

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE TRIVIEW METROPOLITAN DISTRICT AND THE BOARD OF DIRECTORS OF THE WATER ACTIVITY ENTERPRISE, USING ZOOM FOR THE VIDEO CONDERENCE HELD

July 23, 2020

A meeting of the Board of Directors of the Triview Metropolitan District was held on Thursday, July 23, 2020, beginning at 5:30 p.m. The meeting was conducted online using Zoom. This meeting was open to the public. The meeting was called to order at 5:35 p.m.

ATTENDANCE

In attendance were Directors:

President:	Mark Melville
Vice President	Marco Fiorito
Director	Anthony Sexton
Director	James Barnhart

Director Otis was absent, and his absence was excused.

Also in attendance were on roll call:

James McGrady, District Manager
Chris Cummins, District Water Attorney
Gary Shupp, District Attorney
Joyce Levad, District Administrator
Shawn Sexton, Water Superintendent,
Matt Rayno, Parks and Open Space Superintendent
Craig Persinger, District Inspector
Christine McCleod, Haynie and Company, (Audit Manager)
Cathy Fromm, District Accountant
Jennifer Kaylor, Our Community News

ADMINISTRATIVE MATTERS

Agenda – Mr. McGrady distributed for the Board’s approval the proposed agenda with the addition of water usage prior to public comment. A motion was made by Director Fiorito to approve the agenda. Upon a second by Director Barnhart, vote was taken, and the motion carried unanimously.

RECORD OF PROCEEDINGS

- Jay Bateman was presented with a plaque for all his hard work for the District. Jay thanked the Board and also recognized Matt Rayno as his replacement.
- Christine McCleod presented an update of the 2019 Audit. This is required communication. The audit should be completed in September and then filed with the State of Colorado. Cathy Fromm informed the Board that in the August meeting there will be an Amendment to the 2019 Budget because of Capital projects.

Consent Agenda –

- a. Prior Meeting Minutes June 16, 2020 Special Board Meeting
- b. Prior Meeting Minutes June 17, 2020 Regular Board Meeting
- c. Billing Summary Rate Code Report
- d. District Tap Fees received in June 2020
- e. Tax Transfer from Monument

A motion was made by Director Fiorito to approve the consent agenda. The motion was duly seconded by Director Barnhart. A vote was taken, and the motion carried unanimously.

PUBLIC COMMENT

None.

OPERATIONS REPORT

District Manager Report (enclosure)

- Mr. McGrady received an update from CSU on the NMCI project on July 13, 2020. The NEPA routing alternative analysis has been completed. The NEPA study is expected to be completed by July of 2022.
- The study of the design for the NMCI project has started. Mr. McGrady and Chris Cummins have received the IGA for Triview's share of the design. Most of the design costs to Triview will be in 2021 and 2022. The project is expected to be complete in November 2023.
- Currently work being done at Wells A-9 and D-9. The wellhouse/restroom has begun.
- Mr. McGrady had a conference call on July 17th with the Bureau of Reclamation regarding the If and When Storage Account. He and Chris Cummins will be reviewing the MOU on July 24, 2020. This is a 6-month process.

RECORD OF PROCEEDINGS

- Mr. McGrady had a meeting with JDS Hydro on the Northern Delivery Pipeline. He stated maybe by the end of August they should have 60% of the design plans in place between the Town of Monument and also Sanctuary Rim Drive and Baptist Road. The Northern half of the project can then go out to bid next year and Triview can prepare for the future cost. This is critical for negotiation agreements with future partners.
- Triview has received the final bill from Kiewit for the completion of Jackson Creek Parkway.

Public Works and Parks and Open Space Updates (Matt Rayno)

- Matt stated the crew is doing regular fertilizing in the District.
- Removal of dead trees is starting, approximately 30 trees. Most of the dead trees are Ash trees which will be replaced with a more resilient tree.
- Crews are starting concrete repair in the District. They are evaluating what needs to be fixed.
- Sanctuary Rim Drive landscaping looks great according to Matt.
- Jackson Creek Parkway landscaping is almost completed, should be done by second week of August.

Utilities Department Updates (Shawn Sexton)

Superintendent Sexton went over his monthly report. Highlights included the following:

- The total water pumpage for June was 41million gallons as opposed to 2019 which was 30 million gallons.
- All pumps in the District are running normally.
- Nitrate and fluoride testing has been completed.
- Lead and Copper sampling is completed. Awaiting test results for radionuclides; sample processing takes several weeks.

BOARD DISCUSSION

- No resolution with the Town of Monument on the bill they gave Triview for inspection services.
- A discussion about the IGA with the Town of Monument and the tax income distribution with Triview.

ACTION ITEMS:

RECORD OF PROCEEDINGS

- a) Review and Consider Approval of Resolution 2020-08, a Resolution of the Triview Metropolitan District Expressing intent to appropriate an Appropriate Right of Exchange on the Arkansas River.

A motion to Review and Consider approval of Resolution 2020-08 with the intent to appropriate an appropriate Right of Exchange on the Arkansas River, was made by Director Barnhart. The motion was duly seconded by Director Fiorito. The Motion carried unanimously.

- b) Review and Consider a request from Conexus for the Triview Metropolitan District to form a Subdistrict on approximately 158 acres of land generally located south of Second Street, East of Old Denver Highway, and West of I-25. Said subdistrict is being created for the installation of Public improvements to include water, wastewater, roads, sidewalks, curb and gutter, drainage facilities, lighting, etc.

A motion was made by Director Fiorito to approve Conexus's request to form a Subdistrict within the Triview Metropolitan District.. The motion was duly seconded by Director Barnhart. The Motion carried unanimously.

- c) Discuss and direct Staff to file written notice to The El Paso County Clerk and Recorder's office of the Triview Metropolitan District's intent to participate in the November 3, 2020 General Election and file notice no later than Friday, July 24, 2020.

The Board gave direction to proceed with the election ballot.

- d) Review and Consider approval of the 2019 Audited Financial Statements and direction to staff to file said audit with the State of Colorado.

A motion was made by Director Fiorito to approve the 2019 Audited Financial Statements subject to Budget Amendment for 2019. The motion was duly seconded by Director Barnhart. The Motion carried unanimously.

FINANCIALS AND PAYABLES:

Approve and Ratify Checks over \$5,000 – The Board reviewed the payment of claims over \$5,000. A motion to approve the checks greater than \$5,000 was made by Director Barnhart. The motion was duly seconded by Director Fiorito. The motion carried unanimously.

RECORD OF PROCEEDINGS

Monthly Cash Position and Unaudited Financial Statements – The Board reviewed the June 2020 unaudited Financial Statements as presented. A motion to approve the District’s June 2020 Financial Statements was made by Director Fiorito. The motion was duly seconded by Director Barnhart. The motion carried unanimously.

PUBLIC RELATIONS:

June’s newsletter will have an example of how customers are billed and gave a breakdown of each charge on the billing.

EXECUTIVE SESSION

A motion was made by Director Barnhart for the Board to enter into Executive Session pursuant to C.R.S. Section 24-6-402(4) (b), (e), Legal Advice and Negotiations. Upon a second by Director Sexton a vote was taken. The motion carried unanimously. Executive session was entered into at 7:23 p.m.

ADJOURN

There being no further business to come before the Board, a motion to adjourn the meeting was made by Director Fiorito. The motion was duly seconded by Director Barnhart. The motion carried unanimously. The meeting was adjourned at 8:45 p.m.

Respectfully Submitted

James C. McGrady
Secretary for the Meeting