

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL MEETING OF THE
BOARD OF DIRECTORS OF THE
HAVANA WATER AND SANITATION DISTRICT
HELD
MAY 8, 2019

A special meeting of the Board of Directors of the Havana Water and Sanitation District was duly held on Wednesday, May 8, 2019, at 5:00 p.m., at 8390 E. Crescent Parkway, Suite 300, Greenwood Village, Colorado. The meeting was open to the public.

Attendance

Board members in attendance:

Howard Buchalter
Richard G. Keene
Bill Kirven
Bernard F. Gehris
Dan Marks

Also in attendance:

Matt Urkoski & Gigi Pangindian; CliftonLarsonAllen LLP (“CLA”)
Anna Wool; Icenogle Seaver Pogue, P.C.
Greg Sekera; Kennedy Jenks Consultants
Margaret Picinelli; Resident

**Call to Order/
Agenda**

Director Buchalter called the meeting to order at 5:00 p.m.

Upon a motion duly made by Director Kirven, seconded by Director Keene and, upon vote, unanimously carried, the Board approved the May 8, 2019 agenda, subject to addition of ratification of prior claims.

**Review and
Approve
Minutes**

Upon a motion duly made by Director Kirven, seconded by Director Keene and, upon vote, unanimously carried, the Board approved the March 20, 2019 Regular Meeting Minutes, as presented.

**Public
Comments**

Ms. Picinelli inquired as to the status of the AT&T modifications review process, citing apparent issues with the ongoing modifications. Ms. Picinelli further requested comment from the Board and consultants on future implications and key considerations of AT&T’s presence within the District.

RECORD OF PROCEEDINGS

Legal Matters

A. Status Update on 6th Amendment to AT&T Agreement

Mr. Sekera reported that he conducted a site visit in early April and again on May 6th. He further reported that there appear to be structural support modifications made to the base of the mono-pine that are not shown in the approved plans stemming from the 6th Amendment. Ms. Wool briefed the Board for addressing next steps with AT&T, noting a general sentiment of non-response from AT&T representatives as of late. Discussion amongst the Board and consultants ensued.

Director Keene motioned, seconded by Director Buchalter, to have legal send a letter to AT&T that denotes their specific non-compliance of the agreed to process, stated in the 6th Amendment. Director Kirven, Director Gehris and Director Marks voted against the tabled motion. No action was approved at this time. Additional discussion ensued concerning the electromagnetic testing required of AT&T.

B. Other

None.

Administrative Matters

A. Other

None

Financial Matters

A. Review and Consider Ratifying Approval of Prior Claims

Upon a motion duly made by Director Kirven, seconded by Director Gehris and, upon vote, unanimously carried, the Board ratified approval of the prior claims, as presented.

B. Review and Consider Approval of Current Claims

Upon a motion duly made by Director Kirven, seconded by Director Gehris and, upon vote, unanimously carried, the Board approved the current claims, as presented.

C. Review and Accept Unaudited Financial Statements as of March 31, 2019

Ms. Pangindian presented the Unaudited Financial Statements as of March 31, 2019 to the Board.

Upon a motion duly made by Director Gehris, seconded by Director Kirven and, upon vote, unanimously carried, the Board accepted the unaudited financial statements as of March 31, 2019, as presented.

RECORD OF PROCEEDINGS

D. Other

None.

**Engineering
Matters**

A. Update on Projects / Engineer Report

Mr. Sekera reviewed the enclosed Engineering Report with the Board. Discussion ensued regarding grease trap inspection protocol.

B. Review and Discuss Proposals for Pipeline Repairs

Mr. Sekera reviewed the proposal and bid numbers received for the pipeline repair project.

Upon a motion duly made by Director Marks, seconded by Director Keene and, upon vote, unanimously carried, the Board approved contracting with Granite Inliner, LLC for the rehabilitation project, subject to final legal review. The Board further directed staff to include an update on the project with the July bills.

C. Other

None.

**Board Member
Matters**

A. Other

None.

Other Business

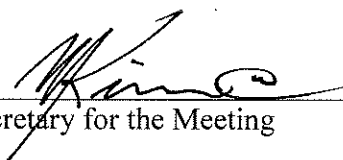
A. Confirm Quorum for the Wednesday, July 17, 2019 Regular Board Meeting.

The Board confirmed a quorum for the July 17, 2019 Regular Meeting.

Adjournment

There being no further business to come before the Board, the meeting was adjourned at 6:07 p.m.

Respectfully submitted,


Secretary for the Meeting