

MINUTES OF A JOINT REGULAR MEETING OF THE  
BOARDS OF DIRECTORS

OF

POUDRE TECH METROPOLITAN DISTRICT AND WATER  
VALLEY METROPOLITAN DISTRICT NOS. 1 AND 2  
("Districts")

Held: Thursday, July 21, 2022 at 9:00 a.m. via teleconference.

Attendance

The joint regular meeting of the Boards of Directors of the Districts was called and held in accordance with the applicable laws of the State of Colorado. The following Directors, have confirmed their qualifications to serve, were in attendance:

Martin Lind, President (PTMD/WVMD No. 2)  
Jerry Helgeson, Vice President (PTMD/WVMD Nos. 1 & 2)  
Duane Sullivan, Secretary/Treasurer (WVMD No. 1)  
Justin Donahoo, Asst. Secretary (PTMD/WVMD No. 1 & 2)  
John Jensen, Secretary/Treasurer (PTMD/WVMD Nos. 1 & 2)  
James Porth, Jr., Asst. Secretary (WVMD No. 1)  
Marissa Donahoo, Asst. Secretary, (PTMD/WVMD No. 2)

Also present were William P. Ankele, Jr., Esq., Zachary P. White, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law; Gary Kerr, Lara Wynn, Water Valley Land Company; Hannah Barker, Steve Southard, Melissa Ehrlich, Baylie Weiss, Advance HOA Management; Shannon Fuller, Haynie & Company, District Auditor; Members of the Public.

Call to  
Order/Declaration of  
Quorum

It was noted that a quorum of the Boards was present and the meeting was called to order.

Conflict of Interest  
Disclosures

Mr. White advised the Boards 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 were filed with the Secretary of State's Office and the Boards at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Boards. Mr. White inquired into whether members of the Boards had any additional disclosures of potential or existing conflicts of interest with regard to any matters scheduled for discussion at the meeting. No additional disclosures were noted. The

participation of the members present was necessary to obtain a quorum or to otherwise enable the Boards to act.

Approval of Agenda

Mr. White presented the proposed agenda to the Boards for consideration. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the agenda as presented.

Joint Meetings

The Boards of Directors of the Districts have determined to hold joint meetings of the Districts and to prepare joint minutes of action taken by the Districts in such meetings. Unless otherwise noted herein, all official action reflected in these minutes is the action of each of the Districts. Where necessary, action taken by an individual District will be so reflected in these minutes.

Public Comment

Members of the public expressed their views to the Boards on matters that affect the Districts. Comments were limited to three minutes per person.

Marci Hamilton thanked the board for quick action to add water to the lakes to deal with smell issues.

Dave Stolerow commented regarding water treatments that seem to be working, and asked about possible changes to boat storage locations.

Consent Agenda

Mr. White reviewed the items on the consent agenda with the Boards. Mr. White advised the Boards that any item may be removed from the consent agenda to the regular agenda upon the request of any director. No items were requested to be removed from the consent agenda. Upon a motion duly made and seconded, the following items on the consent agenda were unanimously approved, adopted and ratified:

- June 15, 2022 Joint Special Meeting Minutes
- Independent Contractor Agreement between Vector Disease Control and Poudre Tech Metropolitan District for Mosquito Control Services
- Independent Contractor Agreement between Dale F. Jones, Structural Engineer, Inc. and Poudre Tech Metropolitan District for Whitney Bay Reservoir Wall Movement Structural Engineering Services
- Independent Contractor Agreement between Randy Schwalm and Poudre Tech Metropolitan District for Farming Services
- Temporary Easement Agreement with Eagle Crossing Development, INC., Raindance Metropolitan District No. 1, and Poudre Tech Metropolitan District (Temporary Trail Easement)
- Temporary Easement Agreement with Frye Farms Investments, LLC, Raindance Metropolitan District No. 1, and Poudre Tech

Metropolitan District (Temporary Trail Easement)

- Temporary Easement Agreement with Eagle Crossing Development, Inc., Raindance Metropolitan District No. 1, and Poudre Tech Metropolitan District (Bridge Landing and Concrete Trails)

Manager/Operations  
Items

Manager's Report

None.

Capital Improvements  
Update

Mr. Southard provided an Update to Capital Improvements to the Boards. Mr. Southard reported on the status of repairs to the pump house on Pelican Lake, and that meter installation in District No. 1 is half completed.

Water Quality Report

Mr. Southard provided a Water Quality Report to the Boards. TST Consulting Engineers has been engaged to help explore and present potential solutions, and are discussing the matter with the Town of Windsor.

Legal Matters

Consider Adoption of  
Resolution Adopting a  
Bridge Lighting Policy

Mr. White presented the Resolution Adopting a Bridge Lighting Policy to the Boards. Following discussion, upon a motion duly made and seconded, the Boards unanimously adopted the resolution.

Financial Matters

Consider Approval of  
Payables/Financials

None.

Conduct Public  
Hearings on 2021  
Budget Amendments  
and Consider Adoption  
of Resolutions  
Amending the 2021  
Budgets

Amendments to the 2021 Budgets were not needed.

2021 Audit  
Presentations and  
Consider Approval of  
2021 Audits

Ms. Fuller presented the 2021 Audits to the Boards and indicated that no issues were found during the audit, and clean opinions have been issued. Following discussion, upon a motion duly made and seconded, the Boards unanimously accepted the audits.

Other Business

Next Meeting – October 20, 2022.

Adjourn

There being no further business to come before the Boards, and following discussion and upon a motion duly made, seconded and unanimously carried, the Boards determined to adjourn the meeting.

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

*John Jensen*

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Secretary for the Meeting

The foregoing minutes were approved on the 20<sup>th</sup> day of October, 2022.