

**CORBETT WATER DISTRICT
SPECIAL MEETING OF THE BOARD
Written Summary
March 14, 2017**

Board members present: Jeff Hargens, Robert Gaughan, Jack Garrison, Kevin Wilhelm, Robert Churnside (arrived at 7:43pm).

Staff present: Jeffrey Busto, Shanti Burns.

Audience members present: Gordon Fulks, Marianne Pietras, Carl Rickert, Joseph Gorciak, James Humphries. Robert Hysen

Chairman **Jeff Hargens** called the meeting to order at 7:00 p.m.

APPROVAL OF THE AGENDA

Jeff Hargens: Modifications to make unemployment benefits #3, add #3a to auth to extend investigation costs. Make district boundary item #4.

Jeffrey Busto - 1st, **Kevin Wilhelm** – 2nd Motion to approve agenda with additions. Approved 5 to 0.

Jeff Hargens – Jim Jan’s unemployment. Clarifying the board is aware of the unemployment. It is only stated the separation agreement under “F” that the employer will not appeal any unemployment decision (#3F). It was referred to Spencer Rockwell the SDAO Lawyer and he handled that claim with the unemployment office. Spencer Rockwell verified that all board members were present and that he was well aware that of the possibility of unemployment benefits being brought forth. Decision is up to the state if benefits are paid.

Robert Gaughan – Unemployment paid to 12/31/16. Jim’s own business paid for up to 12/31/16. (Instructed Shanti to contact employment dept). Be careful NOT to appeal.

Jack Garrison – Determination states fired, is incorrect.

Jeff Hargens – Mutual separation.

Gordon Fulks – Appealed prior District Clerk unemployment. Won the unemployment, claim denied.

Joe Gorciak – Was this breach of contract and did the rest of the board give authority for the separation agreement to include not contesting unemployment.

Marianne Pietras – Is there a policy to share with the Board.

Shanti Burns – Chain was followed, received by clerk, given to District Manager, then to Board Chairman. From there it went to the SDAO legal.

Jeff Hargens: Investigator for harassment charge, approved \$2500. Request the board to increase the budget to \$3214.76. Report should be done this week. Report provides the board with information gathered during investigation of harassment charge so that the board can decide if any other action needs to be taken.

Gordon Fulks – What does the report do? Problem occurred or didn’t occurred and the particulars.

**CORBETT WATER DISTRICT
SPECIAL MEETING OF THE BOARD
Written Summary
March 14, 2017**

Robert Gaughan – Do not have much choice. Hopefully it is a factual report.

Shanti Burns – The report is an unbiased opinion.

Kevin Wilhelm – 1st, **Robert Gaughan** – 2nd. Motion to authorize the extension of the harassment charges cost to \$3214.76. Approved 5 to 0.

Jeff Hargens: District Boundary - Letter states follow up to phone conversation, Jeff says phone conversations did NOT happen.

Robert Gaughan – States he left a voicemail, and never heard back from Jeff.

Jeff Hargens: States the somehow mysteriously his voter registration address was changed. It has been all straightened out. Should boundaries be changed for all customers paying water outside the district? Miss informed on cost of changing legal boundaries. Determined to access a tax instead of changing boundary.

Kevin Wilhelm – Access taxes and getting water, they should be including within the boundaries.

Marianne Pietras – Met with chief of staff of county commissioner & tax people, changing boundaries is extensive and costly.

Jeff Hargens – Told it cost approx. \$400 application form.

Jack Garrison – This would require a ballot.

Shanti Burns – Only requires ordinance by the water district, legal description. Submitted to Dept. of Revenue, once approved goes to Metro with \$400 cost. Can be a lengthy approval process.

Joe Gorciak – Legally elected board member, continuous legally elected official. Contact county council or attorney general.

Jeff Hargens – Elections office approved and knew the circumstances. Elections board says it is fine as is.

Robert Churnside – Need to take care of the District, stop the infighting.

Jeff Hargens – Retaliation against him for the harassment claim. Bob Gaughan contacted to Spencer Rockwell after stating Jeff was no longer the chairman.

Kevin Wilhelm – Board decision for investigation.

Robert Churnside – Any board member should have come to the board before contact legal on a board decision.

Robert Gaughan – What issue when Gordon took Jeff's election form in?

Gordon Fulks – Jeff owns two properties in the area, one within the boundary and one out. Election office said to use the address of the property within the boundary and would be within the requirements to run as he can use any address he owns for registration purposes.

Joe Gorciak – Cautions every board member on personal liability for anything not investigated by legal opinion. As a community member wants the filters and ponds to be working, does not

**CORBETT WATER DISTRICT
SPECIAL MEETING OF THE BOARD
Written Summary
March 14, 2017**

want a bunch of money going out on settlements that weren't appropriate or legally investigated. Wants the board and the District to work for us, the customers.

Shanti Burns – Will contact the Attorney General.

Jeff Hargens – Change boundaries to include customers outside of the District.

Jack Garrison – Approx. 1.5 years ago Jim Jans & I met with Diane McKeel's office and tax office regarding the issue of out of district customers. Board passed an ordinance to charge a variable base rate to the 5 customers out of district. Letter was sent to the 5 customers. Taxed based on what all customers within the boundary pay. This is the second tax season.

Robert Gaughan – Cost of changing boundaries. \$150 for less than one acre per annexation to \$400 greater than 40 acres.

Marianne Pietras – Was told that it was not economically feasible to do the boundary change by Eric Zimmerman, chief of staff and the tax office.

Jeff Hargens – 1st, **Kevin Wilhelm** – 2nd. Motion to start the process of boundary change to include customers outside the District. Approved 3 to 1, Abstained-Jack Garrison

Shanti Burns – First step is an ordinance of the process started for April Board Meeting.

PUBLIC COMMENTS ON ITEMS NOT LISTED ON THE AGENDA

Gordon Fulks – How much pipe put in 2016 & how much progress on new filter pond? Losing money just having staff read meters & fixing pipes.

Jeff Hargens – No pipe or progress on the filter pond.

Jack Garrison – Jeff Busto found 21 projects started that are not completed. 11 have now been completed. Hope to have the rest finished by end of fy year.

Jeff Hargens – Jeff Busto has not had time. Jeff Hargens brought the District forward with learning to install pipe, have gone from 40% loss to less than 10% loss. Nothing will get done this year as no permits have been applied for as it takes 6 months for approval. The District is so screwed up at present, surviving for now. Priorities need to be changed.

Gordon Fulks – Need to change priorities- pipe.

Shanti Burns – PRV Stations are a concern.

Robert Gaughan – Clay values need to be checked yearly. If they fail it will blow pipes out of the ground. Spending too much time dealing with issues.

Jeff Hargens – The whole infrastructure needs to be updated. Staff is frustrated with all going on with the Board. Starts with us to make changes.

Joe Gorciak – Odd that Jeff Hargens made a motion on a subject that benefits him.

Shanti Burns – No financial gain.

**CORBETT WATER DISTRICT
SPECIAL MEETING OF THE BOARD
Written Summary
March 14, 2017**

Jeff Hargens – No financial gains, 11 years serving on the Board with no financial gain. Has acted as District Manager in the past. Can be found almost daily checking in with the staff.

UNFINISHED ITEMS FOR BOARD CONSIDERATION

No comments were made.

Jeff Hargens – 1st, **Robert Churnside** – 2nd. Motion to adjourn. Approved 5 to 0. Meeting adjourned at 8:17 pm.