

MINUTES OF A JOINT SPECIAL MEETING OF THE  
BOARDS OF DIRECTORS

OF

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

Held: Thursday, February 25, 2021 at 10:00 a.m.

*Due to the Executive Order issued by Governor Polis on April 26, 2020, requiring all residents of the State of Colorado to stay-at-home to minimize the spread and impact of COVID-19, and the Updated Public Health Order 20-28 implementing the Executive Order, issued by the Colorado Department of Public Health & Environment (CDPHE) on April 26, 2020, the meeting was held via teleconference.*

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.

Attendance

The joint special 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 Nos. 1 & 2)  
Duane Sullivan, Secretary/Treasurer (WVMD No. 1) Marissa Donahoo, Asst. Secretary (PTMD/WVMD Nos. 1 & 2)  
Justin Donahoo, Asst. Secretary (PTMD/WVMD No. 1 & 2)  
John Jensen, Secretary/Treasurer (PTMD/WVMD No. 2)

Jerry Helgeson was absent and excused

Also present were William P. Ankele, Jr., Esq., and Zachary P. White, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law; Lara Wynn, Gary Kerr, Water Valley Land Company; Hannah Barker, Advance HOA Management.

Call to Order/Declaration

It was noted that a quorum of the Boards was present and the meeting

of Quorum

was called to order.

Conflict of Interest  
Disclosures

Mr. Ankele advised the Boards that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Mr. Ankele 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. Ankele 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. Ankele 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.

Consider Approval of  
Minutes from November 11,  
2020 Joint Special Meeting

Mr. Ankele presented the Minutes from the November 11, 2020 Joint Special Meeting to the Boards. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the minutes.

Public Comment

Manager's Report

Ms. Barker discussed with the Boards a request from Mr. Trujillo for permission to encroach on a utility easement. Mr. Trujillo discussed with the Boards a proposal to extend the deck on his property which encroaches a utility easement and would cover the water meter transponder. Mr. Trujillo's proposal includes adding an extension to the transponder to make reading the meter possible. Following discussion, upon a motion duly made and seconded, the Board of PTMD approved the encroachment. Mr. Barker and legal counsel will coordinate with Mr. Trujillo to prepare an encroachment agreement.

Legal Matters

Consider Adoption of Joint  
Resolution Designating 24-  
Hour Posting Locations

Mr. Ankele presented the Joint Resolution Designating 24-Hour Posting Locations to the Boards. Following discussion, upon a motion duly made and seconded, the Boards unanimously adopted the resolution.

Water Matters

District Manager's  
Presentation re Water Rates

Mr. Kerr Presented to the Boards Regarding proposed water rate increases. Mr. Kerr and the Boards took comments from the public and responded as necessary. Following discussion, it was determined that Mr. Kerr would undertake further work and research, and make a subsequent proposal to the Boards regarding water rate increases.

Consider Adoption of Fifth  
Amended and Restated  
Resolution Concerning the  
Imposition of Various Fees,  
Rates, Penalties and  
Charges for Water Service  
and Facilities (PTMD)

Deferred.  
Mr. White noted that Colorado law requires 30 days' notice prior to adoption of water rates. Additional notice will be required prior to reconsidering proposed water rates.

Financial Matters

There were no Financial Matters to discuss.

Other Business

Next Meeting – April 14, 2021

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.

DocuSigned by:  
*Justin Donahoe*  
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Secretary for the Meeting

The foregoing minutes were approved on the 14<sup>th</sup> day of April, 2021.