



**REGULAR MEETING
of the
BOARD OF DIRECTORS**

MINUTES

Thursday 9:00 a.m.

April 21, 2016

Called to order at 9:01 a.m.

The meeting of the Boxelder Sanitation District Board of Directors was held at the Boxelder Sanitation District administration office located at 3201 E. Mulberry St., Unit Q, Fort Collins, CO 80524. Mr. Dennis Gatlin acting as the Chair, with Ms. Karen Reynolds, acting as the Secretary, called the meeting to order.

Prior notice of the meeting was given in accord with §32-1-903 CRS.

1. **Roll Call:**

Directors Present: Mr. Dennis Gatlin, Chair
Mr. Ray Piira, Treasurer
Mr. Bob Deitrick
Mr. Andy Chismar
Mr. John Giuliano

Staff Present: Ms. Karen Reynolds, District Manager and Secretary to the Board

Ms. Sue Lowe, Administrative Coordinator, out 10:38-11:50

Mr. Dave Lewis, Chief ORC, out at 10:37

Mr. Noah Allison, Operations & Maint. Mgr., out at 10:37

District Counsel: Mr. Rick Zier

Public: Mr. Brian Zick, PE, Farnsworth Group, out at 11:40

Roll was called and it was determined that a quorum was present. The pledge of allegiance was said.

2. Mr. Gatlin administered the Oath of Office to newly appointed director John Giuliano.
3. Mr. Piira moved to accept the agenda as presented. Motion seconded. Motion approved [5-0].
4. Mr. Piira moved to approve the minutes of the March 17, 2016 Special Meeting as presented. Motion seconded. Minutes approved with Mr. Chismar and Mr. Giuliano abstaining [3-0-2].
5. Mr. Chismar moved to accept the Petition for Exclusion for the additional Capstone Cottages parcel. Motion seconded. Motion passed [5-0].

6. Mr. Deitrick moved to accept the Petition for Inclusion for the Capstone Cottages parcel to be serviced by the District. Motion seconded. Motion passed [5-0].
7. Presented to the board were the unaudited financial statements for the two months ended February 29, 2016 and information on the District's financial status.
 - Cash and Cash Equivalents as of March 31, 2016:
\$9,075,819.15 Ending Cash, February 29, 2016
316,013.88 March Receipts
-280,287.77 March Cash Disbursements
\$9,124,477.76 Ending Cash, March 31, 2016
8. Operation updates and Development Status were provided.
9. Mr. Piira moved to go into executive session under C.R.S section 24-6-402 (4)(b) to receive legal advice on specific legal questions, and §24-6-402 (4)(e), negotiations at 10:38 a.m. Motion seconded and passed unanimously [5-0]. Mr. Lewis, Mr. Allison and Ms. Lowe left the meeting. Mr. Zick left at 11:40 a.m. Executive session ended at 11:50 a.m. Mr. Rick Zier, legal counsel to the Board, provided a signed written statement (attached) that no record or electronic recording of the executive session was kept.

Ms. Lowe rejoined the meeting.
10. Mr. Piira moved to approve the Settlement Agreement and Second Amendment to the Amended and Restated Wild Teal Sewerline Agreement and authorize the Chair to sign on behalf of the board. Motion seconded. Motion passed [3-0-2] with Mr. Deitrick and Mr. Giuliano abstaining.
11. Mr. Chismar moved to adjourn the meeting. Motion seconded. Motion approved [5-0].

Meeting adjourned at 11:58 a.m.

These minutes were approved on the 19th day of May 2016, by an action of the Board of Directors.

/s/ Dennis Gatlin
Chair of the Board

/s/ Karen Reynolds
Secretary of the Board

TO: Board of Directors of Boxelder Sanitation District
FROM: Rick Zier, Counsel to the Board
RE: Executive Session of the Board

No record of the executive session (including electronic recording or otherwise) held on April 21, 2016 at 10:38 a.m. was kept. The executive session was for the purpose of "Conferences with an attorney for the public entity for the purposes of receiving legal advice on specific legal questions." §24-6-402(4)(b), C.R.S.

SIGNATURE: /s/ Richard F. Zier

DATE: 4/21/16