

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 June 21, 2018 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
Jim Richard, Director
Alan Pratt, Director

Directors Absent: Bart Fischer, Excused

Staff and Consultants: Chris Smith, General Manager
Vicki Santos, Finance Manager
Jason Whitmore, Treatment Manager
Adam Delaney, Distribution Manager
Steve Buckbee, District Engineer
Meghan Connolly, Engineer I
Scott Holwick, Attorney
Lilah Imes, Assistant Secretary, Board of Directors

Public Present: Bing Sellers, Fox Chase Subdivision
Bethany Cooner, Fox Chase Subdivision

SUBJECT: MINUTES OF THE DISTRICT REGULAR MEETING HELD 5/17/2018

Approval of the Minutes:

The minutes of the May 17, 2018, Board meeting were submitted prior to the meeting.

MSP: *Secretary Lisco moved to approve the minutes of the May 17, 2018 meeting. Motion seconded by Director Richard. Motion carried unanimously.*

SUBJECT: PUBLIC HEARING/COMMENT - None

SUBJECT: TAPS FOR BOARD CONSIDERATION

Fox Chase Subdivision Filing 2 – A Resubdivision of Lot 3 Amd. 1:

This request is a replat of Lot 3 of the Fox Chase subdivision, filing 1, 1st amendment. The replat will create 8 lots of which part is a conservation easement making smaller building envelopes. Staff is trying to identify a looping system to come in the development and back out. Even with a loop, there will be a 600' dead end. The Town of Frederick has concerns about the system not being looped. However, land owners around this parcel are hesitant to allow an easement for the looping purposes even though water lines have less impact than gas lines. Approval by the Board today will get the applicant started with the Town of Frederick,

however, this approval is conditional on receiving Final Plat approval from the Town. The process to construct the 4000' infrastructure for these 8 lots will take some time but the applicant will be able to fulfill their commitment of paying one tap in full in accordance with the contract. In the proposed plat, there is no requirement for irrigation as the open space is limited. Note 7 of the proposed plat states: "Subject to the Town Land Use Code, a strategy for irrigation and maintenance of the tree buffer and other common landscaped areas will be required prior to approval of future subdivision requests." Per Left Hand Water District Policy, any irrigation as described in Note 7 will require a dedicated irrigation tap. The applicant signed a letter in agreement concerning future irrigation of common areas. Discussion.

MSP: *Secretary Lisco moved to approve the Subdivision Multiple Tap Purchase Agreement between Fox Chase, Inc. and Left Hand Water District conditional upon meeting all requirements for service. Motion seconded by Director Pratt. Motion carried unanimously.*

Prior to moving forward with action on the remaining Taps For Board Consideration, Chris Smith noted the following:

Future Business:

- *Chris is currently working on IGA's with the Town of Erie and the City of Lafayette. Once the IGA's are reviewed and redlined, he will have Counsel review them.*
- *The District is moving forward with the hydroelectric connection for the SWSP11, per Board direction at the May 2018 meeting. Staff will work with Counsel on a contract and hopefully present it to the Board by the next Board meeting. Steve Buckbee will be very involved with this process.*

Introduction:

Chris Smith introduced the new District Engineer, Steve Buckbee. He comes to the District from the City of Boulder where he has worked for 18 years. He has worked with several of our current consultants which is helpful.

TAPS FOR BOARD CONSIDERATION (continued)

Recorded Exemption RECX17-0035 (WCR 3 & 10) – Russell & Annabell Napier:
This request is for a 5/8-inch residential tap that recently subdivided a 1.49 acre portion. Several months ago, the applicant went through the County Referral process and the applicant is now ready for a tap approval. The applicant has requested to pay cash-in-lieu of dedication for C-BT. Discussion.

Recorded Exemption Lot A RECX 18-0013 7350 CR 1 – David & Pamela Mitchell:
This request for a 5/8-inch residential tap will require a long service line. They will be served off the District's new waterline in County Road 1. There is plenty of capacity to serve this applicant and staff has no issues with this request. The applicant has requested to pay cash-in-lieu of dedication for C-BT. Discussion.

MSP: *Secretary Lisco moved to approve a 5/8-inch single family residential tap for Lot A Rec Exempt 17-0035 subject to all requirements for service and to approve a 5/8-inch single family residential tap for Lot A Rec Exempt 18-0013 conditional upon meeting all requirements for service. Motion seconded by Treasurer Barnsley. Motion carried unanimously.*

SUBJECT: FINANCIAL REPORTS

Monthly Financial Statements

Vicki Santos presented the financial reports and payables for the month of May 2018. Discussion.

Bills and Appropriations

A listing of monthly bills and appropriations was presented for review prior to the meeting. The total payables equaled \$1,294,474.01.

SUBJECT: UNFINISHED BUSINESS

Information Items and Reports:

Adam Delaney, the new Distribution Manager has been working with his staff and setting 1, 6 and 12-month goals for each of them. He will provide next month's Distribution report as Chris Jones, the Distribution foreman, was providing them while the position was vacant. Discussion.

Steve Buckbee, the new District Engineer is taking on several projects and learning about the District operations. Discussion.

Jordan Tyson, the District's part time GIS employee, has agreed to a full time roll as of June 11, 2018. He works closely with Engineering and Distribution departments and he will get Distribution certified. Discussion.

Review of C-BT Cash in Lieu Payment:

Included in this month's Board packet was the most recent report for the sale of C-BT water. The report indicates the prices are fairly stable since the Board reviewed rates in February 2018. Staff does not feel that the District is in a situation where it needs to make any price adjustments. When the market justifies price adjustments, staff will bring recommendations to the Board. Discussion.

Colorado Public Employee Retirement Association (PERA) Reform Legislation:

District employees have Colorado PERA in lieu of Social Security for retirement. There has been a lot of media attention lately discussing the stability of PERA and the State Legislature recently passed some reforms to PERA. Included in the Board packet was a table comparing the proposals for reform and what was actually passed by the Legislature. PERA is divided in various sections that include Police, Fire, School Districts and Special Districts. Some changes that were made that directly impact the District are: increased contributions, the waiting period for

retirement, and Cost of Living Increases for retired employees will now occur every three years instead of yearly. Also, this legislation established a Legislative Oversight Committee that will be able to make changes without going through legislation. Discussion.

SUBJECT: NEW BUSINESS

Attorney's Comments:

Counsel filed the District's Diligence Application on the Conditional Exchange Rights and should have a decree by the next Board meeting. A second Diligence Application is a month behind this one and a decree should be in hand by the August Board meeting. Counsel works as expeditiously as possible to move these Diligence Applications with minimal cost to the District. Discussion.

The District and Counsel submitted comments to Northern Water regarding proposed C-BT accounting rules. Northern would like to track where and how C-BT water is being used. This proposed accounting process will put a burden on allotment contract holders. Discussion.

The 2018 Legislative session is now over and there were a couple of changes that impact the District. The first is the change to the 811 statute. The changes effect tier 2 customers and the District switched to tier 1 last year. With the new legislation, the District has the obligation to locate lines for designers as well as excavators. The most significant legislation that impacts the District is HB 18-1039. The bill changes regular special district elections to May of each odd-numbered year and adjusts the length of terms served by directors elected in 2020 and 2022 to three (3) years in order to implement the new election schedule. The first odd year election will be May 2023 with a return to four (4) year terms. Discussion.

Meeting adjourned at 10.53 am.

By,

Lilah Imes, Assistant Secretary, Board of Directors

Dan Lisco, Secretary