

MINUTES OF A SPECIAL WORK SESSION OF THE BOARD OF DIRECTORS OF THE NORTH WELD COUNTY WATER DISTRICT

Held: Wednesday, the 17th day of March 2021, at 2:00 P.M.

Due to Executive Orders issued by Governor Polis and Public Health Orders implementing the Executive Orders issued by the Colorado Department of Public Health and Environment and the threat posed by the COVID-19 coronavirus, and pursuant to Resolution No. 20201214-26 Declaration Emergency Procedures and Authorizing Teleconferencing for Regular and Special Meetings, the meeting was held via teleconferencing.

ATTENDANCE

The work session was held in accordance with the laws of the State of Colorado. The following directors were in attendance:

Gene Stille, President
Tad Stout.
Scott Cockroft, Secretary
Ron Buxman, Treasurer – Absent and Excused
Brad Cook – Absent and Excused

Also present were: Zachary P. White, Esq., WHITE BEAR ANKELE TANAKA & WALDRON, District special counsel; John Kolanz, Esq., OTIS & BEDINGFIELD, District special counsel; Eric Reckentine, General Manager of the District; Garret Mick, North Weld County Water District, Leann Koons, North Weld County Water District; and Casey Mahoney, and Darin Pytlik, Providence Infrastructure Consultants, District water engineers.

ADMINISTRATIVE MATTERS

Call to Order

The work session was called to order.

Declaration of Quorum and Confirmation of Director Qualifications

Mr. Stille noted that a quorum for the work session was present and that the directors had confirmed their qualification to serve at 2:25 p.m.

Reaffirmation of Disclosures of Potential or Existing Conflicts of Interest

Mr. White advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Mr. White reported that disclosures for those directors that provided White Bear Ankele Tanaka & Waldron with notice of potential or existing conflicts of interest, if any, were filed with the Secretary of State's Office and the Board at least 72 hours prior to the meeting, in accordance with Colorado law, and those

disclosures were acknowledged by the Board. Mr. White inquired into whether members of the Board had any additional disclosures of potential or existing conflicts of interest with regard to any matters scheduled for discussion at the meeting; there was none. All other Directors reviewed the Agenda for the meeting and confirmed that they have no additional conflicts of interest in connection with any of the matters listed on the agenda.

Approval of Agenda

Mr. Reckentine presented the Board with the agenda for the work session. Upon motion of Mr. Stout, seconded by Mr. Cockroft, the Board unanimously approved the agenda.

**Presentation
Regarding Adoption of
a Regulation for the
Control of Backflow
and Cross Connections**

Mr. Reckentine described the purpose of the work session was for the Board to consider recommendations from staff, legal counsel and consultants, and to obtain guidance from the Board as to methods and procedures for the District in relation to backflow prevention and cross connection control (BPCCC) regulatory compliance. The discussion will be used to assist in the development of a regulation and amended manual that will supersede the District's existing 2017 BPCCC ordinance and manual.

Following discussions with Board related to alternative approaches, costs, and legislative issues related to District policies, recommendations and State statues, Mr. Reckentine recommended that the District develop a regulation that requires containment devices at the customer's meter.

The Board further discussed variance approaches that would be permitted and under what circumstances. The Board discussed that the regulation should allow variances at the customer's expense and burden. The method for requesting and approving a variance should be described in the revised manual with specific steps and processes. These variances may be allowed through Board approvals only after all conditions outlined in the revised manual were met.

The Board provided guidance to staff to develop a regulation for containment at the meter and revised manual that would be considered by the Board at a later date.

OTHER BUSINESS

Next Meeting

The next regular meeting of the Board is scheduled for April 12, 2021, at 1:00 P.M.

PUBLIC COMMENT

No additional public comment

