

## **RECORD OF PROCEEDINGS**

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

#### **DEEP CREEK WATER AND SANITATION DISTRICT**

**HELD:** Thursday, the 13<sup>th</sup> day of December, 2012, at 10:00 a.m. at 13133 East  
Arapahoe Road, Suite 100, Centennial, CO 80112

#### **ATTENDANCE:**

A regular meeting of the Board of Directors of Deep Creek Water and Sanitation District, Mineral County, Colorado, was called and held as shown above and in accordance with the applicable statutes of the State of Colorado, with the following directors present and acting:

John Parker, President  
Ann Parker, Secretary/Treasurer  
William Parker, Assistant Secretary (via conference call)  
Ethan Hampton, Assistant Secretary (via conference call)  
Margaret Hampton, Assistant Secretary (via conference call)

Marcus McAskin of Widner, Michow & Cox, LLP was also present.

#### **CALL TO ORDER:**

President Parker noted that a quorum was present for the purpose of conducting a meeting of the Board of Directors of the Deep Creek Water and Sanitation District and called the meeting of the Board of Directors of the District to order at 10:00 a.m.

#### **CONFLICTS OF INTEREST:**

The Directors present noted for the record that they have financial interests in entities active in developing property within the boundaries of the District, or are employed by such entities, and that such interests may be affected from time to time by actions of the District's Board of Directors. In accordance with state law, the Directors have filed written disclosures describing such potential conflicts of interest with the Secretary of State, and the Directors present verbally reaffirmed such disclosures on the record of this meeting.

#### **PUBLIC COMMENT:**

None.

**MINUTES:**

The Board considered the minutes from the regular meeting of the Board held December 1, 2011. Upon motion duly made, seconded, and unanimously approved, the Board approved the minutes and authorized Secretary A. Parker to execute a copy thereof.

**FINANCIAL MATTERS:**

**2013 BUDGET:**

President Parker declared the public hearing on the 2013 budget opened at 10:10 a.m. Mr. McAskin confirmed that public notice of the budget hearing had been published in accordance with Colorado law. President Parker closed the public hearing on the 2013 budget at 10:12 a.m.

The Board reviewed the final proposed 2013 budget, as prepared by Rosemary Gentry, CPA. Upon motion duly made, seconded, and unanimously carried, the Board: (1) approved and adopted the 2013 budget as presented; (2) approved the appropriation and expenditure of funds as shown therein; (3) approved and adopted a 0.000 mill levy to be certified in 2012 (for collection in 2013); (4) authorized President Parker and Secretary A. Parker to execute the necessary documentation; and (5) directed Mr. McAskin to submit the certification of tax levies to the Mineral County Board of County Commissioners no later than December 15, 2012, and file the 2013 budget with the Division of Local Government prior to January 31, 2013.

**DIRECTOR ITEMS:**

President Parker discussed some general maintenance items, including the potential need to replace one of the pumps at the lift station at a cost of approximately \$7,000 and the installation of a second smaller well together with a storage tank in order to improve the pressurization in the system and provide some additional storage and redundancy.

President Parker also discussed CDPHE's request for a copy of the as-built plans for the chlorination contact system installed for Creede Haven 1 and confirmed that said plans would be provided to CDPHE on or before January 15, 2013.

Acceptance of sewer line improvements

Director Parker discussed certain sewer extensions that were completed by Navajo Development, specifically, the sewer extensions shown in plans prepared by Williams Engineering and consisting of: (a) construction plans dated June 25, 2012 consisting of three pages; and (b) the west sewer alignment, ESI-2, consisting of one page (collectively, the "Construction Plans"). The improvements were installed by Webco, Inc. on behalf of Navajo in order to provide service to the Zimmerman property. The same improvements may also serve the remainder of the commercial area and 100 acres located to the north of the airport.

Upon motion duly made, seconded, and unanimously approved, the Board approved the acceptance of the sewer extensions shown in the Construction Plans for ownership and maintenance. The sewer extensions will be transferred to the District via bill of sale executed by Navajo Development Co., Inc.

**ATTORNEY ITEMS:**

2013 Regular Meeting Schedule

Upon motion duly made, seconded, and unanimously carried, the Board selected the following dates in 2013 on which to conduct the regular meetings of the Board of Directors of the District: the 2nd Thursday of the months of March, June, September and December at 10:00 a.m., with all such regular meetings to be held at the offices of Widner, Michow & Cox, LLP, 13133 East Arapahoe Road, Suite 100, Centennial, CO 80112.

**NEW BUSINESS:**

None.

**OTHER BUSINESS:**

Upon motion duly made, seconded, and unanimously approved, the Board ratified all Board actions taken during calendar year 2012 for the record.

**ADJOURNMENT:**

There being no further business at said regular meeting, and following a motion duly made, seconded, and unanimously approved, the Board adjourned the meeting of the

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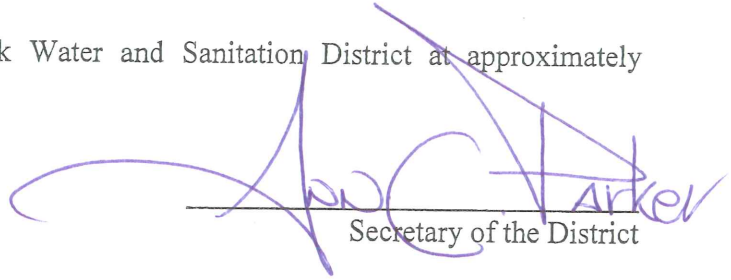
Deep Creek Water and Sanitation District

Regular Meeting

December 13, 2012

Page 4

Board of Directors of Deep Creek Water and Sanitation District at approximately  
10:44 a.m.



Secretary of the District