

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 HELD

April 21, 2022

A meeting of the Board of Directors of the Triview Metropolitan District was held on Thursday, April 21, 2022, beginning at 5:30 p.m. The meeting was conducted via Zoom and in person. This meeting was open to the public. The meeting was called to order at 5:34 p.m.

ATTENDANCE

In attendance were Directors:

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

Also, in attendance were on roll call:

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

ADMINISTRATIVE MATTERS

Agenda – Mr. McGrady distributed, for the Board’s approval, the proposed agenda. A motion was made by Director Fiorito to approve the agenda with the addition of 7a, Director’s Comments. Upon a second by Director Barnhart. A vote was taken, and the motion carried unanimously.

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PUBLIC COMMENT

Mr. Barrett commented on suggestions for the park in Sanctuary Pointe.

There was also a question on the communication with the public on the Northern Delivery project. Mr. McGrady stated we will continue to give information on Triview's website, message boards, newsletters and public meetings. Residents will be notified on all road closures during construction.

Consent Agenda

- a) Prior Meeting Minutes
 - March 17, 2022, Regular Board Meeting
 - April 13, 2022, Special Board Meeting
- b) Billing Summary Rate Code Report
- c) Taps for March 2022
- d) Tax Transfer from Monument

A motion was made by Director Fiorito to approve the consent agenda minus 5a, minutes were tabled for minor edits. The motion was duly seconded by Director Barnhart. A vote was taken, and the motion carried unanimously.

OPERATIONS REPORT

District Manager Report (enclosure)

- Mr. McGrady attended the FMIC Board meeting on April 21, 2022, there was a lot of the discussion, at this meeting, on Triview's water cases.
- Triview continues to forge ahead with the NDS. Kiewit is engaged in the planning for the routing and pump station design and construction. The final public meeting should be sometime at the middle or end of June.
- A field trip is scheduled with Pueblo County personnel, it will take place on April 29, 2022, at the Stonewall Springs Reservoir site.
- Rob Lewis and Shawn Sexton will be going to Stonewall Springs Reservoir periodically to oversee the operations at the site. They will also be overseeing the AVIC Ditch and the Bale Ditch operations. Mr. McGrady stated this is good training for the employees and future employees.
- There is a meeting, on April 25, 2022 with Colorado Springs Utilities, related to the NMCI.

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

- Mr. Rayno stated he and Josh Crook went to Buena Vista to install a flume at the spring.
- Fire mitigation continues in Promontory Pointe.
- The district irrigation systems started up and repairs were made.
- Mr. Rayno is starting phase 3 landscape install on Baptist and Leather Chaps.
- Everything is ahead of schedule for spring preparations.
- Director Fiorito gave kudos about the great shape of the Train Park in Promontory Pointe.

Utilities Department Update (Shawn Sexton)

- Pumpage for the month of March 2022 was 12.773 Mg.
- Wells A7, A9, D9 and A4 currently being used for production.
- Well D1 is currently out of service, waiting on repairs.
- A Plant is offline for service work.
- B Plant is running normally, the HMO project is underway, Utility staff just completed the third week of a 12-week test.
- C Plant Pump Station is running normally.

PRESENTATION:

Update Triview Metropolitan District Board on Status of the Northern Delivery System

Mr. McGrady gave a Power Point presentation on the Northern Delivery System, explaining that Triview has already done 4 public meetings to discuss the future plans for the route of the NDS project. There will possibly be 2 more meetings scheduled for the public's information. This is all done in anticipation for the 1041 application to El Paso County. He stated there is a section on the Triview website under, Water Resources, and a Story Page that explains details on the future project and Triview's entire water resource plan.

DIRECTOR'S COMMENTS:

Director Melville suggested the district find ways to reduce water consumption, perhaps in the landscaping materials to conserve water.

Director Otis would like the Board to consider line items, in the Budget next year, to improve the parks. Possibly upgrade the equipment.

There was also a discussion about the future park in Sanctuary Pointe.

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ACTION ITEMS:

- a) Review and Consider Resolution 2022-02, a Resolution of the Triview Metropolitan District's Board of Directors, concerning route selection and proceeding with the Northern Delivery System project.

A motion was made by Director Fiorito to approve Resolution 2022-02, a Resolution concerning route selection and proceeding with the Northern Delivery System project. The motion was duly seconded by Director Barnhart. A vote was taken, and the motion carried unanimously.

- b) Review and Consider approval of an overlapping Consent Agreement By and Among the Conexus Metropolitan District Number 1 and 2 and the Triview Metropolitan District.

- Mr. Rowley stated that the Board had previously considered this when Conexus went, originally, to the Town of Monument for approval of their Service Plan. There was an issue with the Town on the plans from Conexus, so they had to, basically, redo their whole plan. Now Conexus is going back to change the structure of their District plans and get them approved by the Town of Monument. Because they will be financing some of the same improvements that the District finances and maintains, such as Capital Improvements, they need the Overlap Consent from Triview. This resolution provides that consent, subject to the fact they cannot build or own or maintain facilities that will be in conflict with Triview's facilities. They must build all of their projects in compliance with the rules and regulations of Triview.

A motion was made by Director Fiorito to approve the overlapping Consent Agreement By and Among the Conexus Metropolitan District Number 1 and 2 and the Triview Metropolitan District. The motion was duly seconded by Director Sexton. A vote was taken, and the motion carried unanimously.

- c) Review and Consider Resolution 2022-03, a Resolution consenting to the Organization of the Conexus Metropolitan District Numbers 1 and 2, whose Boundaries and Services will Overlap with the Boundaries and Services of the Triview Metropolitan District.

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- Mr. Rowley stated that this Resolution says Triview consents to the overlap, subject to the requirements of the previous agreement.

A motion was made by Director Fiorito to approve Resolution 2022-03, consenting to the Conexus Metropolitan District Numbers 1 and 2, whose Boundaries and Services will Overlap with the boundaries and Services of the Triview Metropolitan District. The motion was duly seconded by Director Sexton. A vote was taken, and the motion carried unanimously.

- d) Review and Consider a Letter of Support for the Triview Metropolitan District Number Three's Revised Service Plan (Homeplace Ranch) and Authorization for the Board President to sign.

A motion was made by Director Fiorito to approve a Letter of Support for the Triview Metropolitan District Number Three's Revised Service Plan and Authorize the Board President, Mark Melville, to sign. The motion was duly seconded by Director Sexton. A vote was taken, and 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. A vote was taken, and the motion carried unanimously.

Monthly Cash Position and Unaudited Financial Statements – The Board reviewed the March 2022 unaudited Financial Statements as presented. A motion to approve the District's March 2022 Financial Statements was made by Director Barnhart. The motion was duly seconded by Director Sexton. A vote was taken, and the motion carried unanimously.

PUBLIC RELATIONS:

Director's James Otis and Anthony Sexton will be featured in the June newsletter.

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BOARD BREAK

A motion was made by Director Fiorito for the Board to take a 5 minute break before entering Executive Session.

EXECUTIVE SESSION:

Executive Session pursuant to C.R.S. Section 24-6-402(4) (b), (e) (f) Acquisitions, Legal Advice, Negotiations, and Personnel regarding the following general topics, if needed.

- Negotiation regarding Northern Delivery System.
- Design Contract Northern Monument Creek Interceptor Pipeline.

A motion was made by Director Fiorito for the Board to enter Executive Session pursuant to C.R.S. Section 24-6-402(4) (b), (e), (f) Legal Advice and Negotiations. The motion was duly seconded by Director Barnhart. A vote was taken, and the motion carried unanimously. Executive Session was entered into at 7:49 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. A vote was taken, and the motion carried unanimously. The meeting was adjourned at 9:30 p.m.

Respectfully Submitted

James C. McGrady
Secretary for the Meeting