY CONSENT AGENDA ITEMS DATED JULY 12, 2019 IN THE AMOUNT OF \$6,649.97 AND CONSENT AGENDA ITEMS DATED JULY 26, 2019 IN THE AMOUNT OF \$6,988.22 AND CONSENT AGENDA ITEMS DATED AUGUST 9, 2019 IN THE AMOUNT OF \$6,649.97 WHICH WERE PREVIOUSLY DISBURSED FROM WELLS FARGO BANK. The motion passed unanimously.

2.3 Noise Complaint Waucondah Wastewater Treatment Plant – The Board reviewed an Acoustical Consulting Proposal from Wave Engineering which summarized that the decibel levels at the wastewater plant did not exceed the State of Colorado noise level limits for residences. Additionally, the Board reviewed some mechanical options for silencers. Director Peterson asked if there was an established decibel reduction that would occur if the silencers were installed. Mr. Parker advised that he had contacted the manufacturer to request that information, and they had informed him that every application is different and they do not guarantee any decibel reduction. The Board expressed concern that there are no guarantees that any of the discussed options would reduce the decibel level to the Customer's satisfaction. Director Peterson requested that the District Manager obtain the decibel measurements and the location taken by the acoustical engineer and the State of Colorado noise level limits and provide them to the Customer in a letter. Additionally, Director Peterson asked that the District provide the Customer a copy of the mechanical options and let him know that if he purchases the silencers the District will cover the cost of installation.

2.4 Resolution Authorizing Online Notice of Public Meetings –The Board discussed the following resolution:

**PERRY PARK WATER AND SANITATION DISTRICT**

**RESOLUTION NO. 2019-08-001**

**A RESOLUTION AUTHORIZING ONLINE NOTICE OF PUBLIC MEETINGS**

WHEREAS, the Perry Park Water and Sanitation District ("District") is a quasi-municipal corporation and political subdivision of the State of Colorado and a duly organized and existing special district pursuant to Title 32, Article 1, Colorado Revised Statutes; and

WHEREAS, pursuant to House Bill 19-1087, codified in Section 24-6-402, C.R.S., as of August 2, 2019, the District is authorized to post full and timely notice of its meetings no less than twenty-four hours prior to the holding of the meeting on the public website of the District;

WHEREAS, the District's website is accessible at no charge to the public; and

WHEREAS, the District has provided the address of the website to the Department of Local Affairs for inclusion in the inventory maintained pursuant to Section 24-32-116, C.R.S.; and

WHEREAS, the District will retain one physical location within the District boundaries designated for posting notice no less than twenty-four hours prior to a meeting if the District is unable to post a notice online in the exigent or emergency circumstances such as a power outage or an interruption in internet service that prevents the public from accessing the notice online; and

WHEREAS, the Board of Directors ("Board") of the District hereby finds and determines that transitioning from posting physical notice of public meetings in physical locations to posting notices on a website, social media account, or other official online presence of the District has been encouraged by the Colorado General Assembly and is appropriate, beneficial, and in the best interests of the District.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Perry Park Water and Sanitation District as follows:

**Section 1.** Designated Posting Location. As of the effective date of this Resolution, and pursuant to Section 24-6-401, C.R.S., the District's designated posting location for notices of public meetings (regular, special, and study sessions) shall be on the District's webpage, accessible online at the following address:

**Section 2.** Designated Exigent/Emergency Circumstances Posting Location. In the event of exigent or emergency circumstances such as a power outage or an interruption in internet service that prevents the public from accessing the online designated posting location or prevents the District from posting a notice at the online designated posting location, the District will post notice of public meetings at least twenty-four hours prior to the meeting at the following physical location within the District:

5676 Red Rock Drive, Douglas County, Colorado

Red Rock Drive and Highway 105, Douglas County, Colorado

1103 West Perry Park Avenue, Douglas County, Colorado

**Section 3.** Implementation of Resolution. The Board directs the District Manager and/or his designee to update and submit a revised Transparency Notice in accordance with this Resolution to the appropriate entities, notify the Department of Local Affairs, or take any other action consistent with or required for implementing this Resolution.

**Section 4.** Bylaws/Rules and Regulations. This Resolution shall supersede any contrary provision contained in the District's Bylaws and/or Rules and Regulations, which shall be modified as soon as reasonably practical to conform with the provisions set forth in this Resolution.

**Section 5. Severability.** If any part, section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid, such invalidity will not affect the validity of the remaining provisions.

**Section 6. Effective Date.** This Resolution will take effect and be enforced immediately upon its approval by the District Board, or on August 2, 2019, whichever is later.

At the conclusion of discussion a motion was made and seconded: (RESOLUTION 2019-08-001) TO ADOPT THE AFOREMENTIONED RESOLUTION AS PRESENTED. The motion passed unanimously.

The designated online posting website is [www.ppwsd.org](http://www.ppwsd.org).

2.5 Execute Modified Easement Agreement with JSPGST LLC and/or Mountbridge Farm LTD Partnership LLLP – The Board discussed all of the pending agreements with the various interested parties. The District Manager provided a summary of the status of the agreements as well as the evolution of the agreements.

As all of the agreements are close to being finalized, the District Manager requested that the Board consider designating two Board Members to complete the final review and if acceptable execute the agreements ahead of the next Board meeting.

A motion was made and seconded; (RESOLUTION (19-065) TO APPOINT PRESIDENT GARY PETERSON AND SECRETARY JUDITH LACROSSE TO PERFORM THE FINAL REVIEW OF THE VARIOUS, APPLICABLE AGREEMENTS AND EXECUTE THE AGREEMENTS PRIOR TO THE NEXT BOARD MEETING IF FOUND TO BE ACCEPTABLE. The motion passed unanimously.

2.6 Execute Easement Agreement for Water/Wastewater Improvements with Rite-A-Way Industries, Inc., and Remuda Ranch Development, LLC and JSPGST, LLC and The Mountbridge Farm Limited Partnership, LLLP – Please refer to Section 2.5.

2.7 Execute Easement Agreements with Rite-A-Way Industries, Inc. and Remuda Ranch Development, LLC – Please refer to Section 2.5.

### **3.0 Operational Status**

3.1 Perry Park Water and Sanitation District Systems Report – The members of the Board reviewed the monthly operations report which was prepared by Mr. Parker.

Mr. Parker advised the Board that the Hog John tanks had been cleaned and epoxied.

3.2 Monthly Staff Report – The members of the Board reviewed the Monthly Staff Report that was presented by the District Manager.

The District Manager advised the Board that the District had received a complaint from a Customer because the District had done a meter replacement of a nonfunctional meter in a meter pit and did not notify the Customer.

**4.0 Old Business/Immediate Issues** – Director Maras advised the Board that Director Matchett had attended the Upgrading Your Water Meter Reading Technology webinar. The webinar provided information on upgrading to an automatic meter reading (AMR) system. Director Maras indicated that he would distribute a link of the recording of the webinar to the District when available.

**5.0 Audience Participation** – Ms. Julia McCusker attended the Board Meeting to express her support of AMR systems and requested that the Board have additional dialogue on the technology and supporting systems. The Board agreed to discuss AMR technology and supporting systems at the January 2020 Board Meeting.

**6.0 Adjournment** - A motion was made and seconded; (RESOLUTION 19-066) TO ADJOURN THE REGULAR MEETING. The motion passed unanimously. The meeting adjourned at 17:24.

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Secretary, Judy LaCrosse