

RESOLUTION 2026-03

**RESOLUTION OF THE BOARD OF DIRECTORS OF
TRIVIEW METROPOLITAN DISTRICT AUTHORIZING
TERMINATION OF MINING CONTRACT FOR CENTRAL RESERVOIR
IN THE STONEWALL SPRINGS RESERVOIR COMPLEX**

WHEREAS, Triview Metropolitan District (“District”) previously contracted with Fremont Paving and Redi Mix (“Fremont”) for a mineral lease to facilitate the mining of real property owned by the District in Pueblo County, Colorado, being a portion of the Stonewall Springs Reservoir Complex (“SSRC”) commonly referenced as the “Central Reservoir. Said “Lease” is dated June 14, 2021; and,

WHEREAS, the Lease was assigned by Fremont to Oldcastle SW Group, Inc., a Colorado corporation d/b/a United Companies (“United”) pursuant to a purchase and sale agreement between Fremont and United dated July 19, 2024. United is Fremont’s successor in interest in all respects to the rights, obligations and responsibilities under the Lease; and,

WHEREAS, United has advised the District that, as its business models and approaches are substantially different than those of Fremont, that performance of their obligations and responsibilities to mine the Central Reservoir property represents a hardship, and United wishes to terminate the Lease; and,

WHEREAS, the District’s Central Reservoir property, as well as much of the remainder of the SSRC properties, remains subject of permitting issued by the Colorado Division of Reclamation and Mining Services (“DRMS”) Permit No. M2012-045, along with property owned and controlled by United. DRMS Permit No. M2012-0445 remains in United’s name; and,

WHEREAS, the District has obtained approval of the DRMS for exemption from reclamation bonding requirements if, and only if, the DRMS permitting applicable to the SSRC properties, including the Central Reservoir property, is in the District’s name; and,


WHEREAS, United has expressed its willingness to cooperate with the District in repermitting the District-owned SSRC properties, including the Central Reservoir property, as a condition of termination of the Lease, allowing United to prioritize the mining of its own properties while allowing the District to control its permit and expedite the mining of the Central Reservoir property; and,

WHEREAS, pursuant to C.R.S. §32-1-1001(m) and (n), this Board has the power to adopt, amend and enforce bylaws and rules and regulations for the District that are not in conflict with the constitution and laws of the State of Colorado, for the carrying on of the business of the District, and may exercise all rights and powers necessary or incident to or implied from its specific powers; and,

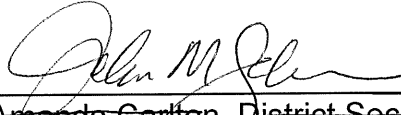
WHEREAS, the District's special counsel has prepared a "Termination Agreement" providing for the above recited consideration and results, and the Board of Directors has reviewed the terms and conditions thereof, and wishes to authorized District staff to expedite the execution of such Termination Agreement, effectively terminating the Lease while facilitating the repermitting of the District's SSRC properties, including the Central Reservoir property and the mining thereof for the express purpose of developing water storage infrastructure of benefit to the District.

NOW, THEREFORE, pursuant to the District's authority and the powers granted under C.R.S. §32-1-1001, the District hereby authorizes the District Manager, James McGrady, to immediately execute the Termination Agreement and take such steps as necessary to obtain United's signature on the same, effectively terminating the Lease and facilitating the timely mining of the Central Reservoir property for development of water storage infrastructure in the SSRC. The foregoing is established as the policy of the District, duly enacted by the Board of Directors of the District on this ___ day of February, 2026, to be effective immediately.

ATTEST:



Jason Gross, District President
ANN-MARIE JOJOLA
VICE PRESIDENT



Amanda Carlton, District Secretary
JOHN M Gibbons, Director