

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE NORTH WELD COUNTY WATER DISTRICT

Held: Monday, the 8th day of April, 2024, at 8:30 A.M.

The meeting was conducted via teleconference.

ATTENDANCE

The meeting was held in accordance with the laws of the State of Colorado. The following directors were in attendance:

Tad Stout, President
Nels Nelson, Treasurer
Anne Hennen, Assistant Secretary
Matt Pettinger, Assistant Secretary
Director Cockcroft, Secretary

Also present were Eric Reckentine, General Manager of the District; Zachary P. White, Esq., WHITE BEAR ANKELE TANAKA & WALDRON, District general counsel; Scott Holwick, Esq., LYNONS GADDIS, P.C., Special counsel; Richard Raines and Jan Sitterson, Water Resources; and members of the public including, Lindsey Radcliff-Coombs and Dave Bruin, of the Town of Severance.

ADMINISTRATIVE MATTERS

Call to Order

The meeting was called to order at 8:30 A.M.

Declaration of Quorum and Confirmation of Director Qualifications

Mr. Stout noted that a quorum for the Board was present and that the directors had confirmed their qualification to serve.

Reaffirmation of Disclosures of Potential or Existing 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 WHITE BEAR ANKELE TANAKA & WALDRON with notice of potential or existing conflicts of interest, if any, 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 about any matters scheduled for discussion at the meeting. All directors reviewed the agenda for the meeting and confirmed that they have no additional conflicts of interest in connection with any of the matters listed on the agenda.

Approval of Agenda

Mr. Reckentine presented the Board with the agenda for the meeting. Upon motion of Mr. Nelson, seconded by Mr. Pettinger, the Board unanimously approved the agenda.

PUBLIC COMMENT

None.

CONSENT MATTERS

AGENDA

Upon a motion of Mr. Nelson, seconded by Ms. Hennen, the following items on the consent agenda were unanimously approved, ratified and adopted:

- a. Minutes from March 11, 2024 Regular Meeting
- b. Invoices through April 8, 2024
- c. Eaton Pipeline Phase 2 Connell Resources Change Order #3
- d. Easement Agreement – Heckman Property Zone 1 Water Line
- e. Variance Request Water and Plant Investment Reallocations and Water Tap Request Variance
 - I. Podtburg Dairy
 - II. Schrepel
 - III. Bethel Family Praise Center – Fire Meter Tap Request

Consider Approval Variance Request Transfer of Grandfathered Plant Investments, Mr. Lynn Ottoson

Mr. Reckentine presented to the Board a request for variance from Mr. Ottoson to relocate his grandfathered tap. Following discussion, the Board determined not to approve the variance as it deviates from historic practice of the District.

Consider and Approve Fact Sheet Town of Severance

Mr. Reckentine presented to the Board the current language of the fact sheet to the Town of Severance customers. It was noted that that the District will create one for each wholesale customer. Following discussion, upon a motion of Mr. Nelson and seconded by Mr. Pettinger, the Board unanimously adopted the fact sheet, subject to the language revision.

Resolution No. 20240408-01: Resolution Adopting an Amended Residential Meter Overuse Surcharge Policy

Mr. Reckentine presented to the Board the Resolution Adopting an Amended Residential Meter Overuse Surcharge Policy. Following discussion, upon a motion of Ms. Hennen and seconded by Mr. Pettinger, the Board unanimously adopted the resolution.

Resolution No. 20240408-02: Resolution Amending Amended and Restated Water Dedication Policy

Mr. Holwick presented to the Board the Resolution Amending Amended and Restated Water Dedication Policy. Following discussion, upon a motion of Mr. Cockroft and seconded by Mr. Pettinger, the Board unanimously adopted the resolution.

DISTRICT MANAGER'S REPORT

Tap Sales	Mr. Reckentine reported to the Board there were 25 taps sold to date.
Town of Windsor Executed 2024 Amended Water Service Agreement	Mr. Reckentine reported to the Board that the 2024 Amended Water Service Agreement has been signed and the Town of Windsor has been paid.
40 Letters on Communication Protocol to Northern Colorado Entities	Mr. Reckentine reported to the Board that the letters on Communication Protocol has been sent to the 40 entities.
Stakeholder Meeting Town of Severance April 1, 2024	Mr. Reckentine reported to the Board that the meeting was held with the Town representatives and will be held quarterly to maintain communication channels.
FCLWD Buss Grove Emergency Interconnect Negotiations of New Terms	Mr. Reckentine reported to the Board that the terms of the interconnect will need to be renegotiated.
SCWTP Rating Report Sent to CDPHE – Upgrade Plant to 68 MGD	Mr. Reckentine reported to the Board that the rating report was sent to the CDPHE and the rating will increase the plan from 60 MGD to 68 MGD.
Amended Water Service Agreement Negotiations	Mr. Reckentine reported to the Board that District will start negotiating new Water Service Agreements with the Town of Eaton and the Town of Nunn.

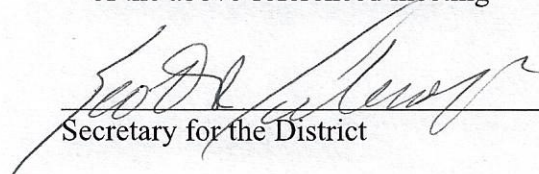
OTHER BUSINESS

Mr. Reckentine reported that Xcel shut off power to the treatment plant on Saturday, April 6th, due to the high winds in the forecast. The backup generators were used to keep the plant online and municipal customers were notified to fill their storage tanks. Mr. Reckentine noted that Soldier Canyon Authority will engage with Xcel to receive advance notice next time a power shut off is planned.

ADJOURNMENT

There being no further business to be conducted, the meeting was adjourned.

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



 Secretary for the District