


MEMORANDUM

TO: Honorable Chairman and Members of the Board of County Commissioners

FROM: Kate Newman, Acting County Manager 

RE: Bonvue Water and Sanitation District - Appointment of Board of Directors

DATE: February 28, 2023

Staff Recommendation:

WHEREAS, the Bonvue Water and Sanitation District (the "District"), organized by court order on February 6, 1961, in unincorporated Jefferson County, provides water and sanitation services to citizens in the City of Lakewood; and

WHEREAS, the Colorado Division of Local Government ("DOLA") considers the District's Board of Director positions to be vacant, based on past Board election proceedings; and

WHEREAS, section 32-1-905 (2.5), C.R.S. provides that if there are no duly elected directors, the board of county commissioners of the county which approved the organizational petition for the District may appoint all the directors; and

WHEREAS, pursuant to section 32-1-905 (2.5), C.R.S., to prevent the interruption of water and sanitation services, the District requests that the Board of County Commissioners appoint the following duly qualified and willing candidates to the District's Board of Directors to serve until the May 2023 election: Casey Beckett, President; Kim Cooley, Treasurer; Cathy Kentner, Secretary; and Ed Zimbleman, Board Member; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners APPROVES the appointments of Casey Beckett, President; Kim Cooley, Treasurer; Cathy Kentner, Secretary; and Ed Zimbleman, Board Member to serve on the Bonvue Water and Sanitation District Board of Directors, until the May 2023 election, to prevent the interruption of water and sanitation services, pursuant to section 32-1-905 (2.5), C.R.S.

Resolution No. CC23-058

Background: The District has been providing water and sanitation services to approximately 250 citizens in Jefferson County for more than 60 years. Because DOLA

considers the District's Board positions to be vacant, there is no duly elected Director capable of appointing the remaining directors to serve on the District Board until the May 2023 election. State law contemplates such a circumstance and gives the board of county commissioners, of the county which approved the organizational petition for the district, the authority to appoint district directors. Such appointment is being requested by the District. The appointment of the District Directors by the Board of County Commissioners will prevent the interruption of District services and enable the District Board to call a valid May 2023 election.

Fiscal Impact: None.

BCC Briefing Presented on: February 21, 2023 by Kristin Cisowski

Originator: Carey Markel, County Attorney's Office, x8964

Distribution: Carey Markel, Kristin Cisowski, Leticia Lamprecht

BCC HEARING ROUTING FORM (non-purchasing items)

Contacts: Originating Division and Contact: CAO - Carey Markel Phone: X8964
 County Attorney Contact: Kristin Cisowski Phone: X8939

Agenda Placement: **Business Consent Agenda (February 28, 2023)**

Item Title: **Bonvue Water and Sanitation District – Appointment of Board of Directors**

ROUTING					
O R D E R	Division	Authorized Signatures Name/Initials	Date Rec'd	Date Frw'd	Comments
(1)	Originator (Carey Markel)	See Email Attached			
()	Division Director				
(2)	County Attorney (Kristin Cisowski)	See Email Attached			
()	Department Director				
()	Budget				
()	Elected Official				
(3)	BCC Agenda Coordinator (Janice Mayer)	JCM			

Distribution: Carey Markel, Kristin Cisowski, Leticia Lamprecht