

## RECORD OF PROCEEDINGS

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**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  
July 24, 2014**

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, July 24, 2014, at 6:00 p.m., at the Monument Sanitation District, 130 2<sup>nd</sup> Street, Monument, Colorado. This meeting was open to the public.

ATTENDANCE

In attendance was Directors:

Anne Bevis  
Gene Ashe  
Hans Zimmermann  
Timothy Sobik  
Eckehart Zimmermann

Also in attendance were:

Joel Meggers; Community Resource Services ("CRS")  
Gabby Begeman; ORC, LLC Water Company  
Mike Kielma; ORC, LLC Water Company  
John McGinn; JDS Hydro Consultants, Inc.  
Teigan Gulliver; JDS Hydro Consultants, Inc.  
Chris Kirchner; Global Underground  
Jennifer Smith; Glacier Construction CO  
Neil Schilling; Schilling & Company, Inc.  
Nancy Wilkinson; Our Community News

ADMINISTRATIVE  
MATTERS

Director Ashe called the meeting to order at around 6:02 p.m., Mr. Meggers distributed for the Board's approval the proposed agenda. Following discussion, upon motion duly made by Director Bevis and seconded by Director E. Zimmermann, vote was taken and the agenda was approved as presented.

Minutes - The Board reviewed the minutes of the June 26, 2014 regular board meeting. Director Sobik moved the minutes be approved as amended. Upon a second by Director Bevis, vote was taken and motion carried unanimously.

## RECORD OF PROCEEDINGS

---

Public Comments – There were none.

### OPERATIONS & MAINTENANCE

Operations Report – Ms. Begeman presented the June/July Operations report for the Board's review, a copy of which is attached to these minutes and incorporated herein.

Update on Exterior Upgrades of SWTP to Improve the Structures Fireproofing and Wildfire Mitigation of Site - Ms. Begeman presented a proposal from Tri-Lakes Timber Management for \$800 to provide fire mitigation at the SWTP site. The Board directed Ms. Begeman to have Tri-Lakes Timber Management perform the work, emphasizing that the brush needed to be cut-down low enough to the ground so that in the future the site could be more easily maintained by seasonal mowing when needed.

Reseeding Over Excavated Areas – Ms. Begeman presented to the Board that the reestablishment of grass in areas where the district has excavated is something they continue to do.

### CAPITAL ITEMS

Review and Discuss Booster Station Upgrades – Mr. McGinn with JDS presented their proposal to provide design and construction management service for the Booster Station project. Director Bevis moved that the Board approve the contract for a not to exceed amount of \$38,385. Upon second by Director Eck Zimmermann, vote was taken and motion carried unanimously.

Update on Villas Phase Improvements – Mr. McGinn of JDS presented all of the bids for the project and recommended that the board pursue a contract with the lowest responsible bidder Mr. Kirchner with Global Underground Corp. presented the company's credentials and experience. Mr. McGinn of JDS recommended that the Board award Schedule "A" to Global Underground Corp. the project for \$502,103.72 and Notice to Proceed. In addition, he recommended the Board authorize Director Ashe to sign contract documents. Director Bevis moved that the Board approve all of the recommendation by Mr. McGinn of JDS. Upon second by Director Eck Zimmermann, vote taken and motion carried unanimously. Schedule "A" approved. September 27<sup>th</sup> prelim, October 15 final.

Update on SWTP Backwash Pond Improvement – Mr. McGinn of JDS presented all of the bids for the project and recommended that the board pursue a contract with the lowest responsible bidder. Mr. McGinn recommended that the board deduct item 7 from Glaciers bid of \$53,000 and approve a not to exceed amount of \$200,000.

## RECORD OF PROCEEDINGS

---

Director Sobik moved that the Board approve. Upon second by Director Bevis, vote was taken and motion carried with Director Eck Zimmermann voting against the motion. The board directed JDS to return with a formal change order to the contract outlining the final agreed upon revisions to the scope for the board to approve at its next regular board meeting.

### FINANCIAL MATTERS

#### Payment of Claims

Mr. Meggers requested that the Board consider payment of the claims represented by check numbers 03571 – 03591 totaling \$32,859.95. Director Sobik moved that the Board approve the payment of claims with check number #03591 voided. Upon second by Director Bevis, vote was taken and motion carried unanimously.

#### Monthly Cash Position and Unaudited Financial Statements

Mr. Meggers presented the monthly cash position and unaudited financial statements for review by the Board which were accepted by the Board.

Review and Consider Approval of 2012 Draft Audit – Mr. Schilling presented the audit to the Board. Director Bevis moved that the Board approve the audit as presented. Upon second by Director Zimmermann, vote was taken and motion carried unanimously.

OTHER BUSINESS Update on Source Water Protection Plan – Director Sobik reported that it is anticipated that the signs are on order and will arrive sometime this fall. In addition, the board directed ORC to pursue proposals for the design and installation of a baluster around the ATP well-head to help protect the structure.

Look Ahead – Mr. Meggers presented the Look Ahead.

### LEGAL

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

The following items were discussed:

- Provide update on communications with Ryan Nevins and discussion items involving the Nevins entities.

## RECORD OF PROCEEDINGS

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- Status update of monitoring of Palmer Lakes Water Court Case No. 13CW3061
- Nevins Easement

The session was entered into at approximately 8:25 pm. and exited at approximately 8:40 p.m.

### ADJOURNMENT

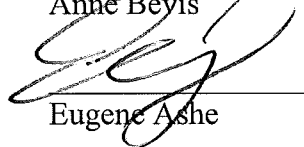
There being no further business to come before the Board, upon motion duly made by Director Sobik, seconded by Director Bevis, the meeting was adjourned at approximately 8:45 pm.

Respectfully submitted,


  
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Secretary for the Meeting

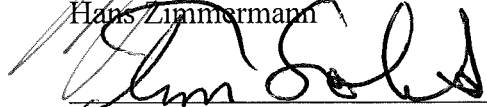
THESE MINUTES ARE APPROVED AS THE OFFICIAL JULY 24, 2014 MINUTES OF THE FOREST VIEW ACRES WATER DISTRICT BY THE BOARD OF DIRECTORS SIGNING BELOW:

  
\_\_\_\_\_  
Anne Bevis

  
\_\_\_\_\_  
Eugene Ashe

\_\_\_\_\_  
Eckehart Zimmermann

  
\_\_\_\_\_  
Hans Zimmermann

  
\_\_\_\_\_  
Tim Sobik

## **Forest View Acres Water District**

Operations Report –July/August 2014  
Prepared by Gabrielle Begeman  
ORC Water Professionals

### **Arapahoe Water Plant**

- The plant has been exercised every month at minimum.

### **Surface Water Plant**

- The plant has been running consistently producing all of the demand of the district since the previous report.
- Please see the attached quote for roof, siding, soffit and fascia.
- The fire mitigation tree trimming has been completed.

### **Distribution System**

- Discuss status of distribution line as it exits the booster station.
- Discuss the inclusion and potential tie-in options for a property owner in the SE corner of the district.
- Please see the production spreadsheet attached for total production, usage and percentage discrepancy.