

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 22, 2020

ATTENDANCE

In attendance were Directors:

Brad Hogan
Hans Zimmermann
Eckehart Zimmermann
Nancy Wilkins
Victor McBride

Also in attendance were:

Joel Meggers; Community Resource Services, LLC (“CRS”)
Clyde Penn; ORC Water Professionals (for a portion of the meeting)
John McGinn; JDS-Hydro Consultants, Inc. (“JDS”) (for a portion of
the meeting)
Pete Johnson, Esq. Vranesh and Raisch, LLP

**ADMINISTRATIVE
ITEMS**

The meeting was called to order at 6:02 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 Eckehart Zimmermann, seconded by Director Hans Zimmermann and, upon vote, unanimously carried, the Agenda was approved, as presented.

Minutes - The Board reviewed the Minutes of the December 4, 2019 Special Board meeting. Following discussion, upon motion duly made by Director Eckehart Zimmermann, seconded by Director Hans Zimmermann and, upon vote, unanimously carried, the Minutes of the December 4, 2019 Board Meeting was approved, as presented.

**PUBLIC
COMMENT**

There was no public comment.

**OPERATIONS AND
MAINTENANCE
ITEMS**

ORC Water Professional’s October/November 2019 Operations Report – Mr. Penn presented his report to the Board.

Troubleshooting and Reprograming the Booster Station – Mr. Penn discussed the need for troubleshooting and reprogramming of the booster station telemetry due to false faults being received. Mr. Penn

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presented a quote for \$1,455 for services from Jeff Robison, of Fluid Built.

Following discussion, upon motion duly made by Director Wilkins, seconded by Director Ekehart Zimmermann and, upon vote, unanimously carried, the quote for \$1,455 from Fluid Built was approved.

**FINANCIAL
ITEMS**

Treasurers Report / Bank Balances / Transactions - Director Wilkins reported that the Financial Statement cash balances and transactions reconciled with the bank statements.

December 31, 2019 (adjusted as of January 16, 2020) Cash Position and Unaudited Financial Statements for the period ending December 31, 2019, ACH Report, Tap Report and A/R & Delinquency Report – The Board reviewed the above referenced financial statements.

Claims – The Board reviewed the revised claims totaling \$66,035.97 represented by check numbers 04827 – 04846, plus auto payments totaling \$4,151.77, for a grand total of \$70,187.74

Following review, upon motion duly made by Director Ekehart Zimmermann, seconded by Wilkins and, upon vote, unanimously carried, the claims were approved.

**OPERATIONS AND
MAINTENANCE
ITEMS
CONTINUED**

Contract for Underground Facility/Utility Locating Services – The Board reviewed the Diversified Underground Inc. Service Agreement.

Following review, upon motion duly made by Director McBride, seconded by Ekehart Zimmermann and, upon vote, unanimously carried, the agreement was approved.

**CAPITAL/
ENGINEERING
ITEMS**

JSD-Hydro Consultants, Inc. (“JDS”) Monthly Report - Mr. McGinn presented his report.

Dawson Well Project - Mr. McGinn presented.

Status of Forest View Road Waterline Extension and Loop - Mr. McGinn presented noting that the project has been completed.

Palmer Lake Sewer/Water Intersection/Easement – Following discussion, the Board authorized District representatives to attend a meeting with the Palmer Lake Sewer District to discuss ongoing

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collaboration. Further, the Board authorized reimbursement to the Palmer Lake Sewer District pursuant to the letter of request presented.

Additional Raw Water Storage at Treatment Plant – Mr. McGinn presented.

**DIRECTOR'S
ITEMS**

There were no Director's Items.

OTHER BUSINESS

Look Ahead Schedule – Additions were noted.

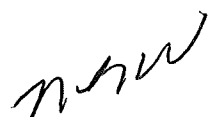
LEGAL ITEMS

Final Determination of Tax Withholding from Director's Compensation – Following discussion, upon motion duly made by Director Eckehart Zimmermann, seconded by Director McBride and, upon vote, carried with Directors Eckehart Zimmermann, McBride, Hogan, and Wilkins voting "Yes" and Director Hans Zimmermann voting "No", the motion carried and the Board determined to not have taxes withheld from Director's payments and further, approval was made for amending the 2019 and 2020 Administrative Resolutions to reflect same.

EXECUTIVE SESSION - Development of Red Rock Acres (aka Ryan Nevin's property) – Inclusion Agreement – Upon motion duly made by Director Eckehart Zimmermann, seconded by Director Wilkins and, upon vote, unanimously carried, the Board entered into Executive Session at 7:05 p.m. to receive legal advice, develop negotiating positions, strategy, or instruct negotiators. related to the proposed development of Red Rock Acres (aka Ryan Nevin's property) Inclusion Agreement, pursuant to §24-6-402(4)(e), C.R.S.

Upon motion duly made by Director Hans Zimmermann, seconded by Director Wilkins and, upon vote, unanimously carried, the Board adjourned Executive Session and entered into regular session at 7:25 p.m.

Upon motion duly made by Director Eckehart Zimmermann, seconded by Director Hans Zimmermann and, upon vote, unanimously carried, the Board authorized Attorney Johnson to draft a response to correspondence received from Mr. Stiltner's legal representative, dated December 3, 2019.




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ADJOURNMENT

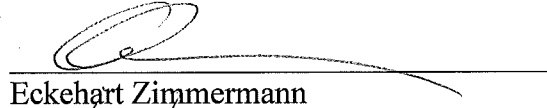
There being no further business to come before the Board, the meeting was adjourned at approximately 7:30 p.m.

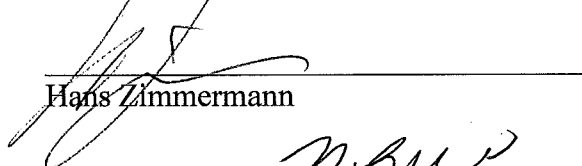
Respectfully submitted,

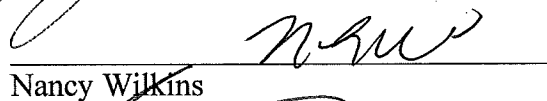

Secretary for the Meeting

THESE MINUTES ARE APPROVED AS THE OFFICIAL JANUARY 22, 2020 MINUTES OF THE FOREST VIEW ACRES WATER DISTRICT BY THE BOARD OF DIRECTORS SIGNING BELOW:


Brad Hogan


Ekehart Zimmermann


Hans Zimmermann


Nancy Wilkins


Victor McBride