

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

HELD: Tuesday, September 26, 2023, at 10:00 a.m.
LOCATION: 2138 Flying Horse Club Drive, Colorado Springs, CO 80921 and
via WebEx 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
Charles Collins, Assistant Secretary
Loren Moreland, Assistant Secretary

There are two vacancies on the Board.

Also in attendance were Nate Lenz and Sarah Steph of Classic Homes, Mallorie Hansen of CliftonLarsonAllen, J. McGinn of Hydro Resources Rocky Mountain Inc., and Russell W. Dykstra of Spencer Fane LLP.

CALL TO ORDER:

Mr. Dykstra noted for the record that a quorum was present, and on behalf of the Executive Board, called the meeting to order at 10:04 a.m.

APPROVAL OF THE AGENDA:

Upon motion duly made, seconded, and upon unanimously carried, the Board approved the Agenda as amended.

PUBLIC COMMENT:

No members of the public were present.

MINUTES:

The Board reviewed the Minutes of the Regular Meeting held August 22, 2023. Upon motion duly made, seconded, and upon vote unanimously carried, the Board approved the Minutes as presented.

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FINANCIAL MATTERS:

Claims. Ms. Hansen presented the claims to the Board. Discussion ensued. Upon motion duly made, seconded, and upon vote unanimously carried, the Board accepted and approved the claims as presented.

Accountant's Reports. Ms. Hansen presented the report to the Board. Discussion ensued. Upon motion duly made, seconded, and upon vote unanimously carried, the Board accepted and approved the report as presented.

Review Draft 2024 Budget. Ms. Hansen presented the 2024 draft budget to the Boards. Discussion ensued regarding finalization of the budget, anticipated tap revenue and the Meridian IGA payment issues.

ATTORNEY'S ITEMS:

Review and Consider Approval of First Amendment to Reimbursement Agreement. Mr. Dykstra presented the agreement to the Board. Discussion ensued. Upon motion duly made, seconded, and upon vote unanimously carried, the Board approved the agreement subject to revisions and final legal review.

Discuss Fee Resolution Amendment. Mr. Dykstra presented fee structure options for high-density single-family units to the Board. Discussion ensued regarding engaging Jason Mumm to do a rate study. Upon motion duly made, seconded, and upon vote unanimously carried, the Board approved authorizing the Secretary to engage Mr. Mumm regarding the rate study and the fee resolution amendment subject to final revisions. It was noted that prior to the completion of the study all the single-family units will be at the existing rate.

DIRECTOR ITEMS:

Consideration of Bid Award for Retreat Wells. J. McGinn of Hydro Resources Rocky Mountain Inc. presented the bid tabulations to the Board. Discussion ensued regarding the bid tabulations for the Retreat Wells BID. Upon motion duly made, seconded, and upon vote unanimously carried, the Board approved the proposal as presented and authorized the execution of the contract.

Consideration of Bid Award for Pipeline Construction. The Board reviewed the proposals. Discussion ensued. Upon motion duly made, seconded, and upon vote unanimously carried, the Board approved the proposal as presented from SMH West, Inc. and authorized the execution of the contract.

Consideration of Pipe Supply Contract. The Board reviewed the proposals. Discussion ensued. Upon motion duly made, seconded, and upon vote carried, with Director Morely rescued, the Board approved the proposal for Winwater as presented and authorized the execution of the contract.

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Consideration of Bid Award for Boring. The Board reviewed the proposal. Discussion ensued regarding the fact that a bidder did not wish to negotiate. Upon motion duly made, seconded, and upon vote unanimously carried, the Board rejected the bids and directed J. McGinn to renegotiate with the bidders.

OTHER BUSINESS:

The Board discussed the MOU with Woodmen Hills, the line construction and the discussions regarding Sanctuary water tank sharing and inter-connect options.

EXECUTIVE SESSION:

Not needed.

ADJOURNMENT:

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

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.



Secretary to the Board