

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 March 22, 2023

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
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 via phone
Gwen Dall; JDS Hydro Consultants, Inc. (“JDS”) via phone
Gabby Begeman; ORC Water Professionals via phone
Elizabeth Lonnquist; Resident

ADMINISTRATIVE ITEMS

The meeting was called to order at 6:01 p.m.

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

Minutes - The Board reviewed the Minutes of the February 22, 2023, Regular Board meeting. Motion duly made by Director Zimmermann, seconded by Director Pheteplace and, upon vote, unanimously carried, the minutes were approved as presented.

Update on Election – Mr. Meggers presented an update to the Board that the election was cancelled. Mr. Johnson will research term limits.

Revise and Update the Emergency Response Plan (ERP) – Mr. Meggers presented the revised and updated ERP to the Board. Ms. Wilkins requested that the following contractors be added to the plan: Native Sun, Topographic, and GMS.

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PUBLIC COMMENT

Elizabeth Lonnquist inquired about the functioning and testing of the hydrant located on the corner of Forest View Road and Sandstone Drive. The Board then discussed the flushing and testing of all of the fire hydrants. They directed Ms. Begeman to research the operations and maintenance schedule of all of the hydrants. The Board thought that Shamrock may have provided this service in the past.

OPERATIONS REPORT & MAINTENANCE ITEMS

ORC Water Professional's Monthly Operations Report – Ms. Begeman presented and reviewed her report with the Board.

REIMBURSEMENT REQUESTS

Discuss Reimbursement for Line Break Repairs – Ms. Begeman informed the Board that no one reported a damage ticket at the time when the line was inadvertently hit and damaged. She also pointed out that the locating company will not pay for the damages because there was no damage ticket reported by anyone. Following discussion, upon motion duly made by Director Hogan, seconded by Director Zimmermann, upon vote, unanimously carried, the Board approved paying for the cost of the damages.

POWER USAGE AND RATE STRUCTURE OPTIONS

Provide Update on Power Usage & Rate Structure Options of MVEA & CORE – Director Guthrie presented his analysis on the power usage and rate structures of the two electrical power providers. He reported that the District is being charged accurately and that rates will continue to go up. He estimated that the District could save between \$600 to \$700 by changing the rate category for the booster station from the metro rate to the small power rate. Following discussion, upon motion duly made by Director Guthrie, seconded by Director Wilkins, upon vote, unanimously carried and approved. He recommended no change in the rate structure for the Surface Water Treatment and ATP.

CAPITAL/ ENGINEERING ITEMS

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

Review and Consider Approval of Contract with Respec for Engineering Services – Mr. Johnson reviewed and discussed the proposed contract with the Board. They discussed the following topics: termination clause, intellectual property, task orders, and scope of services. The Board then directed Mr. Johnson to research the items discussed and revise the proposed contract for the next meeting.

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Options to Improve the Inlet Pipe to the SWTP – This item was deferred.

Review and Consider Approval of Easements from CORE Electric at Red Rock Ranch Dr. and Sunburst Dr. for the Interconnect Booster Station – Ms. Dall presented the project and easement request to the Board. They directed her to work with the Red Rock Ranch HOA on providing the easement. She informed the Board that Polaris would draft the legal description and she would provide a project update at the next meeting.

Review and Discuss Projects Submitted for Congressional Directed Spending Requests – Mr. Meggers reported that the replacement of distribution lines and interconnect had been submitted for funding from the Congressional Directed Spending Request program.

**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 \$24,526.06 represented by check numbers 5364 - 5377, plus auto payments totaling \$61.86 for a grand total of \$24,587.92.

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

**OTHER BUSINESS
ITEMS** / **DIRECTORS
ITEMS:**

Review/Discuss Status and Process of Potential Inclusion of Red Rocks Ranch - Mr. Meggers informed the Board that he had been contacted by a representative of the project and that they were interested in presenting at the next Board. The Board reviewed and discussed the project and then directed him to invite the potential applicant to the next Board meeting and specifically ask them to present their plan for dedicating adjudicated water rights to the District.

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

LEGAL ITEMS

No Executive Session held.

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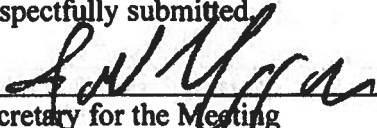
Easements on Kathi Van Der Gugten Property – Mr. Johnson reported that an appraisal of the property and survey needed to be completed prior to closing which may move the closing out to June.

Easements on Taylor Property – Mr. Johnson reported that Mr. Taylor requested that the closing of the easement on Kathi Van Der Gugten’s property occur prior to his closing.

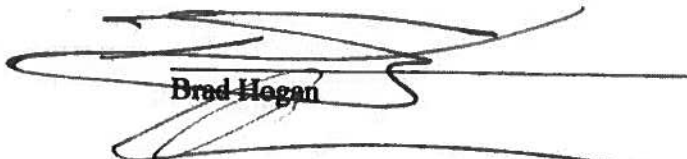
AJOURNMENT

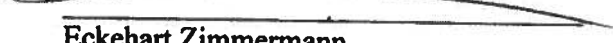
There being no further business to come before the Board, upon motion duly made by Director Hogan, seconded by Director Pheteplace, upon vote, unanimously carried, the Board adjourned the meeting at 8:02 p.m.

Respectfully submitted,

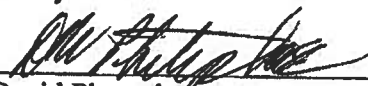

Secretary for the Meeting

THESE MINUTES ARE APPROVED AS THE OFFICIAL MARCH 22, 2023, MINUTES OF THE FOREST VIEW ACRES WATER DISTRICT BY THE BOARD OF DIRECTORS SIGNING BELOW:



Brad Hogan

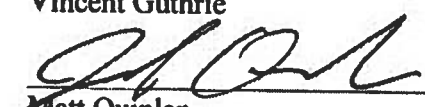

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