

## RECORD OF PROCEEDINGS

---

MINUTES OF A REGULAR MEETING OF  
THE BOARD OF DIRECTORS OF THE  
FOREST VIEW ACRES WATER DISTRICT  
AND THE BOARD OF DIRECTORS OF THE  
WATER ACTIVITY ENTERPRISE  
HELD  
AUGUST 23, 2007

A regular 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 23rd day of August, 2007, at 6:00 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:  
Richard Theodore Crocker, Chairman  
Eckehart "Eck" Zimmermann  
Anne Bevis  
Chris Monsen

Upon motion duly made by Director Bevis, seconded by Director Zimmermann and, upon vote, unanimously carried, the absence of Barbara Reed-Polatty was excused.

Also In Attendance Were:  
Lisa Johnson and Deborah D. McCoy; Special District Management Services, Inc.

Paul Rufien, Esq.

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 regular meeting. Following discussion, upon motion duly made by Director Zimmermann, seconded by Director Monsen and, upon vote, unanimously carried, the Agenda was approved, as amended.

## RECORD OF PROCEEDINGS

---

Minutes: The Board reviewed the minutes of the July 26, 2007 regular meeting. Following discussion, upon motion duly made by Director Bevis, seconded by Director Zimmermann and, upon vote, unanimously carried, the Board approved the minutes of the July 26, 2007 regular meeting.

Public comments on agenda items: There were no public comments on the agenda items.

Regular meeting schedule: Staff was directed to contact the Fire Station for availability on any date during the week of December 17, 2007 at 6:00 p.m.

AWWWA Seminar: Following discussion, upon motion duly made by Director Zimmermann, seconded by Director Bevis and, upon vote, unanimously carried, the Board approved sending Director Crocker to the seminar.

### FINANCIAL MATTERS

Claims: The Board considered approval of the payment of claims through the period ending August 23, 2007 as follows:

General Fund	\$ 13,238.67
Debt Service Fund	5,827.71
Enterprise Fund	<u>24,834.82</u>
Total	\$ <u>43,901.20</u>

Following discussion, upon motion duly made by Director Zimmermann, seconded by Director Bevis and, upon vote, unanimously carried, the Board approved the payment of claims for the period ending August 23, 2007.

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 July 31, 2007.

Following discussion, upon motion duly made by Director Monsen, seconded by Director Bevis and, upon vote, unanimously carried, the Board approved the unaudited financial statements for the period ending July 31, 2007.

## RECORD OF PROCEEDINGS

---

### OPERATIONS REPORT

Water Operator report: July Water Operations Report. Mr. Bacon presented the July Water Operations Report.

Transmission line break near the booster station. Ms. Johnson reported that she still has not received a written response from Mr. Herebic.

Valve identification and location. Mr. Bacon reported that the project is 99% complete.

Master System Map. Ms. Johnson reported that the project is in progress.

Nevins service line and meter installation. Mr. Bacon reported that the work is scheduled to begin in approximately two weeks.

Floor jacking. Following discussion, upon motion duly made by Director Bevis, seconded by Director Zimmermann and, upon vote, unanimously carried, the Board approved the proposal from A1 Concrete to do the floor jacking at the Arapahoe Plant for an amount not to exceed \$605.

Fire Hydrant Requirements/Responsibilities: Mr. Bacon obtained a copy of an agreement that is currently in place with Woodmoor Water and Sanitation District and Tri-Lakes Fire District. Director Crocker plans to attend the next board meeting for Tri-Lakes and will ask them to address the Memorandum of Understanding.

Purchase of fire hose: Following discussion, upon motion duly made by Director Zimmermann, seconded by Director Monsen and, upon vote, unanimously carried, the Board approved the purchase of seven, 50 foot sections of fire hose for an amount not to exceed \$1,500.

18795 Rockbrook Road: The Board directed CSI staff to contact the resident again to schedule an inspection of the property.

Request for water service: Mr. Bacon reported that he had been contacted regarding providing service to a property that is outside of the District. Mr. Bacon asked the property owner to submit a written request, no response has been received to date.

---

## RECORD OF PROCEEDINGS

### OTHER BUSINESS

District website: Following discussion, upon motion duly made by Director Zimmermann, seconded by Director Monsen and, upon vote, unanimously carried, the Board ratified the approval of the authorization given to Community Solutions, Inc. to modify the District website for billable time not to exceed 8 hours.

The Board directed staff to make the website live and inform the constituents via the community email and in the next water bill that the site is available.

Public comments: Members of the public addressed the Board. The following are notes taken by the Secretary regarding the statements made by the public.

**SPEAKER-Jeff Dull**

What information is accessible in digital format?

**Response**-Minutes will be available on the website.

What is the cost of researching and providing copies of minutes, operations and maintenance reports and financial statements from January 2004 to the present?

**Response**-Staff will provide an estimate of the cost directly to Mr. Dull.

**SPEAKER-Susan Gates**

Can the Board provide a summary of what items were discussed at the last work session.

**Response**-Director Crocker provided a summary.

**SPEAKER-Fred Malmstrom**

Who does Paul Rufien represent?

**Response**-Attorney Rufien responded that he represented the District.

Do you represent any other persons or corporations in this room?

**Response**-Attorney Rufien responded that he does not represent anyone else in the room.

**SPEAKER-Genelle Davenport**

Why did you (Director Bevis) tell Ms. Gates to leave the work session?

**Response**-Director Bevis responded that she didn't think she had told Susan Gates to leave and then described the brief conversation she held with Susan.

*Ben Lee volunteered along w/ Rich Crocker to work with Tri-Lakes Fire Dept. on the moul*

## RECORD OF PROCEEDINGS

---

### LEGAL MATTERS

Wilde update: There was no report.

Rules and Regulations: The project will be deferred until new district management is engaged.

Annual review of contracts: Director Crocker noted that Special District Management Services, Inc. and Community Solutions, Inc. have terminated their contracts effective November 15, 2007.

The Board expressed their appreciation for the professionalism of both companies and complimented them on a job well done.

EXECUTIVE SESSION: Pursuant to .24-6-402(4), C.R.S., Director Bevis moved that the regular public meeting of the Board adjourn, and, upon an affirmative vote of at least two-thirds of the quorum present, that the Board reconvene in Executive Session for the purposes of receiving from the Board's attorney legal advice (24-6-402(4)(b), C.R.S) and determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators (24-6-402(4)(e), C.R.S.).

Furthermore, pursuant to .24-6-402(2)(d.5)(II)(B), C.R.S., no record will be kept of those portions of the executive session that, in the opinion of the District's counsel, constitutes privileged attorney-client communication pursuant to .24-6-402(4)(b), C.R.S.

Director Monsen seconded the motion and, upon vote, the motion was unanimously carried.

The Board adjourned into Executive Session at 7:10 p.m.

Barbara Reed-Polatty joined the meeting at 8:15 p.m.

The Board reconvened in regular session at 8:30 p.m.

Service Agreement with District engineer: Following discussion, upon motion duly made by Director Zimmermann, seconded by Director Bevis and, upon vote, unanimously carried, the Board approved the engagement of RG Consulting Engineers, Inc. and approved the execution of a Service Agreement.

## RECORD OF PROCEEDINGS

---

### ADJOURNMENT

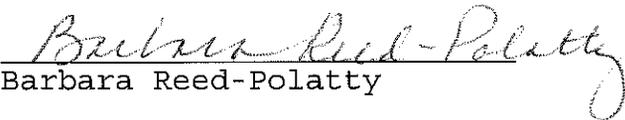
There being no further business to come before the Board at this time, upon motion duly made, seconded and, upon vote, unanimously carried the meeting was adjourned.

Respectfully submitted,

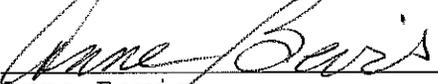
By   
Secretary for the Meeting

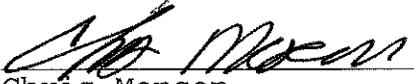
THESE MINUTES APPROVED AS THE OFFICIAL AUGUST 23, 2007 MINUTES OF THE FOREST VIEW ACRES WATER DISTRICT BY THE BOARD OF DIRECTORS SIGNING BELOW:

  
Richard Crocker

  
Barbara Reed-Polatty

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

  
Anne Bevis

  
Chris Monsen

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
BEN LEE	4750 LIMESTONE RD MONUMENT CO 80132	719 481 9665 WEBLEEE@YAHOO.COM	RECOMMENDED CHANGES
Jeff Doll	3775 El Rancho Way Monument CO 80132	719 481 9967 jindulke@comcast.net	TO CONTRACTS open records
Genelle Deavenport	11		
SUSAN GATES	18235 SUNBURST	719 487-1606	Letter to the Board
FREDRICK MALMSTROM	18235 SUNBURST DRIVE	719-487-1606	LETTER TO WATER BOARD
John Heiser	OCN PO Box 1742 Monument	488-3455	None
Lenny Lewis		649-9540	None