

RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS

OF THE

WIDEFIELD WATER AND SANITATION DISTRICT

Held: Tuesday, August 20, 2024, at 12:00 p.m. at 8495 Fontaine Blvd., Colorado Springs, Colorado 80925.

Attendance

Directors in Attendance Were:

Mark Dunsmoor, Vice President
Dan Ittner, Secretary/Treasurer
Jim Mesite, Jr., Assistant Secretary
Ryan Watson, Director

Directors Absent (excused):

Mark Watson, President

Also in Attendance:

Lucas Hale, District Manager
Kelly Smith, Director of Administrative Services
Robert Bannister, District Engineer
Joe Norris, Cockrel Ela Glesne Greher & Ruhland
Members of the Public: Jean Smith

Call to Order

Vice President Dunsmoor noted that a quorum of the Board was present and that the Directors had confirmed their continuing qualification to serve, and therefore called the regular meeting of the Board of Directors of the Widefield Water and Sanitation District to order at 12:03 p.m.

Notice

Notice of the meeting was properly posted as required by law. The notice also included the agenda items. Certification of such posting is attached hereto.

Disclosure Matters

Vice President Dunsmoor reported that conflict of interest statements had been received from all directors and previously filed with the Secretary of State at least 72 hours in advance of the meeting. Copies of the statements are on file with and available from the Colorado Secretary of State.

Approval of Minutes

The Board reviewed the Minutes of the July 16, 2024 meeting. Upon motion duly made, seconded and unanimously carried, the Minutes of such meeting were approved unanimously.

RECORD OF PROCEEDINGS

Financial Matters

Mr. Hale presented the monthly financials and summary financial report. Following discussion and upon motion duly made and seconded, and unanimously carried, the Board approved the monthly financials.

District Manager's Report

Mr. Hale presented the District managers report. Mr. Hale reported on the cured in place pipe bid noting that the bid came in over budget. The District reallocated funds intended for other CIP projects and will be moving forward with the project. The District will obtain a complete list of lines that have been completed.

Mr. Hale discussed a subpoena received for production of information relating to infrastructure installation by the developer and its contractor at the Aspen View development. Directs Dunsmoor and Ryan Watson discussed and Mr. Norris provided additional detail on discussions with counsel who served the subpoena.

Mr. Hale noted that the District is evaluating replacement of the board room remote meeting technology and may be changing from the Zoom platform to Microsoft Teams.

Mr. Hale presented the Addendum to Join Facilities and Operating Agreement for the Venetucci Well Field relating to submittal of PFAS class action settlement claims. Mr. Norris provided additional description of the class action settlement process to the Board and described that Security as the operating entity will be submitting the claim on behalf of itself, Widefield and Fountain. Upon motion duly made, seconded and unanimously carried, the Addendum to Join Facilities and Operating Agreement for the Venetucci Well Field were approved unanimously.

Mr. Hale presented a draft Letter Agreement with a property owner and developer relating to the District's due diligence activities necessary prior to accepting donation of real property to the District. Upon motion duly made, seconded and unanimously carried, the Letter Agreement with developer regarding due diligence prior to acceptance of real property donation were approved unanimously.

Mr. Hale presented the Inclusion and Service Agreement for EVERGREEN-MESA RIDGE & SYRACUSE NWC JV LLC. Mr. Hale described the property and initial development plans, noting that the developer has acquired and will be transferring FMIC shares to the District. Upon motion duly made, seconded and unanimously carried,

RECORD OF PROCEEDINGS

the Inclusion and Service Agreement for EVERGREEN-MESA RIDGE & SYRACUSE NWC JV LLC was approved unanimously.

Engineer's Report

Mr. Bannister presented the engineer's report as contained in the Board packet.

Attorney's Report

Mr. Norris reported on the Colorado Special Legislative Session and PFAS issues.

Public Comment

Ms. Smith commented on the traffic and other impact due to Evergreen-Mesa Ridge property development.

Other Business

None.

Adjournment

There being no further business to come before the Board, the meeting was adjourned at 1:10 p.m.

Secretary