

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

May 18, 2023

A meeting of the Board of Directors of the Triview Metropolitan District was held on Thursday, May 18, 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

Also, in attendance were on roll call:

James McGrady, District Manager
Steve Sheffield, Assistant District Manager
Joyce Levad, District Administrator
Chris Cummins, District Water Attorney
George Rowley, Triview General Counsel
Shawn Sexton, Water Superintendent
Rob Lewis, Distribution and Collection Manager
Matt Rayno, Parks, and Open Space Superintendent
Natalie Barszcz, Our Community News
Jason Gross, resident
Amanda Carlton, resident
Ann-Marie Jojola, resident

DISCLOSURE OF CONFLICTS

None.

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ADMINISTRATIVE MATTERS

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

RECOGNITION OF MARCO FIORITO AND JAMES OTIS

The Board of Directors presented a plaque to Marco Fiorito and James Otis for their 8 years of Service on the Triview Metropolitan District Board of Directors.

Director Melville, Sexton and Barnhart all expressed their appreciation to Marco Fiorito and James Otis for all their hard work and being a great example of being good Board members.

SWEARING IN OF NEW BOARD MEMBERS

Jason Gross and Amanda Carlton were sworn in to serve a four-year term of Service to the Triview Metropolitan District Board of Directors by President Mark Melville.

PUBLIC COMMENT

None.

Consent Agenda

- a) Prior Meeting Minutes
 - April 20, 2023, Regular Board Meeting
- b) Billing Summary Rate Code Report
- c) Taps for April 2023
- d) Tax Transfer from Monument

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

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OPERATIONS REPORT

District Manager Report (enclosure)

- Mr. McGrady gave an update on the Northern Delivery System. Work is going extremely well. They are 3 weeks into the project with the boring crew starting next week. This should take about 10 to 11 days to complete.
- The second Pueblo County 1041 will hopefully be approved by the Pueblo County Commissioners on June 27, 2023.
- The pump at the Southern Reservoir is completed. By the end of May Triview will be able to move water out of the South Reservoir into the Arkansas River. Water actually hit the reservoir on May 12, 2023 at 10:45 a.m. In less than 3 years we were able to complete this structure and begin storing water.
- Mr. McGrady has not received any updates on the NMCI from Colorado Springs Utilities.

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

- Mr. Rayno stated irrigation and mowing schedule is set up for the season.
- The team is working hard on installing the trail and the landscaping this month at Agate Creek Park. The park will be seeded in May.
- June will include irrigation system upgrades along Leather Chaps. Also seeding bare spots, trail maintenance, lawn weed control and street sweeping the district roads.

Utilities Department Update

- Pumpage for the month of April 2023
Total Production was 14.956 Mg.
- Well A4 and Well D9 are currently online and working.
- All Water plants are working well.
- A large pump install at the C Plant should be done by next week.
- Made accommodations at C Plant for Kiewit to work out of.
- The HMO project has been accepted by the State of Colorado for Triview to formally bring this into regular operations.
- There was a discussion on water produced vs water billed. Mr. Shawn Sexton is working on the discrepancies.

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ACTION ITEMS:

Review and Consider a request for dissolution of the Triview Metropolitan District Sub District B which overlays the Conexus Metropolitan District 1 and 2 and provide direction to staff.

The Board decided to discuss this issue in Executive Session without a vote on the issue.

Review and Consider a Lease between the City of Colorado Springs, on behalf of its Enterprise, Colorado Springs Utilities, and the Triview Metropolitan District for Triview's use of the City's and Colorado Springs Utilities land known as the Highway 83 Tank Site, on which the Northern Delivery System Pump Station and various pipelines will be constructed and authorize the District Manager to sign said lease.

A motion was made by Director Sexton to approve the Lease between the City of Colorado Springs, on behalf of its Enterprise, Colorado Springs Utilities and the Triview Metropolitan District for Triview's use of the City's and Colorado Springs Utilities land known as the Highway 83 Tank Site on which the Northern Delivery System Pump Station and various pipelines will be constructed and to give Mr. McGrady permission to sign the lease. The motion was duly seconded by Director Barnhart. A vote was taken, and the motion was 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 checks greater than \$5,000 was made by Director Sexton. 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 April 2023 unaudited Financial Statements as presented. A motion to approve the District's April 2023 Financial Statements was made by Director Sexton. The motion was duly seconded by Director Barnhart. A vote was taken, and the motion was carried unanimously.

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LEGAL COMMENTS

Mr. Rowley gave the board an overview of the 2023 legislation affecting special districts.

PUBLIC RELATIONS:

Kiewit developed their own private website for customers to have project updates each week. The website is triviewnds.com. Customers can sign up for project status each week.

Kiewit will give residents a hanger to put on their mirror in their cars to access their property off Roller Coaster Road.

All the bio's and pictures of new Board members will be in the next newsletter.

BOARD BREAK

The Board took a ten-minute break at 7:44 p.m. before entering Executive Session.

EXECUTIVE SESSION:

A motion was made by Director Sexton 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 7:59 p.m.

- Water Acquisitions.
- Legal Advice on the Upper Monument Regional Wastewater Facility
- Property Acquisition Negotiations.
- Legal Advice on Sub District Dissolution.

ADJOURN

There being no further business to come before the Board, a motion to adjourn the meeting was made by Director Sexton. The motion was duly seconded by Director Barnhart. A vote was taken, and the motion was carried unanimously. The meeting was adjourned at 9:17 p.m.

Respectfully Submitted

James C. McGrady
Secretary for the Meeting