

**CASTLE PINES NORTH METROPOLITAN DISTRICT
REGULAR MEETING MINUTES
MARCH 21, 2022 – 6:00 p.m.**

HELD: Monday, March 21, 2022 at 6:00 p.m. at the Castle Pines North Community Center, 7404 Yorkshire Drive, Castle Pines, Colorado.

ATTENDEES: Directors David McEntire, Robert Merritt, Denise Crew, and Chris Lewis were physically present. District Manager, Jim Worley; David Anderson, District open space manager; and Ken Smith, Corby Wise and Terrence Lovett of the Communications Team were present physically. Amanda Castle, District Finance Director; Kim Seter, Legal Counsel; Nathan Travis, Distribution & Collections Systems Foreman were present virtually. Douglas County Commissioners Lora Thomas and George Teal were present. Approximately seven members of the public were present.

CONFLICTS: None.

QUORUM: Present.

CONSIDERATION OF AGENDA OF THE MARCH 21, 2022 MEETING OF THE BOARD OF DIRECTORS AND THE MINUTES OF THE FEBRUARY 28, 2022 AND MARCH 8, 2022 MEETINGS: Upon motion by Director Lewis and second by Director Merritt, the agenda of the March 21, 2022 meeting and the minutes of the February 28, 2022 regular meeting and March 8, 2022 special meeting were approved as presented.

PRESENTATION FROM DAN AVERY, DOUGLAS COUNTY COMMISSIONER AND SPECIAL PROJECTS MANAGER: Mr. Avery discussed the specifics of the American Rescue Plan Act of 2021 (“the Act”). He noted that Douglas County will receive \$68.2 million from the Act. Mr. Avery noted that a deadline for proposals for potential water and wastewater projects has not been set.

County Commissioner Lora Thomas also provided an update on the Act. She noted that the three County Commissioners will be meeting shortly to determine which projects will be selected.

County Commissioner George Teal also discussed the Act. He discussed the efforts to publicize the program and available funds. He encouraged the District to submit an application for use of funds from the Act.

STATUS OF INCLUSION ACTION ITEMS: Director McEntire discussed the status of various outstanding items to achieve an inclusion with Parker Water & Sanitation District or other entity. He noted that several of the items are on hold until an inclusion date is achieved. He noted that the water plant will be “museum quality” at the completion of the updates over the next few months.

PUBLIC COMMENT: There was no public comment at this time.

OPEN SPACE MANAGER'S REPORT: Open space manager, David Anderson, presented his report. He noted that several new trashcans were installed in locations where dog waste bags have been found. He also noted that they have been busy with snow removal lately.

DISTRIBUTION & COLLECTIONS SYSTEMS FOREMAN REPORT: Nathan Travis presented his report. He discussed the odor resolution in Forest Park, describing that the ozone injection project is still running smoothly. He explained that the smelliest gasses are reading at far lower levels than in the past.

FINANCE DIRECTOR'S REPORT: District Finance Director, Amanda Castle, presented the financial report through February 28, 2022. Director McEntire requested that a debt analysis of the COPs be conducted over the next month. She discussed that she has been working with Rubin Brown to complete the 2021 financial audit. Upon discussion, a motion was made by Director Lewis to accept the financial report as presented. The motion was seconded by Director Crew and was approved 4-0.

The Board considered checks numbered 26745-26809 for approval/ratification. Pursuant to discussion amongst the Board, a motion was made by Director Lewis to approve/ratify the current payables through the month of February 2022 as presented. The motion was seconded by Director Crew and was approved 4-0.

Ms. Castle presented the amended 2022 budget. She explained that it was necessary to adopt a revised budget in light of the termination of the inclusion with Parker Water & Sanitation District. Director McEntire opened the public hearing on the 2022 budget amendment. Upon discussion of the Board, a motion was made by Director Merritt to approve the amended 2022 budget as presented. The motion was seconded by Director Crew and was approved 4-0.

LEGAL COUNSEL'S REPORT: Legal Counsel, Kim Seter, presented the legal status report. He discussed that an election for the board of directors would be necessary in May because there were three candidates for two open positions on the board. He also explained that Directors McEntire and Merritt will not be running for their seats.

Mr. Seter also discussed the water share sale lawsuit with Brighton. He explained that there is a mediation of the parties that is scheduled for March 28, 2022.

Mr. Seter also noted that he will proceed with trying to determine the source of incorrect and inflammatory language concerning the termination letter of the inclusion agreement from PWSD.

Mr. Seter explained that the Coyote Ridge Park easement concern relates to a strip of land that has been disclaimed of any ownership. He noted that he will attempt to obtain execution of a quitclaim deed to the District from Xcel. If Xcel is unwilling to grant a quitclaim deed to the District a quiet title or condemnation action may be necessary.

DISTRICT MANAGER'S REPORT: The District Manager, Jim Worley, presented his report. He stressed the importance of verification of information prior to publicly speaking on the termination of the inclusion with Parker Water & Sanitation District and invited folks to contact him if they have any questions. He introduced Carol Henry of Design Concepts, the contractor engaged to design the pickleball project. Ms. Henry presented the plans for the project, including pickleball and tennis courts and entry design. She anticipates a four-month construction period for the phase one pickleball courts, with an estimated cost of \$825,000.

DIRECTORS' MATTERS: Director McEntire discussed the Monday morning meetings to discuss the inclusion efforts of the District and the termination of same. Director Lewis inquired regarding interest of other jurisdictions for potential inclusion. Director McEntire responded that the District has been approached by other District's interested in a possible inclusion.

CLOSING PUBLIC COMMENT: City councilwoman and District resident, Debra Mulvey, discussed transparency and the incorrect and inflammatory language that was disseminated concerning the termination of the inclusion agreement.

District resident, Jason Blanckaert, requested a correction to the record regarding the spelling of his last name.

ADJOURN: With all other business to come before the Board having been addressed, Director Crew moved that the meeting be adjourned at 9:17 p.m. The motion was seconded by Director Lewis and was approved 4-0.