

**CHEROKEE METROPOLITAN DISTRICT**  
**REGULAR MEETING OF THE BOARD OF DIRECTORS**

April 10, 2007

MINUTES

The Regular Meeting of the Board of Directors of the Cherokee Metropolitan District was held on Tuesday, April 10, 2007, at 5:30 p.m. at 6250 Palmer Park Blvd., Colorado Springs, Colorado.

BOARD OF DIRECTORS PRESENT

Ted Schubert	Dave Hacker
Gayle Jones	Robert Lovato

OTHERS PRESENT

Kip Petersen	Michael D. Rasdall, Resident
Art Sintas	Charles Bogard Resident
Dian Hardekopf	Chloe (Jane) Olson, Resident
Jim Felt	Karl Raymond, Resident
Sara Howard	Mary Hernandez, Resident
Todd Laxson	Tina Hudson, Resident
Griff Rainford	Scott Whatcott, Resident
Ed Meyer	Robert Helton, Cimarron Hills Fire Dept.
Bill Beahan	Ernie Niemeyer, Resident

ITEM 1:

The meeting was called to order by Chairman Ted Schubert at 5:30 p.m.

Ms. Hardekopf called roll call of the Board of Directors. Mr. Schubert, Ms. Jones, and Mr. Hacker were present. Earlier in the day, Mr. Lovato had advised Mr. Petersen he would be about 30 minutes late; and Mr. Anderson was out of town due to an unexpected death in the family.

**\*\*\*MOTION\*\*\***

**MS. JONES MADE A MOTION TO EXCUSE MR. ANDERSON FROM THE EVENING'S MEETING BECAUSE OF A DEATH IN HIS FAMILY. SECONDED BY MR. HACKER. WITH A ROLL CALL VOTE, ALL BOARD MEMBERS PRESENT APPROVED. MOTION CARRIED (3-0).**

ITEMS 2 AND 3:

Mr. Schubert asked the members of the Board if there were any changes or amendments needed to be made to the Meeting's Agenda for April 10, 2007. No changes were noted.

**\*\*\*MOTION\*\*\***

**MR. HACKER MADE A MOTION TO APPROVE THE AGENDA FOR APRIL 10, 2007, AS WRITTEN. SECONDED BY MS. JONES. WITH A ROLL CALL VOTE, ALL BOARD MEMBERS PRESENT APPROVED. MOTION CARRIED (3-0).**

ITEM 4:

The Minutes of the Regular Meeting of March 13, 2007, were reviewed. No changes were noted.

**\*\*\*MOTION\*\*\***

**MR. HACKER MADE A MOTION TO APPROVE, AS WRITTEN, THE MINUTES OF THE REGULAR MEETING OF MARCH 13, 2007. SECONDED BY MS. JONES. WITH A ROLL CALL VOTE, ALL BOARD MEMBERS PRESENT APPROVED. MOTION CARRIED (3-0).**

ITEM 5:

The Minutes of the Special Meeting of March 27, 2007, were reviewed. No changes were noted.

**\*\*\*MOTION\*\*\***

**MR. HACKER MADE A MOTION TO APPROVE, AS WRITTEN, THE MINUTES OF THE SPECIAL MEETING OF MARCH 27, 2007. SECONDED BY MS. JONES. WITH A ROLL CALL VOTE, ALL BOARD MEMBERS PRESENT APPROVED. MOTION CARRIED (3-0).**

ITEM 6:

⇒ Public Comments

- Public comments for items not on the agenda were invited. Mr. Ernie Niemeyer, past Board Member and resident of the District, addressed his concerns whereby the City of Colorado Springs may acquire the old railroad which currently surrounds and weaves through the northern part of the Cherokee Metropolitan District. He believed the City, in the future, may try to annex the District because the City would surround the District, they could take over the area without a vote and cause the tax base for the area to increase. Jim Felt, legal counsel for the District, assured Mr. Niemeyer the chances of that happening were very remote as the City is not interested with Cherokee's area and the utility services are not compatible with the City's utilities. Mr. Felt added that it would be a expensive process for the City to undertake.
- Mr. Michael Rasdall asked why the District was allowing the Golf Course to water their greens during the daytime, while its customers were allowed only to water at night. He had observed this happening several times. Mr. Petersen and Mr. Rainford responded to Mr. Rasdall, stating the Golf Course has very unique characteristics, specifically referring to the traffic of golfers playing on the course through the early evening hours preventing the course from being irrigated at that time and with such a large area of grass to irrigate the time period for water is longer. Also, repairs and maintenance on the sprinkler heads need to be conducted during the daylight hours, as it's impossible to do that after dusk. At this time staff did hand out an information sheet outlining the course and water habits.

There were no further comments or questions by the public.

ITEM 7:

⇒ Treasurer's Report

- Ms. Jones presented to, and briefed the Board, on the financial highlights as of March 31, 2007, (see attached). She further stated they were self explanatory and the Board could peruse them at their leisure.

ITEM 8:

⇒ Legal Report – Mr. Jim Felt

## Discussion on Pending Legal Matters

- Mr. Felt reported there are various water matters in active negotiation for lease of water for the upcoming summer. Mr. Felt highlighted on the Guthrie water which would bring to the District 289 more acre feet of water and the new well that will be drilled for the Golf Course. The test well for Sand Creek has been drilled, and the drilling permit acquired. Once this well is drilled and in service, it is hoped to reduce the demand for water from the Golf Course leaving more potable water for our customer's irrigation. This well will be non-potable and will not require treatment which reduces the cost of this water. After the initial well is drilled, there will be an opportunity to drill one to two more wells to further reduce the demand for the Golf Course.

At 5:47 p.m., Mr. Lovato arrived and entered into the evening's meeting.

- Mr. Felt updated the Board on the Tipton Well water which would bring the District 224 acre feet of water. Mr. felt stated that the well needed to be re-drilled and that the test well would be drilled on Monday April 16, 2007.
- The District is currently negotiating a contract to purchase the Gunzelman water. This would be a possible 72 acre feet of water per year. This water could then be able to be pumped from Cherokee's existing well #5 which is currently under the restrictions of in-basin use only. The Gunzelman water would be applied for with exportation rights.
- Mr. Felt provided a quick update on the wastewater treatment facility (WWTF). The facility will treat all effluent water which will ultimately be recharged back into the ground in the area near Cherokee's southern well field. Cherokee will then reclaim that water. Mr. Felt reminded the Board that this is a joint venture with the Meridian Service Metropolitan District. Meridian currently has a 45.8% interest in this project. Ms. Jane Olson questioned the turnaround timeframe of the recharge process, and Mr. Felt generalized the turnaround for recharging the water should be a matter of months. Mr. Bill Beahan interjected the key to the District's success is education on conservation, as conservation is an integral party of the vitality of the District.

## ITEM 9:

⇒ Engineering Report – Ed Meyer  
Pay Request #1 HD Supply

- Mr. Ed Meyer informed the Board that the first pay request from HD Supply Waterworks, Ltd., which pertains to the provision of 24-inch diameter piping, has been received (see attached). The gross amount earned through April 3, 2007, is \$545,130.00. With retainage at 10%, the net amount due to the Contractor is \$490,617.00; and GMS has recommended payment in that amount.

**\*\*\*MOTION\*\*\***

**MR. HACKER MADE A MOTION TO APPROVE PAY REQUEST #1 TO HD SUPPLY WATERWORKS, LTD., IN THE AMOUNT OF \$490,617.00 SECONDED BY MS. JONES. WITH A ROLL CALL VOTE, ALL BOARD MEMBERS PRESENT APPROVED. MOTION CARRIED (4-0).**

- Mr. Meyer stated HD Supply Waterworks, Ltd., is an excellent company to work with; he has been very pleased with their performance to date. The delivery of the 20-inch non-potable water line material and the recharge facility material has been delayed until April 18, 2007, to accommodate the El Paso County Planning Commission's Location Approval meeting scheduled for April 17, 2007. Mr. Meyer advised the Board that, within the installation of the 24-inch diameter piping, the joints, when pushed inward, extend in the bell approximately three inches. This will result in a shortage of pipeline footage being supplied by the District, and will result in the District having to order approximately 100 additional feet of 24-inch piping, at a cost of \$3,365.00, to ensure that adequate material would be made available to the contractor. The same situation will likely exist on the 20-inch piping.

Pay Request #1 Pate Construction

- Pate Construction, who is the contractor for the 24-inch interceptor sewer and 20-inch non-potable water main installation, has submitted pay request No 1. Their request reflects work accomplished through March 31, 2007, and is in the amount of \$35,575.00 Taking 10% retainage into account, the net amount due to the Contractor is \$32,017.50; and GMS has recommended the approval of this request in that amount.

**\*\*\*MOTION\*\*\***

**MR. HACKER MADE A MOTION TO APPROVE THE PAY REQUEST #1 TO PATE CONSTRUCTION, IN THE AMOUNT OF \$32,017.50. SECONDED**

**BY MS. JONES. WITH A ROLL CALL VOTE, ALL BOARD MEMBERS PRESENT APPROVED. MOTION CARRIED (4-0).**

- Mr. Meyer stated Pate Construction is providing quality work, and he is pleased with the quality of the construction and the compaction effort.

Recharge Facilities – Velocity Constructors

- Velocity Constructors has staked the 11 recharge basin locations which will enable additional geotechnical investigative work to be undertaken by the District in an effort to better define the existence of clay within the basins. Additional geotechnical drilling is scheduled for April 18, 2007, pending the County's Location Approval process.
- Substantial documentation has been provided to El Paso County both within the initial submission of the Location Approval package on the 20-inch non-potable water main and recharge facilities. Follow-up documentation was provided to the County in response to their questions. Local opposition through a private citizen by the name of Roland Martin has arisen. Mr. Martin lives near the 24-inch interceptor sewer alignment and is questioning how the project could progress with the County's prior denial. The County is attempting to adequately address his issues on April 17, 2007. Mr. Meyer reminded the Board that in the event the planning commission votes denial of the project, the Board will have a Special Meeting the evening of the 17<sup>th</sup> to overturn their ruling, allowing for construction to begin on April 18, 2007. Both Pate Construction and Velocity Constructors have been given Notices to Proceed that authorize them to initiate work on April 18, 2007.

Status Report on WWTF

- Design work on the WWTF has begun, and adequate information has been obtained from Sanitaire on the SBR equipment to enable the District to accurately define the hydraulic grade line through the plant.
- A meeting between the District and Meridian is required to discuss flow equalization, as their interconnecting piping has not been designed to provide it. Possible approaches to equalize the flow will result in an added cost which is believed to legitimately be the responsibility of Meridian. With that in mind, a meeting is being scheduled and, when resolved, will enable the District to aggressively continue its design efforts.

Tipton Interconnecting Water Transmission Line

- Preliminary design has been completed on the interconnecting pipeline, and the Tipton Well is being re-drilled based upon the poor condition of the existing casing and screen. The results of the bidding process for this project are anticipated to be presented to the Board at the May 8, 2007, Regular Board Meeting.

#### Golf Course Irrigation Well Project

- As an additional highlight from Mr. Felt's report, once test pump results have been confirmed from the Sand Creek well for the Golf Course, GMS will provide pump criteria to the District so staff will be able to secure the pump, drop pipe and pitless adaptor for installation within the well. Up to two additional irrigations wells are anticipated in the construction, and the project is being fast tracked so bids can be received for presentation to the Board at the May 8, 2007, Regular Board Meeting.
- GMS has coordinated obtaining GPS information on all Southern Well field well heads for provision to the District's legal counsel, and the consultant working on the ground water model for refinement of the model is scheduled to address issues raised by the State Engineer's office on April 12, 2007.

Mr. Schubert requested a ten-minute break at 6:40 p.m.  
The Regular Meeting reconvened at 6:47 p.m.

#### ITEM 10:

⇒ Manager's Report – Kip Petersen  
Office Landscaping

- Mr. Petersen reported to the Board that Mr. Beaudette, Cherokee water Operator, contacted 44 landscaping companies within the city for consideration of xeriscaping the small median of property adjacent to the Golf Course and more specifically west of the Office's mailbox drive thru. Out of those 44 landscaping companies contacted, two responded, one of them being Dreamscapes Landscaping, locally owned by Mr. Brandon Ruiz. Dreamscapes has offered to xeriscape this land cost free (see attached design layouts) to the District provided they can in return use an acceptable means of advertising their services. Mr. Petersen estimates their ads placed favorably among the landscaped area would stay erected for about five years. It is hoped this project will commence within the next two weeks.

#### Water Conservation Plan

- Mr. Petersen introduced the Board to the draft of a Water Conservation Plan (see attached). Colorado State Statutes mandate that any utility providing greater than 2,000 acre feet of water annually as a utility must have such a plan in place. The requirement has also been tied in to several grant and loan programs offered within Colorado, including the Water and Power Development Authority Loan program that District is participating in for the WWTF project. Mr. Petersen stated that along with himself, Mr. Sintas and Ms. Hardekopf developed the Plan and addressed the minimum requirements to comply with state statutes. The District must now provide for a 60-day review period of the plan and will be open for public comment. Although no action is required at this time, Mr. Petersen will ask the Board at the Regular Board Meeting in June to adopt the plan with any necessary changes that may be required.
- Subsequent to Mr. Petersen's presentation of the Public Education Awareness Program at the Special Board Meeting that was held March 27, 2007, Mr. Schubert requested that all Board Members, including Mr. Anderson who is currently unavailable, be present to re-address the discussion and possible approval of the Program. Mr. Beahan felt that if we conserved too harshly within the District, the District would not have a feasible approach to acquire the revenue it needs to maintain its operations. He stated that there needs to be some type of public education.
- Mr. Karl Raymond asked how the public could review the above-mentioned Water Conservation Plan other than what was handed out at the meeting. Mr. Petersen stated that it would be made available for review on the newly established web site, at [www.cherokeemetro.org](http://www.cherokeemetro.org) within the next week.

ITEM 11:

⇒ Water/Wastewater Report – Art Sintas  
Water Demand Update

- Mr. Art Sintas advised the Board that the current water demands in the District are still considered winter flows with less than 2 MGD. He summarized that as of April 10<sup>th</sup>, ten sod permits had been sold and 13 water violations were issued, all being warnings.
- Mr. Sintas stated that since the implementation of irrigation and sod permits, questions have arisen which he thought the Board of Directors should be aware of and hence should make a decision on. One concern he addressed was whether or not the District would allow for an additional amount of square feet of sod each year over and above the 1,500 square feet already allowed per home.

Another concern which has come about was whether or not two sod permits would be allowed for purchase considering the total of 1,500 square feet of sod was purchased at different intervals.

- Mr. Sintas raised two scenarios concerning large areas for sod, specifically for School District 11 Elementary School's soccer field and the new development of town homes in Claremont Ranch being built by Beazer Homes.
- Lengthy discussion ensued involving different circumstances which would require more than one sod permit issued per year and whether or not to approve more than the maximum 1,500 square feet of sod per home owner. In conclusion, it was the consensus of the Board that a sod permit could be purchased for up to the maximum of 1,500 square feet of sod to each homeowner irrelevant as to whether or not multiple sod permits are requested to equal the maximum allowed of 1,500 square feet. If permits are requested at different times, a cost of \$50.00 would be assessed each time. In addition, homeowners are required to submit, at the time of the sod permit purchase, a plotted area to show the location placement of the sod to ensure new sod, if needed, will be replaced in the areas where sod was initially installed, or existing sod, in the same location.

Also, Mr. Sintas recommended the following criteria to be endorsed by the Board:

#### School District 11 Elementary School Soccer Field

1. Yes, soccer field is needed.
2. Purchase one permit (\$50) for soccer field.
3. Allow the entire amount of 48,000 square feet, and work with School District 11 on the additional 39,000 square feet, possibly scaling back with xeriscaping.
4. Three-day-a-week watering schedule allowed which would be included in the water conservation plan under "Exceptions."
5. Have the sod in place and operational for the 2007-08 school year.

#### Beazer Homes

1. Allow for the amount of sod requested by Beazer Homes as they have paid for a 1½-inch tap with the expectation of irrigating a large area.
2. \$50 per sodded area which would include seven areas for 2007.
3. Allow the 31,600 square feet planned this year.
4. No exception to the two-day-a-week watering schedule.

5. Only allow sod permits from April 1 to May 15, 2007, and then again from September 1 to September 30, 2007.

Future large common areas will be done on a case-by-case basis utilizing the guidelines approved in this evening's meeting.

**\*\*\*MOTION\*\*\***

**MR. LOVATO MADE A MOTION TO ACCEPT AND APPROVE MR. SINTAS' ABOVE-MENTIONED RECOMMENDATIONS RELATING TO SCHOOL DISTRICT 11 ELEMENTARY SCHOOL SOCCER FIELD AND BEAZER HOME'S SOD AND IRRIGATION PLAN FOR THE NEW DEVELOPMENT PLANNED IN THE CLAREMONT RANCH SUBDIVISION. SECONDED BY MS. JONES. WITH A ROLL CALL VOTE, ALL BOARD MEMBERS PRESENT APPROVED. MOTION CARRIED (4-0).**

ITEM 12:

⇒ Golf Course  
Pro Shop – Todd Laxson

- In his memo (see attached), Mr. Laxson stated the month of March in Colorado is traditionally saddled with inconsistent weather, and March, 2007, was no exception. The first three days of the month were closed with snow and cold, but the rest of the month shaped up and overtook March, 2006, with total revenue of over \$83,000.
- A portion of the Golf Course's capital budget was realized with the addition of the second computer terminal in the Pro Shop.
- The Colorado School for the Deaf and Blind, in conjunction with the USGA, has started their spring golf program and they play exclusively every Monday and Thursday through the middle of May. In addition, a total of nine junior programs are scheduled this year at the Golf Course, which Mr. Laxson believes is the highest number in the city for programs at golf courses.

Maintenance – Griff Rainford

- March highlights, as outlined in Mr. Rainford's memo (see attached) consisted of charging and conducting the necessary maintenance on the course's irrigation system. Some daytime watering was performed to prevent further loss on the greens, and it is anticipated they will start watering at night as soon as overnight temperatures climb above the freezing mark.

- Three seasonal employees have returned to begin summer work. All fairways have been aerated. Engineers from GMS have been on the course for design of the well irrigation supply system. Greens have been mowed to clean off some of the winter kill and help with green-up. Tree removal and pruning continues and hopefully will be concluded by May 1.

ITEM 13:

⇒ Executive Session: CRS 24-6-402(4)(b) Legal Consultation

At this time the Mr. Petersen asked that the Board enter into and executive session to receive legal consultation.

**\*\*\*MOTION\*\*\***

**MR. HACKER MADE A MOTION TO ENTER INTO AN EXECUTIVE SESSION CITING 24-6-402(4)(b), CONFERENCE WITH AN ATTORNEY RECEIVING LEGAL ADVICE. SECONDED BY MS. JONES. WITH A ROLL CALL VOTE, ALL BOARD MEMBERS PRESENT APPROVED. MOTION CARRIED (4-0).**

Executive Session was entered into at 7:43 p.m.

**\*\*\*MOTION\*\*\***

**MR. HACKER MADE A MOTION TO COME OUT OF EXECUTIVE SESSION AND RETURN THE MEETING TO THE OPEN SESSION OF THE REGULAR MEETING. SECONDED BY MS. JONES. WITH A ROLL CALL VOTE, ALL BOARD MEMBERS PRESENT APPROVED. MOTION CARRIED (4-0).**

The regular session began at 8:17 p.m.

ITEM 14:

⇒ Old Business  
Request from Mr. Whatcott to Sell Tract C, Claremont Ranch #3

Mr. Whatcott addressed the Board stating he had an opportunity to speak with all his neighbors about the sale of the parcel of land he is wishing to purchase from the District. He stated all his neighbors have supported him by writing letters to the Manager and the Board of Directors. He was unaware as to whether Mr. Petersen had received

any correspondence or phone calls opposing his request, but he did know five neighbors that have supported him. Mr. Petersen advised he had not received any adverse comments or communication from the eight letters he wrote to property owners adjacent to Mr. Whatcott's property.

Mr. Felt raised a question as to whether or not this small tract extended behind other homeowners; and he was told yes, that it did. Mr. Whatcott informed the Board there are gates that open to this area and he had sent an email to Mr. Jim Culichia regarding improvements. A question was raised as to how large the property in question was, and the Board was informed the land was proportionately one-third to one-half acre in size. A concrete fence extends beyond the land and faces Hwy 24. A steep grade extends beyond this fence. The Board was informed this was a piece of land which was once in a package of possibly 20-30 parcels, deeded to the Cherokee Metropolitan District in previous years.

Mr. Felt believed there was a two-step approach the Board should pursue before any decision of sale should be made. First and foremost, the District needs to determine if they wish to sell this property, or for that matter, any other property, that may be defined as open land within the boundaries of the District. Secondly, if so decided, contract terms need to be established describing which property is available for disposal and then define a contract for the Board's decision.

Mr. Lovato raised the question as to why the District would want to sell these parcels of land. He recommended that all property be marked and peg which ones to keep and which ones to sell. He would like more input and information from staff.

Mr. Felt summarized that Mr. Whatcott had approached the Board in 2006 requesting to buy the property. He suggested that, since the District is a public entity, and if they wished to sell the land, that public notice needed to be given and presented for public bid. He reiterated the District did not need a vote of the people but did need to provide public notice. This would require a first and second reading of the documents.

Mr. Whatcott stated he resurrected a building on the aforementioned property based on Mr. Petersen's telephonic permission in late, 2005. Ms. Jones questioned Mr. Whatcott as to the timeframe in which he spoke with Mr. Petersen. Mr. Whatcott rephrased his statement, stating that he originally spoke with Mr. Sintas and that Mr. Sintas told him that he would need to speak with Mr. Petersen and he was the New General Manager. Ms. Jones asked again when it was that he first spoke with Mr. Petersen. Mr. Whatcott stated that it was over the phone in November of 2005, then he had conversation with Mr.

Petersen that took place in early January, 2006. Later he spoke with Mr. Petersen requesting to make improvements and to a build a shed on the premises, and Mr. Petersen gave his permission over the telephone in late, January 2006. Mr. Whatcott also stated that Mr. Petersen came to the property and saw that the improvements were being done. Mr. Whatcott told the Board that he had pictures from when Mr. Petersen was there in late January early February of 2006. Mr. Lovato asked what the size of the shed was. The size of the shed is approximately 10' x 18' feet and is electrically wired Mr. Whatcott added that it was the biggest shed he could erect without having to obtain a building permit. Mr. Hacker stated that none of the improvements should have been done without authorization from the Board.

Mr. Felt made it imperative in a request to the Board that this parcel of land, and any and all others that may be in question, need to go back to 'open space' pending the distribution and disposal of the District's property and that public notice be given.

Mr. Hacker stated that he didn't want to see any of the open space sold and that the property in question needed to be returned to its state.

**\*\*\*MOTION\*\*\***

**MR. HACKER MADE A MOTION TO MANDATE THAT TRACT C, CLAREMONT RANCH #3, GO BACK TO ITS ORIGINAL STATE OF OPEN SPACE, WHICH WOULD REQUIRE THE CONSTRUCTED SHED, ANY AND ALL FENCING, AND ANY AND ALL DEBRIS TO BE REMOVED; TO NOT SELL THE PROPERTY TO MR. WHATCOTT; AND FURTHER, THAT NO DECISIONS TO SELL THE LAND BE MADE UNTIL SUCH TIME THAT STAFF CAN PROVIDE RECOMMENDATION AS TO THE DISPOSAL OR RETENTION OF THESE OPEN SPACES OF LAND. FURTHER, MR. HACKER MOTIONED TO HAVE LEGAL COUNSEL SEND WRITTEN NOTICE OF SAME REQUIRING MR. WHATCOTT TO RETURN THIS LAND TO ITS ORIGINAL NATURE WITHIN 21 DAYS FROM THE BOARD MEETING DATE OF APRIL 10, 2007. SECONDED BY MS. JONES. WITH A ROLL CALL VOTE, ALL BOARD MEMBERS PRESENT APPROVED. MOTION CARRIED (4-0).**

- Providing this was the intent and action upon the Board, Mr. Whatcott informed the Board it would be his intention to seek legal counsel and file an injunction of this order. He stated it was in the Board's best interest to have a "cooling off" period, as removing the shed would result in legal action on his part.

ITEM 13:

⇒ New Business

- Mr. Felt presented to the Board an Agreement for the Purchase and Sale of Well, Easements, Infrastructure, and Water Rights (see attached). This Agreement for Purchase is the result of a contract between Mr. William W. Poleson and the Cherokee Metropolitan District to sell a portion of water rights equaling 72 acre feet, with the purchase price of \$9,000.00 per acre foot. Mr. Felt requested the Board to approve, as written this Agreement for Purchase and allow Mr. Schubert to sign on behalf of Cherokee.

**\*\*\*MOTION\*\*\***

**MR. LOVATO MADE A MOTION TO APPROVE AND AUTHORIZE MR. SCHUBERT TO SIGN THE AGREEMENT FOR PURCHASE AND SALE OF WELL, EASEMENTS, INFRASTRUCTURE AND WATER RIGHTS. SECONDED BY MS. JONES. WITH A ROLL CALL VOTE, ALL BOARD MEMBERS PRESENT APPROVED. MOTION CARRIED (4-0).**

ITEM 14:

⇒ Public Comments

- Ms. Jane Olson, referring to the proposal on the Public Education Program presented by Mr. Petersen, voiced her discern that the cost of such program was significant and that the possibility of a staff member working in-house on this project would be a more cost effective approach.

ITEM 15:

⇒ Adjournment

There being no further business to come before the Board at this time, a motion was made for adjournment.

The Meeting adjourned at 9:00 p.m.

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Gayle Jones, Treasurer

Board Members

Ted Schubert, President  
Andy Anderson, Vice President  
Gayle Jones, Secretary  
Dave Hacker, Director  
Robert Lovato, Director

Term Expires

May, 2010  
May, 2010  
May, 2010  
May, 2008  
May, 2008