

**CASTLE PINES NORTH METROPOLITAN DISTRICT
SPECIAL MEETING MINUTES
FEBRUARY 22, 2021 – 6:00 p.m.**

HELD: Monday, February 22, 2021 at 6:00 p.m. at the Castle Pines North Community Center, 7404 Yorkshire Drive, Castle Pines, Colorado.

ATTENDEES: Directors David McEntire, Charles Lowen, and Robert Merritt were present. Director Chris Lewis was present virtually. Also present virtually were District Legal Counsel, Kim J. Seter, Esq.; District Finance Director, Eric Harris; Craig Miller, District Parks and Open Space Manager; Deborah Mulvey, Castle Pines City Council's Designated Liaison to CPNMD. Approximately five members of the public were present virtually. District Manager, Jim Worley; Ken Smith, Director of Communications; Corby Wise and Terrence Lovett of the Communications Team were physically present.

All virtual participants were present via Zoom.

CONFLICTS: None.

QUORUM: Present.

CONSIDERATION OF AGENDA OF THE FEBRUARY 22, 2021 SPECIAL MEETING OF THE BOARD OF DIRECTORS AND THE MINUTES OF SPECIAL MEETING OF JANUARY 11, 2021 AND FEBRUARY 8, 2021 SPECIAL MEETING:

Upon motion by Director Lowen and second by Director Lewis, the agenda of the February 22, 2021 special meeting and the minutes of the January 11, 2021 and February 8, 2021 special meetings were approved as presented.

PUBLIC COMMENT: District Resident, Charley Heard, commented on the inclusion plan, extending his full support and thanking the Board for its efforts on the inclusion. David Littler, Ventana Amber Ridge HOA property manager, reiterated the desire of the HOA to be involved in the Excel power lines project and any other projects involving the HOA.

PROJECT UPDATES AND INSIGHTS FROM THE CITY OF CASTLE PINES:

Councilwoman Mulvey discussed the conversations regarding the effects on traffic and busing with the re-opening of the local schools for in-person learning. She noted that City Council held a study session concerning the District's proposed inclusion with PWSD. She noted the City is closely monitoring the availability of Coronavirus relief funds.

OPEN SPACE MANAGER'S REPORT: District open space manager, Craig Miller, presented his report. Director McEntire inquired regarding the schedule for the HOA

entryway retrofit. Mr. Miller noted he will send legal counsel a drawing of the proposed 21 entryways requiring improvements, which will require agreements with the various HOAs. Mr. Miller noted that once all approvals are received, the construction period should last approximately one month. Mr. Worley noted that the next Castle Pines clean- up day is scheduled for March 17, 2021.

Mr. Miller noted that he received bids for trail replacement work. He also discussed the bids received for the soil removal and replacement project. Director McEntire requested the proposals for consideration at the March meeting. Mr. Worley noted that the Daniels Gate monument was extensively damaged from a motor vehicle accident.

FINANCE DIRECTOR'S REPORT:

District Finance Director, Eric Harris, presented the financial report. The Board reviewed and discussed the District financial report for the period ending December 31, 2020. Mr. Harris reiterated that water usage was up for 2020 as the year was very hot. He noted that property tax revenues are almost fully collected. He also discussed the upcoming 2020 audit. Director McEntire inquired concerning District policies for a review of the auditing firm. Upon discussion, a motion was made by Director Merritt to accept the financial report as presented. The motion was seconded by Director Lowen and was approved 4-0.

The Board considered checks numbered 25772-25865 for approval/ratification. Pursuant to discussion amongst the Board, a motion was made by Director Merritt to approve/ratify the current payables through the month of January 2021 as presented. The motion was seconded by Director Lowen and was approved 4-0.

LEGAL COUNSEL'S REPORT:

Legal Counsel, Kim Seter, presented the legal status report. He discussed the PWSD inclusion agreement and inclusion process, noting that the inclusion agreement has been executed by all parties. The next step will be to obtain an order calling the election from the District Court.

Counsel discussed the entryway project license agreements, noting that he will shoot for the April meeting to obtain approvals regarding same.

Director Lewis inquired regarding the Happy Canyon Outfall Agreement. Counsel noted that the Agreement has been in process for several months with the goal of Board consideration in April. Director McEntire inquired concerning the status of the replacement of the Lagae force main. Mr. Worley reported that the new pumps have arrived and the developer and/ or related metro districts are planning to install same. Mr. Worley noted the District engineers and staff are closely monitoring the installation of the Lagae pumps.

DISTRICT MANAGER'S REPORT:

The District Manager, Jim Worley, presented his report. Mr. Worley discussed the Forest Park sewer odor mitigation project. He discussed a pilot treatment process at lift station three that will hopefully alleviate the odor problem is to be conducted in the next few weeks. Director Merritt requested that Mr. Worley send information regarding the pilot treatment to the Forest Park HOA.

Mr. Worley discussed the computer hacking attack on the water system outside of Tampa, Florida. Mr. Worley contacted the District water system operator concerning the susceptibility of the CPNMD water system to an attack. He learned that the operator is instantly notified of any changes to chemical levels in the District water system. In light of the requirements of the American Water Infrastructure Act of 2018 (the "Act"), Mr. Worley presented a proposal from District engineers, Kennedy Jenks, to conduct a risk and resiliency assessment in the amount of \$34,414. He noted that an emergency response plan is also required under the Act, which Kennedy Jenks is available to provide after completion of the risk and resiliency assessment. Director Merritt inquired as to the availability of anti-terrorism funds to offset some of the compliance costs of the Act. Pursuant to discussion amongst the Board, a motion was made by Director McEntire to approve the proposal of Kennedy Jenks to conduct the risk and resiliency assessment to meet the deadline of June 30, 2021. The motion was seconded by Director Lewis and was approved 4-0.

DIRECTORS' MATTERS: Director McEntire discussed that the inclusion rate calculator will be "live" on the District website soon, noting that the calculator indicated that he will achieve a roughly 25% savings through the proposed inclusion with PWSD.

Director Lewis requested that the inclusion section of the District website be updated to include all major milestones of the inclusion process as soon as they occur.

PUBLIC COMMENT: Councilwoman Mulvey thanked Director Lewis and discussed plans for a military memorial garden. She also noted that she wishes to support the Castle Pines clean-up day. Councilwoman Mulvey discussed that Council recently approved a streetscapes plan.

ADJOURN: With all other business to come before the Board having been addressed, Director Lowen moved that the meeting be adjourned at 7:30 p.m. The motion was seconded by Director Merritt and was approved 4-0.