

# RECORD OF PROCEEDINGS

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**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  
HELD  
March 12, 2018**

A regular meeting of the Board of Directors of the Triview Metropolitan District was held on Tuesday, February 12, 2018, beginning at 5:00 p.m., at the Fairfield Inn and Suites – Mount Herman Conference Room, 15275 Struthers Road, Colorado Springs, Colorado 80921. This meeting was open to the public.

ATTENDANCE

In attendance were Directors:

President: Reid Bolander  
Vice President Mark Melville  
Secretary/Treasurer: Marco Fiorito  
Director: James Barnhart  
Director James Otis (By Teleconference)

Also in attendance were:

James McGrady District Manager  
Joyce Levad District Administrator  
Shawn Sexton Water Superintendent,  
Chris Cummins District Water Attorney  
Gary Shupp District General Counsel

ADMINISTRATIVE  
MATTERS

President Bolander called the meeting to order at 5:03 p.m.  
Meeting was posted

Agenda – Mr. McGrady distributed for the Board’s approval the proposed agenda. Director Melville moved to approve the agenda as presented. Upon a second by Director Barnhart vote was taken and motion carried unanimously.

Consent Agenda –

- a. Prior Meeting Minutes
  - i. February 12, 2018 Regular Board Meeting

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- b. Billing Summary Rate Code Report
- c. Sanctuary Point Taps for February
- d. Tax Transfer from Monument

A motion to approve the Consent Agenda was made by Director Fiorito. The motion was duly seconded by Director Melville. The motion carried unanimously.

### PUBLIC

#### COMMENT

Director Fiorito addressed the Board regarding a number of issues in Promontory Point. The HOA would like to expand the play area in both of the parks within the Promontory Point area. When the plans are complete, Director Fiorito will ensure Mr. McGrady receives a copy of the plans so that the District can approve the expansion. Director Fiorito also brought up the fact the Promontory Point community covenants do not allow parking in the streets. Some residents are using The Train Park as overflow parking. Director Fiorito indicated the HOA has come up with two possible solutions: Install no overnight parking signs at the Park. Alternatively the request for no parking signs could be tabled until it happens again. Director Otis would like to collect more data to determine if this really is a problem. Director Otis also suggested that multifunction signs listing park rules and no over night parking could be installed. President Bolander indicated he could support the installation of no overnight parking signs at the Train Park.

#### OPERATIONS REPORT    District Manager Report

The District Manager review some of the items in his report, however, the report was included in the Board Packet. There were not any questions or comments regarding the report. Other topics discussed by the Manager included the following:

- West Interceptor update; (District Manager). Several meeting have been held between the project participants and a cost sharing agreement is being negotiated. During the discussion President Bolander asked if a 2” fiber conduit could be installed at the time of construction of the water and wastewater pipelines.
- Rate Study update; (District Manager). The study has been delayed a month given the need to update the District’s capital plan as it relates to water and wastewater infrastructure.
- May 8, 2018 Election Cancellation. There were not more candidates than Board seats so the election could be canceled. The new Board Member taking President Bolander’s seat, will be Anthony Sexton.

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### Public Works and Open Space Updates:

Mr. McGrady provided updates to the Board. Topics discussed included the following:

- 2018 Road Rehabilitation Project. In an effort to ensure the proper repair process is chosen, Mr. McGrady will walk the streets with representative of Schmidt Construction on March 14<sup>th</sup> to determine the final treatment for the roads. Any cost saving obtained from refining the scope of work will be used to pave additional streets.
- Irrigation Central Control System Installation update. All of the controllers have been purchased and Mr. Miles is installing the controllers as we speak. Controllers should be completely installed by April 15, 2018.
- Fertilization Program. Fertilizer will be spread on April 19, 2018 by Golf Enviro
- Aeration Program. The ground is very hard give the lack of moisture this winter. If addition precipitation falls during the Month of March and early April the crews will make another attempt at aeration.

### Utility Department Updates:

- Status of Standby Generator at “C” Plant. Should be finished next week.
- SCADA Installation Project Status. Moving forward with A Plant SCADA. Installation of a new SCADA System at B Plant will be done in the Fall of 2018.
- Well D-1 Repairs. Replacing draw pipe. Next week the well will be cleaned and new draw pipe will be installed.
- Mr. Sexton gave an update on the tank liner at B-plant. There are no health issues and we can wait until the water consumption drops to repair this. This work will probably not be done in 2018 but rather will become a 2019 budget item.

### DIRECTORS

#### ITEMS

President Bolander discussed Jackson Creek Parkway. President Bolander would like to do the road construction/widening now before the traffic gets any worse and more houses are built. President Bolander would like to fund this now with a possible cost recovery agreement issued against any undeveloped land. President Bolander would like to do the engineering and planning now that would include bike lanes and a trail on west side. The Board also discussed landscaping of the medians on

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Jackson Creek and would like for Develop a landscaping plan. Get started now on a master plan.

### ACTION ITEMS

- A. Review a Memorandum of Understanding between the Triview Metropolitan District and the Town of Monument for the construction of up to 300 feet of Block wall along the outer perimeter of the Public Works A yard and Authorize the District Manager to sign once approved by Mountain View Electric's Board.

A motion to approve the MOU with the Town of Monument for construction of up to 300 feet of wall with the stipulation that Triview will not pay use tax was made by Director Fiorito. The motion was duly seconded by Director Barnhart. The motion passed unanimously.

- B. Review and Consider Fee Agreement for Representation between Steven O. Sims of Brownstein Hyatt Farber Schreck, LLP (BHFS) and the Triview Metropolitan District.

Motion to approve the Fee agreement between BHFS was made by Director Fiorito. The motion was duly seconded by Director Barnhart. The motion passed unanimously.

### FINANCIAL MATTERS

Checks Greater than \$5,000 - The Board reviewed the payment of nine claims greater than \$5,000. A motion to approve the checks greater than \$5,000 was made by Director Fiorito. The motion was duly seconded by Director Melville. A vote was taken, and the motion carried unanimously.

Monthly Cash Position and Unaudited Financial Statements – the Board reviewed the January 2018 unaudited Financial Statements and accepted them as presented. A motion to approve the District's January 2018 Financial Statements was made by Director Fiorito. The motion was duly seconded by Director Melville. A vote was taken and the motion carried unanimously.

### OTHER BUSINESS

Mr. McGrady provided an update to the Board on public relations activities. Director Fiorito would like to add a did you know section to the newsletter. The Board would also like to track hits to the website.

### LEGAL

No report.

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### EXECUTIVE

#### SESSION

A motion was made by Director Melville for the Board to enter into Executive Session pursuant to C.R.S. Section 24-6-402(4) (b), (e), (f) Legal Advice, Negotiations, and Personnel. Upon a second by Director Fiorito, a vote was taken, and the motion carried unanimously. Executive session was entered into at approximately 6:58 p.m.

The executive session was adjourned and the Board returned to regular session at approximately 8:28 p.m.

### ADJOURNMENT

There being no further business to come before the Board, a motion to adjourn the meeting was made by Director Fiorito and was duly seconded by Director Barnhart. The meeting was adjourned at approximately 8:29 p.m.

Respectfully submitted,

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James C. McGrady  
Secretary for the Meeting