

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

September 21, 2023

A meeting of the Board of Directors of the Triview Metropolitan District was held on Thursday, September 21, 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	Jason Gross, present
Director	Amanda Carlton, (ZOOM)

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 Utilities Water Treatment Manager
Matt Rayno, Parks, and Open Space/Public Works Superintendent
Natalie Barszcz, Our Community News
Erik Demkowicz, 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 Gross. A vote was taken, and the motion carried unanimously.

PUBLIC COMMENT NOT RELATED TO AMENDED 2022 BUDGET HEARING

Mr. Erik Demkowicz, resident, voiced his recognition and appreciation for the appearance of the open spaces and turf areas within the District. Mr. Demkowicz appreciates a visual demonstration of where tax dollars are being used.

Consent Agenda

- a) Prior Meeting Minutes
 - August 17, 2023, Regular Board Meeting
- b) Billing Summary Rate Code Report (enclosure)
- c) Taps for August 2023 (enclosure)
- d) Tax Transfer from Monument (enclosure)

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

OPERATIONS REPORT

District Manager Report (enclosure)

- Mr. McGrady discussed the continued progress of the NDS system. Solid progress is being made after 100 days of construction. The project is roughly 75% complete. The project is still on schedule and under budget.
- South reservoir is completely full. A 10 CFS exchange was initiated out of the reservoir for 48 hours. The exchange was shut down due to low flows on the Arkansas river.
- AVIC ditch is still undergoing revegetation plan formulation and implementation. Plan is agreed upon by the parties. No update on Buena Vista annexation status.

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- No updates on the Northern Monument Creek Interceptor (NMCI). The RFP is “on the street”.
- Continuing to work on the Higby Rd expansion design. Plans have been shared with stakeholders.
- FMIC meeting on September 20, 2023. Currently FMIC is looking for a manager or management company.
- Mr. Gross expressed the desire to accompany any tours that may make the trip to the Stonewall Springs Reservoir.

OPERATIONS REPORT

Assistant District Manager (Steve Sheffield)

- Mr. Sheffield reported that the District employee retirement plan change is fully underway. Most employees have met or scheduled meetings to initiate their plans.
- Steve reported that Jim, Joyce and Mr. Sheffield met with members and representatives from Vectra bank. The plan is to make Vectra bank the primary financial institution of the District. There was some discussion on the reasons and need to make the transition.
- Mr. Sheffield also reported that he had attended the annual Special Districts Association conference in Keystone CO.
- Mr. Sheffield completed his first set of Board meeting minutes for the September meeting.
- There was a brief discussion regarding the wastewater flow study currently being performed for the District.

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

- Mr. Rayno reported that the new radar speed limit signs have been installed at the top of Gleneagle Dr. There was a brief discussion regarding the speed limits on Gleneagle Dr. and the discrepancy between the radar and standard signs.
- Fall fertilizing program has begun.
- The new dump truck was returned from sandblasting treatment.
- Team members will be attending the Snow and Ice conference in Loveland CO.
- There was some discussion initiated by Mr. Melville regarding using a detention pond as a soccer field or related use.

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Utilities Department Update (Shawn Sexton)

- Water usage reports were presented by Mr. Sexton. Some discussion ensued regarding certain items on the report such as waste flow influent and effluent to the wastewater treatment plant.
- Mr. Sexton and Mr. Gross requested that the reports include the previous year's flows for comparison.
- Wells A-4 and D-1 are performing normally.
- Treatment plants are running optimally.
- HMO treatment system is almost up and running the way it was designed.
- Mario DiPasquale did a PowerPoint presentation on HMO with Mr. Sexton at the National Water Conference in Loveland.
- Some discussion of HMO treatment ensued.

ACTION ITEMS:

Mr. McGrady and Mr. Cummins presented an agreement between Cross Creek Metropolitan District and Triview Metropolitan District for the lease of 6 shares of FMIC water for 3 years commencing on November 1, 2023 through October 31, 2023 to augment evaporative losses on a pond located within Cross Creek Metropolitan District. After a brief discussion a motion was made by Mr. Gross to approve said agreement with an amendment to include an "out clause" to be provided by Mr. Cummins. The motion was seconded by Mr. Sexton. A vote was taken. 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 checks greater than \$5,000 was made by Director Barnhart. The motion was duly seconded by Director Sexton. A vote was taken. The motion carried unanimously.

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

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LEGAL COMMENTS

None.

PUBLIC RELATIONS:

The new newsletter was sent out. Newsletter focuses on how Triview Metro. is funded. The website for the District needs to be updated. It was noted that Marco Fiorito is still listed as a Triview Board member.

BOARD BREAK

The Board took a break at 7:13 p.m. before entering Executive Session.

EXECUTIVE SESSION:

Entered executive session at 7:27 p.m. on a motion by Mr. Sexton per State Statute 34-6-402(A), (B), (E), Acquisitions, Legal Advice, and Negotiations regarding general topics:

- Water supply contracts
- Property acquisitions
- Strategic planning
- Change cases

The motion was seconded by Mr. Barnhart. A vote was taken. The motion carried unanimously.

The Board left the executive session at 9:23 p.m. and returned to the regular session. No further actions were taken.

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 President Melville. A vote was taken. The motion carried unanimously. The meeting was adjourned at 9:23 p.m.

Respectfully Submitted

James C. McGrady
Secretary for the Meeting