

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

July 20, 2023

A meeting of the Board of Directors of the Triview Metropolitan District was held on Thursday, July 20, 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 5:33 p.m.

ATTENDANCE

In attendance were Directors:

President	Mark Melville, present
Secretary/Treasurer	James Barnhart, present
Director	Jason Gross, Zoom
Director	Anthony Sexton, Zoom

Director Amanda Carlton was absent. This absence was not approved by the Board of Directors.

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
Cathy Fromm, District Accountant
Christine McLeod, Haynie and Company
Shawn Sexton, Water Superintendent
Matt Rayno, Parks, and Open Space Superintendent
Natalie Barszcz, Our Community News
Several Residents for Public Comment

DISCLOSURE OF CONFLICTS

None.

RECORD OF PROCEEDINGS

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 Melville. A vote was taken, and the motion was carried unanimously.

PUBLIC COMMENT NOT RELATED TO AMENDED 2022 BUDGET HEARING

A resident came to the meeting to inform the district that the State of Colorado passed a \$2,000,000 grant for grass to be irrigated in the district open spaces. She will send Jim McGrady an email with the information about this grant.

Several residents came to the meeting to discuss opening the trail on Lyons Tail and Burke Hollow. Mr. McGrady read a letter he wrote to a resident explaining the area looks great and the Board will look into opening the trail back up to the residents with new signage.

PUBLIC HEARING ON AMENDED 2022 BUDGET

Cathy Fromm, the District accountant, explained the 2022 Budget Amendment. This is being done because of spending exceeding the original budgeted amounts in the General Fund, Enterprise Fund and the Capital Fund. A Resolution is scheduled to be approved at this meeting.

PRESENTATION 2022 AUDIT

Christine McLeod, with Haynie and Company, explained the communications field work in May for the 2022 Draft Audit. Ms. McLeod gave a short presentation naming who was on the engagement team. The Audit will be completed by July 31, 2023.

Consent Agenda

- a) Prior Meeting Minutes
 - June 22, 2023, Regular Board Meeting
- b) Billing Summary Rate Code Report
- c) Taps for June 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 Melville. A vote was taken, and the motion was carried unanimously.

RECORD OF PROCEEDINGS

OPERATIONS REPORT

District Manager Report (enclosure)

- Mr. McGrady discussed the progress on the Northern Delivery System. The pipeline will be tied together over the next week. Work on the tie ins will begin on Baptist Road, this process will be done at night for traffic impacts. When this is done, the crew will proceed to Mr. Stoecker's property to install the pump station. Most of the pipe should be installed by the middle part of September. Hopefully Roller Coaster should have the overlay, hydrants set, pipeline charged by the end of September.
- Triview has acquired the 1041 permit from Pueblo County. This permit gives Triview the ability to operate exchanges. The first exchange was a release out of the McCray Augmentation Station down Fountain Creek with an exchange into Pueblo Reservoir. Triview started with 10.8 CFS release out of Big Johnson Reservoir with an exchange of approximately 6 CFS into Pueblo Reservoir. There was some high transit losses due to the hot dry weather. The next exchange is from the Excelsior Augmentation Station into Pueblo Reservoir. Monday night we will start another exchange of 14 CFS from the South Reservoir up into Pueblo Reservoir. The pump station construction is complete, and the pump station will be commissioned the week of July 24, 2023.
- The water rights issue is being worked on for the Arkansas Valley Irrigation Company. Engineering reports have been filed. LRE and Matrix Design is working on the design of the augmentation station for the Bale Ditch.
- The Northern Monument Creek Interceptor project is moving along slowly. CSU is working on having everything wrapped up, from the NEPA perspective, with a design RFP on the street, probably in August or September.

OPERATIONS REPORT

Assistant District Manager

- Mr. Sheffield stated he has met with engineers, attorneys, and consultants to familiarize him with multiple Triview projects to include the Northern Delivery System, Stonewall Springs Reservoir, the AVIC and Bale Ditch.
- Steve also met multiple times with Chris Cummins and Steve Simms trying to come to an understanding on all the water projects. He continues to educate himself on the wastewater plant issues, the Pueblo County 1041 permit for construction of the South Reservoir and associated pump station. The water treatment plant issues, wells streets, parks, and storm drainage in the district.
- Steve is active in "onsite" visits to Buena Vista, Salida, Pueblo and Colorado Springs.

RECORD OF PROCEEDINGS

- Mr. McGrady explained to Director Gross he encourages the staff to educate themselves through various classes such as through the SDA Conference. Some of the employees are licensed and their classes are paid for by the District. There has been very high retention of employees over the years.

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

- Mr. Rayno stated the landscape enhancement project at Agate Creek Park is nearing completion.
- The Remington Hill mill and overlay started July 10th. This project will be completed by July 22, 2023.
- Tree replacements at Leather Chaps, Glen Eagle and Sanctuary Rim will start in August.
- Radar Speed signs for Northbound and Southbound Gleneagle will be installed by the end of August. These signs will display the speed of cars passing the signs.
- A concrete slab has been installed at Old Creek Park.

Utilities Department Update

- Pumpage for the month of June 2023 was 28.926 Mg.
- All wells are running normally. Currently using A9, D9, A7, D7, A1, A4 and D4.
- The plants A,B and C are working normally.
- All required plant sampling is complete and up to date with no issues, including radium.
- The Water Department staff undertook a practice and live session with Kiewit for the water main tap on Sanctuary Rim. The procedure had no impact on the district. Thanks to staff and Rob Lewis for coordinating numerous consultations with engineers and Kiewit staff.
- Mr. McGrady explained to the Board he is having the water employees cross-trained on the operations of the pump station at the Stonewall Springs Reservoir.

RECORD OF PROCEEDINGS

ACTION ITEMS:

Approve the Triview Metropolitan District's 2022 Audited Financial Statements, subject to any final review and updates by the auditors, and direction to Staff to file said statements with the State of Colorado.

A motion was made by Director Barnhart to approve the Triview Metropolitan District's 2022 Audited Financial Statements, subject to any final review and updates by the auditors, and direction to Staff to file said statements with the State of Colorado. The motion was duly seconded by Director Melville. A vote was taken, and the motion was carried unanimously.

Review and Approve Resolution 2023-04, a Resolution of the Triview Metropolitan District Board of Directors Amending the District 2022 Budget.

A motion was made by Director Barnhart to approve Resolution 2023-04, a Resolution of the Triview Metropolitan District Board of Directors Amending the District 2022 Budget. The motion was duly seconded by Director Melville. A vote was taken, and the motion was carried unanimously.

Review and Approve Resolution 2023-05, a Resolution of the Triview Metropolitan District Board of Directors, acting at the request of the Property Owners, Conexus Developers, Schuck-Chapman, to Dissolve Subdistrict B and authorize District Staff and the District's Legal team, to prepare documents, make filings, and consummate said Dissolution of Triview Subdistrict B.

A motion was made by Director Barnhart to approve Resolution 2023-05, a Resolution of the Triview Metropolitan District Board of Directors, acting at the request of the Property Owners, Conexus Developers, Schuck-Chapman, to Dissolve Subdistrict B and authorize District Staff and the District's Legal team, to prepare documents, make filings, and consummate said Dissolution of Triview Subdistrict B. The motion was duly seconded by Director Melville. 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 Barnhart. The motion was duly seconded by Director Melville. A vote was taken, and the motion was carried unanimously.

RECORD OF PROCEEDINGS

Monthly Cash Position and Unaudited Financial Statements - The Board reviewed the June 2023 unaudited Financial Statements as presented. A motion to approve the District's June 2023 Financial Statements was made by Director Barnhart. The motion was duly seconded by Director Melville. A vote was taken, and the motion was carried unanimously.

LEGAL COMMENTS

None.

PUBLIC RELATIONS:

Mr. McGrady stated we are working on the July newsletter; this will be mailed at the end of July.

Mr. McGrady suggested future newsletters should inform the public, not just on Triview's accomplishments, but also about the regional accomplishments pertaining to the Northern Delivery System. These are statewide accomplishments that affect water issues.

BOARD BREAK

The Board took a break at 7:48 p.m. before entering Executive Session.

EXECUTIVE SESSION:

A motion was made by Director Barnhart 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 Melville. A vote was taken, and the motion was carried unanimously. Executive Session was entered into at 7:58 p.m.

- Water Acquisitions, Change Cases
- Property Acquisition Negotiations.
- Higby Road Design

ADJOURN There being no further business to come before the Board, a motion to adjourn the meeting was made by Director Barnhart. The motion was duly seconded by Director Melville. A vote was taken, and the motion was carried unanimously. The meeting was adjourned at 8:57 p.m.

Respectfully Submitted

James C. McGrady
Secretary for the Meeting