

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
JULY 28, 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)

John McGinn; JDS Hydro Consultants, Inc. (“JDS”)

Peter Johnson; Vranesh and Raisch, LLP

Neil Schilling; Schilling & Company, Inc. (via speakerphone)

**ADMINISTRATIVE
ITEMS**

The meeting was called to order at 6:00 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 Hans Zimmermann, seconded by Director Wilkins and, upon vote, unanimously carried, the agenda was approved, as presented.

Minutes - The Board reviewed the Minutes of the June 23, 2021, Regular Board meeting. Motion duly made by Director Eck Zimmermann, second by Director Hans Zimmermann to approve the minutes as presented.

**PUBLIC
COMMENT:
ON NON-AGENDA
ITEMS**

There were no comments from the public.

**OPERATIONS AND
MAINTENANCE
ITEPMS**

ORC Water Professional’s Monthly Operations Report – Ms. Begeman reviewed her report with the Board. She reported that 48% of the water produced last month came from the Surface Water Plant.

**CAPITAL/
ENGINEERING
ITEMS**

JDS-Hydro Consultants, Inc. (“JDS”) Monthly Report – Mr. McGinn presented and reviewed his report with the Board. He reported that he would try to schedule a tour of a water plant in Boulder in August and that

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all the Board would be invited. In addition, Mr. Eck Zimmerman directed Mr. McGinn to coordinate the repairs of the Arapahoe well with Devin of Applied Ingenuity as soon as possible. Upon motion duly made by Director Eck Zimmermann, seconded by Director Hans Zimmermann and, upon vote, unanimously carried, the project was approved to move forward if the work could be scheduled in the next two weeks.

SRF Eligibility – Mr. McGinn presented the draft SRF Eligibility Survey to the Board. The Board offered input and changes. The board directed Mr. McGinn to distribute the SRF with the suggested changes via email to the board to incorporate any additional final changes prior to the submittal deadline of June 30th.

FINANCIAL ITEMS

Treasurers Report / Bank Balances / Transactions - Director McBride had no report because he was absence from the meeting.

June 30, 2021, Cash Position (adjusted as of July 20, 2021) and Unaudited Financial Statements for the period ending June 30, 2021, upon motion duly made by Director Eck Zimmermann, seconded by Director Hans Zimmermann, upon vote, unanimously carried, the Board accepted the May 31, 2021, Cash Position adjusted as of June 16, 2021, and unaudited Financial Statements for the period ending May 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 \$57,354.91 represented by check numbers 5084 - 5097, plus auto payments totaling \$3,007.50 for a grand total of \$60,362.41. Void check #5096 for \$100 to Victor McBride as he was not in attendance of the meeting.

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

2020 Audit Review and Acceptance – Mr. Schilling presented the audit to the Board. Upon motion duly made by Director Eck Zimmermann, seconded by Director Wilkins, upon vote, unanimously carried, the Board accepted the 2020 Audit.

OTHER BUSINESS/ DIRECTORS ITEMS

Look Ahead Schedule – Mr. Meggers reviewed and discussed the look ahead with the Board. Installed meter. Director Nancy Wilkens asked that the installations of the new meters be added as a completed item to the Look Ahead.

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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 Eck Zimmermann, seconded by Director Hans Zimmermann, upon vote, unanimously carried, the Board entered into Executive Session at 7:30 pm to discuss matters related to drafting a draft inclusion agreement related to the proposed subdivision by Kathryn Van Der Gugten of her 20-acre lot at 18590 Cloven Hoof Rd to create 3 total lots. Upon motion duly made by Director Eck Zimmermann, seconded by Director Hans Zimmermann, upon vote, unanimously carried, the Board exited their Executive Session and entered back into their regular session at 7:55 p.m.

The Board directed Director Eck Zimmermann and Gwen Dall to schedule a meeting with Ms. Kathryn Van Der Gugten to present the draft inclusion agreement after Mr. Peter Johnson circulates the draft inclusion for finals comments from the Board. Upon motion duly made by Director Hogan, seconded by Director Eck Zimmermann, upon vote, unanimously carried, the Board approved.


ADJOURNMENT


There being no further business to come before the Board, upon motion duly made by Director Eck Zimmermann, seconded by Director Hans Zimmermann, upon vote, unanimously carried, the Board adjourned the meeting at 8:00 p.m.

Respectfully submitted,


Secretary for the Meeting

THESE MINUTES ARE APPROVED AS THE OFFICIAL JULY 28, 2021, MINUTES OF THE FOREST VIEW ACRES WATER DISTRICT BY THE BOARD OF DIRECTORS SIGNING BELOW:


Brad Hogan


Eckehart Zimmermann

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Hans Zimmermann



Nancy Wilkins



Victor McBride
