

DONALA WATER AND SANITATION DISTRICT
Regular BOARD MEETING AGENDA
June 16, 2022

MEETING TIME & PLACE:

1:30 P.M.

DONALA WATER & SANITATION DISTRICT
15850 HOLBEIN DRIVE, COLORADO SPRINGS, CO 80921

BOARD MEMBERS: Ed Houle
 Wayne Vanderschuere
 Kevin Deardorff
 Bill George
 Ed Miller

STAFF: Jeff Hodge
 Tanja Smith
 Christina Hawker
 Mike Boyett

Agenda

1. Call to Order
2. Pledge of Allegiance
3. Approval of Agenda
4. Public Comment on Items not on the Agenda
5. Minutes from May 19, 2022, Regular Board Meeting
6. Financial Reports
7. Action Items:
 - a. Resolution 2022-2 – Northern Monument Creek Interceptor (NMCI) Participation
 - b. Inclusion of 15220 Leather Chaps, Lot 39 Chaparral Hills
8. Manager’s Report
9. Status of Operations
 - a. Water
 - b. Wastewater
10. Executive Session
 - a. CRS §24-6-402(4)(e) Contract Negotiation for Long Term Water Contract with CSU.
 - b. CRS §24-6-402(4)(e) Contract Negotiation for Design and Participation in NMCI.
11. Public Comment
12. Adjourn.

DONALA WATER AND SANITATION DISTRICT
BOARD OF DIRECTORS
MEETING MINUTES
MAY 19, 2022

The Board of Directors of the Donala Water and Sanitation District met in regular session at the District's office, 15850 Holbein Dr., El Paso County, Colorado on May 19, 2022 at 1:30pm.

Directors Present: Ed Houle
Wayne Vanderschuere
Kevin Deardorff
Bill George
Ed Miller

Staff Present: Jeff Hodge
Christina Hawker
Tanja Smith
Carla Edwards
Mike Boyett

Consultants Present: Roger Sams (GMS)
Brett Gracely (LRE)
Linda Glesne (General Council)

Guests: Jackie Burhans (OCN)
James Howald (OCN)

President Houle called the meeting to order at 1:30pm.

Approval of Agenda:

- Approved.

Public Comment Non-Agenda Items:

- Service for Ellie Judd will be June 2nd at 10am at the USAFA Community Center Chapel.

Review of Minutes:

- Minutes from April 2022 Board Meeting accepted
 - Deardorff motioned to approve, Vanderschuere second, all aye.

Review of Financial Statements and Check Summaries:

- Donala revenue at 69.25%. Expenses at 77.29%.
- Waste Plant revenue at 71.83%. Expenses at 66.25%.
- General Fund return is 1.10%.
- Moving funds to BOK, should make enough to cover debt service.
 - Vanderschuere motion to accept, George second, all aye.

Swearing in of Newly Elected Directors:

- Edward Miller Oath

- Wayne Vanderschuere Oath
- Election of Board Officers

Annual Audit:

- Hoelting and Company presented 2021 Audit.
 - Clean opinion, no significant findings.
- Mountain View Electric Association Election
 - Cast Vote

Manager's Report:

Holbein Upgrades: Monday, May 23rd the filter media installation will begin. We are planning to have the plant fully back online sometime in June. Customers will be notified when back online and what radium results are.

Well 3D: Is back online and pumping about 120 gpm.

Well 8A: This well is ready to be put back into service as soon as the Holbein Water Plant is back online.

Well 12A: This well is ready to be placed back into service

Well 16A - Permitting and Drilling New Well: As of Monday May 16, 2022 the well is at a depth of 615 feet out of about 1340 probable total depth. There were some initial noise complaints but working with our contractors the noise levels have been reduced to levels as low or lower than the study predicted we could attain. We hear that the electric company has begun laying out conduit to be installed to the site. The water court case is moving forward and should be complete before the work on the well is anticipated to be complete.

- As of May 17, had drilled to 750 feet, then had a safety involving a contractor. Drilling stopped until investigation could be completed. Should start up again tonight.
- Had a late start with initial drilling process which resulted in a couple of noise complaints. Contractor did not supply enough sound panels to surround site. This has since been rectified.

County Loop: The Loop Group met with the eastern entities on May 18th. We continue to work towards forming the authority. Hoping to have the authority together by late summer so we may start applying for funding.

NMCI:

- CSU had a meeting April 25th. CSU wants a final answer and comment to the project and design by August 1, 2022.

Certifications: Ross has passed Distribution 1 Certifications.

Ranch: Troy and a representative from Timberline at the ranch today to replace a battery after communications went down.

Water Production: Currently producing over 1.2 million gallons per day. Dry and windy conditions have led to an early irrigation season.

Selection of Officers: The following were voted unanimously:

- President - Ed Houle
- Vice President – Wayne Vanderschuere
- Sec/Treasurer – Kevin Deardorff

- Director – Ed Miller
- Director – Bill George

Wastewater Report:

- Plant producing good quality effluent, however biosolids are above the TENORM exempt level of 5 pCi/gm. Levels have improved in most recent analysis. Just sent out another sample and will have those results before Rule 20 takes effect on July 14.
 - March biosolids radium test results from Energy Laboratories were:
 - Radium 226 – 5.2 pCi/g-dry – down from 14.1 pCi/g -dry
 - Radium 228 – 5.6 pCi/g-dry – down from 8.9 pCi/g-dry
 - Working with Mike Scharp, Rocky Mtn. Region VP of Sales, and Environmental Services at Denali Water to be in compliance with Rule 20.
- Waste Management, our grit hauler, let us know last week that our Profile to send grit and screenings to the landfill will be terminated on July 14 unless we can demonstrate our grit is below the exempt level of 5 pCi/g. Sampled and shipped grit samples to Energy Labs this week so we can have results back in time to renew our profile.
- Appears that CDPHE is moving to require wastewater facilities to regulate TENORM limits through pretreatment regulations already in force “to prevent the introduction of pollutants into POTW’s which will pass through the treatment works without receiving effective treatment or otherwise be incompatible with such works.” Boyett is certain TENORM and PFAS regulation will be included in our new permit with specific limits. Connecting to CSU for wastewater treatment will not change the requirements.
- BOD and suspended solids continue to be outstanding.
- Trojan UV system ceased working in automatic and has been run manually for the past month. Changed sleeves on one bank and waiting for parts to change sleeve on second bank.
- Have had intermittent communications with SBRs. Per Timberline the PLC is failing. Awaiting quote to replace PLC unit.
- Continue to make repairs and rehab the South Digester in preparation to go to two digester operation.

Public Comment:

- None

Meeting adjourned at 2:28 pm to Executive Session:

CRS §24-6-402(4)(b) Advice from Donala’s General Counsel on a legal question regarding 2 contracts.

CRS §24-6-402(4)(a) Contract Negotiation for Long Term Contract with CSU.

CRS §24-6-402(4)(e) Contract Negotiation for Design of NMCI.

CRS §24-6-402(4)(f) General Manager Annual Review.

George motion to move, Deardorff second, all aye.

Meeting adjourned out of executive session with no reportable action taken.

These minutes are respectfully submitted for record by Tanja Smith on May 20, 2022.

58%

DONALA WATER & SANITATION DISTRICT
Statement of Revenues and Expenditures - 2022 DONALA SUMMARY
From 1/1/2022 Through 6/6/2022

	Total Budget - Revised	Current Year Actual	Percent Total Budget Remaining - Revised
OPERATING REVENUE			
WATER SALES	3,578,288.00	1,100,288.00	(69.25)%
EFFLUENT SALES	150,000.00	59,335.59	(60.44)%
SEWAGE SERVICE	1,394,480.00	614,520.09	(55.93)%
INSTALLATION FEES	15,000.00	3,000.00	(80.00)%
TAP FEES	170,000.00	35,925.00	(78.87)%
WATER DEVELOPMENT	65,000.00	13,000.00	(80.00)%
SEWER DEVELOPMENT	25,000.00	5,000.00	(80.00)%
PROPERTY TAX	2,209,105.00	1,390,807.92	(37.04)%
AUTO TAX	200,000.00	91,479.16	(54.26)%
AVAIL. OF SERVICE	5,250.00	5,075.00	(3.33)%
OPERATING INTEREST	4,800.00	7,980.53	66.26%
INVESTMENT INTEREST	35,000.00	9,956.29	(71.55)%
WATER INVESTMENT FEE	40,000.00	8,000.00	(80.00)%
MISC. REVENUE	35,000.00	12,924.66	(63.07)%
FL REIM. REVENUE	0.00	26,374.21	0.00%
Total OPERATING REVENUE	7,926,923.00	3,383,666.45	(57.31)%
EXPENSES & CAP PROJECTS			
EXPENDITURES			
CHEM/LAB	125,300.00	22,498.15	82.04%
REPAIR/MAINTENANCE	344,000.00	139,524.78	59.44%
TRUCK/BACKHOE	78,000.00	7,327.05	90.61%
UTILITIES	479,692.00	117,898.74	75.42%
TOOLS AND EQUIPMENT	101,000.00	0.00	100.00%
INSPECTION REFUNDS	2,000.00	0.00	100.00%
WASTE PLANT EXPENSES	741,742.00	158,189.18	78.67%
W & P LOAN PAYBACK	318,866.00	162,420.64	49.06%
AUDIT	23,896.00	23,900.00	(0.02)%
RESIDUALS MGMT.	180,000.00	35,286.23	80.40%
INSURANCE	292,629.00	157,905.37	46.04%
LEGAL EXPENSES	65,000.00	27,293.37	58.01%
OFFICE EXPENSES	65,400.00	14,744.57	77.45%
OFFICE EQUIPMENT	5,000.00	0.00	100.00%
TELEPHONE	33,000.00	13,429.85	59.30%
ENGINEERING	150,000.00	197,652.76	(31.77)%
SALARIES	661,851.00	270,318.32	59.16%
PAYROLL TAXES	50,301.00	20,679.32	58.89%

DONALA WATER & SANITATION DISTRICT
Statement of Revenues and Expenditures - 2022 DONALA SUMMARY
From 1/1/2022 Through 6/6/2022

	Total Budget - Revised	Current Year Actual	Percent Total Budget Remaining - Revised
457 PLAN	46,330.00	49,754.88	(7.39)%
CONTRACT SERVICES	177,755.00	71,438.68	59.81%
AFCURE	0.00	0.00	0.00%
PUBLICATION	16,000.00	1,166.71	92.71%
FEES, PERMITS, DUES	15,000.00	13,144.09	12.37%
TRAINING	30,000.00	10,087.27	66.38%
INVESTMENT EXPENSES	5,900.00	1,462.00	75.22%
COUNTY TREAS. FEE	33,200.00	20,862.11	37.16%
2020 BOND	429,849.00	112,424.50	73.85%
CSU WTR/BOWW	1,792,813.00	71,939.68	95.99%
MISCELLANEOUS EXP	10,000.00	2,085.85	79.14%
Total EXPENDITURES	6,274,524.00	1,723,434.10	72.53%
CAPITAL PROJECTS			
CAPITAL PROJECTS	6,845,000.00	1,426,372.95	79.16%
WATER RIGHTS	60,000.00	0.00	100.00%
Total CAPITAL PROJECTS	6,905,000.00	1,426,372.95	79.34%
Total EXPENSES & CAP PROJECTS	13,179,524.00	3,149,807.05	76.10%

APRIL SPENDABLE

CAPITAL RESERVE	\$3,220,482
CHECKING	46,611
STRATEGIC PLANNING	1,002,986
OPERATING RESERVE	734,384
DEBT SERVICE FUND	1,250,000
PROPERTY TAX	<u>4,504,653</u>
TOTAL	\$10,759,116

MAY SPENDABLE

CAPITAL RESERVE	\$3,222,647
CHECKING	121,910
STRATEGIC PLANNING	1,003,660
OPERATING RESERVE	735,003
DEBT SERVICE FUND	1,250,000
PROPERTY TAX	<u>768,184</u>
TOTAL	\$7,101,404

DONALA GOVT. - MAY 2022				
DATE	VENDOR	CK#	AMOUNT	DESCRIPTION
05/05/22	AXIS	1852	\$75.04	BASE & USAGE CHARGE KYOCERA COPIER
05/05/22	CHEETAH PRINTING	1853	\$1,297.73	MARCH BILLING
05/05/22	COMCAST	1854	\$117.88	INTERNET@ RHULL THRU 06/03/22
05/05/22	CYBERBASEMENT	1855	\$40.00	JUNE WEBSITE MAINTENANCE
05/05/22	DPC INDUSTRIES	1856	\$2,518.72	CAUSTIC SODA, POTASSIUM PERM, CHLORINE
05/05/22	FALCON ENVIRONMENTAL	1857	\$937.63	DOME ASSEMBY/ VACUUM PUMP REPAIR KIT
05/05/22	FRONTIER IT	1858	\$2,163.83	MONTHLY BILLING FOR MAY
05/05/22	GRAINGER	1859	\$2,331.32	BATTERY PACK/ SOLENOIDS
05/05/22	PIPESTONE EQUIPMENT	1860	\$660.57	SOLENOID FOR CSU TIE-IN
05/05/22	TYLER TECHNOLOGIES	1861	\$3,997.50	CONFIGURE PERSONNEL MANAGEMENT
05/05/22	UTILITY NOTIFICATION CENTER	1862	\$217.10	APRIL 811 CALLS
05/05/22	USIC LOCATING SERVICES	1863	\$1,235.00	APRIL LOCATE SERVICES
05/12/22	AIRGAS USA	1864	\$87.31	CYLINDER RENTAL ACETYLENE & OXYGEN
05/12/22	ANSWER-RITE	1865	\$99.00	MAY ANSWERING SERVICE
05/12/22	INTERSECTIONS INC	1866	\$160.00	IDENTITY PROTECTION
05/12/22	RANDY BERRY	1867	\$90.28	TITLE CHECK REFUND
05/12/22	BREKKE STORAGE	1868	\$495.00	OPEN SIDE CONTAINER RENTAL x 3
05/12/22	CHEETAH PRINTING	1869	\$1,967.04	APRIL BILLING
05/12/22	COLO SPRGS UTILITIES	1870	\$413.05	GAS THRU 04/28/22
05/12/22	COMCAST BUSINESS	1871	\$675.04	MAY FIBER LINE
05/12/22	KEVIN DEVOLVE	1872	\$81.22	TITLE CHECK REFUND
05/12/22	DRU DURAN	1873	\$164.36	TITLE CHECK REFUND
05/12/22	EAGLE ENGRAVING	1874	\$340.72	WATER DROP AWARD
05/12/22	FORSGREN ASSOCIATES	1875	\$3,191.75	EL PASO COUNTY - WATER LOOP STUDY
05/12/22	GRAINGER	1876	\$4,452.03	STORAGE TANK, VERTICAL OPEN TOP x 2
05/12/22	HAYES POZANOVIC KORVER	1877	\$2,713.00	LEGAL APRIL 2022
05/12/22	HARVEY HEASTAN	1878	\$173.20	TITLE CHECK REFUND
05/12/22	HOELTING & COMPANY	1879	\$4,000.00	INTERIM BILLING FOR AUDIT 2021
05/12/22	SHAWN LAABS	1880	\$96.94	TITLE CHECK REFUND
05/12/22	RICHARD LARUE	1881	\$35.18	TITLE CHECK REFUND
05/12/22	LRE WATER	1882	\$59,834.94	PROFESSIONAL SERVICES THRU 04/25/22
05/12/22	RADIATION PROS	1883	\$4,293.22	RADIOACTIVE MATERIALS LICENSING
05/12/22	SERVICE UNIFORM	1884	\$569.76	UNIFORM MAINTENANCE THRU 04/26/22
05/12/22	WELLS FARGO FINANCIAL	1885	\$157.00	LEASE ON KYOCERA COPIER
05/12/22	WEX BANK	1886	\$201.65	APRIL FUEL EXPENSES
05/19/22	BLACK HILLS ENERGY	1887	\$341.66	GAS THRU 05/10/22
05/19/22	COMCAST	1888	\$374.30	INTERNET@ MAINTENANCE & HOLBEIN
05/19/22	CORE & MAIN	1889	\$282.75	FILTERS & STOCK
05/19/22	DPC INDUSTRIES	1890	\$80.00	CHLORINE
05/19/22	FARIS MACHINERY	1891	\$2,509.01	SERVICE TO THE BACK HOE
05/19/22	MEYER & SAMS	1892	\$21,920.88	PROFESSIONAL SERVICE THRU 03/25/22
05/19/22	MOTION & FLOW	1893	\$908.37	NYLON NATURAL 1/4 & 1/2
05/19/22	PIPESTONE EQUIPMENT	1894	\$364.12	VALVE POSITIONER FOR CSU TIE-IN
05/19/22	PUEBLO BEARING	1895	\$2,978.05	BRASS VALVE, STRAIGHT UNION, TUBING
05/19/22	RADIATION PROS	1896	\$1,208.88	RADIOACTIVE MATERIALS LICENSING
05/19/22	RAMPART	1897	\$1,316.57	ASSORTED SIZES OF PVC PIPE
05/19/22	RONNY WRIGHT	1898	\$756.65	ARKANSAS RIVER BASIN CONFERENCE
05/19/22	SPRINT	1899	\$994.80	EMPLOYEE CELL PHONES
05/19/22	TYLER TECHNOLOGIES	1900	\$4,582.50	FINANCIAL & UTILITY CONFIGURATION
05/19/22	VERIZON WIRELESS	1901	\$159.37	WILLOW CREEK DATA PLAN
05/19/22	WESTERN STATES FIRE	1902	\$1,600.00	ANNUAL INSPECTIONS & MAINTENANCE
05/19/22	WHISLER INDUSTRIAL	1903	\$923.67	SPIRAFLEX SUCTION & TOOLS FOR FLAT BED
05/24/22	CEGR LAW	1904	\$3,680.00	APRIL GENERAL COUNSEL

05/24/22	COMCAST BUSINESS	1905	\$479.16	OFFICE PHONE BILL
05/24/22	CORE & MAIN	1906	\$7,140.00	MANHOLE RISERS FOR ROAD MILLING
05/24/22	DPC INDUSTRIES	1907	\$3,109.98	CAUSTIC SODA & CHLORINE
05/24/22	DRU DURAN	1908	\$85.64	OVERPAY REFUND
05/24/22	GRAINGER	1909	\$130.80	FILTERS FOR RESIDUALS MANAGEMENT BUILDING
05/24/22	HPE INC	1910	\$272.00	APRIL & MAY PREVENTIVE MAINTENANCE
05/24/22	EDWARD MILLER	1911	\$382.95	ARKANSAS RIVER BASIN CONFERENCE
05/24/22	MOTION & FLOW	1912	\$770.75	NYLON TUBING FOR HOLBEIN RETROFIT
05/24/22	JAMES QUINN	1913	\$134.28	TITLE CHECK REFUND
05/24/22	RAMPART	1914	\$655.16	PIPING FOR HOLBEIN RETROFIT
05/24/22	RONNY WRIGHT	1915	\$61.47	TOLLS TO/FROM CONFERENCE
05/24/22	TIMBERLINE	1916	\$34,978.00	HOLBEIN FILTER CONTROL RETROFIT
05/24/22	USA BLUE BOOK	1917	\$718.36	WIKA LIQUID FILLED GAUGE x 6

DONALA WATER & SANITATION DISTRICT
Statement of Revenues and Expenditures - 2022 WASTE PLANT EXEC SUMMARY
From 1/1/2022 Through 5/31/2022

	Total Budget - Revised	Current Year Actual	Percent Total Budget Remaining - Revised
OPERATING REVENUE			
PD-DONALA	741,742.00	158,189.18	(78.67)%
FOREST LAKES O & M PAYMENTS	100,417.00	31,434.93	(68.70)%
TRIVIEW O & M PAYMENTS	717,106.00	332,848.43	(53.58)%
MISC. REVENUE	0.00	338.00	0.00%
Total OPERATING REVENUE	1,559,265.00	522,810.54	(66.47)%
EXPENSES & PROJECTS			
EXPENDITURES			
CHEMICAL AND LAB	120,000.00	36,982.18	69.18%
REPAIR/MAINTENANCE	193,800.00	31,298.45	83.85%
TRUCK/MOWER EXP.	2,000.00	1,030.42	48.48%
UTILITIES	330,000.00	124,942.46	62.14%
CONTRACT SERVICES	37,300.00	11,614.19	68.86%
BIOSOLIDS HAULING	91,155.00	41,715.95	54.24%
TOOLS AND EQUIP.	1,050.00	240.06	77.14%
INSURANCE	123,300.00	85,476.04	30.68%
OFFICE EXPENSE	2,500.00	1,007.34	59.71%
TELEPHONE	9,000.00	3,456.19	61.60%
DISTRICT ENGINEER	18,500.00	3,005.84	83.75%
SALARIES	447,301.00	203,574.11	54.49%
PAYROLL TAXES	33,548.00	14,828.06	55.80%
457 PLAN	31,311.00	28,353.30	9.45%
TRAINING	10,000.00	549.00	94.51%
FEES, PERMITS	15,000.00	744.59	95.04%
PUBLICATION	600.00	0.00	100.00%
MISCELLANEOUS	1,500.00	42.98	97.13%
AFCURE	41,400.00	22,423.90	45.84%
Total EXPENDITURES	1,509,265.00	611,285.06	59.50%
Total EXPENSES & PROJECTS	1,509,265.00	611,285.06	59.50%

WASTE PLANT - MAY 2022				
DATE	VENDOR	CK#	AMOUNT	DESCRIPTION
05/05/22	ACZ LABORATORIES	1409	\$1,853.15	NONYLPHEN/MONTHLY/QRTLTY COMPLIANCE
05/05/22	COLORADO STATE TREASURER	1410	\$672.00	BENEFIT CHARGES - 1ST QTR 2022
05/05/22	DENALI WATER	1411	\$1,111.84	SLUDGE HAULS WEEK ENDING 04/29/22
05/05/22	FRONTIER IT	1412	\$1,025.00	MONTHLY BILLING MAY
05/05/22	PIKES PEAK REGIONAL	1413	\$14,623.26	AFCURE ANNUAL INVOICE
05/12/22	FOREST LAKES METRO	1414	\$104.01	APRIL POTABLE WATER
05/12/22	INTERSECTIONS INC	1415	\$52.00	IDENTITY PROTECTION
05/12/22	EVOQUA WATER TECH	1416	\$741.35	SERVICE CONTRACT FOR DI SYSTEM
05/12/22	GRAINGER	1417	\$103.06	SAFETY GLASSES/ EAR PLUGS/ SPORTS DRINK
05/12/22	INDIGO WATER	1418	\$264.00	WASTEWATER TREATMENT D LEVEL
05/12/22	MUNICIPAL TREATMENT	1419	\$737.56	FLUID DYNAMICS CHECK VALVE ASSEMBLY
05/12/22	REMCO EQUIPMENT	1420	\$69.50	COPPER TUBING FOR DYNA SAND COMPRESSOR
05/12/22	SERVICE UNIFORM	1421	\$481.83	UNIFORM MAINTENANCE THRU 04/26/22
05/12/22	TIMBERLINE	1422	\$2,484.00	CYBER AUDIT/ SCADA
05/12/22	WASTE MANAGEMENT	1423	\$2,254.53	APRIL SCREENINGS HAUL
05/19/22	CENTURY LINK	1424	\$217.28	INTERNET@ WASTE PLANT
05/19/22	LAW FIRM OF CONNIE KING	1425	\$950.00	PROFESSIONAL SERVICE APRIL
05/19/22	MEYER & SAMS	1426	\$385.70	PROFESSIONAL SERVICES THRU 03/25/22
05/19/22	PUEBLO BEARING	1427	\$73.96	PARTS FOR PLANT REPAIRS
05/19/22	SPRINT	1428	\$376.00	EMPLOYEE CELL PHONES
05/19/22	TIMBERLINE	1429	\$472.50	SCADA PHONE ISSUES
05/24/22	DENALI WATER	1430	\$4,333.14	SLUDGE HAULS WEEK ENDING 05/06/22

BANK OF OKLAHOMA

MAY 2022

BOK INVESTMENTS: \$5,982,190 (invested) Market Value
Next Maturity Date: 07/19/2022
\$150,000
ROI: 0.05%

DONALA WATER AND SANITATION DISTRICT

RESOLUTION 2022-2

A RESOLUTION CALLING FOR NON-PARTICIPATION IN THE NORTHERN MONUMENT CREEK INTERCEPTOR (NMCI) PROJECT

WHEREAS, the Donala Water and Sanitation District (the “**District**”) is a quasi-municipal corporation and political subdivision of the State of Colorado and a duly organized and existing special district pursuant to Title 32, Article 1, C.R.S.; and

WHEREAS, the District provides wastewater collection and treatment to the citizens of the District; and

WHEREAS, in accordance with the provisions of the Special District Act (the “**Act**”) and C.R.S. § 24-18-103 the District has a fiduciary obligation to our citizens to exercise the utmost good faith, business sense, and astuteness on behalf of the District.

NOW, THEREFORE, be it resolved by the Board of Directors of the Donala Water and Sanitation District in the County of El Paso, State of Colorado that:

1. The District finds that further participation in the Northern Monument Creek Interceptor Project (NMCI) is not in the best interests of the District due to:
2. Control over the current and future costs to our citizens,
3. The probable need and desire to recapture and reuse of return flows within the reach and boundary of the District.
4. If any part or provision of this Resolution is adjudged to be unenforceable or invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this Resolution, it being the Board’s intention that the various provisions hereof are severable.
5. Any and all actions previously taken by the Board of Directors, or any other persons acting on their behalf pursuant to the any applicable laws, are hereby ratified and confirmed.
6. All acts, orders, and resolutions, or parts thereof, of the Board which are inconsistent or in conflict with this Resolution are hereby repealed to the extent only of such inconsistency or conflict.
7. The provisions of this Resolution shall take effect immediately.

ADOPTED this 16th day of June, 2022.

DONALA WATER AND SANITATION DISTRICT

By _____
Edward Houle, Chair

ATTEST:

By _____
Kevin Deardorff, Secretary

**ORDER BY BOARD OF DIRECTORS OF THE
DONALA WATER AND SANITATION DISTRICT
FOR INCLUSION OF REAL PROPERTY**

WHEREAS, there was filed with the Board of Directors of the Donala Water and Sanitation District (“District”) a duly acknowledged Petition, a copy of which is attached hereto as Exhibit A and incorporated herein by this reference, signed by Bill and Vickie Hancock (“Petitioner(s)”), one hundred percent (100%) fee owner(s) of the real property described in the Petition attached hereto, and requesting that the Board of Directors include such property within the District; and

WHEREAS, the Petition was heard at an open meeting of the Board of Directors of the District on June 16, 2022, at the hour of 1:30 p.m., at 15850 Holbein Drive, Colorado Springs, Colorado, after publication of notice of the filing of such Petition, and the place, time and date of such meeting, the name(s) of the Petitioner(s) and a general description of the property to be included, in the Tri Lakes Tribune on May 8, 2022, which proof of publication is attached hereto as Exhibit B and incorporated herein by this reference; and

WHEREAS, no objection has been filed to the inclusion of the property into the District;
and

WHEREAS, the subject property is capable of being served by the District facilities; and

WHEREAS, it is deemed to be in the best interests of the District and the taxpaying electors thereof that such Petition be granted.

IT IS THEREFORE ORDERED that such Petition be granted as to the real property described herein; that the boundaries of the District shall be enlarged by the inclusion of the real property described herein; and that the El Paso County District Court, in which Court an Order was entered establishing this District, be requested to enter an Order that the real property described herein be included within the District.

I certify that the foregoing Order was unanimously passed at a meeting of the Board of Directors of the Donala Water and Sanitation District, duly called and held on June 16, 2022, at the hour of 1:30 p.m. and that the undersigned is the duly acting and authorized President and Secretary of the District.

DONALA WATER AND SANITATION
DISTRICT

By: _____
Edward Houle, President

ATTEST:

By: _____
Kevin Deardorff, Secretary

DONALA WATER AND SANITATION DISTRICT PETITION FOR INCLUSION

PURSUANT TO 32-1-401(1) C.R.S., the undersigned Petitioner, being the fee owner of one hundred percent (100%) of the real property described in Exhibit A attached hereto (the "Property") hereby requests that the Property of the Petitioner be included in the District, as provided by law, and states as follows:

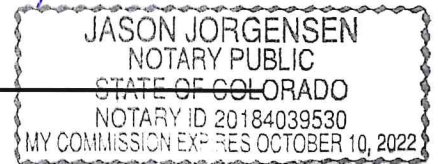
1. That the Property is capable of being served with facilities of the District.
2. That assent to the inclusion of the Property in the District is hereby given by the undersigned, which constitutes all the fee owners of the Property.
3. That there shall be no withdrawal from this Petition after publication of notice of the filing thereof: by the Board of Directors of the District (the "Board"), nor shall objections be filed thereto by Petitioner.
4. That, except as otherwise provided herein, the inclusion of the Property in the District shall be subject to the terms and conditions of the Inclusion Agreement entered into by and between the District and the Petitioner on _____ 2020, and any statutory condition of inclusion as well as all other terms and conditions established by the District and accepted by Petitioner.
5. That the real property owned by Petitioner and sought to be included in the District is located in El Paso County, Colorado, and is accurately described in Exhibit A attached hereto and incorporated herein.

Bill Hancock Signature (Owner)

The foregoing petition for inclusion was acknowledge before me on this 18th day of

May, 2020, by Bill + Vickie Hancock

Notary Public [Signature] My commission expires: 10/10/2022



Vickie Hancock Signature (Owner)

The foregoing petition for inclusion was acknowledge before me on this 18th day of

May, 2020, by Bill + Vickie Hancock

Notary Public [Signature] My commission expires: 10/10/2022

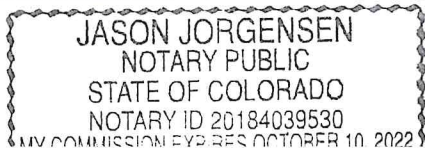


EXHIBIT A TO ORDER BY BOARD OF DIRECTORS

(Petition For Inclusion)

Legal Description: LOT 39 CHAPARRAL HILLS as recorded in Plat Book T-2 at Page 2 and under Reception No. 824585, all in the records of El Paso County, Colorado.

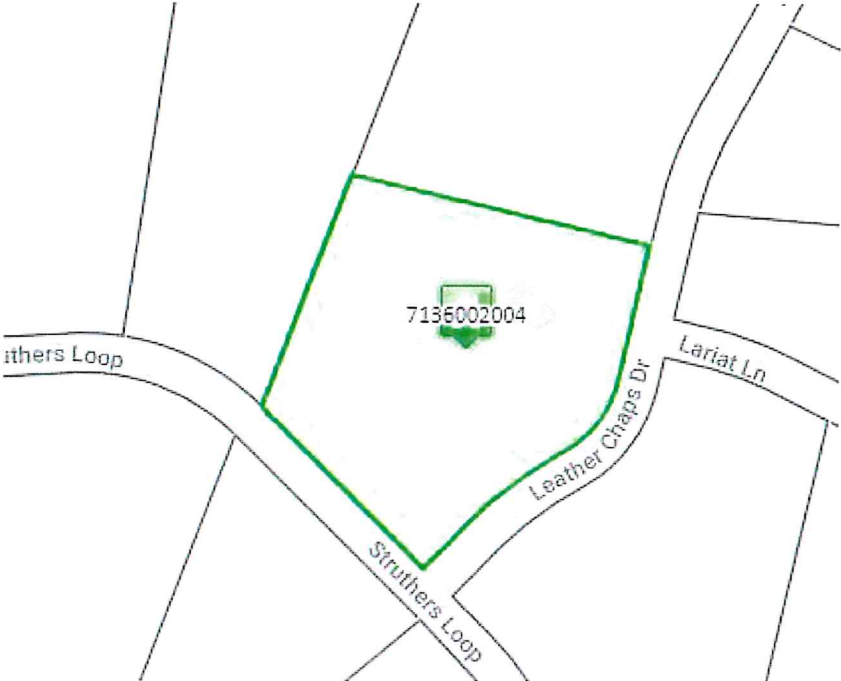


EXHIBIT B TO ORDER BY BOARD OF DIRECTORS

(Proof of Publication)

143726

AFFIDAVIT OF PUBLICATION

STATE OF COLORADO
COUNTY OF El Paso

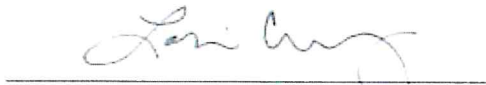
I, Lorre Cosgrove, being first duly sworn, deposes and says that she is the Legal Sales Representative of The Tri Lakes Tribune, L.L.C., a corporation, the publishers of a daily/weekly public newspapers, which is printed and published daily/weekly in whole in the County of El Paso, and the State of Colorado, and which is called Tri Lakes Tribune; that a notice of which the annexed is an exact copy, cut from said newspaper, was published in the regular and entire editions of said newspaper **1 time(s) to wit 06/08/2022**

That said newspaper has been published continuously and uninterruptedly in said County of El Paso for a period of at least six consecutive months next prior to the first issue thereof containing this notice; that said newspaper has a general circulation and that it has been admitted to the United States mails as second-class matter under the provisions of the Act of March 3, 1879 and any amendment thereof, and is a newspaper duly qualified for the printing of legal notices and advertisement within the meaning of the laws of the State of Colorado.

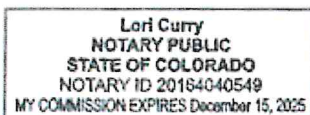


Lorre Cosgrove
Sales Center Agent

Subscribed and sworn to me this 06/09/2022, at said City of Colorado Springs, El Paso County, Colorado.
My commission expires December 15, 2025.



Lori Curry
Notary Public
The Gazette



Document Authentication Number
20164040549-767643

Public Notice	
NOTICE IS HEREBY GIVEN THAT THE BOARD OF DIRECTORS OF THE STATE OF COLORADO, COUNTY OF EL PASO, HAS ORDERED THAT THE FOLLOWING NOTICE BE PUBLISHED IN THE TRI LAKES TRIBUNE, A DAILY/WEKLY PUBLIC NEWSPAPER, WHICH IS PRINTED AND PUBLISHED DAILY/WEKLY IN WHOLE IN THE COUNTY OF EL PASO, AND THE STATE OF COLORADO, AND WHICH IS CALLED TRI LAKES TRIBUNE; THAT A NOTICE OF WHICH THE ANNEXED IS AN EXACT COPY, CUT FROM SAID NEWSPAPER, WAS PUBLISHED IN THE REGULAR AND ENTIRE EDITIONS OF SAID NEWSPAPER 1 TIME(S) TO WIT 06/08/2022.	
Date:	June 08, 2022
Page:	2 (front)
Place:	Colorado Springs, CO 80901
Printed by:	Ed A. VandenBrouck 1220 Sherman Avenue Colorado Springs, CO 80901
The property to be included into the district is generally described as follows: LEGAL DESCRIPTION P&G SECTION 28, T40N, R10E, S10E, 1/4, 2/4, 3/4, 4/4, 5/4, 6/4, 7/4, 8/4, 9/4, 10/4, 11/4, 12/4, 13/4, 14/4, 15/4, 16/4, 17/4, 18/4, 19/4, 20/4, 21/4, 22/4, 23/4, 24/4, 25/4, 26/4, 27/4, 28/4, 29/4, 30/4, 31/4, 32/4, 33/4, 34/4, 35/4, 36/4, 37/4, 38/4, 39/4, 40/4, 41/4, 42/4, 43/4, 44/4, 45/4, 46/4, 47/4, 48/4, 49/4, 50/4, 51/4, 52/4, 53/4, 54/4, 55/4, 56/4, 57/4, 58/4, 59/4, 60/4, 61/4, 62/4, 63/4, 64/4, 65/4, 66/4, 67/4, 68/4, 69/4, 70/4, 71/4, 72/4, 73/4, 74/4, 75/4, 76/4, 77/4, 78/4, 79/4, 80/4, 81/4, 82/4, 83/4, 84/4, 85/4, 86/4, 87/4, 88/4, 89/4, 90/4, 91/4, 92/4, 93/4, 94/4, 95/4, 96/4, 97/4, 98/4, 99/4, 100/4, 101/4, 102/4, 103/4, 104/4, 105/4, 106/4, 107/4, 108/4, 109/4, 110/4, 111/4, 112/4, 113/4, 114/4, 115/4, 116/4, 117/4, 118/4, 119/4, 120/4, 121/4, 122/4, 123/4, 124/4, 125/4, 126/4, 127/4, 128/4, 129/4, 130/4, 131/4, 132/4, 133/4, 134/4, 135/4, 136/4, 137/4, 138/4, 139/4, 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998/4, 999/4, 1000/4.	

AGREEMENT FOR INCLUSION OF PROPERTY

This agreement for inclusion of property (“Agreement”) is made this 18th day of May 2022, between Donala Water and Sanitation District, a quasi-municipal corporation and special district organized and existing pursuant to the provisions of the Special District Act, C.R.S. § 32-1-101, et. seq. (the “District”), whose address is 15850 Holbein Drive, Colorado Springs, CO 80921, and Bill and Vickie Hancock, whose address is 15220 Leather Chaps Dr., Colorado Springs, CO 80921 (“Owner”).

Recitals

WHEREAS, the District is a Special District located in the County of El Paso and was organized to provide water and sewer service for the domestic and other public and private purposes by any available means and all necessary facilities, equipment and appurtenances thereto, to its residents and the owners of real property within the jurisdictional boundaries of the District; and

WHEREAS, the Owner is the fee owner of the following property: 15220 Leather Chaps Dr., Colorado Springs, CO 80921 in El Paso County, Colorado (the “Property”), as described on **Exhibit A**. The Property is outside the jurisdictional boundaries of the District and capable of being served by the District’s water system, subject to the terms and conditions hereinafter set forth; and

WHEREAS, the District may agree to furnish water service to real property situated outside the District’s jurisdictional boundaries subject to the inclusion of such land into the District, pursuant to the provisions of Part 4, of Article 1, Title 32, C.R.S. but is under no obligation or duty to do so; and

WHEREAS, the District, in exercising its statutory powers, may enter into contracts and agreements with the owners of real property seeking to include their land into the District and may, in its discretion, impose specific conditions for such inclusion; and

WHEREAS, the Owner has filed with the Board of Directors of the District, a Petition for Inclusion of the Property into the District (“Petition”), as described on **Exhibit B**, and desire to obtain the benefits of public water service from the District, subject to the terms and conditions set forth; and

WHEREAS, the provision of water service by the District to the Property, in accordance with the terms of this Agreement, will be in the public interest of the Owner and Property.

Agreement

Now therefore, for and in consideration of the premises and the promises and covenants hereinafter appearing to be kept and performed by the parties hereto, and other good and valuable consideration, Owner and the District agree as follows:

1. Owner represents that they are the owner of 100% of the Property.
2. Prior to consideration of the inclusion of the Property into the District by the Board of Directors of the District, the Owner shall fully comply with any and all District regulations governing the inclusion of real Property into the District.
3. The District shall cooperate with the Owner in the inclusion process for the Property and shall take all necessary steps to proceed with the inclusion process, including but not limited to conducting a hearing on the adoption of an order of inclusion, within a reasonable period of time. It is understood however, that the District will enter an order of inclusion only after a public hearing, after which District, in its sole discretion, may approve, deny, or further condition the Petition.
4. Owner shall reimburse the District for any and all administrative, engineering, legal or other costs and expenses incurred by reason of Owner's petitioning for inclusion of the Property into the District, including but not limited to, publication costs, preparation and review of this Agreement by District legal counsel, and Court costs incurred in approving the inclusion of the respective Property into the District by District. Receipt of \$2,000.00 by the District to be applied to such costs and expenses is acknowledged. In the event such costs and expenses shall be less than \$2,000.00, the surplus deposit shall be promptly refunded to Owner. In the event that this deposit shall prove insufficient to cover said expenses, Owner shall pay the shortage to the District upon receipt of billing.
5. Upon entry of a District order approving the inclusion, as required by statute, District will commence a legal proceeding in El Paso County District Court to secure an order of that Court, confirming the inclusion of the Property. If this inclusion is denied by the District, after hearing, or by the El Paso County District Court, any water, right, real or personal property rights, and water rights to be transferred to the District by the Owner shall remain in the exclusive ownership and possession of the Owner, the transfer and conveyance of such being contingent upon the successful and permanent inclusion into the District. Owner shall hold harmless and indemnify the District for its expenses, including any monetary judgment entered against the District incurred by the District in any legal proceedings of any type brought against the District specifically, directly, and solely as a result of this inclusion proceeding.

6. Owner shall not indemnify the District with regard to any statements of opposition filed by opposing parties who might object to any adjudication by the District of the water rights under the Property. The Owner reserves the right to join as a party to the defense of any action brought against the District triggering this indemnification provision should the Owner so chose. The District shall act in good faith, shall use its best efforts to defend against any actions triggering this indemnification provision, and shall make reasonable efforts to eliminate or decrease the Owners' liability and expenses that may result under this indemnification provision.
7. By execution of this Agreement, the District assumes no obligation and provides no warranties, expressed or implied, with regard to the adequacy of water service to be provided to the Property other than that generally extended to properties connected to the water system of the District. In particular the District makes no representation to any of its customers, including the Owner, or any other person or entity with regard to the adequacy of hydraulic flows or pressures available from the water system of the District, either presently or subsequently. However, water pressure and flows should be identical or very close to those provided by the District to its customers in the immediate vicinity. The Owner hereby releases, discharges and holds the District harmless from any obligation or liability to provide water service to the Property, except in accordance with the terms and conditions set forth herein.
8. The Owner specifically recognizes the District's rights, under certain legal circumstances, to refuse to provide water service to its customers, including this Property.
9. Within 20 days of the inclusion of the Property into the District, as evidenced by a signed order by the District Court of El Paso County, but in all cases, prior to the District providing water service to the Property, the Owner shall convey to the District by quitclaim deed any and all adjudicated and/or unadjudicated water rights, on, under, or appurtenant to the Property, that have not already been conveyed to the District. The quitclaim deed shall expressly convey any and all water, water rights, and rights to extract and use Denver Basin Aquifer groundwater, whether nontributary, not-nontributary, decreed or undecreed, used upon, related to, or appurtenant to the Property described herein. Additionally, the Owner will specifically acknowledge in the quitclaim deed that the deed represents the consent necessary to withdraw and/or adjudicate such Denver Basin water pursuant to C.R.S. § 37-90-137(4)(b)(II).
10. The Owner hereby agrees to impose a restrictive covenant on and running with the Property that precludes any future owners of the Property from constructing a well on the Property, without the express prior written consent of the District. This restrictive covenant shall be binding on any and all successors and assigns of the Property as a covenant running with the Property.

11. The District shall provide potable water service for use solely inside Owner's home and shall charge tap fees for such service. Additional fees will be charged prior to commencement of service for any additional uses. The Owner shall be responsible, at their sole cost, for the construction and installation of all lines, pipes, extensions, wells, valves, equipment, and other infrastructure that the District determines to be necessary or desirable to provide water to the Property. All such construction and installation shall be completed in a timely manner and shall comply with all applicable standards of the District. The Owner shall provide to the District all construction plans and specifications. District approval of all such plans and specifications is required before construction may begin. The District reserves the right to disapprove any selection of a contractor to construct such facilities. The District shall have the right to inspect such construction and installation. If such is not acceptable to the District, the District shall have the right to refuse water and sewer service to the Property until such meets the District's approval.

12. The District shall supply water service to the Property in the same fashion, according to the same rules and regulations, and same terms and conditions under which water service is generally provided to all residential water users in the District, except as specifically described herein. Consistent with treatment of other residential water users within the District, no other structures, such as garages, sheds and barns shall be supplied with service. The Owner acknowledges, however, that water pressure may not be identical among all water users in the District, but should be identical or very close to that provided by the District to its customers in the immediate vicinity. If there is a difference between the terms and conditions under which water service generally provided to all water users in the District and the terms and conditions of this Agreement, then this Agreement shall control. Additional terms and conditions which shall apply to the Property include the following:
 - 12.1 The Property shall be assessed separate water service tap or connection fee, development fees, investment fees and installation fees, the amount of which shall set by the District. Fees shall be due and paid-in-full to the District prior to the connection of service lines to the District main lines.
 - 12.2 The District may charge or assess availability of service fees to the Property, subject to applicable laws.
 - 12.3 From the water main extension, the private water line shall be the responsibility of the Owner, or their successors and assigns to the title to the Property, and not the responsibility of the District. The private water line to serve the Property shall have a water meter, pressure regulator, and back-flow prevention device, to be provided by the District and paid for by the Owner or its respective successors.

- 12.4 From the tap on the distribution line, the fire protection line shall be the responsibility of the Owner or its successors, and not the responsibility of the District. The District will maintain all external fire hydrants in accordance with District and fire department standards. The District may charge Owner for repairs and replacement.
- 12.5 The District shall assign the Property a private water account and bill such in accordance with the then current rates established by the District.
- 12.6 The Property shall be subject to property tax assessments by the District equal to the mill levy assessed by the District for property served with water and sewer services. All such mill levies and rates are subject to change by the District at any time.
13. The terms and conditions set forth in this Agreement shall be binding upon and inure to the benefit of the District and the Owner, its transferees, successors and assigns.
14. The Owner, and their respective successor and assigns, shall cooperate with the District regarding the inclusion of neighboring properties into the District in the future to allow for all necessary easement and rights of way across the Property and any adjacent lot(s) not currently being included into the District to accomplish such. Additionally, the cost of restoring the Property to a reasonable condition shall be the obligation of the District.
15. The terms and conditions set forth in this Agreement shall be and remain, covenants running with the Property.
16. If any provisions of this Agreement shall, for any reason, be held to be invalid or unenforceable, the invalidity or unenforceability of such provision shall not affect the validity or enforceability of the provisions hereof.
17. During the pendency of the inclusion proceeding, being before the inclusion of the Property is formally approved by a signed order of the El Paso County District Court, the Owner may not assign its rights and obligations under this Agreement, without the prior written consent of the District. Any involuntary transfer of the Owner's rights and obligations under this Agreement shall be cause for the District to terminate this Agreement, as its sole discretion.

Donala Water & Sanitation District
Manager's Report
June 16, 2022

Holbein Upgrades: Staff is working to bring the plant fully back online. There have been the normal loose wires, SCADA programming and the slowest part is backwashing the filters. The water demand is being met with all of our other available sources. We are going to take our time and shoot for a July official back online time. This will also help us with the radium reporting as it will fall in the 3rd quarter.

Well 16A - Permitting and Drilling: The well has been drilled. The well is now starting the test phase to find out at what flow rate the well will be able to deliver . This all should be complete by June 24, 2022. The sound wall is coming down the week of June 13th-17th. GMS is working with the electric company to bring in the new service line. The raw water line still needs to go out to bid and be installed. We are still anticipating an early fall online date.

County Loop: ARPA funding will not be awarded until after July 29th per El Paso County. We are asking our respective water engineers to provide each of us with the likely firm yield of our existing water rights through the system. Once we have those numbers we will meet as a group to review the costs and formation steps farther.

NMCI: The next NMCI meeting will be held June 27th. CSU wants a final answer and comment to the project and design by August 1, 2022.

- Digester D.O. upgrade \$11,444.16. Includes two Hach LDO2 probes and two Hach SC4500 controllers. This does not include cost of installation and interface. Awaiting quote from TLECC (Timberline) for interface cost to SCADA. This upgrade is critical to the operation of our north and south digesters to keep us in compliance with S.O.U.R. (Specific Oxygen Uptake Rate) testing. The importance of moving this forward as soon as possible is since the current controller and sensor setup is no longer manufactured or supported by Hach Co. and is now unserviceable. Depending on the ability to pass S.O.U.R. tests, the price may be 50% less than this quote. The quote is for total amount of parts. However, the total cost may still be close to \$10,000 with just 50% of parts bought. This was an unforeseen cost as until recently we were able to obtain parts as of last year.
- TLECC (I.T.) security upgrade \$14,435.00. This is an upgrade to the UMCRRWWTF cyber-security.
- TLECC Sequence Batch Reactor (SBR) PLC upgrade \$35,979.00. that is developing intermittent communication issues.
- 2011 Ford Ranger Transmission flush \$400.00.
- 2010 Ford Ranger rear shocks leaking \$387.52.
- 2010 Ford Ranger 4wd service \$428.23.
- Influent Lift Station Variable Frequency Drive (VFD) \$5,015.75 (minus installation and interface).

Looking at potential cost of \$68,089.66. Some costs may be reduced and planned for 2023 capital budget. such as only upgrading one digester, scheduling vehicle service for next year, security etc. UMCRRWWTF operations will be able to give a better idea of actual cost and required funds will be within the coming weeks.

UMCRRWWTF Operations report

- New hire Jarred Durham and summer-hire Ethan Moreau noticed abnormal leaking on SBR blower #1 and replaced broken oil drain line that broke inside of blower casing. If this had gone unnoticed and eventually broke, oil would have quickly drained from blower casing and ruined blower. Both employees quickly repaired blower in between aeration cycles and saved Donalga tens of thousands in costly repairs and precious downtime and damage to process. Thank you!
- Jarred Durham, Ethan Moreau, Thom Waite have been working on repairing and replacing the sleeves and wiper system on the Ultra-Violet system. There are now only two UV banks left to finish repairs on.
- UVT/UVAS probe which assists on control and operation of the UV dosage and power settings has been sent out to Ames, IA (06/09/2023) to the Hach facility for its annual bench testing seal replacement. This is part of an annual contract and expect it back within the coming weeks.
- With most repairs completed on the UV system, we have been able to test the automatic functionality over the last week or so. Amy Azevedo has verified that the e.Coli has been well within compliance limits of 8.5 cfu (colony forming units), same as May's count, but in automatic operation. As of 06/08/2022, the UVT/UVAS probe was removed from service and system placed back in manual operations to ensure adequate disinfection. Once UVT/UVAS probe is returned from testing and overhaul along with continued repairs on the mechanical side of the UV system, we will put UV disinfection back in automatic control.

- Mike Boyett and Aaron Tolman are working on 2023 budget.
- Thomas Waite is still out from shoulder surgery, but has been helpful working from home when it is necessary.

UMCRWWTF Operations,

Mike Boyett, CWP/CWPO

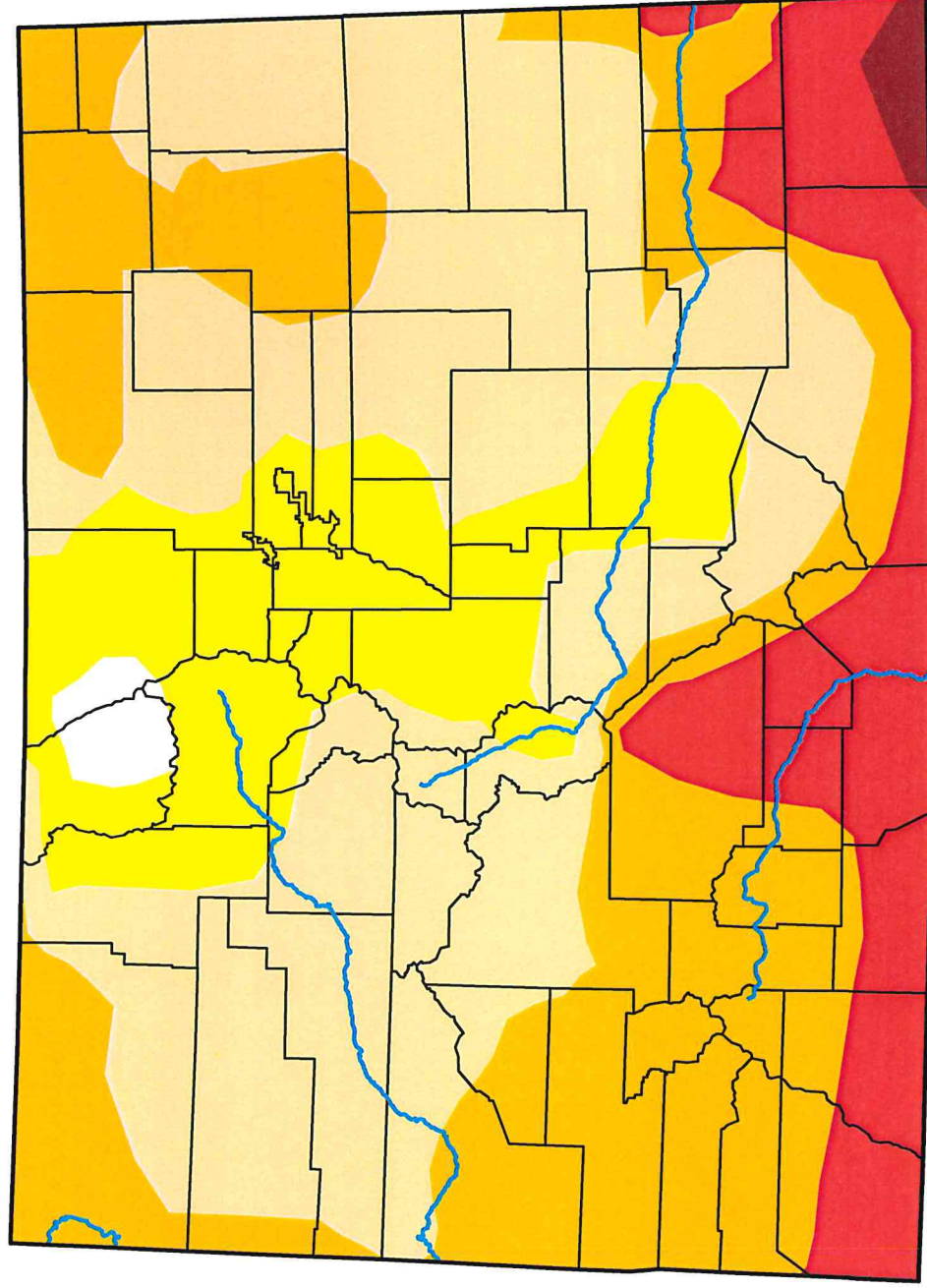
Aaron Tolman, CWP

U.S. Drought Monitor Colorado

June 7, 2022

(Released Thursday, Jun. 9, 2022)

Valid 8 a.m. EDT



Intensity:



The Drought Monitor focuses on broad-scale conditions. Local conditions may vary. For more information on the Drought Monitor, go to <https://droughtmonitor.unl.edu/About.aspx>

Author:

Brad Pugh
CPC/NOAA

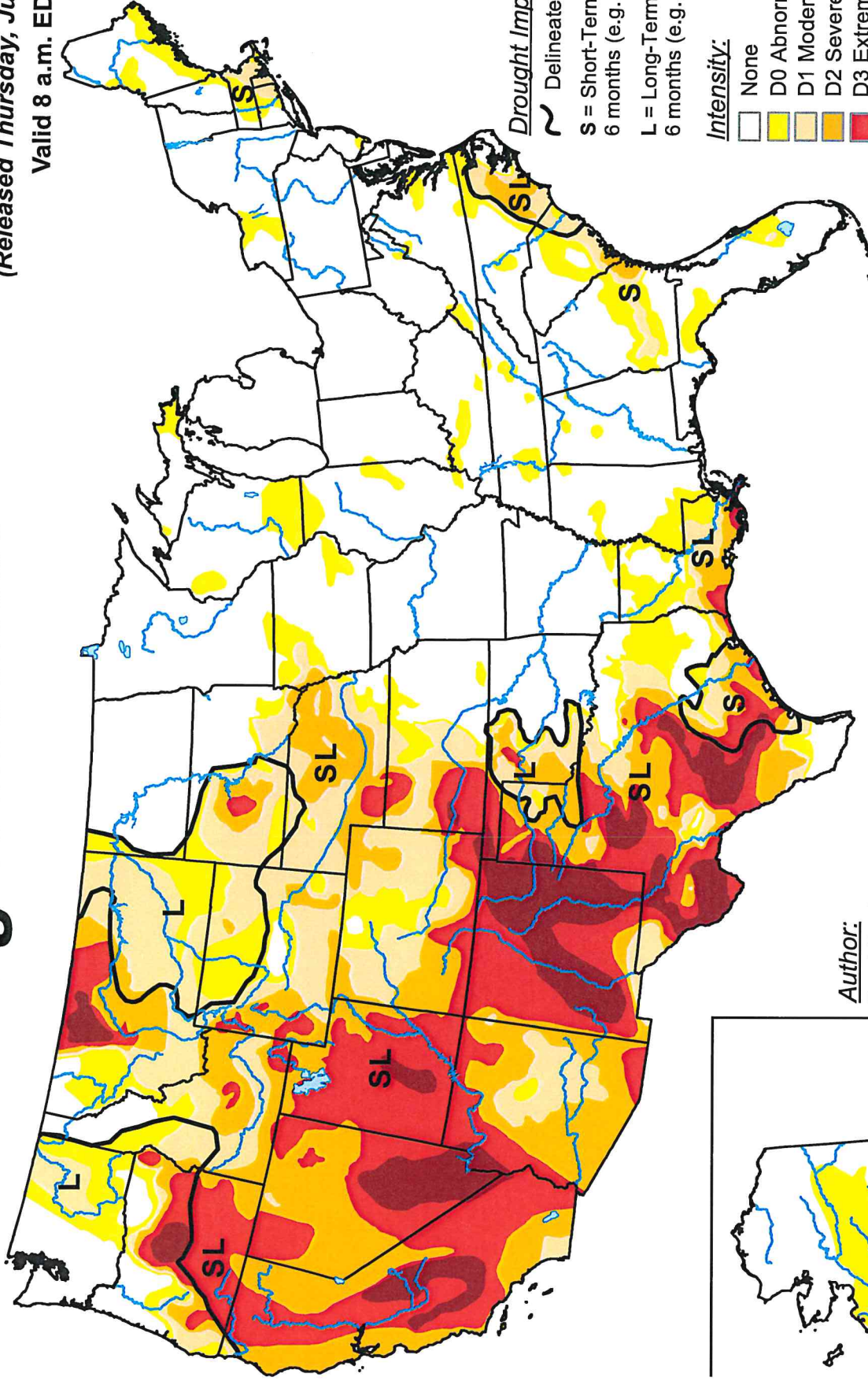


U.S. Drought Monitor

June 7, 2022

(Released Thursday, Jun. 9, 2022)

Valid 8 a.m. EDT



Drought Impact Types:

~ Delineates dominant impacts

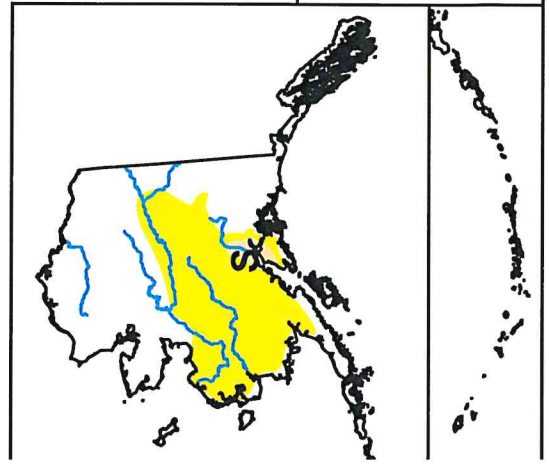
S = Short-Term, typically less than 6 months (e.g. agriculture, grasslands)

L = Long-Term, typically greater than 6 months (e.g. hydrology, ecology)

Intensity:

- None
- D0 Abnormally Dry
- D1 Moderate Drought
- D2 Severe Drought
- D3 Extreme Drought
- D4 Exceptional Drought

Author:
Brad Pugh
CPC/NOAA

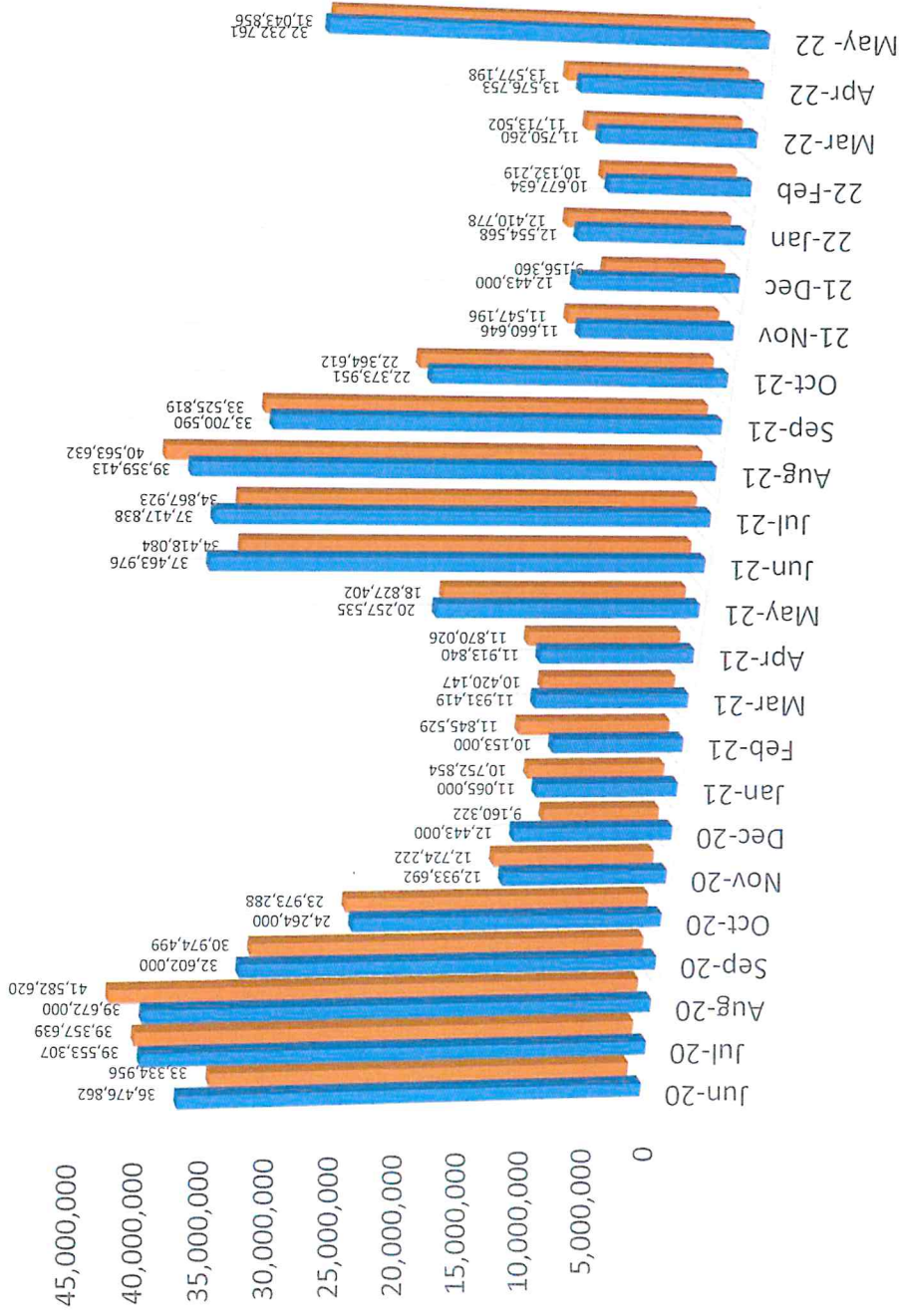


The Drought Monitor focuses on broad-scale conditions. Local conditions may vary. For more information on the Drought Monitor, go to <https://droughtmonitor.unl.edu/About.aspx>



droughtmonitor.unl.edu

2 Year's Data Blue = Pumped, Orange = Billed



May

