



Garden Valley Ranch Estates Community Service District

June 3, 2019

RE: Lazy Brook Trail Bridge

Addendum to Settlement agreement and release of claims:

On the morning Of January 25, 2019 a truck owned and operated by Waste Management Inc. collided with a bridge owned and maintained by the Garden Valley Ranch Estates Community Services District. There were eye witnesses, and the incident was acknowledged by Dennis Webster with Waste Management. A crew from waste management came to secure the bridge from the damage and welded part of the damage. I (James Simms General Manager GVRECS D) was contacted by Dennis Webster about the incident and met with Dave Wingfield from Phillips steel to repair the bridge. The obvious damage was to the rail sections. Phillips steel gave a bid and that bid was forwarded to Dennis Webster and accepted by Waste management. Work was completed on Feb 6, 2019. The invoice was sent to GVRECS D and forwarded on to waste management on February 11, 2019. An email from waste management with the release of liability was received March 6, 2019. The release needed board approval to be signed. At our meeting on April 6, 2019 the board asked me((James Simms General Manager GVRECS D) to reach out to Phillips steel and ask them for some sort of guarantee that no further damage existed. On May 16<sup>th</sup>, I ((James Simms General Manager GVRECS D) sent an email to Dave Wingfield. His response told me that they could not give such guarantee and that they have yet to be paid. After responding to Dennis Webster, I asked if they (Waste Management) were waiting for the release to be signed and he said yes! After speaking with our Treasurer/Secretary the decision was made to call an emergency meeting so that Phillips Steel could get paid. That meeting is to be held June 3, 2019 @7pm.

Our board is a group of volunteers with the task of using a small budget to maintain the roads in the Garden Valley Ranch Estates Community Services District. We are not paid and we are not experts! The release of liability is very broad and has the potential to put our district in jeopardy. The obvious damage on the bridge was repaired, but we do not have the ability to fully inspect the bridge for potential future problems from the incident on January 25<sup>th</sup>, 2019. In our best effort to get Phillips Steel paid, this addendum was created and signed.

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Don Weiland Board President

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James Simms General Manager