

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 October 22, 2015

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 (referred to hereafter as "Board") was held on Thursday, October 22, 2015, at 6:00 p.m., at the Monument Sanitation District, 130 2nd Street, Monument, Colorado. This meeting was open to the public.

ATTENDANCE

In attendance was Directors:

Tim Sobik
Hans Zimmermann
Eckhart Zimmermann

Absent were Director Anne Bevis and President Eugene Ash whose absences were excused.

Also in attendance were:

Gabby Begeman; ORC, LLC Water Company
Jim McGrady; Community Resource Services
John McGinn; JDS Hydro Consultants, Inc.

ADMINISTRATIVE MATTERS

Director Eckhart Zimmerman called the meeting to order at 6:05 pm. Given the fact that President Ashe and Director Bevis were not present a motion was made to table the adoption of the Budget until the December 3rd meeting. Following discussion, upon motion duly made by Director Eck Zimmermann and seconded by Director Hans, a vote was taken and the agenda was unanimously approved as amended.

Minutes - The Board reviewed the minutes of the September 24, 2015 Regular Board meeting. Director Sobik moved the minutes be approved as presented. Upon a second by Director Hans Zimmermann, a vote was taken and the motion carried unanimously.

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Public Comments – None.

OPERATIONS & MAINTENANCE

Operations Report – Ms. Begeman presented the September/October Operations report to the Board.

FVAWD is currently pulling water out of the creek at a flow rate of approximately 45 gallons per minute. Ms. Begeman noted that her staff has found, on three separate occasions, rock and earthen dams built across the stream to divert water. These dams were clearly man made given the size of the rocks used to build the dams. The Board would like Ms. Begeman to contact Mr. Cressman and let him know what has been found. Ms. Begeman distributed pictures of the earthen dams that had been built.

Project Coordination with Global Underground – The Board requests that Ms. Begeman contact Mr. Meggers and Mr. McGrady if ORC expects to exceed ten hours per month of extra services working with Global Underground on the main replacement project. The purpose of this notification is to ensure the Board does not receive any surprises on the ORC invoice. Ms. Begeman has updated the meter pit specifications.

Source Water Protection Grant – Director Sobik asked Ms. Begeman to obtain a hard quote for the intake modification. Mr. Sobik and Mr. McGrady will then attempt to convince the State that this is a valid use of grant funding.

Discuss Potholing on Sunburst Drive – Ms. Begeman stated she had received a quote from Global Underground to perform potholing on Sunburst Drive. The purpose of the potholing was to determine where the end of the main was located, as it appears to extend beyond the intersection. The proposal was for \$3,900. After discussion, the Board directed Ms. Begeman to hold off on this project and note that this as a concern and perhaps do the potholing in the future.

CAPITAL ITEMS

Update on New Booster Station Construction – JDS reported that a contract has been awarded to Global Underground in the amount of \$23,750. The purpose of the contract was to relocate pipeline segments around the proposed Booster Pump Station. The Board acknowledged this contract and voted unanimously to ratify this contract between the Forest View Acres Water District and Global Underground. Mr. McGinn also noted that that all Booster Pump Station contracts are signed and have been handed off to Community Resource Services.

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Consider Approval of Easement Compellation Project – Mr. McGinn discussed the scope of work associated with compiling the District's Easements and plotting them on the District's maps. It is Mr. McGinn's belief that the District has approximately 24 – 26 separate easements. Mr. McGinn believes that if this is the correct number of easements, his firm will need about 30 hours to research the various legal descriptions and plot them on the District's maps. A motion to approve this work was made by Director Hans Zimmermann and seconded by Director Sobik. A vote was taken and the motion carried unanimously. Mr. McGinn handed out sample copies of the GIS Maps and discussed with the Board the appearance and information that will be contained on the GIS maps.

ACTION ITEMS

Review and Approve Snow removal contract between the FVAWD and Sharpest Cut landscaping, Inc. A motion to approve the contract was made by Director Sobik, seconded by Director Hans Zimmermann. A vote was taken and the motion carried unanimously.

FINANCIAL MATTERS

Payment of Claims

Director Hans Zimmermann made a presentation to the Board regarding his review of the payments and claims. Following Director Zimmermann's report, Director Sobik made a motion to approve the payment of claims as presented. The motion was seconded by Director Hans Zimmermann. A vote was taken and the motion carried unanimously.

Monthly Cash Position and Unaudited Financial Statements - Mr. McGrady presented the monthly cash position and unaudited financial statements for review by the Board which were accepted by the Board.

Review Capital Projects Fund Capital Projections – Mr. McGrady discussed the possibility of obtaining \$500,000 of additional funding from the District's Green Loan. The Board directed Mr. McGrady to pursue this but would like for the additional work on this project to be separately tracked.

Conduct a Public Hearing for the 2016 Budget –

The Public Hearing on the 2016 Budget was opened at 7:06 pm. No Public was present and the Public Hearing was closed at 7:07 pm. The Board determined that there were several items that needed to be revised in the 2016 budget including the additional payment that would be due to the State if the District borrows an additional \$500,000 at zero percent interest over twenty years. The Board also discussed the proposed fee table and felt they were not

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prepared to vote on this given Director Bevis's absence. A motion was made by Director Hans Zimmerman to table the final adoption of the 2016 budget until December 3, 2016. The motion was seconded by Director Eck Zimmermann. A vote was taken and the motion carried unanimously.

OTHER BUSINESS

Update on Source Water Protection Plan/Grant – Director Sobik provided an update. It is Director Sobik's recommendation to install the signs and use the remaining money to install an intake at a decreed alternate point of diversion to enhance water quality and eliminate sedimentation concerns. Director Sobik will work with Mr. McGrady to strengthen the District's letter to the State regarding the intake with the hope of overcoming the State's hesitancy.

Review and Discuss Look Ahead Report – Mr. McGrady noted that the Look Ahead Report was in the Board packet and asked the Board if they had any questions or comments.

LEGAL

Director Eck Zimmermann moved that the Board enter into Executive Session pursuant to Section 24-6-402(4) (b), C.R.S. Upon second by Director Hans Zimmermann, a vote was taken and the motion carried unanimously.

The following items were discussed:

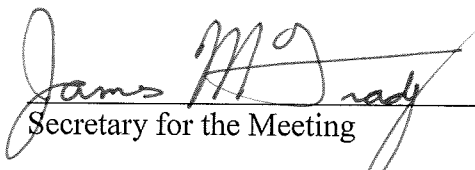
- Review and discuss 1985 Agreement Negotiations
- Review and Discuss Higgins Inclusions Agreement

The session was entered into at approximately 7:19 p.m. and exited at approximately 7:36 p.m.

ADJOURNMENT


There being no further business to come before the Board, upon motion duly made by Director Sobik, seconded by Director Hans Zimmermann, the meeting was adjourned at approximately 7:37 p.m.

Respectfully submitted,


Secretary for the Meeting

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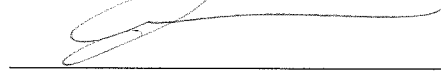
THESE MINUTES ARE APPROVED AS THE OFFICIAL
OCTOBER 22, 2015 MINUTES OF THE FOREST VIEW
ACRES WATER DISTRICT BY THE BOARD OF DIRECTORS
SIGNING BELOW:




Anne Bevis




Eugene Ashe



Ekehart Zimmermann



Hans Zimmermann



Tim Sobik