

**MINUTES OF A REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
BENNT CREEK REGIONAL WATER AUTHORITY**

Held: Monday, December 11, 2023 at 4:30 p.m.
The meeting was held via teleconference

Attendance

The meeting referenced above was called and held in accordance with the applicable statutes of the State of Colorado. The following Directors were in attendance:

Martin Metsker
Tony Carey
Mike Wolf
Charles Bayley

Also in attendance were:

Blair M. Dickhoner, Esq., White Bear Ankele Tanaka & Waldron, Authority's General Counsel; and, Jimmy Oge, West South Platte, LLC, Authority Accountant.

Call to
Order/Declaration of
Quorum

It was noted that a quorum of the Board was present, and therefore called the meeting to order.

Directors' Disclosure
of Potential Conflicts
of Interest

Mr. Dickhoner advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Mr. Dickhoner reported that disclosures for those directors that provided White Bear Ankele Tanaka & Waldron with notice of potential or existing conflicts of interest were filed with the Secretary of State's Office and the Board at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Board. Mr. Dickhoner inquired into whether members of the Board had any additional disclosures of potential or existing conflicts of interest with regard to any matters scheduled for discussion at the meeting. No additional disclosures were noted. The participation of the members present was necessary to obtain a quorum or to otherwise enable the Board to act.

Approval of Agenda

The Board reviewed the proposed agenda for the meeting. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the agenda as presented.

Election of Officers

The Board engaged in general discussion regarding the Election of Officers. Following discussion, the Board determined to keep the current slate of Officers.

Public Comments

No public comment.

Consent Agenda

Mr. Dickhoner advised the Board that any item may be removed from the consent agenda to the regular agenda upon the request of any director. No items were requested to be removed from the consent agenda to the regular agenda. Upon a motion duly made and seconded, the following items on the consent agenda were unanimously approved, ratified and adopted:

- a. Minutes from April 10, 2023 Regular Meeting
- b. Independent Contractor Agreement (Accounting Services) with West South Platte, LLC

Discussion Agenda

Extension of Terms –
Directors Carey and
Metsker

The Board engaged in discussion regarding the continued service of Directors Carey and Metsker and extension of their terms.

2024 Meeting
Schedule

The Board discussed the Authority’s 2024 regular meeting schedule. Following discussion, the Board determined to continue holding regular meetings on the second Monday of January, April, August, and December at 4:30 p.m.

Additional Members

The Board deferred discussion.

Action Agenda

Adoption of Annual
Administrative
Resolution (2024)

Mr. Dickhoner presented the Annual Administrative Resolution (2024) to the Board for consideration. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution.

Approve Renewal of
General Liability
Schedule and Limits
and Consider
Approval and
Authorization to
Renew Coverage for
2024

Mr. Dickhoner presented the proposal for renewal of the Authority’s general liability coverage for 2024. The Board reviewed the current general liability schedule and limits. Following review and discussion, upon a motion duly made and seconded, the Board unanimously approved the general liability schedule, and authorized legal counsel to bind coverage for 2024.

Approval of
Claims/Financials

Mr. Oge presented the Board with a listing of claims paid from April 10, 2023, through December 5, 2023 for consideration. Following discussion, upon a motion duly made and seconded, the Board

unanimously ratified approval of claims paid in the amount of \$27,877.74.

Mr. Oge presented the Board with the October 31, 2023 financial statements for consideration. Following discussion, upon a motion duly made and seconded, the Board unanimously accepted the statements.

Public Hearing on
2024 Proposed Budget

Director Carey opened the public hearing on the 2024 Proposed Budget. Mr. Dickhoner noted that the notice of public hearing was provided in accordance with Colorado Law. No written objections have been received prior to the meeting. There being no public comment, the hearing was closed.

Adoption of
Resolution Adopting
2023 Budget

Mr. Oge reviewed the proposed 2024 Budget with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution adopting the 2024 Budget.

Director Reports

None.

Other Business

None.

Adjournment

There being no further business to come before the Board and following discussion and upon motion duly made and seconded, the Board unanimously determined to adjourn the meeting.

The foregoing constitutes a true and correct copy of the minutes of the above-referenced meeting.

Charles C Bayley
Charles C Bayley (Jan 21, 2024 21:13 MST)

Secretary for the Meeting

The foregoing minutes were approved by the Board of Directors on the 8th day of January, 2024.