

DURANGO WEST METROPOLITAN DISTRICT #2  
MINUTES FOR THE REGULAR MEETING  
October 19, 2022

I. Call to Order

President Carly Thomson called the meeting to order at 5:08 p.m. Other Board Members present were Directors Beverly Lawrence, Derek Ryter and Wayne Schrader. Director David Cramer resigned. Also present: Jane Looney, District Manager; Fred Owen, District Accountant and Dave Marsa, Water/Wastewater Operator. Terlun Drive/Miramonte subdivision resident Nejia Jones attended.

• ADDITIONS TO THE AGENDA

- II. Approve Minutes - the minutes of the September 21, 2022 Regular Meeting were presented for approval. Wayne made a motion to approve the minutes as presented. Derek seconded the motion. Motion passed.

Approve Minutes of Special Budget Meeting - the minutes of the October 5, 2022 Special Budget Meeting were presented for approval. Beverly made a motion to approve the minutes as presented. Wayne seconded the motion. Motion passed.

III. Public Comments/Questions.

IV. Administration

A. Financials

1. Jane presented the accounts receivable list for September 2022. Account #21134 has not paid in over three months. Wayne motioned to move forward with charging the 18% penalty fee and water shutoff notice. Beverly seconded. Motion carried.
2. Accounts payable were presented for approval. Wayne made a motion to approve the accounts payable. Beverly seconded. Motion was approved.
3. Financials – Financial statements ending September 30, 2022 were presented.

B. Water & Wastewater Operations

1. Water and Sewer Operations Report – Beverly made a motion to approve SGM to incorporate the GIS water and sewer data this year not to exceed \$5000. Wayne seconded. Motion carried. Dave said the water tanks are now back at 20 feet; so he will reduce the amount of LDWA water.
2. Wastewater Operations Report – all nutrients are fine.

3. Solar Construction Update – Shaw is not getting any response back from Hutchinson regarding the LPEA easement even after they provided a survey. Discussed next possible steps.

#### C. Roads and Open Space

1. Road Update – Leeder said that the front entrance culvert is still working fine. Street sweeping is tentatively scheduled the week of November 15.
2. Open Space Update – we just received the official letter of determination from the Army Corps of Engineers for the pond. It is not considered by the Corps to be under their jurisdiction. The Board discussed a next step now that we don't have to worry about the regulatory side. While we had big monsoon rains this summer, the pond didn't really go up much. The board would like to see how the pond level changes seasonally and revisit in the spring.

#### V. Business

1. Approve Snowplow 2022-23 Contract - while rates have increased, the board agreed that inflation has been high along with increases in fuel costs. Wayne made a motion to approve Leeder's snowplow contract for 2022-23. Beverly seconded. The motion carried.
2. 2023 Budget Hearing – There were no comments from residents regarding the Budget Hearing. The Board made no changes. The 2023 Budget will be approved at the next meeting.
3. Spruce Drive Water Overage Request – the board discussed the request email from a Spruce Drive resident. They asked Dave about the resident's contention that their water is dirty. He said there might be some more sediment at their location than others in the subdivision but not the level they referred to; and to offer a friendly suggestion to check their own pipes for the sediment issue. He and the board said that they should continue to look at other potential causes of overages this summer. Wayne made a motion to on a one-time basis, reduce overage charges to \$7 per thousand gallons. Derek seconded. The motion carried. Jane will adjust their account and communicate the board's decision and thoughts to the resident.
4. Review Draft ROW Policy Statement – this item was tabled until next month.
5. Terlun Drive, Electric Meter and LPEA - Terlun Drive resident, Nejia Jones, presented her case to the board to secure a submeter from the DW2 well 8 electric meter and for DW2 to bill her rather than get a separate LPEA meter for her well pump. Wayne motioned for the board to enter into Executive Session per C.R.S 24-6-402(4) (b) to conference with the District's attorney regarding legal advice on specific legal questions. Beverly seconded. Motion carried. The Board entered into executive session. The board exited executive session. It

decided on a next step of pursuing gathering information and estimates for a possible alternative.

6. Hutchinson's Attorney Letter to DW1 – the board reviewed the letter. After exiting executive session, Bud offered to talk with the Hutchinson's attorney if Shaw is not able to get a response from the Hutchinson on the LPEA easement.
7. Other District Correspondence: strong and unpleasant chlorine smell; location of water shut off; request to cut dead limbs off a tree in the greenbelt in back of Cedar Drive (okayed); how to post to bulletin board
8. Newsletter items – help cleaning up gutters and streets including pinecones, needles, muck and dirt; do preventative maintenance on own service sewer lines – many have recently found roots in them which can lead to back up or grow into the main district line. Roto Rooter charges \$248 for preventative maintenance including a line inspection. Their number is (970) 247-1040.

#### VI. Adjournment

The meeting was adjourned at 7:15 p.m.

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Jane Looney, District Manager / Secretary