

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE
FOUNTAIN SANITATION DISTRICT**

November 8, 2023

Opening:

Mr. Christian called the regular meeting of the Board of Directors of the Fountain Sanitation District to order at 5:30 p.m. on November 8, 2023.

Directors Present:

Mr. Christian
Dr. Durbin
Mr. Holtz
Mr. Blankenship

Also In Attendance:

District Manager James Heckman
Asst. District Manager Jonathan Moore
Office Administrator Cindy Murray
Consulting Engineer Roger Sams
Attorney Scott Johnson

Guests in attendance: None

At this time Mr. Blankenship made a motion to excuse Mr. Thomas from the meeting in order to attend an SDA meeting. Second by Dr. Durbin. Motion carried.

A. Approval of Minutes

Dr. Durbin made a motion to approve the regular meeting minutes of October 11, 2023. Second by Mr. Holtz. Motion carried.

B. Approval of Bills

Dr. Durbin made a motion to approve the bills for October 2023 for payment. Second by Mr. Blankenship. Motion carried.

*The Board reviewed the financial statements for October 2023 at this time with no questions or comments.

C. Special Business –

1. The final payment to RMS Utilities, Inc. for the Calle Entrada Sewer Replacement Project was presented for the Board's approval consideration in the amount of \$37,420 which includes the held retainage. Assistant District Manager Jonathan Moore reported the total approved contract amount was \$365,805 and the final cost of the project was \$301,235. He reported that all required notices regarding the final payment have been posted and staff is recommending approval. Mr. Holtz made a motion to approve final payment to RMS Utilities, Inc. in the amount of \$37,420. Second by Mr. Blankenship. Motion carried.
2. The Board was asked to consider approval of the Subdivision Public Improvement Agreement (SPIA) for Carousel Subdivision Filing No. 2 (King Soopers lot). Brief discussion followed. Mr. Blankenship made a motion to approve the SPIA for Carousel Subdivision Filing No. 2 (King Soopers lot). Second by Mr. Holtz. Motion carried.

3. Assistant District Manager Jonathan Moore reported on the progress of the Bandle Road/Fountain Creek Bank Armoring project sponsored with NRCS. Total Terrain, Inc. was awarded the bid in the amount of \$852,445. Construction has started and are anticipating project completion by December 15, 2023. Mr. Moore is requesting the Board consider Payment No. 1 to Total Terrain, Inc. in the amount of \$313,980.77. He stated that NRCS will reimburse the District 75% of project costs in the amount of \$235,485.58. He also reported the project is approximately 50% completed. At this time, the Board watched a project progress drone video completed by Mr. Heckman. Mr. Blankenship made a motion to approve Payment No. 1 to Total Terrain, Inc. in the amount of \$313,980.77. Second by Dr. Durbin. Motion carried.

D. General Business –

1. Consulting Engineer Roger Sams reported that he and Mr. Heckman have had some initial discussion on the short and long-term plans for Race Street Pump Station. Mr. Heckman advised Mr. Sams that three-phase power has been installed and is currently available at the pump station. They will continue to discuss and keep the Board updated.
 - He also reported that the Water Quality Control Division is proceeding with some of rulemaking issues they want to present to the Water Quality Control Commission, one of which will be their fee setting/increases. They have a rulemaking scheduled for May 2024 that will result in minimal increases to the District’s annual renewals. He will keep the Board updated.
 - He reported that the Water Quality Control Commission will have an Issues Formulation hearing on Monday, November 13, 2023, in preparation for the Arkansas River Basin Water Quality Standards and Stream Classifications rulemaking hearing in June 2024.
2. Attorney Scott Johnson reported that he reviewed and submitted his suggested redlines on the SPIA for Carousel Filing No. 2 (King Soopers lot).
3. District Manager James Heckman reported that they continue refining year end numbers on the draft 2024 Proposed Budget. He solicited a consensus on whether the Board felt an additional budget workshop was necessary. Consensus was to not have an additional budget workshop and hold the Public Hearing with the regular December 13, 2023, meeting. He also reported that he anticipates having a Resolution to amend the 2023 Approved Budget on the agenda for approval consideration.
 - He reported on the BNSF Right-of-Way Vacation and Purchase at RJCII. He stated that November 20, 2023, is the review deadline, if there are no additional comments received by BNSF, the vacation and purchase of the Right-of-Way will be complete. All payments have been made and related agreements executed.
 - He reported on the following FSD/RJCII items:
 - Tim Long indicated that they are having some unknown electrical issues with blower #1. McDade Woodcock will be helping with the troubleshooting.
 - Staff continues with service line lateral inspections.

E. New Business – None

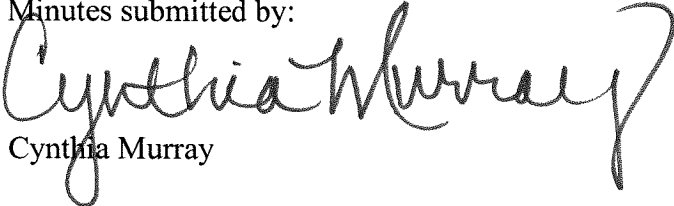
F. Other Business –

- 1. Mr. Christian informed the Board that Mr. Moore was just re-elected to the 811 Board and was also elected to serve as Chairman. The Board and staff congratulated Mr. Moore.
- 2. Mr. Christian opened a discussion with the Board on the possibility of moving the regular scheduled meeting day currently the second Wednesday of each month and moving it to the second Thursday of each month at 5:30 pm. A brief discussion was held, and there was a unanimous consensus from the Board to change the regular meeting days from the second Wednesday to the second Thursday of each month at 5:30 pm. Mr. Heckman stated that he will put it on the agenda for formal vote and consideration of approval at the December 13th meeting effective January 11, 2024.

Adjournment:

Mr. Blankenship made a motion to adjourn the meeting at 5:52pm. Second by Dr. Durbin. Motion carried. The next regular meeting will be at 5:30 pm. on December 13, 2023.

Minutes submitted by:



Cynthia Murray