

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
HAVANA WATER & SANITATION DISTRICT (THE "DISTRICT")
HELD
JULY 19, 2023

A regular meeting of the Board of Directors of the Havana Water & Sanitation District (referred to hereafter as the "Board") was convened on Wednesday, July 19, 2023, at 5:00 p.m., at CliftonLarsonAllen LLP, 8390 E. Crescent Pkwy., Ste. 300, Greenwood Village, CO 80111 and virtually via Microsoft Teams. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Bernard F. Gehris, President
David Mohrhaus, Secretary
Steve Hellman, Treasurer
Timothy Duggan, Assistant Secretary (via MS Teams)
Howard Buchalter, Assistant Secretary

Also In Attendance Were:

Nic Carlson and Yelena Primachenko; CliftonLarsonAllen LLP
Karlie R. Ogden; Icenogle Seaver Pogue, P.C.
Greg Sekera; Kennedy/Jenks Consultants

ADMINISTRATIVE MATTERS

Call to Order and Approval of Agenda: President Gehris called the meeting to order at 5:03 p.m.

Upon a motion duly made by Director Hellman, seconded by Director Buchalter and, upon vote, unanimously carried, the Board approved the agenda as presented.

Confirm Quorum, Location of Meeting and Posting of Meeting Notices: A quorum was confirmed, and the Board further noted that notice providing the time, date and video conference link information was duly posted and that no objections, or any requests that the means of hosting the meeting be changed by taxpayers electors within the District's boundaries.

Public Comments: None.

May 17, 2023 Regular Meeting Minutes: Upon a motion duly made by Director Mohrhaus, seconded by Director Buchalter and, upon vote, unanimously carried, the Board approved the May 17, 2023 Regular Meeting Minutes.

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FINANCIAL ITEMS

Prior Claims: Ms. Primachenko presented the prior claims to the Board in the amount of \$108,733.36. Following review, and upon a motion duly made by Director Hellman, seconded by Director Mohrhaus and, upon vote, unanimously carried, the Board ratified approval of prior claims totaling \$108,733.36 as presented.

Directors' Fees: Ms. Primachenko reviewed the Directors' fees with the Board. Upon a motion duly made by Director Buchalter, seconded by Director Mohrhaus and, upon vote, unanimously carried, the Board approved the Directors' fees as presented.

May 31, 2023 Unaudited Financial Statements and July 2023 Cash Position: Ms. Primachenko presented the May 31, 2023 Unaudited Financial Statements and July 2023 Cash Position to the Board. Upon a motion duly made by Director Hellman, seconded by Director Duggan and, upon vote, unanimously carried, the Board accepted the May 31, 2023 Unaudited Financial Statements and July 2023 Cash Position as presented.

Draft 2022 Audit and Filing of Audit Extension: Ms. Primachenko reviewed the draft Audit with the Board noting an extension would be necessary, but a clean opinion is expected. She estimates the audit will be complete by the July 31st deadline but an extension may be needed just in case. Following review and discussion, upon a motion duly made by Director Helman, seconded by Director Mohrhaus and, upon vote, unanimously carried, the Board approved the 2022 Audit. Subject to a receipt of a clean opinion from the Auditor, and authorized the Audit Extension filing, if necessary.

ENGINEERING MATTERS

Update on Projects/Engineer Report: Mr. Sekera presented his report to the Board.

AT&T Lease Agreement: Mr. Sekera discussed construction timing related to the 7th Amendment to the AT&T Lease Agreement. Ms. Ogden discussed potential changes to the 8th Amendment to the AT&T Lease Agreement including removal of the extended footprint.

Approval of Change Order No. 7 for 2021 Sewer Rehabilitation Project - \$120,426.55: Mr. Sekera reviewed this Change Order with the Board. Upon a motion duly made by Director Buchalter, seconded by President Gehris and, upon vote, unanimously carried, the Board approved Change Order No. 7 for the 2021 Sewer Rehabilitation Project in the amount of \$120,426.55.

Approval of Pay Estimate No. 8 for 2021 Sewer Rehabilitation Project - \$199,318.12: Mr. Sekera reviewed this Pay Estimate with the Board, noting that Pay App 8 included Change Order No. 7. Following review, upon a motion duly made by Director Buchalter, seconded by Director Mohrhaus and, upon vote,

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unanimously carried, the Board approved Pay Estimate No. 8 for the 2021 Sewer Rehabilitation Project for \$199,318.12.

2023 Sewer Rehabilitation Project: Mr. Sekera reviewed with the Board the engineering services proposal and report from Kennedy Jenks Consultants related to the 2023 Sewer Rehabilitation Project. Following discussion of the additional engineering work, upon a motion duly made by President Gehris, seconded by Director Buchalter and, upon vote, unanimously carried, the Board approved the proposal from Kennedy Jenks Consultants for additional engineering work related the 2023 Sewer Rehabilitation Project.

MANAGER MATTERS

None.

LEGAL MATTERS

Ms. Ogden reported to the Board that her office will be sending a general legislative memorandum for the 2023 legislative session SB23-303 which, along with Proposition HH, has the potential to impact property taxes. She also reported on preliminary efforts related to the certification of delinquent accounts.

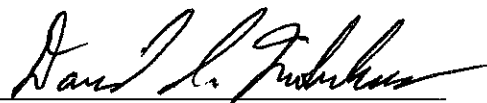
OTHER BUSINESS

Quorum for Next Meeting – September 20, 2023 at 5:00 p.m.: The Board confirmed a quorum for the September 20, 2023 meeting at 5:00 p.m., to be held via Microsoft Teams and at the offices of CliftonLarsonAllen LLP.

ADJOURNMENT

There being no further business to come before the Board, upon a motion duly made by Director Hellman, seconded by Director Buchalter and, upon vote, unanimously carried, the Board adjourned the meeting at 7:15 p.m.

Respectfully submitted,



Secretary for the Meeting