

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE FOREST VIEW ACRES WATER DISTRICT AND THE BOARD OF DIRECTORS OF THE WATER ACTIVITY ENTERPRISE HELD AUGUST 25, 2021

ATTENDANCE

In attendance were Directors:

Brad Hogan; President

Hans Zimmermann

Nancy Wilkins

Victor McBride; Treasurer (absence was excused)

Eckehart Zimmermann

Also, in attendance were:

Joel Meggers; Community Resource Services, LLC (“CRS”)

Gabby Begeman; ORC Water Professionals (“ORC”) (via speakerphone)

Peter Johnson; Vranesh and Raisch, LLP

Gwen Dall; JDS Hydro Consultants, Inc. (“JDS”)

ADMINISTRATIVE ITEMS

The meeting was called to order at 6:01 p.m. at the Monument Sanitation District offices; 130 2nd Street, Monument, CO 80132.

Agenda – Mr. Meggers distributed for the Board’s approval the proposed Agenda. Following discussion, upon motion duly made by Director Eck Zimmermann, seconded by Director McBride and, upon vote, unanimously carried, the agenda was approved, as presented.

Minutes - The Board reviewed the Minutes of the July 28, 2021, Regular Board meeting. Motion duly made by Director Eck Zimmermann, second by Director Hans Zimmermann to approve the minutes as amended.

PUBLIC COMMENT: ON NON-AGENDA ITEMS

There were no comments from the public. Director Hans Zimmerman spoke during the public comment portion of the meeting and announced that he would be resigning from the Board due to health reasons. The Board directed staff to post a notice of the vacancy on the district’s website and include the notice in the water bills.

OPERATIONS AND MAINTENANCE ITEMS

ORC Water Professional’s Monthly Operations Report – Ms. Begeman reviewed her report with the Board, and she pointed out that October of this year is when the well will be pulled and repaired. Following discussion, upon motion duly made by Director Hans Zimmermann, seconded by Director Eck Zimmermann to approve Applied Ingenuity for \$25,741.00 for the repair and rehabilitation of Well A-1.

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**CAPITAL/
ENGINEERING
ITEMS**

JDS-Hydro Consultants, Inc. ("JDS") Monthly Report – Ms. Dall presented and reviewed her report with the Board.

**FINANCIAL
ITEMS**

Treasurers Report / Bank Balances / Transactions - Director McBride reported that the Financial Statement cash balances and transactions reconciled with the bank statements. The Board accepted these reports.

July 31, 2021, Cash Position (adjusted as of August 17, 2021) and Unaudited Financial Statements for the period ending July 31, 2021, upon motion duly made by Director Hogan, seconded by Director Hans Zimmermann, upon vote, unanimously carried, the Board accepted the July 31, 2021, Cash Position adjusted as of August 17, 2021, and unaudited Financial Statements for the period ending July 31, 2021.

Billing Register Report (enclosure) – No action was required.

Tap Fee Report (enclosure) – No action was required.

Claims – The Board reviewed the claims totaling \$32,736.63 represented by check numbers 5098 - 5110, plus auto payments totaling \$5,900.43 for a grand total of \$38,636.86.

Following review, upon motion duly made by Director Hogan, seconded by Director Hans Zimmermann, upon vote, unanimously carried, the claims were approved, as presented.

Consider Changing Banks – Mr. Meggers will contact the district's current bank to try and get the bank fees reduced.

**OTHER BUSINESS/
DIRECTORS
ITEMS**

Look Ahead Schedule – Mr. Meggers reviewed and discussed the look ahead with the Board.

LEGAL

ADJORN INTO EXECUTIVE SESSION IF NECESSARY Pursuant to §24-6-402(4)(e), C.R.S. to receive legal advice, develop negotiating positions, strategy, or instruct negotiators; and pursuant to §24-6-402(4)(b), C.R.S. to consult attorney on specific legal questions – Upon motion duly made by Director McBride, seconded by Director Wilkins, upon vote, unanimously carried, the Board entered into Executive Session at 6:45 pm. to discuss matters related to drafting a draft inclusion agreement related to the proposed subdivision by Kathryn Van Der Gugten. Upon motion duly made by Director McBride, seconded by Director Wilkins, upon vote, unanimously carried, the Board exited their Executive Session and entered back into their regular session at 7:05 p.m.

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The board directed Mr. Johnson to make the changes that were discussed to the draft Inclusion Agreement and to circulate a redlined version of the new revised draft to board for final comment prior to Director Eck Zimmermann presenting it to Kathryn Van Der Gugten.

Ms. Dall recommended that the survey work be performed by Polaris for the inclusion project and the Board concurred. Following discussion, upon motion duly made by Director Hans Zimmermann, seconded by Director Eck Zimmermann to approve Polaris to complete the survey work for \$3,500.00.

ADJOURNMENT

There being no further business to come before the Board, upon motion duly made by Director McBride, seconded by Director Eck Zimmermann, upon vote, unanimously carried, the Board adjourned the meeting at 7:25 p.m.

Respectfully submitted,


Secretary for the Meeting

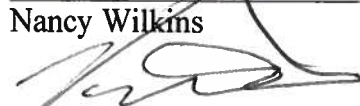
THESE MINUTES ARE APPROVED AS THE OFFICIAL AUGUST 25, 2021, MINUTES OF THE FOREST VIEW ACRES WATER DISTRICT BY THE BOARD OF DIRECTORS SIGNING BELOW:


Brad Hogan

Eckehart Zimmermann

Hans Zimmermann


Nancy Wilkins


Victor McBride