

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 December 19, 2019 at the District offices, 6800 Nimbus Road, Longmont, Colorado. The meeting was called to order by President Julie Trumpler at 9:02 a.m.

Directors Present: Julie Trumpler, President
Mark Hochhauser, Vice President
Dan Lisco, Secretary
Bart Fischer, Director
Jim Richard, Director
Alan Pratt, Director

Directors Absent: Sam Barnsley, Excused

Staff and Consultants: Chris Smith, General Manager
Vicki Santos, Finance Manager
Jason Whitmore, Treatment Manager
Scott Holwick, Attorney
Adam Delaney, Distribution Manager
Steve Buckbee, District Engineer
Martin Harders, Engineering Tech I
Jordan Tyson, GIS Technician
Lilah Imes, Assistant Secretary, Board of Directors

Public Present: N/A

SUBJECT: MINUTES OF THE DISTRICT REGULAR MEETING HELD 11/21/2019

Approval of the Minutes:

Draft minutes of the November 21, 2019, Board meeting were submitted to the board prior to the meeting.

MSP: *Secretary Lisco moved to approve the minutes of the November 21, 2019 meeting. Motion seconded by Director Richard. Motion carried unanimously.*

SUBJECT: PUBLIC HEARING/COMMENT

MSP: *Director Richard moved to officially open the Public Hearing to discuss the 2020 Budget. Motion seconded by Director Pratt. Motion carried unanimously. Public hearing opened at 9:04 am.*

2020 Budget Hearing:

The Budget Committee has provided a Final Proposed Budget for 2020, for discussion and action. Also included in the board packet is Resolution 2019-02. This is a combined Resolution that adopts a budget for the 2020 fiscal year and appropriates funds. Discussion.

MSP: *Secretary Lisco moved to officially close the public hearing. Motion seconded by*

Director Fischer. Motion carried unanimously. Public Hearing closed at 9:28

MSP: *Director Pratt moved to Adopt Left Hand Water District Resolution 2019-02 A Combined Resolution Concerning the Adoption of a Budget and Appropriation of Funds for Such Budget for Fiscal Year 2020. Motion seconded by Secretary Lisco. Motion carried unanimously.*

SUBJECT: TAPS FOR BOARD CONSIDERATION

There were no tap requests for Board consideration.

SUBJECT: FINANCIAL REPORTS

Monthly Financial Statements:

Vicki Santos presented the financial reports and payables for the month of November 2019. Discussion.

Bills and Appropriations:

A listing of monthly bills and appropriations was presented for review prior to the meeting. The total payables equaled \$1,513,155.27.

Governance Communication – CliftonLarsonAllen:

The District's audit firm provided a letter of communication to the Board explaining the plan, scope and timing of the upcoming audit. This communication is required by statute. CliftonLarsonAllen is scheduled to begin the audit for the District the last week of February. This letter does not require any board action and is for information only. Discussion.

SUBJECT: UNFINISHED BUSINESS

Information Items and Reports:

Treatment, Distribution, Engineering, and Water Management reports were included in this month's packet to provide information related to operations.

2019 Sanitary Survey Results:

Included in this month's packet were the results of the recent Sanitary Survey conducted by the Colorado Department of Public Health & Environment, (CDPHE). The findings included written notification identifying deficiencies and violations of Regulation 11. The results of surveys conducted previously have had excellent results and the District's backflow program has been used as an example of a great program by CDPHE for other water districts. That being said, with growth and maturity, comes expectations. Jason Whitmore and Adam Delaney addressed all the deficiencies immediately, well ahead of the resolution date of April 3, 2020. Also included in this month's packet was documentation from Jason and Adam as to how each violation was addressed and corrected. Discussion.

SUBJECT: NEW BUSINESS

2020 BOD Meeting Dates and Designation of Posting Place:

Each fiscal year the District is required by statute to post the Board's regular meeting location, meeting dates for the fiscal year, and designation of posting notice and agenda. The location, dates and designation of postings will be posted as allowed by statute on the District's website, <http://lefthandwater.org>.

MSP: *Director Pratt moved to approve the 2020 Regular Meetings of the Left Hand Water District Board of Directors and Designation of Place of Posting Notice and Agenda with the correction of the physical address of the District offices in Longmont, CO 80503. Motion seconded by Director Fischer. Motion carried unanimously.*

C-BT Carryover Capacity:

The District received correspondence from Northern Water regarding the amount of carryover water that is available to be transferred for 2020. The maximum the District can carryover is 1,470 a/f and the assessment on the full amount is \$68,401.50, due April 30, 2020. The Board can choose to carryover some, all or none of the available water at this time. Discussion.

MSP: *Director Pratt moved to carry-over 1,470 acre feet of C-BT in 2020. Motion seconded by Secretary Lisco. Motion carried unanimously.*

Northern Integrated Supply Project – NISP Phase 1 Agreement:

The District has received the NISP Phase 1 Agreement from Northern Water. Members of NISP have been working on this Agreement for the past several months. This Agreement allows cash to be available for Northern Water to purchase capital assets for the NISP project. Up until this point, all funding paid into NISP has been to conduct impact studies and project design. With this funding, NISP will be able to purchase properties needed for the Project. Discussion.

MSP: *Secretary Lisco moved to approve NISP Phase 1 Agreement between Northern Integrated Supply Project Water Activity Enterprise and Left Hand Water District and to authorize signature by District Manager. Motion seconded by Director Richard. Motion carried unanimously.*

Potential Tap Abandonment – Sandstone Ranch:

Left Hand Water District entered into a Subdivision/Multiple Tap Agreement with Dillon Family LLC for a parcel of land on WCR 20, West of I-25, on December 14, 2000. The Agreement was for a potential subdivision requiring 25 residential taps, with one existing tap the District still serves today. Per the Agreement, the developer was required to turn in 25 units of C-BT, pay 40% of the PIF and Storage Fees, and pay for the pit installations. The 40% PIF & storage fees were paid on 10/29/2001 and the remaining 60% was paid between 2003 and 2007; however, the C-BT was never transferred to the District, nor were the installation fees paid. The land has not been developed and certain requirements of the Agreement expired in December 2005. There has been zero use of the taps assigned for 20

years and according to District Policy 18:4, Disconnection/Tap Abandonment, staff could send the developer a certified letter declaring the 25 taps abandoned and the developer could then request a refund of up to 80% for fees already paid. Also, according District Policy 3B, Limitation on Use of Water, all taps must be assigned to a specific property identified in the tap application and/or Agreement. The District no longer allows for tap locations “to be determined”. Staff believes the best way to cure this situation is to send a certified letter to the owner declaring the taps abandoned unless the developer can provide a recorded plat and turn in the 25 units of C-BT with 90 days of receipt of the letter. The developer can also agree to abandon the 25 taps and submit a refund request to the Board for up to 80% of the fees previously paid. Discussion.

MSP: *Secretary Lisco moved to declare 25 taps associated with Subdivision/Multiple Tap Service Agreement Del Camino Zone between Left Hand Water District and Dillon LLLP abandoned and to send certified letter to owner. Motion seconded by Director Fischer. Motion carried unanimously.*

Meeting adjourned at 11:32 am.

By,

Lilah Imes, Assistant Secretary, Board of Directors

Dan Lisco, Secretary