



*Evergreen*  
**Water & Sewer**  
**DISTRICT 1**

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Regular Meeting  
October 19, 2022

Members Present: Jack Fallon, B.J. Lupton, Butch Clark, Dennis Falcon, Bill Matthews, T.J. Wendt and General Manager, Cindy Murray

Members Absent: Bob Balding

Also, Present: Andy Hyde (Carver Engineering), Jeff Walla (IMEG Engineering), Rob Collier, Mark James, and Joe Musialowski

Jack Fallon, President, called the meeting to order at 7:08 a.m. and welcomed the public and staff in attendance.

Jack Fallon informed the Board that two matters on the Agenda, including Agenda items numbered 12 and 13, would be moved up after Agenda Item number 6 to accommodate T.J. Wendt, who had informed the Board that he needed to leave the meeting early. Bill Matthews moved to adopt the Agenda as amended. Dennis Falcon seconded the motion. The Board passed the motion by unanimous vote.

B.J. Lupton moved to approve the minutes of the September 21, 2022, as amended, which was seconded by Butch Clark. The Board approved the minutes by unanimous vote.

Cindy Murray presented the Manager's Report. Bill Matthews moved to accept the Manager's Report, which was seconded by T.J. Wendt. After discussion, the Board approved the Manager's Report by unanimous vote.

Mark James presented an update on FY23 Capital Expenditures.

Cindy Murray and Rebecca Chertudi then made a presentation about recommendations from Staff and outside counsel, Danielle Panter, concerning potential FICA tax liabilities and other recommendations pertaining to the current 457(b) Plan. After hearing the presentation, the Board then considered Resolution 2022-10. T.J. Wendt moved to adopt the Resolution, which was seconded by B.J. Lupton. After discussion, the Board passed the motion and approved the Resolution by unanimous vote.

The Board next considered the Recommendations concerning hiring a District Engineer and other salary recommendations pertaining to existing District employees. B.J. Lupton moved to accept

the recommendation to hire Jeff Walla with the compensation package as contained in the recommendations as presented. Bill Matthews seconded the motion. After discussion, the motion passed by unanimous vote. T.J. Wendt then moved to accept the remaining compensation recommendations for current Staff members as presented. Butch Clark seconded the recommendations. After discussion, the Board approved the recommendations for additional Staff compensation by unanimous vote. The recommendations are attached to these minutes.

Staff members presented a brief update on ARPA and FEMA projects.

Joe Musialowski and Andy Hyde recommended that plans submitted for the Jump Acres Project be approved with conditions in Resolution 2022-09. Butch Clark moved to approve the plans with conditions, which was seconded by Bill Matthews. After discussion, the Board approved the motion and adopted Resolution 2022-09 by unanimous vote.

Next, the interview committee consisting of Staff and Dennis Falcon made recommendations for the approval of the Jacobs Engineering Firm for the Sewer GIS/I&I Project ("Project"), which will also involve Water GIS pursuant to the Request for Qualifications dated September 9, 2022. B.J. Lupton moved to approve the Jacobs Engineering Firm for the Project, which was seconded by Butch Clark. After discussion, the Board approved the motion by unanimous vote. The General Manager was instructed to negotiate terms of a contract with the Firm, which will require approval of the Board at the November 30<sup>th</sup> meeting.


The Board decided not to take a 10-minute break, which was next on the Agenda.

The Board then considered revisions to the Investment Policy dated February 20, 2013, which had been requested as an agenda item by Butch Clark. Butch Clark moved to amend the Policy to provide that prior to the investment of funds in any account in which the total invested funds would exceed federally insured limits, the Board will approve the investment by majority vote at a regularly scheduled meeting. The motion failed for lack of a second. Jack Fallon suggested that the policy language be worked out and presented at the November meeting.

Bob Balding was absent but prior to the meeting he had submitted the Oversight Reports for August and September, which was announced by Jack Fallon at the meeting.

Bill Matthews moved to approve the checks and credit card charges and accept the financial statements for the month of September, which was seconded by Dennis Falcon. After discussion, the Board passed the motion by unanimous vote.

The meeting was adjourned by acclamation at 8:55 a.m. The next regular meeting will be on November 30, 2022. There will be no meeting in December.

Submitted by   
Cynthia Murray, Secretary

Signed by   
John T. Fallon, President