

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

June 17, 2021

A meeting of the Board of Directors of the Triview Metropolitan District was held on Thursday, June 17, 2021, beginning at 4:06 p.m. The meeting was conducted online using Zoom. This meeting was open to the public. The meeting was called to order at 4:06 p.m.

ATTENDANCE

In attendance were Directors:

President	Mark Melville
Vice President	Marco Fiorito, Via Zoom
Director	James Barnhart
Director	James Otis, Via Zoom
Director	Anthony Sexton, Via Zoom

Also, in attendance were on roll call:

James McGrady, District Manager
Joyce Levad, District Administrator
Chris Cummins, District Water Attorney
George Rowley, District Legal Counsel
Shawn Sexton, Water Superintendent
Matt Rayno, Parks and Open Space Superintendent
Jennifer Kaylor, Our Community News

ADMINISTRATIVE MATTERS

Agenda – Mr. McGrady distributed for the Board’s approval the proposed agenda. A motion was made by Director Otis to approve the agenda. Upon a second by Director Melville, vote was taken, and the motion carried unanimously.

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EXECUTIVE SESSION

A motion was made by Director Melville for the Board to enter Executive Session pursuant to C.R.S. Section 24-6-402(4) (b), (e), Legal Advice and negotiations. Upon a second by Director Otis, a vote was taken. The motion carried unanimously. Executive session was entered into at 4:10 p.m.

ADJOURN

Executive Session adjourned at 5:20 to continue with the regular Board meeting.

Consent Agenda –

- a. Prior Meeting Minutes May 20, 2021 Regular Board Meeting
- b. Billing Summary Rate Code Report
- c. District Tap Fees received in May 2021.
- d. Tax Transfer from Monument

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

ACTION ITEMS

- a) Review and Consider approval of the proposal from Native Sun Construction for the construction of Segment D of the Northern Delivery System in the Amount of \$490,049.17.

A motion was made by Director Fiorito to approve the proposal from Native Sun Construction. The motion was duly seconded by Director Barnhart. The motion was carried unanimously.

- b) Review and Consider a Resolution 2021-06 of the Triview Metropolitan District Consenting to the Organization of the Conexus Commercial Metropolitan District, whose Boundaries and service will overlap with the Boundaries and services of the Triview Metropolitan District.

A motion was made by Director Fiorito to approve Resolution 2021-06. This would be with the conditions subject to the changes as described by approval, of the District Manager, on the change of Boundaries and Service overlap with the Boundaries and services of the Triview Metropolitan District. The motion was duly seconded by Director Barnhart. The motion was carried unanimously.

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- c) Review and Consider Creekside – Higby Road Financing Agreement.

A motion was made by Director Fiorito to approve the Higby Road Financing Agreement. The motion was duly seconded by Director Barnhart. The motion carried unanimously.

- d) Review and Consider Approval of a Post-Closing Extension Agreement with Stonewall Springs Quarry LLC.

A motion was made by Director Barnhart to approve a Post-Closing Extension Agreement with Stonewall Springs Quarry LLC. The motion was duly seconded by Director Fiorito. The motion carried unanimously.

- e) Review and Consider Approval of a Gravel Property Lease with Fremont paving and Redi Mix Inc. for the Central Reservoir.

A motion was made by Director Fiorito to approve the Gravel Property Lease and give permission for the District Manager to sign the Agreement. The motion was duly seconded by Director Barnhart. The motion carried unanimously.

- f) Review and Consider Approval the granting of a Utility Easement for a Powerline Relocation at South Reservoir.

A motion was made by Director Barnhart to approve the granting of a Utility easement for a Powerline Relocation at the South Reservoir and give permission for the District Manager to sign the Agreement. The motion was duly seconded by Director Fiorito. The motion carried unanimously.

- g) Review and Consider Approval of an Outlet Easement Agreement with Pueblo East Phase III LLC.

A motion was made by Director Barnhart for the approval of an Outlet Easement Agreement with Pueblo East Phase III LLC. The motion was duly seconded by Director Fiorito. The motion carried unanimously.

- h) Review and Consider Approval of an Outlet Easement Agreement with Stonewall Springs Quarry LLC.

A motion was made by Director Barnhart for the approval of an Outlet Easement Agreement with Stonewall Springs Quarry LLC. The motion was duly seconded by Director Fiorito. The motion carried unanimously.

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PUBLIC COMMENT

None.

OPERATIONS REPORT

District Manager Report (enclosure)

- The Northern Delivery System is going well. Mr. McGrady met with Colorado Springs Utilities about the Convey, Treat and Deliver Tariff. This should be delivered to Triview sometime in August with hopeful approval by their Utility Board as part of an overall rate plan in October.
- The NMCI is moving along well. The EA should be done in August and hopefully by October they will have a participation agreement ready.
- The Capacity Agreement with Pueblo Reservoir is going well. Melissa Dykes, with the Bureau of Reclamation, is working on the contract that is being reviewed and finalized by the Bureau of Reclamation. The contract should be ready for a signature on the July Board meeting.
- Construction on the bore under I-25 is starting in early September and should be complete by end of September.

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

- The overlay project on Leather Chaps is complete.
- The irrigation install at Lyons Tail and Jackson Creek Parkway to Kitchener is being worked on.
- Grading of the trails, dead tree and shrub replacements are being done.
- Aeration and over-seed is complete with the install of sod at Creekside and Leather Chaps.

Utilities Department Update (Shawn Sexton)

- Total water production for May 2021 was 19.664 Mg.
- All wells are available, currently using A7, D7, A9, D9, D4 and D1.
- A Plant is running normally utilizing Well D1.
- C Plant has a new control strategy in place with improved pressure control.
- The section of the road on Jackson Creek Parkway by Lyons Tail was damaged due to a broken water reuse water pipe. The road is being repaired starting tomorrow.

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BOARD DISCUSSION:

Director Fiorito attended the Board meeting at the Town of Monument and he was concerned about the tax increase being presented on their ballot initiative. The Board came to an agreement that Mr. McGrady will arrange a meeting with the Town and talk about the IGA with Triview and the Town and lay the ground for making sure the tax is used for public safety only.

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.

Monthly Cash Position and Unaudited Financial Statements – The Board reviewed the May 2021 unaudited Financial Statements as presented. A motion to approve the District's May 2021 Financial Statements was made by Director Barnhart. The motion was duly seconded by Director Fiorito. The motion carried unanimously.

PUBLIC RELATIONS:

The June/July letter is coming out soon. The statistics on the open rate by the readers is very high.

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 7:42 p.m.

Respectfully Submitted

James C. McGrady
Secretary for the Meeting