

MINUTES OF REGULAR MEETING

BLUE VALLEY METROPOLITAN DISTRICT

Zoom virtual meeting called to order at 7:01 pm on Monday, July 6, 2020. Board secretary Andrea Buller present. Board members present: Buck McNichols, Mark Nelson, Mike Stoveken, and Tom Kellen. Board absent: None. Guests present: Bob Heid, Brenda Kellen, Matt Willits, and Todd Nelson.

Review and Approval of Minutes of Previous Meeting(s)

The board reviewed the minutes of May 4, 2020 and May 27, 2020 meetings. Buck moved to approve. Tom seconded. All in favor. Motion carried.

Public Address

Todd Nelson – stop sign at 1014 and 1018 is down and would like to have it put back up. Noone remembers there being a stop sign and are unaware of one being taken out. Buck and Mark will go look at the intersection to determine if one needs to be there.

Water Operator

- WSI completed the Annual Consumer Confidence Report (CCR) for calendar year 2019. The CCR has been posted on the community bulletin board and on the District's website. WSI completed and uploaded to CDPHE portal a copy of the CCR and Certificate of Delivery.
- WSI will begin sampling the District's water for annual CDPHE compliance. This will require 5 homeowners to assist us in sampling for lead and copper and 1 homeowner to allow sampling at maximum residence time for disinfection by-product (DBP) and bacteriological sampling.
- CDPHE received a grant to sample community water systems for polyfluoroalkyl substance (PFAS). Chemicals in this class of more than 1000's of substances can be found in food package, nonstick pans and fire retardants. The sampling was free and voluntary, and the analysis was for 18 of the 1000's PFAS. The results have been received and none of the 18 contaminants were detected.
- WSI will be completing annual fire hydrant maintenance and valve turning this summer. Valve turning will allow WSI staff to better understand the distribution system and update the District maps. WSI did email Henry to discuss acquiring the GIS data but have not received a response back from him. We will attempt to contact him again this month.
- WSI assisted Bishop & Brogden staff to install a level transducer into the infiltration gallery pump vault. The transducer continually logs the depth of the water in the pump vault. This data will be retrieved and evaluated against flow data store on the SCADA system.
- The SCADA computer has stopped working. MPC and WSI worked together to temporarily get the system operable utilizing a WSI laptop. Attached to this agenda is a proposal from MPC with 3 options. WSI proposes Option 2 and will further discuss the pros and cons of all three options.
 - Buck will touch base with Rob to get further clarification on connection options. For the purpose of this meeting, the board is aware that we have an issue and is part of the standard requirements for the water system so once the board decides which option to utilize, he can move forward without another meeting. Matt stated the urgency is mostly due to needing his laptop returned. The remaining of the board agreed to with plan to proceed.

Architectural and Rules Committee

Bob Heid said as far as he is aware, everything is still status quo. Bob stated there is one property entering the final approval stage and he needs to get more info from Todd. Buck asked to make sure Jack Norton is copied on all correspondence as the board liaison. Buck will touch base with Bob Cirks to make sure he knows he needs to request his final inspection.

Andrea asked Bob for the amount of Anthony Maas's deposit being held. Bob said he will get it to Andrea. The following deposits were refunded during the transition after the May 27, 2020 meeting and are considered final and complete with the exception as noted for Hugo Gonzalez lot 4/block 5;

- \$ 692.50 - Mike Oros

- \$ 665.00 – Blake Nudell
- \$ 800.00 – Brandon Ciullo
- \$1074.00 – Hugo Gonzalez lot 4/block 5 (\$400 discrepancy on check written between dollar and words – need to determine which amount bank honored, \$1074 or \$1474. Hugo was due \$1474.)

North Property / Dirt bike track discussion – to include Lot H 15.2 acres

Buck stated he has had to speak with multiple riders regarding damage around mailboxes. Buck also stated there is a lot of traffic, specifically on the North edge of the property. Buck is wanting the board to discuss if there is liability the board needs to look into. There have been no official filed complaints however there is concern regarding the liability as it is not open space for ATVs and dirt bikes. The trails there have been made by usage, but the space has not been designated as open space for motorized usage. Mark stated there is the King Creek waterway that has to be crossed which is also an issue. Mark stated that he personally doesn't mind as he appreciates the kids being able to have something to do, but it is becoming a daily activity and poses an issue. Mark stated there has been a lot of complaints regarding the ATVs and dirt bikes on the roads and around mailboxes. Mark stated that it is District property and the District needs to decide what liability and risk they are comfortable with. Buck stated that the activity on the dirt roads is not a liability issue for the District but believes District property, specifically the North end, being used and damaged is an issue the board needs to address. Mark stated that the thing that really got his attention on the North property, noting he himself is an enthusiast, is watching them going fast near the fence and on District property. Mike stated that it must be dealt with one way or another. Mike stated it would be worth running it by the attorney to see if there is another option. Jack asked how much of an issue is the damage to the waterway. Mark stated it is a steady trickle running through there. Mark stated at one point someone put a pallet down there and it does span the water. Mark stated whether it has been deemed a waterway, driving through it causes turbidity. Jack asked if Blue Valley Ranch would care. Mark stated he doesn't believe they would have any concern as they likely don't see any effects from it. Jack asked if there is a way to handle it similar to the fishing pass, with a liability release. Tom stated that his boys use it a lot and it is hard to know where to draw the line. Buck stated that is exactly why the need for this conversation, the continued effort towards transparency and responsibility to protect the District. Tom asked where you draw the line; bmx bikes, motorcycles, hiking, etc. Buck stated that if there is a way to cover the District, then play at your own risk is an option. Mark stated it is important that people supervise their children and know how they are riding, referencing his prior example. Tom asked if there is a way to change it to open space. Buck stated the District needs to get more information at this point and decide how to proceed. The board unanimously agreed that we need to get legal counsel on how to proceed. Andrea will send Jim Collins these notes and ask what our liability is and how to proceed. Andrea will forward the attorney's response to board members.

Snow Plowing Bids RFP to be published

Board discussed and no changes needed. Andrea will publish the same RFP as prior years with updates.

Engineering Update

Matt Willits is waiting for Tim with Bishop-Brogden to come up when they can meet. Buck stated we are waiting for the information from the infiltration study to move towards next step which will be working towards lifting the moratorium and completion of the water rate study.

Secretary's Report

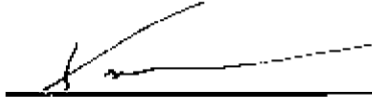
- a. Current Balances – Stand for Audit
 - i. GMB Savings = \$ 70,713.09
 - ii. GMB Checking = \$48,028.70
 1. General = \$ 29,805.38
 2. ARC = \$18,223.32
 - iii. CO Trust = \$ 179,417.02
- b. Paid bills to be approved = \$ 46,556.18 – Buck moved, Jack seconded to approve paid bills as presented. Mark abstained. Buck, Jack, Mike, and Tom in favor. Motion carried.

Buck moved to adjourn the meeting at 8:15 pm. Mark seconded. All in favor.

BLUE VALLEY METROPOLITAN DISTRICT



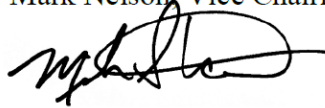
Andrea Buller, Secretary



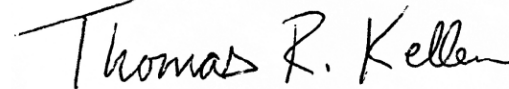
Buck McNichols, Chairman



Mark Nelson, Vice Chairman



Mike Stoveken, Treasurer



Tom Kellen



Jack Norton