

# 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

January 19, 2023

A meeting of the Board of Directors of the Triview Metropolitan District was held on Thursday, January 19, 2023, 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 5:30 p.m.

### ATTENDANCE

In attendance were Directors:

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

Director Fiorito was absent. This absence was approved by the Board of Directors.

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  
Rob Lewis, Distribution and Collection Manager  
Matt Rayno, Parks, and Open Space Superintendent  
Natalie Barszcz, Our Community News  
Eric Lingle, resident  
Jason Gross, resident

### 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 Barnhart. A vote was taken, and the motion was carried unanimously.

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### PUBLIC COMMENT: (Not related to Rate Hearing for 2023 Rates and Fees)

A comment was made by a resident of Triview about the no trespassing signs along a path by his residence. He was concerned that the area would be closed off because of the children playing along the path. He thought that area should be open to the public, like all the other similar areas in the district.

### Consent Agenda

- a) Prior Meeting Minutes
  - December 13, 2022, Regular Board Meeting
- b) Billing Summary Rate Code Report
- c) Taps for December 2022
- 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 was carried unanimously.

### PUBLIC HEARING ON THE TRIVIEW METROPOLITAN DISTRICT ON THE 2023 WATER AND WASTEWATER RATES FEES EFFECTIVE FEBRUARY 1, 2023

Director Melville Opens Public Hearing for discussion of 2023 Water and Wastewater Rates and Fees at 5:40 p.m.

Mr. McGrady explained why the increase is justified from a previous rate study. No Public comments received.

Director Melville Closes Public Hearing at 5:59 p.m.

### OPERATIONS REPORT

#### District Manager Report (enclosure)

- Mr. McGrady gave an update on the Northern Delivery System. Plans are done and the pump station plans are at about 90% done. The pipe has been ordered without any delays. Construction will start at the C Plant and go to Roller Coaster Road. This construction should start sometime in April of 2023. The construction is anticipated to be done by September 2023. Triview is on track to receive the Convey, Treat and Deliver Contract from CSU by the end of this month. CSU's Utility Board will then consider the contract with their Board in March.

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- Segment C of the Northern Delivery System is complete.
- Triview just received a reimbursement check from CWCD for \$537,146.06 to help reimburse costs for the Southern Reservoir.
- Triview had a pre-construction meeting today for the Water Mark apartments. These apartments will be on the west side of Jackson Creek Parkway across from the A Yard.
- Mr. McGrady had a meeting with Lewis Palmer High School concerning the Higby Road expansion.

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

- Mr. Rayno stated the 2021 Public Works safety program has been completed.
- The Agate Creek Park irrigation repairs have been completed and the crew is starting sidewalk construction at that park.
- In February,
- the Agate Creek Park landscape enhancement project will start.
- The detention pond maintenance will start in February.

### Utilities Department Update (Rob Lewis)

- Pumpage for month of December 2022 was 13.357 Mg
- Well A4 is scheduled for cleaning and inspection.
- A Plant is offline for winter maintenance.
- District Bacti sampling was completed.
- Fire hydrant maintenance is being done.

### ACTION ITEMS:

- a) Review and Consider Approval of Resolution 2023-1, a Resolution of the Triview Metropolitan District's Board of Directors, approving the District's Water and Wastewater Rates and Fees.

A motion was made by Director Otis to approve Resolution 2023-1, a Resolution of the Triview Metropolitan District's Board of Directors, approving the District's Water and Wastewater Rates and Fees. The motion was duly seconded by Director Sexton. A vote was taken, and the motion was carried unanimously.

### FINANCIALS AND PAYABLES

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

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

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

### PUBLIC RELATIONS:

Website suggestions were given by the Board including the progress on the Northern Delivery System.

### BOARD BREAK

The Board took a ten-minute break at 7:05 p.m. before entering Executive Session.

### EXECUTIVE SESSION:

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), (f) Legal Advice and Negotiations. The motion was duly seconded by Director Barnhart. A vote was taken, and the motion was carried unanimously. Executive Session was entered into at 7:15 p.m.

- Negotiations associated with water delivery infrastructure. Water Acquisitions, Property Acquisitions.

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### 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 Barnhart. A vote was taken, and the motion was carried unanimously. The meeting was adjourned at 9:00 p.m.

Respectfully Submitted

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James C. McGrady  
Secretary for the Meeting