

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

**HELD:** Tuesday, March 26, 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:

Douglas Stimple, Secretary  
Peggy Libbey, Assistant Secretary  
Loren Moreland, Assistant Secretary

There are two vacancies on the Board.

Also in attendance were Sarah Steph of Classic Homes, Seef Le Roux of CliftonLarsonAllen, Tom George of Spencer Fane LLP and a member of the public.

**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 10:08 a.m. Directors Morley and Collins were absent, absence excused.

**APPROVAL OF THE AGENDA:**

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

**PUBLIC COMMENT:**

None.

**CONSTRUCTION CONTRACT CONSIDERATION:**

Review and Consider Ratification of Change Order 1 for Winwater. Director Moreland reviewed the change order with the Board. Discussion ensued. Following discussion, upon motion duly

## RECORD OF PROCEEDINGS

Falcon Area Water and Wastewater Authority

March 26, 2024

Page 2

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

Review and Consider Ratification of Application for Payment No. 2 for Winwater. 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 payment application as presented.

Review and Consider Ratification of Application for Payment No. 3 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 payment application as presented.

Review and Consider Ratification of Application for Payment No.2 for Global Underground. 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 payment application as presented.

Review and Consider Ratification of Application for Payment No. 3. 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 payment application as presented.

### MINUTES:

The Board reviewed the minutes of the regular meeting held February 27, 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.

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

## **RECORD OF PROCEEDINGS**

Falcon Area Water and Wastewater Authority

March 26, 2024

Page 3

### **ATTORNEY'S ITEMS:**

Discussion and Possible Action Regarding Adding Sterling Ranch Metropolitan District Nos. 4 & 5 as Members to the Authority. The Board discussed the potential addition of Sterling Ranch Metropolitan District Nos. 4 and 5 as Small Members to the Authority pursuant to the Authority's establishment agreement. Director Stimple opened a public hearing to take public comment on the same. There being no comment by the public, the public hearing was closed. Following discussion, upon motion duly made, seconded, and upon vote unanimously carried, the Board approved the addition of Sterling Ranch Metropolitan District Nos. 4 and 5 as Small Members to the Authority pursuant to the Authority's establishment agreement and directed legal counsel to take additional steps as necessary to complete the same.

Consider for Approval Second Amendment to Amended and Restated Intergovernmental Agreement for the Establishment of FAWWA. Mr. George presented a proposed Second Amendment regarding the addition of Sterling Ranch Metropolitan District Nos. 4 and 5 as Small Members to the Authority. Following discussion, upon motion duly made, seconded, and upon vote unanimously carried, the Board approved the Second Amendment as presented.

### **DIRECTOR ITEMS:**

The Board discussed the upcoming Colorado Springs Utilities water payment, and ongoing and upcoming capital projects. 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 10:38 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.



---

Secretary to the Board