

RECORD OF PROCEEDINGS

A meeting of the Woodmoor Water and Sanitation District No. 1 (WWSD) Board of Directors was held on August 12, 2010 at the Woodmoor Water and Sanitation District No. 1 office.

PRESENT:

Director Courrau
Director Town
Director Whitelaw
Director Wyss

Manager: Jessie J. Shaffer
Ass't. Manager: Randy Gillette
Attorney: Erin Smith
Consulting Engineer: Mike Rothberg
Secretary: Hope Winkler
Visitors: Walraven Ketellapper – Stillwater Resources
Roger Hartman – thc – Utility Management
Jay Winner – Executive Director, Lower Arkansas Water Conservancy
Ronnie Sperling – Buchanan & Sperling

I. Call to Order:

President Town called the meeting to order at 1:02 p.m.

II. Reading of the Minutes:

Copies of the July 8 and July 16, 2010 meeting minutes of the Woodmoor Water and Sanitation District were provided to each director. It was noted that Section VI Paragraph #4, sentence 3 should read ... unanimously passed that the BOARD authorize the..."; Paragraph #5 last sentence should read ... Professional Engineer; Paragraph #7, first sentence should read ... variable FREQUENCY drive. It was moved, duly seconded and unanimously passed that the July 8, 2010 minutes be approved as amended. It was moved, duly seconded and unanimously passed that the July 16, 2010 minutes be approved as written.

III. Financial Report:

Wyss stated that he had reviewed the Financial Report. It was moved, duly seconded, and unanimously passed that the Financial Report be accepted.

IV. Public Discussion:

1. There was no one present from the public who wished to speak.

V. **Joint Use Committee (JUC) Report:**

Whitelaw reported that:

1. The plant is operating well and there were no violations on the DMR.
2. It is anticipated that a new storage building will be built in 2011.
3. Annual Meeting of the Boards of Directors of the three districts – Would more participation take place if an evening meeting were scheduled?
4. The reports from District Managers showed that all three districts are doing well.

VI. **Manager's Report:**

Shaffer reviewed the Manager's Report dated August 12, 2010, a copy of which is attached hereto.

1. **Pikes Peak Regional Water Authority (PPRWA):** Shaffer said that he had not yet had the check cut to join the Colorado/Wyoming Flaming Gorge Coalition. An intergovernmental agreement under the PPRWA umbrella is needed. No assignment form as yet. The PPRWA is winding down. Individuals are moving forward on projects. The PPRWA has not been dissolved in case additional projects appear. There will probably be one or two meetings per year from now on.
2. **EL Paso County Water Authority:** There is a strong propensity toward making the EPCWA the main entity. It would meet more often during the legislative session.
3. **Operations: Randy Gillette:** Gillette reported that water sales did well in June and were much less in July due to the rains. Lake Woodmoor is currently at 7094 feet. The South Plant is producing surface water at the rate of 650 gallons per minute. The District is currently supplying water that is a 70% surface water and 20% well water blend. Gillette talked to the Water Commissioner regarding water credit reporting and the District will be taking all of Donala's and Triview's excess water credits.
4. **Subdivision Update:** No new subdivisions to report at this time.
5. **Construction:** Gillette said that the White Fawn/Deer Creek Project is finished. The final pay-out is being worked on. Shaffer complimented both Gillette and Collins on their oversight of the project and stated that the project is significantly under budget. Gillette said that the lowering of the Well 18 pump is being postponed. The Lake Pump Station Variable Frequency Drive has been ordered. There will be a presentation made at the next Board Meeting on the GIS program. The map is close to being finished. Zach, Lori Ann and Cristina did an outstanding job.
6. **Well 22 Well Site:** The boundary line adjustment survey information has been received. A meeting with El Paso County is scheduled for tomorrow, August 13th.
7. **Bank Midwest** – The rewrite of the Misty Acres Supplemental Water Agreement is not yet finished.
8. **Sewer Rates Model:** Roger Hartman stated the objectives and presented an "Alternate Sewer Rate Structure", a copy of which is attached. The result is revenue neutral – recouping cost of service

between the classes and within the classes. It would result in lower bills for some and increased bills for others.

9. **Mid-Year Budget Update:** Shaffer reviewed the Mid-Year Budget Update. It shows the projected income and expenses for 2010 year-end given the actual information as of 7-31-10. The consensus was that Shaffer could use it for working purposes.
10. **The Church at Woodmoor:** The Church at Woodmoor's request for a water tap trade is on hold.

VII. **Special Reports and Subjects:**

1. **Engineer's Report:** Rothberg said there was nothing other than Executive Session.
2. **Attorney's Report:** Smith said that the El Paso County Clerk's office was informed that the District may have a ballot question for the November Election. The deadline for a final decision is approaching. The consensus was that there would not be a ballot question in November. Smith will so inform the El Paso County Clerk's office.

VIII. **Old Business:**

There was no other Old Business to come before the Board at this time.

IX. **New Business:**

1. Director Wyss will be unable to attend the September Board Meeting
2. Shaffer said that there would be no Budget Amendment necessary at this time and the Board, therefore, cancelled the Public Hearing scheduled for this meeting.
3. It was the consensus that the September Board Meeting be moved to September 7, 2010 at the regular time of 1:00 p.m.

Executive Session:

It was moved, duly seconded, and unanimously approved that the Board move into Executive Session pursuant to Section 24-6-402(4)(a), C.R.S., for “discussions related to the purchase, acquisition, lease, transfer, or sale of any real, personal, or other property interest”; pursuant to Section 24-6-402(4)(b), C.R.S., for Conferences with an attorney for the District for the purpose of receiving legal advice on specific legal questions related to filling a vacancy on the Board; and pursuant to Section 24-6-402(4)(e) C.R.S., “Determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators” all related to property including but not limited to water and storage rights. The Executive Session commenced at 3:05 p.m. The Board returned to Regular Session at 6:05 p.m.

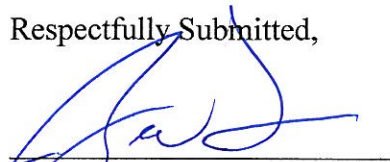
It was moved, duly seconded and unanimously passed that general counsel be directed to pursue appraisal services as directed by the Board.

Board of Directors Vacancy Appointment: It was moved, duly seconded and unanimously passed that James W. Taylor be appointed to fill the vacant position on the Board of Directors.

X. **Adjournment:**

There being no other business to come before the Board, it was moved and duly seconded that the meeting be adjourned. The motion passed unanimously and the meeting adjourned at 6 06 p.m.

Respectfully Submitted,



Barrie Town, President