

# RECORD OF PROCEEDINGS

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## MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF:

### DEER CREEK WATER DISTRICT

**HELD: Thursday, January 12, 2023**

**CALL TO ORDER:**

The regular meeting of the Board of Directors of the Deer Creek Water District, Elbert County, Colorado was called to order on the day shown above by Marcos Pacheco in accordance with the laws of the State of Colorado. The following Directors were present and acting:

|                |                |
|----------------|----------------|
| Lyle Penner    | President      |
| Kevin Kirkwood | Vice President |
| Jean King      | Treasurer      |
| David Lunka    | Director       |
| Nicholas Linch | Director       |

Also present was:

Marcos Pacheco; Community Resource Services

**CALL TO ORDER:**

A quorum of the Board was present, and the meeting was called to order at 6:32 p.m.

**DISCLOSURE AND POTENTIAL CONFLICTS OF INTEREST:**

There were none.

**APPROVE AGENDA:**

Upon motion by Director Kirkwood and seconded by Director King, and unanimously carried, the agenda was approved as presented.

**REVIEW PAST MINUTES:**

Upon motion by Director King and seconded by Director Kirkwood, and unanimously carried, the minutes of the December 1, 2022 and October 13, 2022 minutes were approved as presented.

**PUBLIC COMMENT:**

There were none.

**FINANCIAL ITEMS:**

**Review, Ratify and Approve Payment of Claims:** Upon motion by Director Kirkwood and seconded by Director Penner, a vote was taken, and the motion carried unanimously.

**Review and Consider Acceptance of Unaudited December Financial Statements and Cast Position:** After review by Mr. Pacheco and discussion amongst the Board Director Linch moved

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to accept the financial statements and cash position as presented. After a second by Director King, vote was taken, and motion carried.

## **LEGAL MATTERS:**

There were none.

## **OPERATIONS & MAINTENANCE MATTERS:**

**ORC Update:** ORC was unable to be in attendance for this meeting but did provide a written report. In all, the system is working well, and ORC is continuing to work with the Engineer to ensure compliance. The Board was adamant that a representative from both ORC and Core Industries needs to be in attendance at all Board meetings. CRS will follow up to ensure this happens.

**Core Industries Update:** Core Industries was not in attendance for this meeting. There was discussion about the status of the meter pit refurbishment. CRS will work to get a list of refurbishments that are completed.

## **MANAGER'S REPORT:**

**Ratify Board Decision to Move Forward with Meter/Cellular Update:** The Board took an emailed vote, which passed by majority, to move forward with the cellular update. There was then extensive discussion about that decision and what would need to happen moving forward. Director Kirkwood moved to rescind the motion that was passed via email. With no second, the motion did not proceed. Director Lunka then moved to ratify the decision made via email. Upon second by Director Penner, a vote was taken. Directors King, Lunka, and Penner voted yes. Director Kirkwood voted no. Director Linch abstained from the vote. The motion to carried by majority.

**Funding Update:** Mr. Pacheco updated the Board on the steps he has taken to find funding for the remainder of the cellular update. There have been some obstacles with TABOR, but Mr. Pacheco continues to evaluate different funding avenues. There are also grant opportunities that CRS is applying for on behalf of the District. Extensive discussion took place about the different funding options, but Mr. Pacheco will report back with more information as it is available.

## **DIRECTOR'S ITEMS:**

Director Linch noted that he felt his vote was not heard during the emailed vote prior to this meeting. Mr. Pacheco decided to move forward with a majority vote while Director Linch had still not cast his vote. Mr. Pacheco apologized and noted the he would be far more careful moving forward.

## **LEGAL:**

Mr. Pacheco reported that the transition to the new attorney was complete and there were no legal concerns at this time.

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**OTHER BUSINESS:**

Director Lunka raised the issue that we need to know what is going on with the well pits and needed repairs. There was extensive discussion surrounding this topic. ORC will be asked to step in and ensure that everything is being completed timely and properly.

There was also discussion about several other items needed for ongoing maintenance. There is a need to have a propane delivery company visit the District on a quarterly basis to ensure our generator is properly filled. CRS will ensure this happens. There is also a need to have a snow removal contract in place to clear snow around the water plant. CRS will work to get a contract in place for consideration.

**ADJOURNMENT:**

There being no further business to come before the Board, the meeting was adjourned at 8:30 P.M. by unanimous vote.

Respectfully Submitted,



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Secretary for the Meeting