

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

January 25, 2024

A meeting of the Board of Directors of the Triview Metropolitan District was held on Thursday, January 25, 2024, beginning at 5:30 p.m. The meeting was conducted via Zoom. This meeting was open to the public. The meeting was called to order at 5:38 p.m.

ATTENDANCE

In attendance were Directors:

President	Mark Melville, present
President	Anthony Sexton, present
Secretary/Treasurer	James Barnhart, present
Director	Jason Gross, present
Director	Amanda Carlton, 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
Matt Rayno, Parks, and Open Space/Public Works Superintendent
Natalie Barszcz, Our Community News

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 Secretary/Treasurer Barnhart to approve the agenda. Upon a second by Director Sexton. A vote was taken, and the motion passed unanimously 5-0.

PUBLIC COMMENT NOT RELATED TO AMENDED 2022 BUDGET HEARING

None

Consent Agenda

- a) Prior Meeting Minutes
December 21, 2023, Regular Board Meeting (enclosure)
- b) Billing Summary Rate Code Report (enclosure)
- c) Taps for December 2023 (enclosure)
- d) Tax Transfer from Monument (enclosure)

A motion was made by Secretary/Treasurer Barnhart to approve the consent agenda. The motion was duly seconded by Director Sexton. A vote was taken, and the motion passed unanimously 5-0.

OPERATIONS REPORT

District Manager Report (enclosure)

- Mr. McGrady presented to the Board that for the year 2023 a total of 89 water taps were sold. The income from the 89 sales was \$ 4,136,544. The budgeted number of taps for 2023 was 50.
- Mr. McGrady informed the Board that the NDS pump station is under construction. There was some initial disagreement between Keiwit and the building contractor regarding some safety concerns. The issues have been rectified and the building is going up. \$ 18.7 million for the total NDS project has been spent to date.
- Pipeline for the western portion of NDS on west side of Interstate 25 has been completed into the Conexus property.
- Water court case for FMIC is proceeding. Chris Cummins stated that there are only two objectors left.

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- Box culvert installation at Nyberg Rd (Stonewall Springs Complex) is complete except for paving of Nyberg. Paving will occur later in spring. There was a brief discussion on the operations of the Complex and some of the issues to overcome.
- Mr. McGrady talked briefly about the planning moratorium by Town of Monument. The moratorium should not impact the construction of TMD's new water storage tank.
- Mr. McGrady informed the Board that he was elected to serve as the FMIC Board President.
- Mr. Gross asked about the progress for making Higby Rd improvements. Mr. Gross was informed that the discussion should wait for executive session for more in-depth conversation.

OPERATIONS REPORT

Assistant District Manager (Steve Sheffield)

- Mr. Sheffield presented to the Board a training report that included many meetings regarding Higby Rd improvements.
- Mr. Sheffield reported that there was a meeting on site at the AVIC ditch to work with JHL contractors to discuss the diversion structure as well as doing LIDAR surveying of the area. The surveying will allow further design of the infrastructure for the ditch.
- Mr. Sheffield helped create a letter to the Town of Monument to press the "health and welfare" issues connected to a delay in the construction of the new water storage tank.

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

- Mr. Rayno reported to the Board that education and certification for the PW crew will be the big push for early 2024.
- Matt and crew will be attending the "Road and Asphalt" conference.
- Two of the crew will be seeking certification for backflow testing (irrigation).
- One of the crew will be attending a traffic light school to enable a better first response to issues with the traffic signals.
- All PW crew will be getting CPR/First Aid certifications in January.
- Burk Hollow Park improvements are scheduled for April 2024.

Utilities Department Update (Shawn Sexton)

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- Mr. Sexton presented the water pumping report and wastewater flow for the Board to review.
- Work to clean District sanitary sewer lines continues with the new vac truck.
- Work flushing hydrants within the District and FLMD is in progress.
- A new control valve is installed in B plant to integrate NDS next summer. Instrumentation and Controls will be implemented soon.
- Mr. Sexton requested that future reports include the amount of water sold, to compare it with the amount of water pumped.
- There is ongoing maintenance for both the Triview system and plants as well as FLMD.

ACTION ITEMS:

- There were no action items.

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 passed unanimously 5-0.

Monthly Cash Position and Unaudited Financial Statements - The Board reviewed the November 2023 unaudited Financial Statements as presented. After some questions from Director Gross a motion to approve the District's October 2023 Financial Statements was made by Director Barnhart. The motion was duly seconded by Director Sexton. A vote was taken, and the motion passed unanimously 5-0.

LEGAL COMMENTS

Mr. Rowley made a few comments regarding theft of backflow preventers. Mr. Rowley recommended adequate insurance for all the devices.

PUBLIC RELATIONS:

An update was provided by Mr. McGrady. The newest newsletter should be out within a week. There was a brief discussion about residents parking on the streets

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during a snow event. There are several areas in the District that this is a real concern. TMD has no enforcement authority. This would have to be done by Monument PD.

BOARD BREAK

The Board took a brief break before entering Executive Session at 6:43 PM.

EXECUTIVE SESSION:

Entered executive session at 6:58 on a motion by Director Barnhart per State Statute 34-6-402(A), (B), (E), Acquisitions, Legal Advice, and Negotiations regarding general topics:

- Water supply contracts
 - Property acquisitions
 - Strategic planning
 - Water change cases
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The motion was seconded by Director Sexton. A vote was taken. The motion passed unanimously 5-0.

The Board left the executive session at 8:53 PM. 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 Director Sexton. A vote was taken. The motion passed unanimously 5-0. The meeting was adjourned at 8:53 PM.

Respectfully Submitted

James C. McGrady
Secretary for the Meeting