

**NOTICE OF PUBLIC MEETING
OF THE
BOARD OF DIRECTORS OF
SOUTH DURANGO SANITATION DISTRICT**

NOTICE IS HEREBY GIVEN that the Board of Directors of the South Durango Sanitation District will hold its regular meeting, which is open to the public, on **Thursday, September 29, 2022, at 6:00 p.m. at 65 Mercado Street, 2nd Floor, Durango, Colorado.**

You may also participate by phone.

Dial: 1.480.660.5336

After prompt enter access code 132139

If you have problems, call Bud Smith 970.749.2119.

The agenda for the meeting is as follows:

1. Call to order
2. Minutes – August 18, 2022
3. Approve bills
4. Financial report
 - a. August 2022 financials
 - b. Investment report and CD consideration
5. Public comment
6. Operations reports
 - a. O&M
 - b. Treatment - effluent quality
 - c. Sludge processing
 - d. Water – storage & well drilling
7. Engineer report
8. Attorney reports
 - a. Reimbursement Agreement
 - b. Wastewater monitoring program
 - c. FAMLI Program – Resolution 2022 -4 District opt out
 - d. Project updates
9. Adjourn

Note: The Board may act on any of the topics listed on the agenda or any matter reasonably related to such topics.

SOUTH DURANGO SANITATION DISTRICT

Teleconference tips:

- Identify yourself when joining the call or speaking.
- Do not interrupt other speakers.
- Avoid use of speaker phones in areas with background noise or use mute feature.

**MINUTES
BOARD OF DIRECTORS
SOUTH DURANGO SANITATION DISTRICT**

The regular meeting of the Board of Directors of the South Durango Sanitation District was held on August 18, 2022, at 6:00 p.m. at 65 Mercado Street, Durango, Colorado.

Present at the meeting were the following members of the Board of Directors:

Curt Piccoli
Pat Morrissey
Judy Campbell
Tom Price
Bud Gohn

Also present were Dave Marsa, Rick Johnson, Doug Davis, Stephan Kimball, and Bud Smith.

The Board reviewed the minutes of July 21, 2022. On motion duly made and seconded, the minutes with corrections were approved.

The Board reviewed and approved payment of the District invoices.

The July 2022 financial statements of the District were reviewed. Expenses for collection & transmission, sewage treatment and Administration are below budgeted amounts. After adjusting for management fees, net operating income is 62% of operating expenses, which is more than the targeted amount of 35% in the financial master plan. Part of the reason for the higher amount is due to the reduction in salaries and benefits expenses resulting from the reduction in staff.

Attorney Smith reviewed the investment report. The District currently has approximately \$1,773,000 in cash reserves. Interest rates on short term CDs continue to rise and since there are no immediate plans for expenditures of reserve funds a portion could be invested to achieve higher yields. Interest rates may increase again after the Federal Reserve Board meeting in September. The Board will review some potential investments in September.

The monthly operations report was presented. No significant issues with the treatment plant were reported.

Sludge processing is continuing but at a slower pace than last year. The year-to-date total of sludge removed is approximately 530,000 pounds. The plant continues to experience minor alarm program issues. Fluidyne is making adjustments to address the problem.

The new well is expected to be drilled before the end of the year. A one year extension of the well permit has been approved.

Rick advised the Board that an as-built drawing is being prepared for the wiring of the new components in the plant upgrade. Rick also reported on the status of development projects in the District.

There was a discussion of maintenance issues for Loma Vista Road.

There being no further business to come before the Board, the meeting was adjourned.

To the Board of Directors
South Durango Sanitation District
Durango, CO

Management is responsible for the accompanying financial statements of South Durango Sanitation District, which comprise the balance sheet as of August 31, 2022 and the related statements of operations for the month and year to date periods ended August 31, 2022 in accordance with accounting principles generally accepted the United States of America. We have performed a compilation engagement in accordance with Statements on Standards for Accounting and Review Services promulgated by the Accounting and Review Services Committee of the AICPA. We did not audit or review the financial statements nor were we required to perform any procedures to verify the accuracy or completeness of the information provided by management. Accordingly, we do not express an opinion, a conclusion, nor provide any form of assurance on these financial statements.

Management has elected to omit substantially all of the disclosures and the statements of cash flows required by accounting principles generally accepted in the United States of America. If the omitted disclosures and statements of cash flows were included in the financial statements, they might influence the user's conclusions about the District's financial position, results of operations and cash flows. Accordingly, these financial statements are not designed for those who are not informed about such matters.

Generally accepted accounting principles require that property and equipment be depreciated over their useful lives. The District has not computed depreciation for the month and year to date periods presented. The effects of this departure from generally accepted accounting principles on the balance sheets and the statements of operations have not been determined.

The accompanying annual budget of the District for the year ending December 31, 2022, has not been compiled or examined by us, and accordingly, we do not express an opinion or any other form of assurance on it. The District has elected to omit the summaries of significant assumptions and accounting policies required under established guidelines for presentation of prospective financial statements. If the omitted summaries were included in the budgeted information, they might influence the user's conclusions about the District's budgeted information. Accordingly, this budgeted information is not designed for those who are not informed about such matters.

Supplementary Information

The accompanying supplementary budget to actual comparison for the year-to-date period ended August 31, 2022, is presented only for purposes of analysis and is not a required part of the basic financial statements. Such information is the responsibility of management. The supplementary information was subject to our compilation engagement and we have not audited or reviewed the supplementary information and do not express an opinion, a conclusion, nor provide any assurance on such information.

We are not independent with respect to South Durango Sanitation District because we perform certain management functions.

FredrickZink & Associates, PC

FredrickZink & Associates, PC

September 8, 2022

**South Durango Sanitation District
Balance Sheet
August 31, 2022**

ASSETS

Current Assets

Checking/Sweep-Alpine Bank	\$ 286,477.11
1st SW Bank-Capital MM Account	1,049.74
Colo Trust-Operating Reserve	279,387.00
Colo Trust-Tap fee reserve	1,487,724.28
Community Banks of Colorado	52,819.87
Accounts Receivable-Customers	98,439.48
Receivable-Customers-Cty Clerk	1,102.00
Inventory	615.00
PIF (Tap Fees) Receivable	417,000.00
Due from Developer	14,807.50
Due from Loma Linda	188.01

Total Current Assets 2,639,609.99

Utility Plant in Service

Furniture & Fixtures	5,035.00
Equipment Storage	20,827.84
Tools & Equipment	262,473.71
Treatment Plant & Improvements	10,947,573.03
New Well 2013	15,123.90
Land & Easements-Koshak Prop.	243,120.00
Treatment Plant CY	196,603.71
Developer Donated Lines	4,149,350.00
Collection System and I & I CY	14,254.07
Sludge Handling Equipment	392,250.00
Collection System & I & I	70,807.64
Accumulated Depreciation	<u>(6,893,706.65)</u>

Total Property & Equipment 9,423,712.25

Total Assets \$12,063,322.24

Operating reserves \$620,684
Non-op reserves \$1,488,774
Total reserves \$2,109,458

**South Durango Sanitation District
Balance Sheet
August 31, 2022**

LIABILITIES

Current Liabilities

Accounts Payable	\$ 22,068.45
Accrued Payroll	8,404.42
Deferred Revenue-Customers	<u>94,690.95</u>
Total Current Liabilities	<u>125,163.82</u>

Long-Term Liabilities

Total Long Term Liabilities	<u>.00</u>
Total Liabilities	<u>125,163.82</u>

EQUITY

Plant Investment Fees	801,511.65
Contributed Capital	944,972.40
Depreciation-Federal Portion	(535,259.16)
Retained Earnings	9,537,735.52
Tap Fees CY	784,000.00
Current year excess(deficit)	<u>405,198.01</u>
Total Equity	<u>11,938,158.42</u>
Total Liabilities & Equity	<u><u>\$12,063,322.24</u></u>

**South Durango Sanitation District
Statement of Operations**

	One Month Ended August 31, 2022	Year to Date Ended August 31, 2022	Budget Year Ending Dec. 31, 2022	Percentage of Budget Used
Revenue				67%
Sewage treatment	\$ 97,397.45	\$ 763,530.33	\$ 1,149,600.00	66%
Inspection Fees	2,550.00	3,900.00	5,000.00	78%
Interest Income	734.88	1,223.22	100.00	1223%
Sludge Processing Fees-LLSD	1,000.00	4,000.00	6,000.00	67%
Miscellaneous Income	0.00	0.00	100.00	0%
Total Revenue	101,682.33	772,653.55	1,160,800.00	67%
Operating & Administrative Expenses				
Collection & Transmission				
Power	193.21	1,833.64	3,000.00	61%
Cleaning	0.00	0.00	40,000.00	0%
Repairs and Supplies	0.00	0.00	15,000.00	0%
Salaries	3,494.42	35,719.32	69,000.00	52%
Operator	655.00	5,210.00	7,500.00	69%
Payroll Taxes & Benefits	1,206.54	11,522.83	19,300.00	60%
Vehicle Expense	736.44	2,143.33	6,000.00	36%
Total Collection & Transmission	6,285.61	56,429.12	159,800.00	35%
Sewage Treatment				
Repairs, Maint & Supplies	362.64	31,137.69	40,000.00	78%
Equipment Replacement	0.00	0.00	25,000.00	0%
Salaries	2,329.60	23,812.80	46,000.00	52%
Payroll Taxes & Benefits	804.34	7,681.80	13,400.00	57%
Operator	2,620.00	20,840.00	30,000.00	69%
Sludge Handling	7,542.76	30,700.43	60,000.00	51%
Testing	2,387.00	12,507.00	20,000.00	63%
Utilities	4,956.72	42,278.09	75,000.00	56%
Total Sewage Treatment	21,003.06	168,957.81	309,400.00	55%
Administrative Expenses				
Accounting & Billing	4,000.00	32,625.00	52,000.00	63%
Auditing	0.00	8,200.00	8,200.00	100%
Directors Fees	538.25	4,628.95	6,625.00	70%
Dues & Subscriptions	0.00	1,567.79	1,350.00	116%
Engineering	1,200.00	15,752.50	40,000.00	39%
Engineering-Master Plan	0.00	0.00	10,000.00	0%
Insurance	0.00	19,607.00	19,625.00	100%
Legal	6,380.04	51,671.61	70,000.00	74%
Management	0.00	0.00	138,050.00	0%
Training & Seminars	0.00	40.00	1,000.00	4%
Miscellaneous	50.90	410.60	1,000.00	41%
Office & Postage	1,500.23	15,424.07	22,500.00	69%
Permits	976.00	976.00	1,500.00	65%
Total Administrative Expenses	14,645.42	150,903.52	371,850.00	41%

See accompanying accountant's compilation report

**South Durango Sanitation District
Statement of Operations**

	One Month Ended August 31, 2022	Year to Date Ended August 31, 2022	Budget Year Ending Dec. 31, 2022	Percentage of Budget Used
Total Operating & Admin. Expenses	\$ <u>41,934.09</u>	\$ <u>376,290.45</u>	\$ <u>841,050.00</u>	45%
Operating Income(Loss)	<u>59,748.24</u>	<u>396,363.10</u>	<u>319,750.00</u>	
<p>Net operating income = 105% operating expense Adjust for mngmt expense 39% target 35%</p>				
Other Non-Operating Income				
Interest Income	<u>421.26</u>	<u>8,834.91</u>	<u>7,500.00</u>	118%
Total Non-Operating Income	<u>421.26</u>	<u>8,834.91</u>	<u>7,500.00</u>	118%
Total Non-Operating Income(Expense)	<u>421.26</u>	<u>8,834.91</u>	<u>7,500.00</u>	118%
Excess(deficit)	\$ <u><u>60,169.50</u></u>	\$ <u><u>405,198.01</u></u>	\$ <u><u>327,250.00</u></u>	

See accompanying accountant's compilation report

**South Durango Sanitation District
Budget to Actual Comparison**

	One Month Ended August 31, 2022	Year to Date Ended August 31, 2022	Budget Year Ending December 31, 2022	Remaining Budget
Revenue	\$ 101,682.33	\$ 772,653.55	\$ 1,160,800.00	\$ 388,146.45
Operating & Admin. Expenses	41,934.09	376,290.45	703,000.00	326,709.55
Excess(Deficit)	<u>59,748.24</u>	<u>396,363.10</u>	<u>457,800.00</u>	<u>61,436.90</u>
Non-Operating Transactions				
Capital Financing				
Tap Fees	692,000.00	784,000.00	1,912,500.00	1,128,500.00
Interest Income	421.26	8,834.91	7,500.00	(1,334.91)
Total Capital Financing	<u>692,421.26</u>	<u>792,834.91</u>	<u>1,920,000.00</u>	<u>1,127,165.09</u>
Capital Outlay				
Treatment Plant	.00	196,603.71	189,750.00	(6,853.71)
Collection System and I & I CY	.00	14,254.07	33,750.00	19,495.93
Capital-Equipment-New CY	.00	.00	40,000.00	40,000.00
Total Capital Outlay	<u>.00</u>	<u>210,857.78</u>	<u>263,500.00</u>	<u>52,642.22</u>
Total Capital Transactions	<u>692,421.26</u>	<u>581,977.13</u>	<u>1,656,500.00</u>	<u>1,074,522.87</u>
 Total Debt Service	 <u>.00</u>	 <u>.00</u>	 <u>.00</u>	 <u>.00</u>
Total Non-Operating Transactions	<u>692,421.26</u>	<u>581,977.13</u>	<u>1,656,500.00</u>	<u>1,074,522.87</u>
Excess(Deficit)-Budget Basis	<u>\$ 752,169.50</u>	<u>\$ 978,340.23</u>	<u>\$ 2,114,300.00</u>	<u>\$ 1,135,959.77</u>

**SOUTH DURANGO SANITATION DISTRICT
INVESTMENTS
September 19, 2022**

Capital (Non-Operating)

COLOTRUST - Plus+	\$612,847	2.45%	\$15,015	N/A
COLOTRUST - Edge	\$874,879	1.95%	\$17,060	N/A
1st Southwest	\$1,050		\$0	N/A
	\$1,488,776	2.15%	\$32,075	

Operating

Alpine Bank	\$288,477	0.00%	\$0	N/A
Community Bank	\$52,820	0.30%	\$158	11/21/22
COLOTRUST - Plus+	\$209,913	2.45%	\$5,143	N/A
COLOTRUST -Edge	\$69,474	1.95%	\$1,355	N/A
	\$620,684	1.07%	\$6,656	

TOTAL **\$2,109,460** **1.84%** **\$38,731**

T-bills	Term	Rate 9-21-22	Possible Investments	Annual Interest	Increased Interest vs. Plus+
T-bills	6 mos.	3.69%	\$250,000	\$9,225	\$3,100
CD	6 mos.	3.75%	\$250,000	\$9,375	\$3,250
CD	9 mos.	4.00%	\$250,000	\$10,000	\$3,875
T-bills	1 yr	3.96%	\$250,000	\$9,900	\$3,775
CD	1 yr	4.25%	\$250,000	\$10,625	\$4,500
CD	1 yr	4.10%	\$250,000	\$10,250	\$4,125
CD	18 mos	4.05%	\$250,000	\$10,125	\$4,000
CD	2 yr	4.05%	\$250,000	\$10,125	\$5,250
CD	3 yr	4.00%	\$250,000	\$10,000	\$3,875

**SOUTH DURANGO SANITATION DISTRICT
MONTHLY REPORT
July 2022**

Taps in service (ERT's)	Current (new)	Prior Month (new)	Prior Year (new)
Residential	1268.15	1268.15	1254.00 (2)
Commercial	618.12 (8)	610.12	594.12
Total	1886.27 (8)	1878.27	1848.12 (2)

Plant Operation

Parameter	Limit	Current Month	Prior Month
Flow (In) - average	.450 MGD	0.210	0.212
Flow (In) - peak	.450 MGD	0.265	0.226
Flow (In) - % capacity	80%	47%	47%
Loading (in) % capacity	80%	37%	46%
ERT ave/peak gallons/day	NA	111/140	113/120
Flow (Out) - average	.450 MGD	0.207	0.199
Flow (Out) - peak	.450 MGD	0.274	0.264
Organic loading	1,314 lbs/day	486	604
Effluent – BOD ₅	30/45 mg/l	8/10	12/14
BOD ₅ removal	85%	97%	96%
Effluent - TSS	75/110 mg/l	6/9	5/7
Effluent - TSS removal	85%	98%	99%
<i>E. coli</i>	2,000/4,000 #/100ml	355/2419.6	1070.9/2419.6
pH	6-9	8.1/8.4	8.1/8.3
Total Ammonia	50/50 mg/l as N qtrly	N/A	3.6/7.3
Total Dissolved Solids	Report mg/l qtrly	N/A	450
WET	Pass/Fail qtrly	N/A	Pass
Manganese	Report ug/L	22.2	28
Bold denotes a violation			

The Colorado Wastewater Monitoring Program

From : Andresen - CDPHE, Kevin
<kevin.andresen@state.co.us>

Wed, Aug 31, 2022 05:54 PM

 1 attachment

Subject : The Colorado Wastewater Monitoring Program

To : CDPHE Wastewater Surv
<cdphe_wastewater_surv@state.co.us>

Good Afternoon,

I am reaching out to see if your team would be interested in participating in our Colorado Wastewater Monitoring Program, a partnership between the Colorado Department of Public Health and Environment (CDPHE) and over [55 other wastewater utilities across the state](#).

Wastewater monitoring allows us to identify the presence of a virus in a community before we have results from clinical testing. This method allows us to estimate the prevalence of disease within a community because it can capture data on individuals who are asymptomatic or who may not seek testing. This can give our local partners the opportunity to respond to viral hotspots quickly and help control the spread of disease in our communities.

We are aware of commercial labs reaching out to provide wastewater monitoring. CDPHE's Wastewater Monitoring Program offers:

- Sampling supplies
- Courier/shipping of samples
- Laboratory tests that have been validated by the CDC
- Results shared within 4 days on a secure dashboard
- Communication of results to local public health partners
- A network of wastewater professionals participating in the wastewater surveillance program.
- CDPHE Wastewater Surveillance Team ready to answer your questions
- Long-term funding for wastewater surveillance through the CDC.

We offer all of the above at no cost to you in exchange for your team collecting influent samples twice weekly. By participating in the program, you will provide valuable data

to public health professionals and serve a role in protecting the public health of Coloradoans.

Please let us know if your team would be interested in participating in our wastewater monitoring program. We look forward to hearing from you soon.

Best,
Kevin

--

Kevin Andresen, MPH
Wastewater **Surveillance** Coordinator
Communicable Disease Branch



COLORADO

Department of Public
Health & Environment

P 720.441.3695 E. kevin.andresen@state.co.us

4300 Cherry Creek Drive South, Denver, CO 80246

For wastewater surveillance questions, please contact cdphe_wastewater_surv@state.co.us for a more timely response.



Wastewater COVID-19 infographic_FINAL.pdf

3 MB

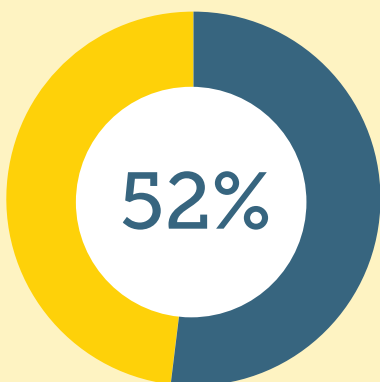
How can you help monitor for COVID-19?



Wastewater surveillance can provide an early warning signal for changes in rates of COVID-19 infection in a community. This can be used in combination with other surveillance efforts to help us provide the appropriate public health responses for our community.

In Colorado, wastewater monitoring is used for the following:

- ✓ Better understand the spread of COVID-19 in our community.
- ✓ Detect mutations in SARS-CoV-2 that suggest the presence of variants of concern.
- ✓ Detect the presence of infection in wastewater before clinical testing results are received and from those who are asymptomatic or who may not seek testing.
- ✓ Alert local public health agencies to increasing viral concentration trends in their wastewater systems.



Colorado population being covered under our wastewater monitoring system.



SARS-CoV-2 positive wastewater samples sequenced for variant detection.



Number of wastewater facilities currently participating.

Mainline to the Future!

How to get your utility involved with SARS-CoV-2 wastewater monitoring

How does the system work?

Utilities collect and send wastewater samples to the Colorado Department of Public Health and Environment lab. The samples are analyzed to detect the amount of SARS-CoV-2 RNA and to look for specific mutations. This data is compared to other surveillance data to give a more complete picture of COVID-19 in our communities. You can view data for participating utilities [here](#).

What you need to know?

Partnering utilities will be asked to collect wastewater samples twice a week. 24-hour composite samples are preferable, but other sample types can also be used.

Supplies Provided

CDPHE can provide collection supplies utilities need and will provide a courier to pick up wastewater samples and transport them to the state lab.

Data

Once testing is complete, your data will be displayed on a private dashboard to preview 24 hours before it is published to our public dashboard.

Supporting details

CDPHE is participating in the Centers for Disease Control and Prevention's [National Wastewater Surveillance System \(NWSS\)](#). Colorado data will be uploaded to the NWSS system weekly where it will be analyzed for trends.

Long-term Vision

Our vision for wastewater monitoring is to be a long-term component of public health surveillance in Colorado and for our state to lead the nation in developing and deploying these innovative technologies. We intend to add new sites to our current network to continue surveillance for SARS-CoV-2 and plan to add monitoring for pathogens of public health significance in the future.

How to get started

Interested utilities and local public health departments should get in touch as soon as possible! The best way to contact us is: cdphe_wastewater_surv@state.co.us and we will coordinate an introductory call or email so you can learn more about this exciting new public health endeavor.



Colorado Wastewater Monitoring Program

Memorandum of Understanding

September 2022

Section 1: Background

The Colorado Department of Public Health and Environment (CDPHE) is partnering with Colorado Wastewater Utilities to monitor pathogens of concern in wastewater influent at wastewater utilities across the state. The goal of wastewater monitoring is to provide data that can be used by local public health agencies to understand the presence and/or trends of disease in their communities for public health action. Public health action may include community messaging about the pathogen detected, the importance of handwashing, encouragement to receive vaccines, and other resources providing more information about disease control for a specific pathogen.

Section 2: Purpose

The purpose of this Memorandum of Understanding is to set forth the terms and conditions, scope of work, and responsibilities of the parties associated with their collaboration on wastewater surveillance. The effort is scalable and may be expanded through future agreements.

Section 3: MOU Parties

The following entities are parties to this MOU, individually referred to as Wastewater Utilities and Regulatory Agencies.

Participating Parties	
Regulatory Agencies:	Colorado Department of Public Health and Environment
Wastewater Utility:	South Durango Sanitation District

Section 4 Responsibilities

The following is a description of the responsibilities of the MOU parties.

Colorado Department of Public Health and Environment

- Work with the Wastewater Utility to collect data necessary for interpretation of results. This may include wastewater collection catchment boundaries to allow for correlation with clinical case data for that area, flow rates, or other data as is requested by the CDC.
- Update, maintain, and enhance the CDPHE internal wastewater dashboard for participants of the program to view their data before it is published to the public dashboard.
 - For SARS-CoV-2 (the virus that causes COVID-19), data will include RNA viral concentration (reported as copies/L), case counts, and variant data by sewershed.
 - Other pathogens or targets of public health concern may be tested in wastewater samples and shared on the public dashboard.
- Update and maintain the public dashboard on the CDPHE website.
- Coordinate with CDC's National Wastewater Surveillance System (NWSS) to better understand the extent of disease in communities across the US.
- Quantify pathogen or other target concentrations from wastewater influent samples using reverse transcription digital droplet PCR, when possible.
- Test wastewater influent samples from all participating utilities for mutations indicative of SARS-CoV-2 variants of concern.
- Establish trend classifications and alert local public health agency partners to trends in their area.
 - Provide technical assistance to local public health agencies to interpret the data.

- Recruit and onboard additional utilities to participate in the collaborative.
- Provide a courier service to wastewater utilities to pick up samples and transport them to the CDPHE lab.
- Notify utilities and local public health partners when CDPHE begins testing for a new pathogen of concern.

Participating Wastewater Facilities

- Follow sampling methods as outlined in the ‘SOP for Transportation of Samples’ to CDPHE’s Lab.
- Sample wastewater influent at regular intervals that may be pathogen or target specific to ensure data consistency.
- Sampling will be conducted through July 31, 2023.
- Samples will be left for the CDPHE courier at the designated pick-up spot and time.
- Furnish GIS layer of catchment area to CDPHE for interpretation of data on the dashboard.
- Provide CDPHE with information necessary for the interpretation of results. This may include flow rates or other data as is requested by the CDC.

Section 5: Special Provisions

Nonbinding Agreement

The parties agree that this MOU is to memorialize the intent of the parties regarding the program but does not create a legal agreement between the parties. It is agreed by the parties that nothing in this MOU will be deemed or construed as creating a joint venture, trust, partnership, or any other legal relationship among the parties. This MOU is for the benefit of the parties and does not create third-party rights.

Communications

Any communications affecting the operations covered by this agreement given by CDPHE or the Wastewater Utility is sufficient only if in writing and delivered in person, mailed, or transmitted electronically by e-mail or fax, as follows:

- To CDPHE at the address specified in the MOU.
- To Wastewater Utilities, at the party's address shown in the MOU or such other address designated within the MOU.
- All communications with the media will be coordinated with CDPHE prior to the issuance of press releases and interviews.

Access to records and data flow

- Nothing in the agreement shall be deemed to waive or modify any public access or provision of the Colorado Open Records Act.
- All data relating to the project will be provided to CDPHE including, but not limited to, sample locations, frequencies, collection methods, analysis methods, results, and any analysis statistics.
- Laboratory results will also be made available to the wastewater entity that generated the samples.
- All data will be analyzed by CDPHE and provided to the wastewater utilities and local public health agencies concurrently via the CDPHE internal dashboard. If deemed appropriate to share on the public dashboard by CDPHE, data will be published to the public dashboard 24 hours after being available on the CDPHE internal dashboard.
- CDPHE will share the results of wastewater testing with the Centers for Disease Control and Prevention (CDC). This includes the CDC’s National Wastewater Surveillance System, which houses a secure dashboard only accessible by public health departments.
- All abstracts, presentations, and publications that include data from this project must be reviewed by CDPHE staff prior to presentation or publication.

Effective date

This agreement shall become effective on the date of execution by the last signatory party. It may be amended or extended upon the mutual agreement of the MOU Parties. The MOU may be terminated by any party after thirty (30) days advance written notice. The MOU will expire on July 31, 2023, unless extended in writing by the parties.

Section 6: Approvals

The following pages include the approval of this MOU by the MOU Parties.

Authorized Signatory, Title

South Durango Sanitation District

RESOLUTION NO. 2022-_____

A RESOLUTION OF THE SOUTH DURANGO SANITATION DISTRICT DECLINING PARTICIPATION IN THE COLORADO PAID FAMILY AND MEDICAL LEAVE INSURANCE PROGRAM

WHEREAS, in November of 2020, Colorado voters approved Proposition 118, codified in Part 5, Article 13.3 of Title 8, Colorado Revised Statutes (C.R.S.), establishing the Family and Medical Leave Insurance (“FAMLI”) Program, a state insurance plan providing paid leave for Colorado workers during certain life circumstances; and

WHEREAS, under the FAMLI Program, employers and their employees are both responsible for funding the program and may split the cost 50/50; the premiums are set at 0.9% of the employee’s wage, with 0.45% paid by the employer and 0.45% paid by the employee; and

WHEREAS, the premiums required for FAMLI will be collected starting January 1, 2023, and benefits will begin January 1, 2024; and

WHEREAS, as a local government as defined by C.R.S. §§ 8-13.3-503(14) and 29-1-304.5(3)(b), the South Durango Sanitation District (the “District”) may decline to participate in FAMLI following a public hearing and vote of its governing body pursuant to C.R.S. § 8-13.3-522; and

WHEREAS, should the District decline to participate in FAMLI, its employees will still have the option to participate in the program and remit premiums to the State;

WHEREAS, at a public meeting held September 22, 2022, the Board of Directors held a public hearing on the decision whether to participate in FAMLI; and

WHEREAS, the employees of the District have reviewed the FAMLI program and have indicated they do not want to participate; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SOUTH DURANGO SANITATION DISTRICT AS FOLLOWS:

1. The Board of Directors finds and determines that, with regard to the public hearing on the decision of whether to decline participation in FAMLI, notice was given, and the hearing was conducted in accordance with the regulations adopted by the Colorado Department of Labor and Employment and codified at 7 CCR 1107-2.
2. The Board of Directors, acting by and on behalf of the District, declines all participation in the FAMLI Program.
3. The Board of Directors further directs its staff to bring the matter of revisiting the decision to decline participation in FAMLI before a future Board by no later than eight years from the date of the vote on this Resolution 2022- 4.

APPROVED AND ADOPTED this 22nd day of September 2022.

President