

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS
OF THE WOODMEN HILLS METROPOLITAN DISTRICT**

April 24, 2014

Attendance:

Board Members present: Keith Moulton President, Robert Lovato Al Kreps Secretary, Jan Pizzi Treasurer, and Bryan Mendiola Director.

District personnel present: Gene Cozzolino, Water/Wastewater Director; Lisa Peterson, Administration Director; Shana MacDonald Park and Rec Director; Tabitha Barile, Admin/HR Assistant; and Evan Ela (Collins, Cockrel, and Cole), attorney for the District

Guests present: Rhonda and Don Breazile, Pail and Debra Bennett, John Rowe, Brad MacDonald, Frank Gonzalez, Lynne Bliss, Christina LePage, Paul Peterson, Walter Porter, Carl Lukins, Carrie Lukins, Fran French, M. Bennish, Linda Nimon, Beth Moulton, Tricia Kreps, Julie Hamilton, Lindsey Harrison, Judi Tobias, Andy Koen, Amy Schmidt, Kimberly Caperton, Danelle Kreps, Steve Kreps, David Pitts, Connie Kalback, and Karen Meachem

1. Call to order

Convene: President Keith Moulton opened the regular meeting of the Board of Directors of the Woodmen Hills Metropolitan District at 5:45pm at the Woodmen Hills Community Center West, 11720 Woodmen Hills Drive, Falcon, Colorado 80831.

2. Roll Call

Roll call: conducted by President Moulton, Vice President Robert Lovato, Secretary Al Kreps, and Treasurer Jan Pizzi. Director Bryan Mendiola was absent from the executive session. President Moulton declared the presence of a quorum.

3. Executive Session

Motion at 5:46 pm by Vice President Lovato and seconded by Treasurer Pizzi to go into executive session to:

- Conference with an attorney for the local public body for the purposes of receiving legal advice on specific legal questions concerning potential litigation related to pending subpoenas and wastewater treatment issues pursuant to §24-6-402(4)(b) C.R.S.; and
- Determine positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators concerning the District's water and wastewater services pursuant to §24-6-402(4)(e) C.R.S.

Vote: Motion carried unanimously.

The Board did not engage in substantial discussion of any matter not enumerated in §24-6-402(4)(a),(b), or (e). The Board did not adopt any proposed policy, position, resolution, rule, regulation, or formal action.

Motion to adjourn executive session at 6:35pm: Vice President Lovato moved and Secretary Kreps seconded.

Vote: Carried on a unanimous vote.

Brief recess declared at 6:36pm by President Moulton to allow guests attending the meeting to enter the room.

4. Reconvene Meeting in Public Session

Reconvene into public session at 6:44 pm by President Moulton.

5. President's Welcome and Remarks and Rules of Conduct

President Moulton welcomed Board Members, staff, and guests. He requested that anyone needing to take a cell phone call step into the hall out of consideration for the business meeting and those in attendance.

6. Approval of Agenda

- Treasurer Pizzi requested to have the Park and Rec Report moved up on the agenda to item "6a" on the agenda.
- Attorney Ela requested the addition of item "9a" to the agenda to consider the WCS contract.
- Secretary Kreps requested to change line item "8a" to "Special Board Meeting – March 21st, 2014."
- Secretary Kreps requested to add line "6b" for Secretary Kreps report.

Motion to approve the agenda: Vice President Lovato motioned to approve the agenda, with the requested additions, Treasurer Pizzi seconded. No discussion.

Vote: Carried on a unanimous vote.

6a. Parks and Recreation Manager's Report

President Moulton introduced the new Park and Rec Director, Shana MacDonald. Board Members received the Parks and Recreation report in their packets. Shana MacDonald briefly discussed the following items:

- Spring Soccer: Vice President Lovato questioned the procedures to accommodate the grounds at Balcon Park due to the increase in numbers for Spring Soccer. Shana responded that they currently are reviewing scheduling accommodations for maintenance and the larger soccer program.
- Upcoming Event/Programs: Spring Fling, Parents Night Out, T-Ball, Sand Volleyball and Running Club
- Massage Therapy
- Fitness Schedule
- Landscaping
- Bids in Process

6b. Secretary Kreps Report

Secretary Kreps presented a report to the board and public to combat the negative allegations made against the District.

7. Public Comment on Items not on the Agenda

President Moulton opened the floor for public comment on items on the agenda.

- Ron Pace discussed the process and cost of obtaining open records.
- David Pitts discussed the reasoning behind not working with Meridian Ranch and whether Woodmen Hills would be able to be self-sufficient for the next 10-15 years. Secretary Kreps, Vice President Lovato, and President Moulton all responded stating that the process of going with

Meridian Ranch would be costly for the District and after exploring their options and research the decision was made to upgrade our current plant.

- Andy Koen discussed the Colorado Open Records Request Act. Attorney Ela responded that he was made Custodian of Records and the Colorado Open Records Request Act does not prohibit the charge of legal fees.

8. Approval/Disapproval of Board Minutes

a. Special Board Meeting March 21st, 2014

Motion to approve meeting minutes: Vice President Lovato moved and Treasurer Pizzi seconded. No discussion.

Vote: Carried on a unanimous vote.

b. Regular Board Meeting March 27th, 2014

Motion to approve meeting minutes: Treasurer Pizzi moved and Secretary Kreps seconded.

Vote: Vice President sustained from voting as he was not present for the March 27th meeting. Carried on a unanimous vote.

9. Attorney's report

Attorney Evan Ela discussed the following issue with the Board:

- Contract with WCS: Attorney Ela, along with Water and Wastewater Director Gene Cozzolino, recommended agreeing to a contract with WCS which would allow new technology in our District lagoons to enhance bioshell. This contract would allow Woodmen Hills to meet compliances.

Motion to approve and sign contract: Secretary Kreps moved and Vice President Lovato seconded.

Vote: Carried on a unanimous vote.

10. Accepting Financials

Board Members received a summary of the March financial statement in their packets.

a. March Financial Report

Motion to approve March financials: Treasurer Pizzi moved and Vice President Lovato seconded. Water and Wastewater Director Gene Cozzolino adds that the Meridian Ranch bill is in review and will be seen on April's financials for Wastewater

Vote: Carried on a unanimous vote.

11. Water and Wastewater Manager's Report

Mr. Cozzolino discussed the following items with the Board:

Water:

- RTU Replacement: Update on the transponder upgrades: Phase 1 – 3 left to install and Phase 2 – 176 left to install. President Moulton commented that once this is complete it will greatly decrease the time to read meters.
- LFH-1: There is a bad sine wave filter, which is causing vibrations. Replacement has been ordered and will be received in mid May, this was not under warranty.

Wastewater:

- Lift Station 2: Wet Wall in Lift Station 2 has been cleaned and is ready for decommission.

- Falcon Lift Station: Pump 2 is back from repair and should be installed by the end of the month.
- Liner on Cell 1: The liner on cell 1, the main cell where everything travels through, has been cleaned. This will assist in keeping odor down.

12. Old Business

- Administrative Director Lisa Peterson brought up the discussion pertaining to the charge of Street Lights. To create a rate change 30 days notice will need to be made. Potentially a decrease on the residents' bills will be seen for Street Lights, but an increase will be seen on Parks and Rec and the monthly minimum would not change. Decision was made to wait for the new Board of Directors before making a decision.
- Administrative Director Lisa Peterson also brought to the discussion Rubin Brown's CPA Proposal for the 2013 Audit, which states their rate increase. Vice President Lovato suggested finding a new provider; however, work has already been started on this audit and an extension would have to be filed with the state.

Vote to move forward with Rubin Brown: President Moulton, Secretary Kreps, and Treasurer Pizzi voted to move forward with Rubin Brown. Vice President Lovato and Director Mendiola voted to seek out other bids. Majority vote carried on moving forward with Rubin Brown for the 2013 Audit.

13. New Business

There was no New Business to come before the Board

16. Other Business

- Speed Bumps: Director Mendiola inquired on speed bumps. Speed Bumps fall under the county and HOA's jurisdiction.
- Final Farewells: President Moulton, Vice President Lovato and Secretary Kreps gave their final remarks as members of the Board.

17. Final Public Comment

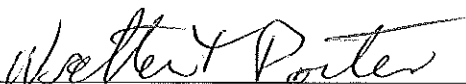
President Moulton opened the floor for final public comment and community input.

- Amy Schmidt asked why the change in person who takes the Board Meeting Minutes and if a District employee could take it. President Moulton responded that the former minute writer took on a new position and an employee of the District can take the minutes.

18. Adjournment

There being no further business to come before the Board, Treasurer Pizzi moved to adjourn the meeting at 9:00 p.m.

The next regular meeting will be held at 6:30 p.m. on Thursday, May 22, 2014 at the Woodmen Hills Community Center West, 11720 Woodmen Hills Drive, Falcon, CO 80831.


Secretary