

**MINUTES OF THE BOARD OF DIRECTORS  
COLORADO CENTRE METROPOLITAN DISTRICT  
REGULAR MEETING**

Thursday, March 28, 2013 at 5:30 PM  
4770 Horizonview Drive  
Colorado Springs, CO 80925

Board Members Present:

Michael Cantin	President, Chairman
Shawn Eccles	Vice President, Vice Chairman
Karen Harvey	Secretary
Michael Terry	Assistant Secretary/Treasurer

Also Present: Al Testa, Cindy Monroe, Pedro Velazquez and Sandy Goad

**I. Preliminary**

A. Call to Order

Director Cantin called the meeting to order at approximately 5:30 pm.

B. Roll Call - Determination of a Quorum.

A Quorum was present. Director Lucia-Treese was granted an excused absence.

**A motion was made and seconded to excuse Director Lucia-Treese from attendance at this regular meeting. Upon a voice vote, the motion passed unanimously.**

C. Acknowledgment, Notice and Consent to Regular Meeting-Entered with the minutes.

**II. General Business Items**

A. Approval of the Minutes of the Regular Meeting of February 28, 2013.

**A motion was made and seconded to approve the Minutes of the Regular Meeting of February 28, 2013. Upon a voice vote, the motion passed unanimously.**

B. Board's Time

Director Terry reported that on ~~April~~ <sup>MARCH</sup> 11, 2013 Roger Sams hosted a tour of the LFMSDD wastewater plant for himself, Director Lucia-Treese, Director Cantin and Director Harvey. Director Terry commented that he was very impressed with the magnitude and level of effort it took to accomplish the construction of the plant. Roger Sams was very informative and gave an excellent tour.

Director Terry also commented that the Southern Delivery System has started and there is a website (SDSWater.org) for anyone interested in information about the Southern Delivery System.

Director Cantin is concerned about the lack of response we are getting from Mountain View Electric concerning the reporting of street light outages in and around Colorado Centre. They have been called numerous times in the last few months and the repairs have not been made in a timely manner. They will be contacted again regarding this problem and our concerns about paying for something that is not being repaired.

C. Changes to the Agenda

No changes.

D. Public Comments – Maximum of 5 minutes per person who has signed in.

No Public Comment.

E. Financial Review (Cindy)

- Bank Balances

Ms. Monroe gave the report on bank balances at this time. As of March 19, 2013 the District has \$4,381,053.85 in funds. The District's expendable funds are \$4,142,347.10.

- Budget Review

Ms. Monroe presented the budget review for February, 2013.

- Financial Transactions

A check was signed to transfer monies into checking for the substantial Lower Fountain payment.

F. Review and Approval of Payables (Board)

The Board reviewed the list of payables.

**A motion was made and seconded to approve the current list of payables. Upon a voice vote, the motion passed unanimously.**

G. District Operations

- Water, Sewer and Parks Operations (AI)

Superintendent Velasquez was in attendance and commented that water usage is still lower because of the winter like weather. Cuchares is installing water lines on the west side for the final phases of the project.

Work in the park is slow but field personnel will be gearing up for the summer season. When the weather improves the skateboard equipment will be installed.

Director Cantin has concerns about the continued dumping of trash along the fence lines. Something will be placed in the newsletter regarding the dumping issues and the consequences of illegal dumping.

There are approximately 55 homes in Cuchares Ranch that will be installing sod in April or May so water usage will increase substantially.

- Water and Sewer Demand and Augmentation Reports (AI)

For the month of February we produced approximately 4.2 million gallons and sold approximately the same amount. The water loss is minimal.

The report of the augmentation period November 2011 – October 2012 was presented. The Robinson Ditch purchase will greatly help our usage and augmentation data. Dr. Testa has been working with FMIC so that the water that is stored in Big Johnson is incorporated into the augmentation report and in case of a drought this water can be called for. He has been working with the State and CWPDA regarding establishing a new augmentation protocol and buying the right to flow water through Fountain Mutual. If this is set up correctly we will recoup most of the money.

- Update on Cuchares Development (Sandy)

To date 103 lots have been sold in the current filings/phases. Cuchares has submitted all the plans for Filing 5 (they have been approved and platted) which Dr. Testa reviewed and all seems to be in order so they will be signed and distributed. He also commented that Filing 6 which includes the Cuchares Homestead has been filed.

The Cuchares Ranch community and Colorado Centre Metropolitan District has completed a proposal to El Paso County Parks and Leisure Services Department for a proposed neighborhood park. This is an Urban Park Grant Proposal.

**A motion was made and seconded to approve submittal of the Urban Park Grant Proposal for the proposed Neighborhood Park Project to El Paso County Parks and Leisure Services Department. Upon a voice vote, the motion passed unanimously.**

- JCC Channel Improvements Design by Kiowa (AI)

The Kiowa Engineering design for the JCC Channel Improvements is completed and Dr. Testa signed the application for the Army Corp of Engineers. The Army Corp of Engineers permits are completed and we were given 5 years to complete the project.

- Bradley Heights Update (AI)

Dr. Testa reported that this is moving forward. The interim connection fees have become an issue and Dr. Testa commented that if they want to move forward with their project they will have to pay all connection fees associated with this project. They want to change the time frame and quantity of homes (500-600 homes up from 150 originally proposed) before they begin the transition and payments to Colorado Springs. Another issue is sewer treatment. Discussions are continuing and Dr. Testa will keep the Board apprised of the progress of these discussions. The City has submitted a new IGA with the 10-15 year time frame starting now. Dr. Testa and the Board agreed that Colorado Centre needs to have financial and legal control of any final agreements.

The Board would like Dr. Testa to compile a replacement analysis to better determine future financial obligations and abilities to finance any type of replacement/maintenance situation.

- Robinson Water Rights Update (AI)

As stated earlier in the meeting, Dr. Testa has been working on an augmentation spreadsheet for tracking of this water and our other waters. We bought into the Fountain Mutual canal the 40 shares for Cuchares which were not part of the augmentation. As an augments, we own part of the stations so we paid a little to add 40 shares to our 545. This is not the Robinson water which is considered foreign water and pays under a separate arrangement (Carriage Agreement). Dr. Testa expects to have Robinson water flowing on April 1, 2013.

- Relocation of CCMD's Sewer Effluent from FSD to LFMSDD

After conferring with the State this is a dead issue. We will pay for this with augmentation water right at the head gate of Fountain Mutual.

H. Public Hearing – Rules and Regulations Update

Director Cantin commented that since Mr. Anderson could not attend tonight's meeting, that this item be tabled until the next regular Board meeting.

I. Legal Report (Paul Anderson)

Mr. Anderson was unable to attend. Dr. Testa reported that Mr. Anderson is working on issues concerning Cuchares Ranch and the conveyance of parks and open spaces. Cuchares Ranch filing four tract was conveyed to Colorado Centre and the Filing 5 plat was filed. He continues to work on the Nutrients issues.

Mr. Anderson has been working on the Pikes Peak Community Foundation Water Lease Agreement (water for the Venetucci Farm). Dr. Testa would like us to approve this agreement with PPCF which will need to be pre-paid.

**A motion was made and seconded to approve the Pikes Peak Community Foundation Water Lease Agreement (Venetucci Farm water) for 2013. Upon a voice vote, the motion passed unanimously.**

J. Emergency First Responder Services Report (Tom Byes)

Due to Chief Byes' illness, Firefighter John Gleason reported for him. There were 16 shifts affected by illness and all were covered by our excellent staff of contract Firefighters. CCMD Firefighter Gleason commented that for the month of February there were 9 medical alarms, 2 traffic accidents and one illegal burn. Of real concern is the extreme drought conditions and potential for wild land and structure fires. Firefighter Zach Hazlett was also in attendance.

K. Fountain Mutual Irrigation Company – (A1)

Minutes of the February 20, 2013 regular meeting were included with the board packets.

Dr. Testa reported that the augmentation station is almost completed and this will allow CC to move water all the way to Big Johnson reservoir and use McRae Reservoir area to dump the water directly into the creek. We will have two options; water stored in Big Johnson and Spring Creek water.

Dr. Testa reported that ongoing items include the No. 4 and No. 17 water rights owned by the City of Fountain, the Gray Family trust, Robinson Ditch and dredging of Big Johnson Reservoir. The design for the pipe through Lorson Ranch has been completed. This project is being paid for with the money collected from the Lorson litigation.

L. Lower Fountain Metropolitan Sewage Disposal District (Mike Cantin)

Minutes of the February 14, 2013 Regular Board meeting were included with the Board packets plus the March 14, 2013 agenda.

- Progress Report

Director Cantin reported that they are going through the start up process. Weaver got the permit for the Biosolids Building.

Ms. Hanna and Mr. Frost are still causing problems about the drainage culvert. They sold the easement for the ditch/culvert and after review of different scenarios, the most workable location has been determined and approved. Issues with Ms. Hanna and Mr. Frost will probably continue. The interceptor is still not completed and CCMD will not pay for operations until flowing begins. At that time the easement (result of Robinson Water Rights purchase) will be conveyed to Lower Fountain.

M. Executive Session (if needed)

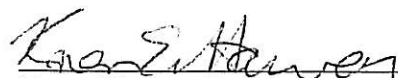
No Executive Session needed.

**III. Adjournment**

**A motion was made and seconded to adjourn the regular meeting at approximately 6:45 p.m. Upon a voice vote, the motion passed unanimously.**

Respectfully Submitted,

  
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Michael Cantin, President

  
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Karen Harvey, Secretary