

**RECORD OF PROCEEDINGS
MINUTES OF THE REGULAR MEETING
OF THE EXECUTIVE BOARD OF
FALCON AREA WATER AND WASTEWATER AUTHORITY**

HELD: Tuesday, April 23, 2024, at 10:00 a.m.
LOCATION: 2138 Flying Horse Club Drive, Colorado Springs, CO 80921 and
via video and audioconference

ATTENDANCE:

The regular meeting of the Executive Board of Falcon Area Water and Wastewater Authority, El Paso County, Colorado was called and held as shown above and in accordance with the applicable statutes of the State of Colorado, with the following directors present and acting:

James Morley, President
Douglas Stimple, Secretary
Peggy Libbey, Assistant Secretary
Loren Moreland, Assistant Secretary
Charles Collins, Assistant Secretary

There are two vacancies on the Board.

Also in attendance were John McGinn, Jack Stimple and Sarah Steph of Classic Homes, Seef Le Roux of CliftonLarsonAllen, and Tom George of Spencer Fane LLP.

CALL TO ORDER:

Mr. George noted for the record that a quorum was present, and on behalf of the Executive Board, called the meeting to order at 10:00 a.m.

APPROVAL OF THE AGENDA:

Upon motion duly made, seconded, and upon unanimously carried, the Board approved the agenda as presented.

PUBLIC COMMENT:

No members of the public were present.

CONSTRUCTION CONTRACT CONSIDERATION:

Review and Consider Ratification of Change Order No. 3 for SMH West. Director Moreland reviewed the change order with the Board. Discussion ensued. Following discussion, upon motion

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duly made, seconded, and upon vote unanimously carried, the Board approved the ratification of the change order as presented.

Review and Consider Ratification of Application for Payment No. 4 for SMH West. Director Moreland reviewed the payment application with the Board. Discussion ensued. Following discussion, upon motion duly made, seconded, and upon vote unanimously carried, the Board approved the ratification of the payment application as presented.

Review and Consider Ratification of Application for Payment No. 2 for Global Underground Corp. Director Moreland reviewed the payment application with the Board. Discussion ensued. Following discussion, upon motion duly made, seconded, and upon vote unanimously carried, the Board approved the ratification of the payment application as presented.

Review and Consider Ratification of Application for Payment No. 4 For Hydro Resources. Director Moreland reviewed the payment application with the Board. Discussion ensued. Following discussion, upon motion duly made, seconded, and upon vote unanimously carried, the Board approved the ratification of the payment application as presented.

Review and Consider Approval of Notice of Award to Moltz Construction. Mr. McGinn discussed the RFP to the Board. Discussion ensued regarding the bid process and the bids that were received. Mr. McGinn recommended selecting Moltz Construction. Following discussion, upon motion duly made, seconded, and upon vote unanimously carried, the Board approved engaging Moltz Construction and directed legal counsel to finalize the contract and authorized the Board President to execute the contract once finalized.

Review and Consider Approval of Filtronics Proposal. Director Moreland presented the proposal to the Board. Discussion ensued. Following discussion, upon motion duly made, seconded, and upon vote unanimously carried, the Board approved the proposal as presented.

MINUTES:

The Board reviewed the minutes of the regular meeting held March 26, 2024. Upon motion duly made, seconded, and upon vote unanimously carried, the Board approved the minutes as presented.

FINANCIAL MATTERS:

Claims. Mr. Le Roux presented the claims to the Board. Discussion ensued. Following discussion, upon motion duly made, seconded, and upon vote unanimously carried, the Board approved the claims as presented.

Cash Position. Mr. Le Roux presented the schedule of cash position to the Board. Discussion ensued. Following discussion, upon motion duly made, seconded, and upon vote unanimously carried, the Board accepted the schedule as presented.

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Capital Outlay Summary. Mr. Le Roux presented the summary to the Board. Discussion ensued. Following discussion, upon motion duly made, seconded, and upon vote unanimously carried, the Board accepted the summary as presented.

Ratification of Requisition No. 27 and No. 28. Mr. Le Roux presented the requisitions to the Board. Discussion ensued. Following discussion, upon motion duly made, seconded, and upon vote unanimously carried, the Board approved the requisitions as presented.

ATTORNEY'S ITEMS:

Review and Consider Approval of Temporary Construction Easement and Utility Easement Agreement (Mandy A. Penny-Weber and Daniel C. Weber). Mr. George presented the easements to the Board. Discussion ensued. Following discussion, upon motion duly made, seconded, and upon vote unanimously carried, the Board approved the easements in substantially the form presented subject to final review and approval by legal counsel and the Board president.

DIRECTOR ITEMS:

The Board discussed the assumptions used to project the water and sewer usage after the construction is complete. Director Stimple provided an update on discussions with Woodmen Hills. No action was taken.

OTHER BUSINESS:

None.

EXECUTIVE SESSION:

None.

ADJOURNMENT:

There being no further business to come before the Board and upon motion duly made, seconded, and unanimously carried, the meeting was adjourned at 10:40 a.m.

The foregoing minutes constitutes a true and correct copy of the minutes of the above-referenced meeting and was approved by the Executive Board of Falcon Area Water and Wastewater Authority.

Douglas Stimple

Secretary to the Board