

The Board of Directors of the Left Hand Water District, meeting as the Board of the District and of the Left Hand Water Activity Enterprise, held their regular meeting on May 18, 2017 at the District offices, 6800 Nimbus Road, Longmont, Colorado. The meeting was called to order by President Julie Trumpler at 9:05 a.m.

Directors Present: Julie Trumpler, President
Mark Hochhauser, Vice President
Dan Lisco, Secretary
Sam Barnsley, Treasurer
John Brunner, Director
Jim Richard, Director

Directors Absent: Bart Fischer, Excused

Staff and Consultants: Chris Smith, General Manager
Vicki Santos, Finance Manager
Jason Whitmore, Treatment Manager
Darwin Williams, District Engineer
Scott Holwick, Attorney
John Chmil, Attorney
Meghan Connolly, Engineer I
Lilah Imes, Assistant Secretary, Board of Directors

Public Present: Thom Corso, 1611 Orion Place

SUBJECT: MINUTES OF THE DISTRICT REGULAR MEETING HELD 4/20/2017

Approval of the Minutes

The minutes of the April 20, 2017, Board meeting were submitted prior to the meeting.

MSP: *Secretary Lisco moved to approve the minutes of the April 20, 2017 meeting. Motion seconded by Director Brunner. Motion carried unanimously.*

SUBJECT: TAPS FOR BOARD CONSIDERATION

Dreamer's Ridge Subdivision – (10 Lots plus 1-Irrigation tap):

The applicant plans to construct a new 10 lot residential subdivision off of Godding Hollow Parkway and WCR 5. They will also need a 5/8" irrigation tap. Due to the lot size, 1.5 units of CBT will be dedicated to each residential lot and the irrigation tap will require 1 unit of CBT. The applicant is verifying with the town of Frederick that an irrigation tap is needed. If it is not required, the irrigation tap will be removed from the contract. Applicant has requested to pay cash-in-lieu of dedication for 16 units of CBT. Discussion.

MSP: *Secretary Lisco moved to approve a Subdivision/Multiple Tap Purchase Agreement between Left Hand Water District and Dream Weaver Holdings, LLC to serve 10 single family residential taps in the proposed Dreamer's Ridge Subdivision conditional on meeting all requirements and fees required for service. Motion seconded by Treasurer Barnsley. Motion carried unanimously.*

3435 Red Hawk Ln (Lot 4, Block 4 Rinn Valley Ranch 2nd) – Copper Homes Limited:

The applicant for this tap request is constructing a home in the Rinn Valley Ranch Subdivision. The initial developer installed the infrastructure for this subdivision. Pressure and flow are available for tap request and the water source will be CBT. Discussion.

240 2nd Ave Niwot, CO – Postle Properties VI LLC:

The applicant for these tap upgrades is currently being served by two 5/8" taps. Applicant is proposing tearing down the existing structure and constructing a three unit apartment and two small commercial buildings. They are requesting an upgrade from a 5/8" tap to a 1" commercial tap and upgrading from a 5/8" tap to a 3/4" commercial tap. The water source is Left Hand Ditch Company and pressure and flow are available to serve these upgrade requests. Discussion.

MSP: *President Trumpler moved to approve a 5/8" single family tap for 3435 Red Hawk Ln, Lot 4, Block 4 Rinn Valley Ranch Filing 2, conditional on meeting all requirements and fees required for service. The motion also includes approval for an upgrade to each of the two existing 5/8" taps at 240 2nd Ave, Niwot to one 1" Commercial Tap and one 3/4" Commercial Tap conditional on meeting all requirements and fees required for service. Motion seconded by Vice President Hochhauser. Motion carried unanimously.*

SUBJECT: FINANCIAL REPORTS

Monthly Financial Statements

Vicki Santos presented the financial reports and payables for the month of April 2017. Discussion.

Bills and Appropriations

A listing of monthly bills and appropriations was presented for review prior to the meeting. The total payables equaled \$576,381.88.

SUBJECT: UNFINISHED BUSINESS

City of Longmont – Interconnection and Access Intergovernmental Agreement:

Following the flood in 2013, the District has been involved in discussions with the City of Longmont regarding providing services to each other in the event of another emergency. Our engineering firm, Dewberry, conducted some studies to identify areas of vulnerability within our system and the City's system that would

benefit from an interconnect agreement. The cost to both parties will vary depending on where the interconnects are located throughout the District and their benefit to each party's use. This agreement is to provide indoor water demands during an emergency. The District would possibly need to provide about 8 MGD, while the City of Longmont's requirement would be up to 2.5 MGD. Both entities will install backflow devices. This IGA was approved by the City of Longmont last Tuesday evening. Discussion.

MSP: *Treasurer Barnsley moved to approve the Interconnect and Access Intergovernmental Agreement between Left Hand Water District and the City of Longmont. Motion seconded by Secretary Lisco. Motion carried unanimously.*

Larimer County Discussion – Draft IGA for CBT Water Purchase / ATM:

A copy of the Draft IGA for CBT Water Purchase/ATM was provided to the Board in their packet. Larimer County has not accepted the District's offer, nor have they provided a counter offer. Larimer County wanted to keep 1/2 of the water at the farm and they were willing to sell us 115 units and put 85 units in an ATM. The problem with that scenario is that the proposed cost to the District for the 85 units for ATM would be close to the cost of purchasing these same units outright. Discussion.

Status Update on 30-inch Waterline Claim:

As of this meeting, New Tech Construction has not answered the Complaint and Jury Demand filed by Lyons Gaddis, with Boulder County Court against them. New Tech has until close of business today, 5/18/2017 to respond. If a response is not received, staff requests direction from the Board as to the District's next step. Board members had several questions such as, if we continue to pursue this and file for default, can attorney's fees be added to the claim and is there a way to put a Mechanics lien in place in the event that they bid for work in the area. Attorney John Chmil will investigate all the options. The Board gave direction to staff and the attorney to move forward and file a judgment. Discussion.

SUBJECT: NEW BUSINESS

State of Colorado – Department of Labor and Employment Cost Containment Program:

At the beginning of May the District was notified by the State of Colorado that our application for a Premium Cost Containment Certificate Renewal was approved. This certificate provides the District with a 5% reduction of Worker's Compensation premiums until May 2020. The District has a comprehensive safety program that involves training, policy review, procedures, and operations that resulted in receiving this certificate. Discussion.

Attorney's Comments:

John Chmil and Scott Holwick from Lyons Gaddis provided an update regarding legislation from the 2017 legislative session. Discussion.

Meeting adjourned at 11:08 am.

By,

Lilah Imes, Assistant Secretary, Board of Directors

Dan Lisco, Secretary