

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

Held: Monday, May 11, 2020 at 5:00 p.m.

The meeting was held via teleconference due to the State of Emergency declared by Governor Polis and Public Health Order 20-23 Implementing Social Distancing Measures, and threat posed by the COVID-19 coronavirus.

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:

Board Member

Timothy Seltzer
Marc Spezialy
Charles Bayley
Rich Pulliam

Also in attendance were:

Blair M. Dickhoner, Esq., White Bear Ankele Tanaka & Waldron; Trish Stiles and Martin Metsker, Town of Bennett; Rick Gonzales and Eric Weaver, Marchetti & Weaver, LLC

Call to
Order/Declaration of
Quorum

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

Conflict of Interest
Disclosures

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.

Public Comments

Ms. Stiles introduced Mr. Metsker as the Town of Bennett's alternate to the Board.

Administrative Matters

Consider Adoption of Resolution Extending Emergency Procedures and Authorizing Teleconferencing for Regular and Special Meetings

Mr. Dickhoner presented the Resolution Extending Emergency Procedures and Authorizing Teleconferencing for Regular and Special Meetings to the Board for consideration. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the Resolution.

Consider Approval of April 13, 2020 Minutes

Mr. Dickhoner presented the Minutes from the April 13, 2020 Special Meeting to the Board for consideration. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the minutes.

Legal Matters

None.

Financial Matters

Update Regarding Bank Accounts

Mr. Gonzales provided the Board with an update regarding the status of the Authority's Bank Accounts, noting that the PDPA Custodian Identification Numbers had yet to be assigned and therefore the accounts had not yet been opened. No Board action required.

Update on contributions from Authority members

Mr. Gonzales provided an update to the Board regarding the status of funding contributions. No Board action required.

Executive Session - Pursuant to Sec. 24-6-402(4)(b), C.R.S. for purposes of developing negotiation strategy and directing negotiators on water agreement matters

The Board determined an Executive Session was not needed.

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 Bayley (Jan 21, 2021 11:19 MST)

Secretary for the Meeting

The foregoing minutes were approved by the Board of Directors on the 8th day of June, 2020.