

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 January 24, 2024

ATTENDANCE

In attendance were Directors:

David Pheteplice, President, Term Expiration: May 2025
Nancy Wilkins, Term Expiration: May 2025
Vincent Guthrie, Term Expiration: May 2027
Matt Quinlan, Term Expiration: May 2027
Gregory Hoffman, Term Expiration: May 2025
P.K. Robinson, Term Expiration: May 2025

Also, in attendance were:

Joel Meggers; Community Resource Services, LLC (“CRS”)
Molly Couture; Community Resource Services, LLC (“CRS”)
Peter Johnson; Vranesh and Raisch, LLP
Gabby Begeman; ORC Water Professionals
Mike Waresak, Forsgren Associates, Inc.
Clifford Joyner, Resident

ADMINISTRATIVE ITEMS

The meeting was called to order at 6:02 p.m.

Agenda – Mr. Meggers presented for the Board’s approval the proposed Agenda. Director Wilkins asked to have the following items added to the agenda: Financial Transparency for Grant Tracking, Insurance Review, and CRS Contract Review. Upon motion duly made by Director Hoffman, seconded by Director Wilkins and, upon vote, unanimously carried, as amended.

Minutes - The Board reviewed the Minutes of the December 6th, 2023, Regular Board meeting. Motion duly made by Director Hoffman, seconded by Director Robinson and, upon vote, unanimously carried, the minutes were approved, as amended.

PUBLIC COMMENTS

Resident Clifford Joyner requested two taps installed on his lots. Members of the Board had clarifying questions regarding the request. The Board decided to discuss more in Executive Session.

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OPERATIONS REPORT & MAINTENANCE ITEMS

ORC Water Professional's Monthly Operations Report – Ms. Begeman presented and reviewed her report with the Board. She shared production information of the Arapahoe Water Plant, which was positive. She provided a quote for a Mission box system to communicate with the well. Motion duly made by Director Quinlin, seconded by Director Wilkins and, upon vote, unanimously carried, the Board approved the quote not to exceed \$6,500.00, plus the additional service package of \$1437.00. Additionally, a replacement backwash meter was ordered at a cost of approximately \$2,300. There were also updates regarding the Booster Pump Station, Distribution, and the Surface Water Treatment Plant. Ms. Begeman requested a replacement meter at the cost of \$2,300. Motion duly made by Director Guthrie, seconded by Director Wilkins and, upon vote, unanimously carried, the Board approved the purchase cost. Director Guthrie had a follow up payables question.

The Board requested follow-up from Ms. Begeman to check on the status of a shut off water service line to ensure there is no water running to the home.

The Board requested a replacement solar panel for one that is intermittently failing, and asked Ms. Begeman to purchase the correct model.

CAPITAL/ ENGINEERING ITEMS

Forsgren Engineering Updates – Mr. Waresak reviewed and discussed the monthly report prepared by Forsgren Associates, Inc.

SWTP drawings are 90% done to be able to submit to CDPHE for review. Director Hoffman asked a question regarding timing of approval. Director Guthrie requested that someone on the Board give specific review of the drawings and plans when shared with the Board. Director Quinlin and Director Hoffman agreed to be the first points of contact. Director Phetplace reminded the Board it is the responsibility of every Board Member to review all contents of the Board packet.

Mr. Waresak also shared updates regarding the Cloven Hoof Loop project, as well. Design drawings are 95% complete, and there was discussion regarding the easements for this project.

He also addressed the Emergency Interconnect Project. The designs are complete, and CORE electric will be sending Mr. Meggers a revised agreement. The Board affirmed they are ready to put the project to bid.

Mr. Waresak also shared an update regarding the Red Rocks Agreement Inclusion Request.

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FINANCIAL ITEMS

Treasurers Report / Bank Balances / Transactions – Director Guthrie presented the monthly cash position and unaudited financial statements that were provided in the board packet. He also requested an update to the Forsgren Associates Inc invoicing process to report monies spent vs remaining allocation for the Forsgren contract. Ms. Couture will be including the Board on all future ARPA reimbursement submissions.

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

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

Payment of Claims: Mr. Meggers presented the current payment of claims in the amount of \$112,959.85 with auto payments totaling \$2,729.05, totaling \$115,688.90. Following review, upon motion duly made by Director Hoffman, seconded by Director Quinlin, upon vote, unanimously carried, the claims were approved, as presented.

Director Guthrie requested the Board change banks from BOK to InBank. The Board approved this change.

Approval of Audit Engagement Letter for Fiscal Year 2023 - Following review, upon motion duly made by Director Wilkins, seconded by Director Quinlin, upon vote, unanimously carried, to accept the Audit Engagement Letter for 2023 from Neil Schilling.

LEGAL ITEMS:

ADJOURN INTO EXECUTIVE SESSION Pursuant to §24-6-402(4)(e), C.R.S. to receive legal advice, develop negotiating positions, strategy, or instruct negotiators, pursuant to §24-6-402(4)(b), C.R.S. to consult attorney on specific legal questions.

Motion duly made by Director Pheteplace to move into Executive Session at 7:49 p.m. seconded by Director Wilkins and, upon vote, unanimously carried, the Board moved to Executive Session to review and discuss contract negotiations regarding the Red Rocks Acres Inclusion, Ponderosa Pines request, Shiloh Pines request, and the Taylor Easement.

Motion duly made by Director Hoffman to move out of Executive Session at approximately 8:52 p.m., seconded by Director Wilkins and, upon vote, unanimously carried, the Board moved to return to the regular Agenda.

For the request made by Clifford Joyner, a motion was duly made by Director Pheteplace, seconded by Director Quinlin and, upon vote, the Board unanimously carried to approved one tap, with the condition of Mr.

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Joyner being charged for his two new taps, and him paying all associated fees.

**OTHER BUSINESS/
DIRECTORS
ITEMS**

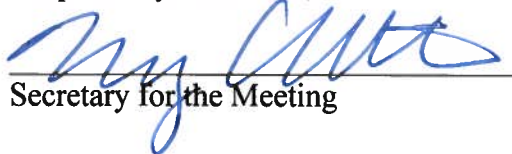
Look Ahead Schedule – Mr. Meggers reviewed and discussed the look ahead with the Board.

After reviewing the contract for CRS, with the added clause in the event of termination to include the detailed billing register as proposed by Director Wilkins, upon motion duly made by Director Wilkins, seconded by Director Hoffman, upon vote, unanimously carried,

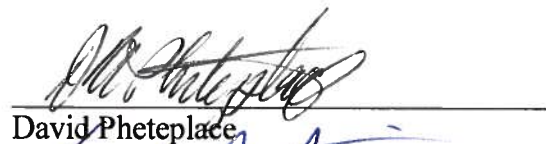
AJOURNMENT

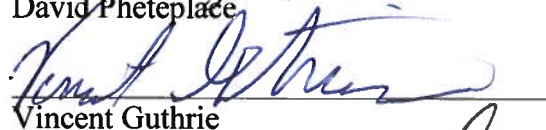
There being no further business to come before the Board, upon motion duly made by Director Robinson, seconded by Director Wilkins, upon vote, unanimously carried, the Board adjourned the meeting at 8:55 p.m.

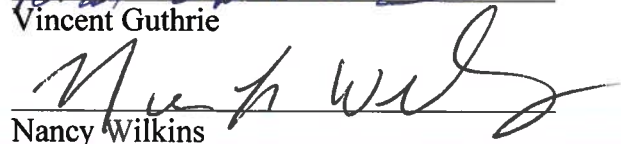
Respectfully submitted,


Secretary for the Meeting


THESE MINUTES ARE APPROVED AS THE OFFICIAL JANUARY 24, 2024 MINUTES OF THE FOREST VIEW ACRES WATER DISTRICT BY THE BOARD OF DIRECTORS SIGNING BELOW:


David Pheteplace


Vincent Guthrie


Nancy Wilkins

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Gregory Hoffman



Paul McKean



P.K. Robinson



Matt Quinlan