

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

November 18, 2021

A meeting of the Board of Directors of the Triview Metropolitan District was held on Thursday, November 18, 2021, beginning at 5:30 p.m. The meeting was conducted in office and online using Zoom. This meeting was open to the public with that meeting being called to order at 5:30 p.m.

ATTENDANCE

In attendance were Directors:

President	Mark Melville
Vice President	Marco Fiorito,
Secretary/Treasurer	James Barnhart
Director	James Otis
Director	Anthony Sexton

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
Jerry Ashlock, Resident
Mitch LaKind, Monument Trustee

ADMINISTRATIVE MATTERS

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

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Consent Agenda –

- a. Prior Meeting Minutes October 21, 2021 Regular Board Meeting
- b. Billing Summary Rate Code Report
- c. District Tap Fees received in October 2021.
- d. Tax Transfer from Monument

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

PUBLIC COMMENT

Mr. LaKind came to the meeting to speak about Monument Ice Rinks' request for inclusion into the Triview Metropolitan service area.

OPERATIONS REPORT

District Manager Report (enclosure)

- Mr. McGrady stated work on the Regional Water Reuse study continues. There are two options being studied, one utilizes the FMIC Ditch and Big Johnson reservoir, and the second option utilizes the Chilcott Ditch and Calhan Reservoir. He feels Triview's solution is more cost effective than the study by Forsgren.
- The 999 AF Pueblo Reservoir Excess Capacity and Conveyance Agreement is undergoing a "Legal Sufficiency Review" by the Solicitor General's Office.
- The South Reservoir current activities include installing an underground power supply to serve the new pump station. There will be a delay due to obtaining the conduit for the underground cable. Western Resources has completed the installation of the Column pipe and is starting work on the gravity pipeline. A proposal to regrade the bottom of the reservoir has been received. This grading will eliminate a great deal of dead storage and also add approximately 40-50 acre feet of additional storage.
- Deere and Ault submitted, to the State, for review and approval of the Central Reservoir. This will allow us to get bids for the slurry wall around the Central Reservoir site, which is critical to allowing Fremont Sand and Gravel to begin mining in January 2023.
- The Public Works facility is finally complete except for a few minor details.

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

- Mr. Rayno stated that the Christmas lights will be installed by November 24th.
- Irrigation has been installed at a new location by the wall on Baptist and Leather Chaps.
- Winter watering of new plant material has begun with all the other activities getting ready for the winter months.
- Fencing repairs are being done along with trail repairs around the District.

Utilities Department Update (Shawn Sexton)

- Total water production for October 2021 was 26.630 Mg.
- Well D1 is being pulled to clean the screens.
- B and C Plant running normally.
- Radium testing continues. Results for the 4th quarter is 3.2 pC/L. Running average has been reduced to 3.9 pC/L.

BOARD DISCUSSION:

Mr. McGrady stated that the Exchange application has been filed for the exchange of water from Stonewall to the Pueblo Reservoir.

LEGAL DISCUSSION ITEMS

None.

ACTION ITEMS:

- a) Review and Consider Resolution 2021-12, a Resolution of the Board of Directors adopting the Triview Metropolitan District's 2022 Annual Administrative Resolution.

A motion was made to approve, as amended, for Resolution 2021-12, with change of James Otis title from Secretary to Director, by Director Barnhart. The motion was duly seconded by Director Fiorito. The motion carried unanimously.

- b) Review and Consider Resolution 2021-13, a Resolution of the Board of Directors of the Triview Metropolitan District, calling an election on May 3, 2022 to elect members to the Triview Metropolitan District Board of Directors.

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A motion to approve Resolution 2021-13 was made by Director Otis. The motion was duly seconded by Director Sexton. The motion carried unanimously.

- c) Review and Consider Approval of an Inclusion Agreement between the Town of Monument and the Triview Metropolitan District for a parcel of land known as Higby Road, that extends from the Easterly Right of Way of 1-25 approximately 2.3 miles east to the easterly property line of Homeplace Ranch/100 Acre Wood.

A motion was made to approve an Inclusion Agreement between the Town of Monument and the Triview Metropolitan District for a parcel of land known as Higby Road by Director Fiorito. 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 Otis. The motion carried unanimously.

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

PUBLIC RELATIONS:

- The next newsletter will talk about economic development in the District.

The Board of Directors took a 6-minute break at 6:54 p.m.

EXECUTIVE SESSION:

- Negotiations associated with water delivery infrastructure.
- Legal advice regarding 2022 Rate Setting.

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- Water Court Filing AVIC water rights.

A motion was made by Director Otis 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 Barnhart, a vote was taken. The motion carried unanimously. Executive session was entered into at 7:46 p.m.

ADJOURN

There being no further business to come before the Board, a motion to adjourn the meeting was made by Director Otis. The motion was duly seconded by Director Sexton. The motion carried unanimously. The meeting was adjourned at 8:57 p.m.

Respectfully Submitted

James C. McGrady
Secretary for the Meeting