

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL
MEETING OF THE BOARD OF DIRECTORS OF
THE FOREST VIEW ACRES WATER DISTRICT
AND THE BOARD OF DIRECTORS OF THE
WATER ACTIVITY ENTERPRISE
HELD
December 7, 2022

ATTENDANCE

In attendance were Directors:

Brad Hogan: President, Term Expiration: May 2023
Nancy Wilkins, Term Expiration: May 2025
David Pheteplace, Term Expiration: May 2025
Paul McKean, Term Expiration: May 2025 via telephone
Eckehart Zimmerman, Term Expiration: May 2023
Vincent Guthrie, Term Expiration: May 2023
Matt Quinlan, Term Expiration: May 2023

Also, in attendance were:

Joel Meggers; Community Resource Services, LLC (“CRS”)
Peter Johnson; Vranesh and Raisch, LLP
Gwen Dall; JDS Hydro Consultants, Inc. (“JDS”)
Julie Pheteplace; Resident
Meagan MacPhee; Resident via phone

**ADMINISTRATIVE
ITEMS**

The meeting was called to order at 6:04 p.m. at the Monument Sanitation District offices; 130 2nd Street, Monument, CO 80132.

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

Minutes - The Board reviewed the Minutes of the October 26, 2022, Regular Board meeting. Motion duly made by Director Pheteplace, seconded by Director Zimmermann and, upon vote, unanimously carried, the minutes were approved as amended per Director Pheteplace and Director Wilkins.

2023 Annual Administrative Resolution & Resolution Calling the May 2, 2023 Regular Election – The Board reviewed the 2023 Annual Administrative Resolution and the Resolution Calling the May 2, 2023 Regular Election. Motion duly made by Director Zimmermann, seconded by Director Pheteplace and, upon vote, unanimously carried, the resolutions were approved as presented. The Board directed Mr. Meggers

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to contact the county to see if they could provide help with processing the ballots if the election is not cancelled.

PUBLIC COMMENT

Meagan MacPhee stated that she lives at the end of Rockbrook Road and that the sewer line project that caused water line outages severely impacted her water service for at least 5 days. She went on to explain that the water outage affected her home business as a hairdresser and caused additional expenses to provide food and water to her family. She asked the Board for some type of compensation for her family in the form of a credit on her account.

The Board reviewed and discussed her request. Motion duly made by Director Pheteplace, seconded by Director Hogan and, upon vote, all in favor except Director Zimmermann to credit Ms. MacPhee a \$400 credit on her water account.

OPERATIONS REPORT & MAINTENANCE ITEMS

ORC Water Professional's Monthly Operations Report – Ms. Begeman presented and reviewed her report with the Board via telephone. She went over the project by Native Sun that realigned sewer and water lines within the jurisdiction of the District. After Board discussion, Director Zimmermann requested that the contractor provide as-builts to the District.

REIMBURSEMENT REQUESTS

Reimbursement Requests from Customer –

The Board reviewed and discussed the request from Mr. Jones for reimbursement for replacing his damaged PRV and internal plumbing. Motion duly made by Director Zimmermann, seconded by Director Pheteplace and, upon vote, the request for reimbursement was denied.

CAPITAL/ ENGINEERING ITEMS

JDS-Hydro Consultants, Inc. ("JDS") Monthly Report – Ms. Dall presented and reviewed her report with the Board. Motion duly made by Director Pheteplace, seconded by Director Zimmermann and, upon vote, approved moving the map data to an upgraded platform at an estimated cost of \$2,500.00. Proceeding with getting electrical power to the interconnect vault was also discussed. Motion duly made by Director Pheteplace, seconded by Director Zimmermann and, upon vote, it was approved to pursue obtaining electrical service with CORA for the interconnect vault.

Topographic Surveyors – Chet Smith provided an overview of the services that Topographic Surveyors provides along with their skills and experience.

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FINANCIAL ITEMS

Treasurers Report / Bank Balances / Transactions – Director Pheteplace presented the monthly cash position and unaudited financial statements that were provided in the board packet.

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

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

Claims – The Board reviewed the claims totaling \$88,841.25 represented by check numbers 5311 - 5329, plus auto payments totaling \$6,395.26.00 for a grand total of \$95,236.51.

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

BUDGET APPROVAL

Review and Consider Approval of 2023 Budget and Consider Adoption of Resolution to Adopt the 2023 Budget and Appropriate Sums of Money. – Mr. Meggers reviewed and discussed the draft 2023 budget with the Board. The Board recommended reducing the amount budgeted in 2023 on the SWTP of \$1,541,000 to \$300,000. Upon motion duly made by Director Pheteplace, seconded by Director Zimmermann, upon vote, unanimously carried, the Board approved the 2023 Budget and the 2023 Budget Resolution.

OTHER BUSINESS/ DIRECTORS ITEMS

Look Ahead Schedule – Mr. Meggers reviewed and discussed the look ahead with the Board. The Board recommended moving up the review of the Emergency Response Plan to their next meeting in January.

LEGAL ITEMS

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 Zimmermann, seconded by Director Pheteplace, upon vote, unanimously carried, the Board entered into Executive Session at 6:45 pm. Upon motion duly made by Director Zimmermann, seconded by Director Pheteplace, upon vote, unanimously carried, the Board exited their Executive Session and entered back into their regular session at 7 p.m.

After exiting their Executive Session, the Board reviewed and discussed the easements and pipe alignments for the Mr. Taylor and Kathi Van Der Gugten properties. Upon motion duly made by Director Pheteplace that they ratify their previous decision to continue to pursue the easements and

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complete the water distribution loop, seconded by Director Zimmermann, upon vote, unanimously carried, the Board approved.

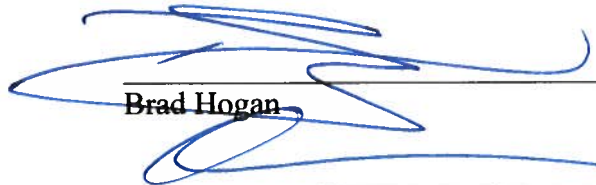
AJOURNMENT


There being no further business to come before the Board, upon motion duly made by Director Quinlan, seconded by Director Wilkins, upon vote, unanimously carried, the Board adjourned the meeting at 7:15 p.m.

Respectfully submitted,

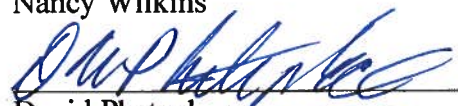

Secretary for the Meeting


THESE MINUTES ARE APPROVED AS THE OFFICIAL DECEMBER 7, 2022, MINUTES OF THE FOREST VIEW ACRES WATER DISTRICT BY THE BOARD OF DIRECTORS SIGNING BELOW:



Brad Hogan

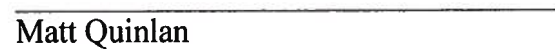

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