MINUTES OF A MEETING OF THE BOARD OF THE

NORTH WELD COUNTY WATER DISTRICT

HELD AUGUST 10, 2026 AT 8:30 A.M. AT

32825 COUNTY ROAD 39, LUCERNE, COLORADO AND VIA TELECONFERENCE

The meeting of the Board of Directors of North Weld County Water District was called and held in accordance with the applicable laws of the State of Colorado. The following Directors, having confirmed their qualifications to serve, were in attendance:

Attendance

Tad Stout, President
Matt Pettinger, Assistant Secretary
Nels Nelson, Treasurer
J.G. Milne, Assistant Secretary
Anne Hennen, Assistant Secretary

Also present were Eric Reckentine and Garrett Mick, District General Manager; Zachary P. White, Esq., WBA, PC, District General Counsel; Jan Sitterson, Water Resources; Loren Taylor, Spencer Fane, District Litigation Counsel; Scott Holwick, Lyons Gaddis. District Water Counsel; Wendy Greenwald, The Solution PR; Representative Gabe Evans; and members of the public.

1. Call to Order/Declaration of Quorum

It was noted that a quorum of the Board was present, with all Directors in attendance, and Mr. Stout called the meeting to order at 8:30 a.m.

2. Confirmation of Disclosures of Conflicts of Interest

Mr. White advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Mr. White reported that disclosures for those directors that provided WBA, PC, with notice of potential or existing conflicts of interest were filed with the Secretary of State's Office and the Board at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Board. Mr. White inquired into whether members of the Board had any additional disclosures of potential or existing conflicts of interest with regard to any matters scheduled for discussion at the meeting. No additional disclosures were noted.

3. Action: Approve August 10, 2026, NWCWD Board Meeting Agenda

The Board reviewed the proposed agenda. Upon a motion by Mr. Nelson and seconded by Ms. Hennen, the Board unanimously approved the agenda.

4. Public Comment

Barbara Shaw appeared and addressed the Board on behalf of Wild Wing regarding her displeasure with certain comments made at the prior Board meeting. Mr. Stout responded to Ms. Shaw's comments.

5. Consent Agenda

Mr. Reckentine reviewed the items on the consent agenda with the Board. Mr. Reckentine advised the Board that any item may be removed from the consent agenda to the regular agenda upon the request of any director. Upon a motion by Mr. Nelson and seconded by Mr. Milne, the following items on the consent agenda were unanimously approved, ratified, and adopted:

a. Minutes from July 13, 2026, Meeting
b. Invoices through August 10, 2026
c. Financial Statements July 2026
d. Saddler Development Commitment to Serve Letter 1 Year Extension
e. Severance South/Winddance Commitment to Serve Letter 1 Year Extension
f. Spencer Fane Engagement Letter (Ratify)
g. Quality Well and Pump Scope for Office Wells (Ratify)
h. Moltz Pump Station 1 Repair Partial Release of Retainage
i. Zone 1 West Heckman Crop Damage Agreement
j. Zone 1 West Reynolds Change Order #2
k. Eaton Pipeline Phase III
    i. Certificate of Substantial Completion
    ii. Pay Application #8
l. Letter of Intent
    i. Stansloski
    ii. Beth Ann Francis Trust
m. NWCWD and Greeley Interconnect at Harmoney Pump Station
    i. Notice to Proceed
    ii. Notice of Award
    iii. Construction Agreement

6. Action: ELCO Service from NWCWD Connection Letter, Reimbursements and Next Steps

The Board discussed the ELCO Service from NWCWD Connection Letter, Reimbursements and Next Steps in executive session. Following executive session, the Board directed Special Counsel to draft a letter to ELCO demanding payment and resolution of the outstanding issues.

7. Discussion: NWCWD 2026 SWOT Analysis Update

Mr. Reckentine presented an updated SWOT analysis to the Board.

a. Negotiation Points for Purchase of City of Fort Collins Treatment Capacity

The Board discussed negotiation points for the purchase of City of Fort Collins treatment capacity in executive session. Following executive session, the Board directed staff and legal counsel to begin negotiations with the City of Fort Collins.

8. Discussion: Congressional Guest to Discuss NWCWD Capital Improvement Achievements, Future Needs, Drought Issues

Representative Gabe Evans visited the Board meeting. Mr. Reckentine presented regarding the District's Capital Improvement Achievements, Future Needs, and Drought Issues. Representative Evans discussed federal funding options available to the District and offered his assistance in applying for such funding, should the District wish to pursue it. Representative Evans also discussed issues surrounding cybersecurity to protect critical infrastructure and Colorado River water issues.

9. Action: Eaton Phase III Pipeline Property Matters

a. Johnson Change Order and Settlement Agreement

The Board discussed the Johnson Change Order and Settlement Agreement in executive session. Following executive session, upon a motion by Mr. Nelson and seconded by Ms. Hennen, the Board approved the Johnson Change Order and Settlement Agreement, agreeing to Mr. Johnson's request to lower the blow-off valve, with Director Milne opposed.

10. Executive Session

Upon a motion duly made and seconded, followed by an affirmative vote of at least two-thirds of the quorum present, the Board entered into executive session at 9:51 A.M. for the purpose of receiving legal advice and discussing matters subject to negotiation and strategy pursuant to § 24-6-402(4)(b) & (e), C.R.S. related to the Eaton Phase III Pipeline Property Acquisition Matters, ELCO Service from NWCWD Connection, NWCWD SWOT Analysis Update, and City of Fort Collins Treatment Capacity Agreement.

Pursuant to Section 24-6-402(2)(d.5)(II)(B), C.R.S., no record will be kept of the portion of this executive session that, in the opinion of legal counsel to the District, constitutes privileged attorney-client communication pursuant to Section 24-6-402(4)(b), C.R.S.

The Board reconvened in regular session at 10:45 A.M..

11. District Manager's Report

a. Rate Change Letters to Non-Potable Customers

Mr. Reckentine reported that the rate change letters to non-potable customers have all been sent.

b. Commercial Sector WSA Update

Mr. Reckentine reported that 15 to 16 dairies have come in for new Water Service Agreements.

c. Larimer County 1041 Permit Project Kick-Off Meeting

Mr. Reckentine reported that the Larimer County 1041 permit project has kicked off.

d. Development Review for Single Meter LOI Efficiency Changes

Mr. Reckentine reported on the status of the District's work to produce a new Letter of Intent form for single meters.

e. Employee Safety Meeting

Mr. Reckentine reported regarding an employee safety training conducted following a recent workplace accident. The Board discussed the need for continued safety meetings.

f. September 2026 Board Meeting Date

Mr. Reckentine reported a need to change the September 2026 Board meeting date to September 21, 2026.

Other Business:

None.

Adjourn

There being no further business to come before the Board, following discussion and upon a motion duly made, seconded, and unanimously carried, the Board determined to adjourn the meeting.

The foregoing constitutes a true and correct copy of the minutes of the above-referenced meeting.

J. G. Milne

Secretary for the Meeting

The foregoing minutes were approved on the 21st day of September, 2026.

ATTORNEY STATEMENT

REGARDING PRIVILEGED ATTORNEY-CLIENT COMMUNICATION

Pursuant to Section 24-6-402(2)(d.5)(II)(B), C.R.S., I attest that, in my capacity as the attorney representing North Weld County Water District, I attended the executive session at the regular meeting of North Weld County Water District convened at 9:51 AM on August 10, 2026 for the sole purpose of receiving legal advice and discussing matters subject to negotiation and strategy pursuant to § 24-6-402(4)(b) & (e), C.R.S. related to the Eaton Phase III Pipeline Property Acquisition Matters, ELCO Service from NWCWD Connection, NWCWD SWOT Analysis Update, and City of Fort Collins Treatment Capacity Agreement, as authorized by Section 24-6-402(4)(b), C.R.S. I further attest it is my opinion that all of the executive session discussion constituted a privileged attorney-client communication as provided by Section 24-6-402(4)(b), C.R.S. and, based on that opinion, no further record, written or electronic, was kept or required to be kept pursuant to Section 24-6-402(2)(b), C.R.S. or Section 24-6-402(2)(d.5)(II)(B), C.R.S.

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Zachary P. White, Esq.