

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE FAIRWAYS METROPOLITAN DISTRICT AND THE BOARD OF DIRECTORS OF THE WASTEWATER UTILITY ENTERPRISE HELD APRIL 20, 2023

A Regular Meeting of the Board of Directors of the Fairways Metropolitan District (the “District”) and the Board of Directors of the Wastewater Utility Enterprise (referred to hereafter collectively as the “Board”) was duly called and held on Thursday, the 20th day of April, 2023, at 5:30 p.m. The District Board meeting was held via Zoom. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Wilmer “Catt” Wilson
Gerald “Jerry” Schram
Jeffrey “Jeff” Reh
Doug Bacon

Also In Attendance Were:

David Solin and Larry Loften; Special District Management Services, Inc.

Gabrielle Begeman; ORC Water Professionals, Inc. (“ORC”)

Marta Galnick; Resident and liaison between the District and the Lake Valley Golf Course

Nick Marcotte; Element Engineering, LLC

COMMUNITY COMMENTS

Community Comments: There were no community comments.

DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST

Disclosure of Potential Conflicts of Interest: Mr. Solin noted that a quorum was present and discussed the requirements of Colorado law to disclose any potential conflicts of interest or potential breaches of fiduciary duty of the Board of Directors to the Secretary of State. The members of the Board were requested to disclose any potential conflicts of interest with regard to any matters scheduled for discussion at this meeting, and incorporated for the record those applicable disclosures made by the Board members prior to this meeting in accordance with statute. There were no additional disclosures made.

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ADMINISTRATIVE MATTERS

Agenda: Mr. Solin reviewed with the Board a proposed Agenda for the District's Regular Meeting.

Following discussion, upon motion duly made by Director Schram, seconded by Director Bacon and, upon vote, unanimously carried, the Agenda was approved, as presented.

Resignation and Appointment of Secretary to the Board: The Board discussed the resignation of Steve Beck and considered the appointment of David Solin as Secretary to the Board.

Following discussion, upon motion duly made by Director Schram, seconded by Director Reh and, upon vote, unanimously carried, the Board accepted the resignation of Steve Beck as Secretary to the Board and appointed David Solin as Secretary to the Board.

Minutes: Mr. Solin reviewed with the Board the Minutes of the January 9, 2023 Regular Meeting.

Following discussion, upon motion duly made by Director Schram, seconded by Director Bacon and, upon vote, unanimously carried, the Board approved the Minutes of the October 10, 2022 Regular Meeting, as amended.

May 2, 2023 Election: Mr. Solin advised the Board that the May 2, 2023 Election was cancelled, as allowed under Colorado law, by the Designated Election Official because there were not more candidates than positions available on the Board of Directors. It was noted that there is one vacancy on the Board for a 4-year term ending in May, 2027.

FINANCIAL MATTERS

Claims: Mr. Solin reviewed with the Board the payment of claims through the periods ending as follows:

Fund	Period ending January 31, 2023	Period ending Feb. 28, 2023	Period ending March 31, 2023
General	\$ 5,057.97	\$ 8,602.64	\$ 5,296.06
Capital	\$ -0-	\$ -0-	\$ -0-
Enterprise	\$ 16,138.85	\$ 10,332.71	\$ 20,534.86
Total Claims	\$ 21,196.82	\$ 18,935.35	\$ 25,830.92

Following review and discussion, upon motion duly made by Director Schram, seconded by Director Reh and, upon vote, unanimously carried, the Board ratified approval of the payment of the claims, as presented.

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With Director Schram retiring from the Board, the Board discussed Director Wilson being appointed to approve accounts payable until new Officers are appointed.

Following review and discussion, upon motion duly made by Director Schram, seconded by Director Reh and, upon vote, unanimously carried, the Board approved Director Wilson being appointed to approve accounts payable until new Officers are appointed.

Unaudited Financial Statements: Mr. Solin presented the unaudited financial statements and cash position schedule for the period ending March 31, 2023.

Following review and discussion, upon motion duly made by Director Schram, seconded by Director Bacon and, upon vote, unanimously carried, the Board accepted the unaudited financial statements and cash position schedule for the period ending March 31, 2023.

LEGAL MATTERS

Memorandum of Understanding (“MOU”) between the District and Lake Valley Golf Club (“LVGC”): The Board deferred discussion at this time.

ENGINEERING/ OPERATIONS MATTERS

Monthly Operations Reports from ORC Water Professionals, Inc. (“ORC”): Ms. Begeman reviewed with the Board the Monthly Operations Reports from ORC. The Board discussed with Ms. Begeman on the possibility of setting up a tour of the plant for the new Directors.

The following specific items were noted in the Operations Report:

Status of the operating, replacement and ordered aerators: Ms. Begeman discussed with the Board the status of the operating, replacement and ordered aerators.

Air Compressor: Ms. Begeman reported that the air compressor is working well at this time.

Manhole Sealing along Country Club: Ms. Begeman discussed with the Board the manhole sealing along the Country Club. Ms. Begeman will contact Guildner to check on the status of the project.

Calibration of the Influent Meter: Ms. Begeman discussed with the Board the status of calibration of the influent meter. It was noted Ms. Begeman will arrange to have the district meters calibrated, and will reach out to LVGC to discuss

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options for calibration of the LVGC meter.

Engineer's Report: Mr. Marcotte presented, and the Board discussed the proposed Bar Screen. The Board deferred action at this time.

Proposals from Green Valley Landscape and Alpen Fence & Barrier: The Board deferred discussion at this time.

Discharge Permit Renewal: Ms. Begeman and Mr. Marcotte discussed with the Board the Discharge Permit Renewal. No action was taken at this time.

Engineering Committee Report: There was no report from the Engineering Committee at this time.

OTHER MATTERS

Extra Pond Covers: Mr. Marcotte reported to the Board that the Hot Sulphur Springs might be able to use the pond covers. Director Bacon reported that he had contact with a group in Montana that might also be interested.

ADJOURNMENT

There being no further business to come before the Board at this time, upon motion duly made by Director Schram, seconded by Director Bacon and, upon vote, unanimously carried, the meeting was adjourned.

Respectfully submitted,

By: _____



Secretary for the Meeting