

**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  
MARCH 23, 2022**

**ATTENDANCE**

In attendance were Directors:

Brad Hogan; President  
Nancy Wilkins  
Eckehart Zimmerman  
David Pheteplace  
Paul McKean

Also, in attendance were:

Joel Meggers; Community Resource Services, LLC (“CRS”)  
Peter Johnson; Vranesh and Raisch, LLP  
Gwen Dall; JDS Hydro Consultants, Inc. (“JDS”)  
Vincent Guthrie; Resident

**ADMINISTRATIVE  
ITEMS**

The meeting was called to order at 6:01 p.m. at the Monument Sanitation District offices; 130 2<sup>nd</sup> Street, Monument, CO 80132.

**Agenda** – Mr. Meggers distributed for the Board’s approval the proposed Agenda. Following discussion, upon motion duly made by Director Zimmermann, seconded by Director Pheteplace and, upon vote, unanimously carried, the agenda was approved as amended.

**Minutes** - The Board reviewed the Minutes of the February 23, 2022, Regular Board meeting. Motion duly made by Director Zimmermann, second by Director Pheteplace and, upon vote, unanimously carried, the minutes were approved as presented.

**Discuss Increasing the Number of Board Members from 5 to 7** – The Board reviewed and discussed increasing the number of seats on the board from 5 to 7. After discussion, Director Pheteplace directed that Mr. Johnson draft a resolution increasing the seats on the board to seven for the board to review and consider approving at the next board meeting.

**PUBLIC  
COMMENT**

None

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### OPERATIONS AND MAINTENANCE ITEMS

**ORC Water Professional's Monthly Operations Report** – Ms. Begeman was not present at the meeting.

**Review CSD Pool Safety & Loss Prevention Grant** – Mr. Meggers presented the installation of a ladder on the storage tank as a project to be partially funded by the safety grant available to the district. Following discussion, upon motion duly made by Director Zimmermann, seconded by Director Wilkins and, upon vote, unanimously carried, the project was approved.

### CAPITAL/ ENGINEERING ITEMS

**JDS-Hydro Consultants, Inc. ("JDS") Monthly Report** – Ms. Dall presented and reviewed her report with the Board.

**Review Polaris Survey Proposal-** Ms. Dall presented the proposal from Polaris and the purpose of the survey. Following review, upon motion duly made by Director Zimmermann, seconded by Director Pheteplace, upon vote, unanimously carried, the survey proposal from Polaris was approved at a not to exceed amount of \$1,350, as presented.

**Title Work for Easement** – Ms. Dall recommended that Mr. Johnson perform the necessary title work for the easement for the interconnect. Following discussion, upon motion duly made by Director Zimmermann, seconded by Director Pheteplace, upon vote, unanimously carried, was approved.

**Construction Standards** – Ms. Dall presented the construction standards and reviewed them with the Board. After discussion, upon motion duly made by Director Zimmermann, seconded by Director Pheteplace, upon vote, unanimously carried, the construction standards were approved.

**Review and Discuss Easement with HOA Regarding Interconnect Vault**– Ms. Dall gave a status updated on the draft easement and was asked to send the draft to Director Pheteplace.

### FINANCIAL ITEMS

**Treasurers Report / Bank Balances / Transactions** - Mr. Meggers presented the February 28, 2022, Cash Position (adjusted as of March 18, 2022) and Unaudited Financial Statements for the period ending February 28, 2022, upon motion duly made by Director Pheteplace, seconded by Director Zimmermann, upon vote, unanimously carried, the Board accepted the February 28, 2022, Cash Position adjusted as of March 18, 2022, and unaudited Financial Statements for the period ending February 28, 2022.

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

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

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**Claims** – The Board reviewed the claims totaling \$21,518.26 represented by check numbers 5194 -5206, plus auto payments totaling \$2,617.57 for a grand total of \$24,135.83.

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

**Review and Discuss Potential Grant, Loan and Loan Forgiveness Opportunities** – Mr. Meggers and Ms. Dall reviewed potential grant and loan forgiveness opportunities with the Board. They emphasized that the ARPA grant money via El Paso County appeared to be the best funding opportunity to pursue at this time. They informed the Board that they would keep a watchful eye out for when the applications were available to apply for the money and would inform the board when they were.

**Review and Consider Approval of Application for Audit Exemption** Mr. Meggers presented the audit exemption application to the Board. Following review, upon motion duly made by Director Pheteplace, seconded by Director Zimmermann, upon vote, unanimously carried, the audit application was approved, as presented.

**Review Current Signature Cards on File & Policy Review for Signature Cards** – Mr. Pheteplace reviewed and discussed the banking paperwork and access to the checking account with the Board. After discussion, he recommended that no more than 4 board members should be signers on the checking account at any one time. Following discussion, upon motion duly made by Director Pheteplace, seconded by Director Wilkins, upon vote, unanimously carried, motion was approved.

**OTHER BUSINESS/  
DIRECTORS  
ITEMS  
LEGAL**

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

**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 Pheteplace, seconded by Director Zimmermann, upon vote, unanimously carried, the Board entered into Executive Session at 7:25 pm. Upon motion duly made by Director Pheteplace, seconded by Director Zimmermann, upon vote, unanimously carried, the Board exited their Executive Session and entered back into their regular session at 8:00 p.m.

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**Review and Consider Proposal from Curtis Rockwood-** Following discussion, the Board directed Mr. Johnson to draft a resolution addressing the water taps associated with the Higgins inclusion.

**Review and Consider Potential Inclusion of Kathi Van Der Gugten Property** – Following discussion, the board directed Mr. Johnson to inform Kathi Van Der Gugten that the district does not accept her latest proposal.


**ADJOURNMENT**


There being no further business to come before the Board, upon motion duly made by Director Zimmermann, seconded by Director Pheteplace, upon vote, unanimously carried, the Board adjourned the meeting at 8:01 p.m.

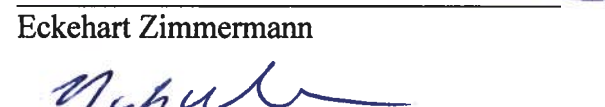
Respectfully submitted,

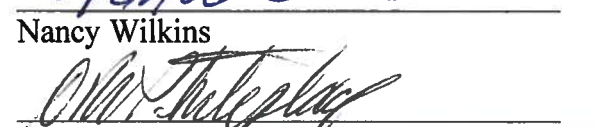
  
Secretary for the Meeting

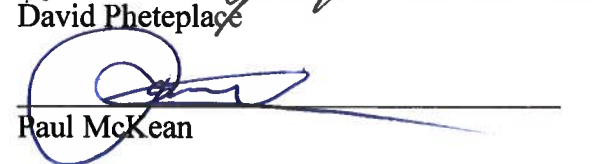
THESE MINUTES ARE APPROVED AS THE OFFICIAL MARCH 23, 2022, MINUTES OF THE FOREST VIEW ACRES WATER DISTRICT BY THE BOARD OF DIRECTORS SIGNING BELOW:

  
Brad Hogan

  
Eckehart Zimmermann

  
Nancy Wilkins

  
David Pheteplace

  
Paul McKean