

East Larimer County Water District
Board of Directors
Regular Meeting

Tuesday – 5:30 P.M.

August 18, 2009

1. CALL TO ORDER

Loren Maxey, Chairman of the Board of Directors, called the meeting to order.

2. ROLL CALL

Directors Present: Loren Maxey, Randy Siddens, Ed Laudick,
Vern Sunset

Directors Absent: Scott Baker

Others Present: Mike Scheid, General Manager; Kathy Phipps, Administrative Manager and CFO; Shawn Hoff, Water Resources Manager
Soldier Canyon Filter Plant

3. APPROVAL OF MINUTES FROM MEETING ON JULY 21, 2009

Ed Laudick moved for approval of the July 21, 2009 regular meeting minutes as presented. Randy Siddens seconded and the motion passed unanimously.

4. DISCUSSION AND APPROVAL OF FINANCIAL AND INVESTMENT REPORT

Ed Laudick moved for approval of the July 2009 Financial and Investment reports. Randy Siddens seconded the motion and it passed unanimously. The start date and payment schedule for NEWT was discussed briefly.

5. SOLDIER CANYON FILTER PLANT REPORT

Minutes- Draft minutes from the August 6, 2009 Steering Committee meeting were included in the Board packet.

SCFP Update- Bill Roberts has requested information from the Districts that is needed to calculate the capital reallocation.

Dewatering Geo Tubes are working well; additional evaluation will require two additional tubes.

A draft copy of the 2010 Plant Budget was distributed and feedback was solicited. Bill Roberts will incorporate suggestions and present the proposed 2010 Budget at the September Steering Committee meeting.

Proposed changes to the Larimer County 1041 Regulations – The Steering committee discussed, at length, the proposed changes to the

Larimer County 1041 Regulations. At ELCO's request, Joe Fonfara has provided comments regarding the proposed amendment to the Larimer County Land Use Code. The ELCO Board expressed support for sending a letter to the county expressing the Districts concerns and requesting a meeting. The District would like to be exempt from the proposed changes.

6. RESOLUTIONS FOR SUPPLEMENTAL BUDGET AND APPROPRIATION

Two resolutions for Supplemental Budget and Appropriation were included with this agenda item.

Resolution 08-01-2009 called for the appropriation of funds from the Series 2009 B bonds for refunding the Series 1998 bond issue. Ed Laudick moved to adopt the resolution. Vern Sunset seconded and the motion carried unanimously.

Resolution 08-02-2009 appropriates funds for design and construction of approximately 8,000 feet of 12-inch waterline along Giddings Road between Richards Lake Road and Mountain Vista Drive. Funds for this project will be contributed by Anheuser-Busch. Vern Sunset made a motion to adopt resolution 08-02-2009. Ed Laudick seconded and the motion passed unanimously.

7. WATER RIGHTS AND STORAGE PROJECTS

Shawn Hoff attended the August meeting to review the current water resources agenda items covered at the August Soldier Canyon Steering Committee Meeting.

Shawn expressed concern about the amount of "carry-over" water the Tri-Districts will likely have at the end of the water year. He is exploring the NCWCD "regional pool" policy and will provide more information in the near future.

The agreements to purchase the Coy Ditch Water Right, the related Dry-Up Covenant and a Resolution to Apply for the Change of Use were included with this agenda item. Shawn reviewed the documents with the Board. Ed Laudick moved to enter into the Agreement of Sale and Purchase of the John G. Coy Ditch Water Right. The related Dry-Up Covenant is incorporated in the agreement as "Exhibit A". Vern Sunset seconded the motion. The motion carried unanimously. Vern Sunset moved to adopt resolution 2009-08-03 authorizing ELCO to file an application for the change of use of the John G. Coy Ditch Water Right. Ed Laudick seconded and the motion passed unanimously.

8. MANAGER'S REPORT

Greeley Water and Sanitation Board Minutes – Minutes from the July 21, 2009 Greeley Water and Sewer Board meeting were included in the Board packet.

Mountain Vista Sub area Plan – A map of the Draft Framework and the Project Schedule for January-August 2009, prepared by the City of Fort Collins, were discussed briefly.

9. OTHER BUSINESS

Halligan Reservoir- Mike Scheid summarized the recent meeting with representatives from ELCO, Fort Collins-Loveland Water District and the City of Fort Collins regarding the Tri-District's decision to cease participation in the enlargement of Halligan Reservoir. The City representatives were seeking to better understand the rationale behind the District's decision with the intention of possibly convincing some or all of the Districts to remain in the project at some level.

The decision to discontinue was primarily based on the increasing cost of the project and those costs have not changed. Although ELCO's position has not changed the District is willing to listen to a proposal from the City of Fort Collins.

Mike and Webb Jones will attend the August 24th meeting with the third-party consultants. ELCO may continue its participation in the Shared Vision Planning process as requested by Greeley and Fort Collins.

September Board Meeting- The September Board meeting will be held at 5:30 at Soldier Canyon Filter Plant and will include a tour of the Plant.

ELCO Employee Potluck- A potluck for the ELCO employees, Board of Directors and family members is scheduled for September 20th, and a Retirement Dinner to acknowledge Rick Mattingly's twenty years of service is scheduled for September 30th. Invitations to each event will be sent in early September.

10. ADJOURNMENT

There was no other business to come before the Board; Randy Siddens made a motion to adjourn the meeting at 7:50 p.m.

Secretary

Approved: _____
President