



## **Baca Grande Water & Sanitation District**

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### **NOTICE OF PROCEEDINGS BACA GRANDE WATER & SANITATION DISTRICT**

Chairman Clem Gasseling called the Regular Meeting of the Baca Grande Water & Sanitation District to order at 9:07 A.M. on Friday, May 18, 2007 at the District office in Crestone, Colorado. Directors present were Clem Gasseling, Lisa Cyriacks, Philip Madonna, Chris Canaly and Charles Grant. Also present were Scott Johnson, Deb Phenicie and Darla Tiernan of the Administrative Office. Community Members present included Dee Brown, Jennifer Roberts, Patricia Johnson, Philip Ineao, Richard Enzer, Abigail David, Ceal Smith, Doreen Fillenberg, C. Jones, Rich Jewett, Pavita Decorah, Steve Smilack, Dan Welch, and Craig Hase.

#### **MINUTES**

The Minutes of the Regular Meeting of April 20, 2007 were unanimously approved on a motion by Director Grant, seconded by Director Cyriacks.

The Minutes of the Special Community Forum Meeting of May 11, 2007 were unanimously approved on a motion by Director Grant, seconded by Director Cyriacks.

#### **TREASURERS REPORT**

The Treasurer's Report for the period ending February 28, 2007 was confirmed on a motion by Director Grant, seconded by Director Cyriacks.

The Treasurer's Report for the period ending March 31, 2007 was confirmed on a motion by Director Grant, seconded by Director Cyriacks.

#### **LIST OF BILLS PAID**

The List of Bills Paid for the period of 04/20/07 – 05/17/07 was confirmed on a motion by Director Grant, seconded by Director Madonna, and approved unanimously.

#### **LEGAL REPORT**

##### **CRESTONE BACA LAND TRUST REQUEST**

On a motion by Director Cyriacks, seconded by Director Madonna, the Board unanimously voted to remove the fees for the Crestone Baca Land Trust (CBLT) lots which have a restrictive Deed of Conservation Easement (Lots 1498C & 1500) preventing any sort of construction or building of any kind. The Board noted that if the CBLT changes their other properties to Deeds of Conservation Easement, they will consider waiving fees on those lots as well, in the name of preserving open space and reduced density in the District.

#### **ENGINEERS REPORT**

##### **FAIRPOINT TOWER**

Fairpoint Communications currently has a 35' tower on District property near the Mobile Home Estates. Fairpoint has requested to raise the height of their tower by 15', thereby making it 50' tall, for the purpose of better reception. Mr. Johnson pointed out that the District could also benefit from a higher tower for advanced meter reading capabilities, and the San Luis Valley Rural Electric Cooperative could use it for SCADA purposes as well. On a motion by Director Canaly, seconded by Director Grant, the Board unanimously voted to work with Fairpoint Communications to update the tower on District property which includes installing a fence to protect wildlife, ensuring that it is tamper-proof for children, and clarifying the height restriction with Saguache County.

#### POA MEETING

Mr. Johnson reported to the Baca Grande Property Owners Association Board that the District Board will not take action on the issue of water in the Grants until a formal letter and a check have been received from them. He also stated that having a meter installed in the Grants would only be on a voluntary basis by each property owner.

#### OLD BUSINESS

##### LEXAM

On a motion by Director Grant, seconded by Director Cyriacks, the Board voted to reject the April 17, 2007 proposal from Clark Mining Service (CMS) to purchase water from the District for exploratory drilling purposes. Director Gasseling refrained from voting. Directors Canaly and Madonna could not vote due to conflicts of interest due to a lawsuit filed by the San Luis Valley Ecosystem Council against the US Fish & Wildlife Service concerning engagement of the National Environmental Policy Act.

THE BOARD TOOK AT BREAK AT 10:58 A.M. AND RECONVENED AT 11:08 A.M.

#### HUMAN RESOURCES AUDIT

Mr. Johnson recommended to the Board that they purchase the entire human resources package presented by Larry Pochardt from Wall, Smith & Bateman. On a motion by Director Grant, seconded by Director Cyriacks, the Board unanimously voted to approve the April 12, 2007 proposal submitted by Larry Pochardt.

#### NEW BUSINESS

##### ASB

Director Canaly inquired about how business was going with our new bank account. Ms. Tiernan reported there had been a few glitches in getting set up. The Board requested an update at the next meeting.

#### DHARMA OCEAN FOUNDATION

The Dharma Ocean Foundation will be constructing a retreat center on Camino Baca Grande near Carefree Way. The District will be installing a line extension for this purpose. The District will also blade the big rocks from the road, crush it into gravel and place the gravel back onto the road, after receiving appropriate permits from the county and state.

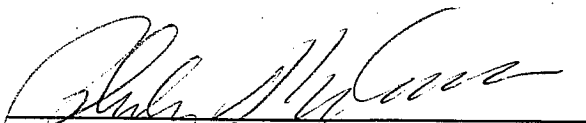
#### NEXT MEETING

The next Regular Meeting was set for 8:00 A.M. on Friday, June 22, 2007 at the District Office in Crestone, Colorado.

#### ADJOURNMENT

On a motion by Director Grant, seconded by Director Madonna, the Board adjourned at 11:31 a.m.

  
Clem Gasseling, Chairman

  
Philip Madonna, Vice Chairman