AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Somerset Waterworks District Request

Action Requested: Motion

Parties to the Agreement:

Term Begins: **Term Ends:** **Grant Contract #:**

Summary:

Please see attached memo. The District needs BOCC approval to serve the Mine offices which are outside of their service area boundary.

Fiscal Impact:

Submitted by: Marlene D. Crosby **Submitter's Email Address:** mcrosby@gunnisoncounty.org

Finance Review: ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date:

County Attorney Review: ◉ Required ○ Not Required

Comments:
Please see atty / client comments below. db 11/12/20

Reveiwed by: Discharge Date: 11/13/2020 Certificate of Insurance Required Yes ○ No ◉

County Manager Review:

Comments:

Reveiwed by: GUNCOUNTY1\mbirnie Discharge Date: 11/13/2020

○ Consent Agenda ◉ Regular Agenda ○ Worksession Time Allotted: DCM Report

Agenda Date: 11/17/2020

Revised April 2015

GUNNISON COUNTY
PUBLIC WORKS DEPARTMENT

195 Basin Park Drive
GUNNISON, CO 81230
970-641-0044

MEMORANDUM

TO: **Board of County Commissioners**
Matthew Birnie, County Manager
David Baumgarten and Matthew Hoyt, County Attorney's Office

FROM: **Marlene Crosby, Public Works Director**

DATE: November 9, 2020

SUBJECT: **Somerset Waterworks District Request**

I am putting this in memo form because there is not room on an agenda submittal form to describe this request. I do not have any other document to submit.

Today I received a call from John Mlaker who is the President of the Somerset Waterworks District. As you are aware, they have some serious compliance problems and need to install some equipment in the treatment process to address their issues. In order to do that they need the permission and cooperation of the mine. Initially after the recent election, they declined to sign the contract that had been developed by the previous Board.

The current Board is working with the mine to enter into a three-year contract, which will allow them to make the needed improvements and ultimately take over the treatment plant. One of the conditions that the mine has put on any contract is that the Somerset Water District must provide water to the mine offices. There are 4 buildings served by the line but only 2 are currently in use. The District will not charge for water, but the mine will continue to pay for electricity, provide the raw water, etc.

As the District has worked through the contract, they have been advised by the staff at the Special Districts Association and by their attorney that they must secure Board of County Commissioner approval to provide water service out of their District boundaries. The mine is not in their service area boundaries. It did not need to be when it (the mine) was the provider to the District.

They would like to secure formal Board approval to provide water to the mine to keep moving the contract and the essential repairs forward.