

## RECORD OF PROCEEDINGS

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MINUTES OF A SPECIAL MEETING OF  
THE BOARD OF DIRECTORS OF THE  
FOREST VIEW ACRES WATER DISTRICT  
AND THE BOARD OF DIRECTORS OF THE  
WATER ACTIVITY ENTERPRISE  
HELD  
NOVEMBER 2, 2006

A special meeting of the Board of Directors of the Forest View Acres Water District and the Board of Directors of the Water Activity Enterprise (referred to hereafter as "Board") was held on Thursday, the 2nd day of November, 2006, at 5:30 P.M. at the Tri Lakes Fire Department, Station No. 1, 18650 Highway 105, Monument, Colorado. The meeting was open to the public.

### ATTENDANCE

Directors In Attendance Were:  
Barbara Reed-Polatty, Chairman  
Eckehart Zimmermann  
Richard Crocker

Upon motion duly made by Director Zimmermann, seconded by Director Crocker and, upon vote, unanimously carried, the absence of Kajetan Nowacki was excused.

Also In Attendance Were:  
Lisa Johnson; Special District Management Services, Inc.

Paul C. Rufien, Esq.; Paul C. Rufien, P.C.

Mike Bacon; Community Solutions, Inc.

See attached list for others in attendance

### ADMINISTRATIVE MATTERS

Agenda: Ms. Johnson distributed for the Board's review and approval a proposed Agenda for the District's Special Meeting. Following discussion, upon motion duly made by Director Zimmerman, seconded by Director Crocker and, upon vote, unanimously carried, the Agenda was approved, as amended.

Minutes: The Board reviewed the minutes of the September 19, 2006 regular meeting. Following

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discussion, upon motion duly made by Director Zimmermann, seconded by Director Crocker and, upon vote, unanimously carried, the Board approved the minutes of the September 19, 2006 regular meeting. *as amended.*

Appointment of Director: The Board is soliciting letters of interest.

Public comments on agenda items: No comments were made.

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### FINANCIAL MATTERS

Claims: The Board considered approval of the payment of claims for the period ending November 2, 2006, totaling \$70,784.22.

Following discussion, upon motion duly made by Director Crocker, seconded by Director Zimmermann and, upon vote, unanimously carried, the Board approved payment of claims for the period ending November 2, 2006, totaling \$70,784.22.

Financial Statements: The Board reviewed the unaudited financial statements of the District setting forth the cash deposits, investments, budget analysis, and accounts payable vouchers for the period ending September 30, 2006. Following review, upon motion duly made by Director Crocker, seconded by Director Zimmermann and, upon vote, unanimously carried, the unaudited financial statements were accepted as presented.

2005 Audit: Ms. Johnson reported that Ms. Schilling and Attorney Zilis should have the audit completed within the next few weeks.

2007 budget: Ms. Johnson presented the draft 2007 budget. The public hearing on the 2007 budget will be held on Thursday, November 30, 2006 at 5:30 p.m. at the regular meeting place.

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### BILLING MATTERS

Address Audit: Ms. Johnson presented a report on the status of the audit, the field work has been completed and verification is underway.

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### LEGAL MATTERS

Service contract with Community Solutions, Inc.: Following discussion, upon motion duly made by Director Crocker, seconded by Director Zimmermann and, upon vote, unanimously carried, the Board approved the Operations and Maintenance Agreement between the District and Community Solutions, Inc.

Termination of Schmidt Inclusion: Attorney Rufien will notify the Court of the request to terminate the inclusion. Attorney Rufien will work with Attorney Zilis to convey the water rights back to Mr. Schmidt.

Rules and Regulations: Discussion was deferred.

Petrock & Fendel, P.C. settlement: Attorney Rufien reviewed the letter sent to Petrock & Fendel, P.C. with the final settlement offer.

### ELECTION

November 2006 Election: Mailing of TABOR Notice and Ballots. Ms. Johnson reported that the TABOR Notices were mailed on October 6<sup>th</sup>, the ballots from the initial voter and owner lists were mailed on October 16<sup>th</sup> and the ballots for voters on the supplemental list were mailed on October 20<sup>th</sup>.

Recission of TABOR comments. Attorney Rufien reported that the con statements were rescinded by the submitters after the TABOR Notices were mailed.

Eligible electors. Attorney Rufien reviewed the definition of "eligible elector" for a special district election.

Canvass Board. Rich Crocker and Susan Gates were appointed to the Canvass Board. The Canvass Board will meet on Friday, November 10, 2006 at 9:00 a.m. at the Monument Library, 1706 Lake Woodmoor Drive, Monument, Colorado.

Mr. Currier addressed the Board regarding ballots that were mailed to inactive voters.

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### OPERATIONS REPORT

Water Operator report: Mr. Bacon distributed and reviewed the September and October Operations Report and the Production Report through September 2006.

Following discussion, upon motion duly made by Director Crocker, seconded by Director Zimmermann and, upon vote, unanimously carried, the Board authorized the following expenditures:

Chart Recorder	\$ 2,500
Electrical box repairs	\$ 700
Small pump repairs at the booster station	\$ 700
Heater repairs	\$ 500

Red Rocks Reserve development: There was no report.

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### OTHER BUSINESS

Public comments: Susan Gates-issues with water quality. She noted that it was hard to get soap out of the laundry and off hands.

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### ADJOURNMENT

There being no further business to come before the Board at this time, upon motion duly made, seconded and, upon vote, unanimously carried the meeting was continued to Friday, November 10, 2006 at 9:00 a.m. at the Monument Library, 1706 Lake Woodmoor Drive, Monument, Colorado.

Respectfully submitted,

By



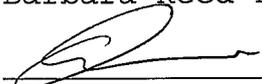
Secretary for the Meeting

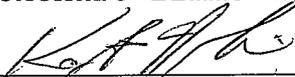
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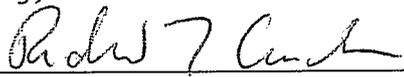
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THESE MINUTES APPROVED AS THE OFFICIAL NOVEMBER 2, 2006  
MINUTES OF THE FOREST VIEW ACRES WATER DISTRICT BY THE  
BOARD OF DIRECTORS SIGNING BELOW:

  
\_\_\_\_\_  
Barbara Reed-Polatty

  
\_\_\_\_\_  
Eckehart Zimmermann

  
\_\_\_\_\_  
Kajetan Nowacki

  
\_\_\_\_\_  
Richard Crocker

Please **print** your name, address and phone number and the issue(s) you are interested in addressing at this meeting.

NAME	ADDRESS	TELEPHONE/EMAIL	ISSUE(S) TO BE ADDRESSED
SUSAN GATES	18235 SUNBVEST DR	719 487-1604	WATER QUALITY ETHICS.
Jenny Quins	18870 Spring Valley Rd	719-649-9540	
John Roxanne Lehn	18185 Forest View Rd	719-481-9475	
JIM KENDRICK	OCN	719-488-1121	
JACK THIEL	MONUMENT CO P.O. BOX 2886	719-481-6424	
Chas MONSEN	18225 Forest View MONUMENT	719-488-1804	
Selfful	3795 El Largo way Monument	981-9967	Election
Stewart Currier	18650 Clover Hoop Dr.	487-1156	- electors + - inactive voter
FREDERICK MALMSTROM	18235 SUNBVEST DR	487-1606	