

**MINUTES OF A MEETING OF THE BOARD OF THE NORTH WELD COUNTY
WATER DISTRICT HELD SEPTEMBER 21, 2026 AT 8:30 A.M. AT 32825 COUNTY
ROAD 39, LUCERNE, COLORADO AND VIA TELECONFERENCE**

The meeting of the Board of Directors of North Weld County Water District was called and held in accordance with the applicable laws of the State of Colorado. The following Directors, having confirmed their qualifications to serve, were in attendance:

Attendance

Tad Stout, President
Matt Pettinger, Assistant Secretary
Nels Nelson, Treasurer
J.G. Milne, Assistant Secretary
Anne Hennen, Assistant Secretary

Also present were Eric Reckentine and Garrett Mick, District General Manager; Zachary P. White, Esq., WBA, PC, District General Counsel; Jan Sitterson, Water Resources; Jamie Dickinson, Spencer Fane, District Special Counsel; Amy Bryer, The Solution PR; and members of the public.

1. Call to Order/Declaration of Quorum

It was noted that a quorum of the Board was present, with all Directors in attendance, and Mr. Stout called the meeting to order at 8:30 a.m.

2. Confirmation of Disclosures of Conflicts of Interest

Mr. White advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Mr. White reported that disclosures for those directors that provided WBA, PC, 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. White 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.

3. Approve September 21, 2026, NWCWD Board Meeting Agenda

The Board reviewed the proposed agenda. Upon a motion by Mr. Nelson and seconded by Ms. Hennen, the Board unanimously approved the agenda, as amended to add discussion of the CBT Capacity Lease, the Greeley Absorption Area Proposal, and Representative Boebert's planned attendance at the October Board meeting.

4. Public Comment

None.

5. Consent Agenda

Mr. Reckentine reviewed the items on the consent agenda with the Board. Mr. Reckentine advised the Board that any item may be removed from the consent agenda to the regular agenda upon the request of any director. Upon a motion by Mr. Nelson and seconded by Ms. Hennen, the following items on the consent agenda were unanimously approved, ratified, and adopted, as amended:

- a. Minutes from August 10, 2026, Meeting
- b. Invoices through September 21, 2026
- c. Financial Statements August 2026
- d. Tank Maintenance Scope of Services
- f. Zone 1 West Pay Application #5
- g. Spencer Fane Engagement Letter for Windsor School District Easement (Ratify)
- h. Spencer Fane Engagement Letter for WSSC Augmentation Structure Bassler (Ratify)
- i. Letter of Intent
 - i. Vernon
 - ii. Lamey
 - iii. 35321 Estate LLC

Consent Agenda item (e), Ditesco Work Order Directive Zone 1 West Tank Site, was removed from the Consent Agenda and no action was taken.

6. Consider Approval of Eaton Pipeline Phase III Property Acquisition

- a. Mundt Property Valuation Settlement

Upon a motion by Mr. Nelson and seconded by Ms. Hennen, the Board approved the settlement of the Mundt property valuation matter.

- b. Update on AV Farms Valuation Trial

Ms. Dickinson provided an update on the status of the AV Farms valuation trial, reporting that no further amounts will be owed on the valuation. No action was taken.

7. ELCO Service from NWCWD Connection Letter, Reimbursements and Next Steps

The Board discussed the ELCO Service from NWCWD Connection Letter, Reimbursements and Next Steps in executive session. Following executive session, the Board authorized Mr. Reckentine to continue discussions and negotiations with ELCO and authorized Spencer Fane to send a letter identifying the amounts owed.

8. Executive Session

Upon a motion duly made and seconded, followed by an affirmative vote of at least two-thirds of the quorum present, the Board entered into executive session at 9:13 A.M. for the purpose of receiving legal advice and discussing matters subject to negotiation and strategy pursuant to § 24-6-402(4)(b) & (e), C.R.S. related to the ELCO Service from NWCWD Connection.

Pursuant to Section 24-6-402(2)(d.5)(II)(B), C.R.S., no record will be kept of the portion of this executive session that, in the opinion of legal counsel to the District, constitutes privileged attorney-client communication pursuant to Section 24-6-402(4)(b), C.R.S.

The Board reconvened in regular session at 9:40 A.M.

9. District Manager's Report

- a. October 8, 2026, Tri Districts Meeting, Ptarmigan Country Club, 5:30 P.M.

Mr. Reckentine reported that the Tri Districts Meeting is set for October 8, 2026, at 5:30 p.m. at Ptarmigan Country Club.

- b. NWCWD Preliminary 2027 Budget Meeting on October 12, 2026

Mr. Reckentine reported that he will prepare the preliminary 2027 budget and send it to the Board, hopefully before the budget meeting.

- c. WSA Templates Sent to All Participating Dairies

Mr. Reckentine reported that WSA templates have been sent to all participating dairies.

- d. Negotiations Began with City of Fort Collins on Treatment Capacity

Mr. Reckentine reported that negotiations have begun with the City of Fort Collins regarding treatment capacity.

- e. SCWTP Ceramic Filter Pilot Test Update

Mr. Reckentine provided an update on the SCWTP ceramic filter pilot test.

- f. NPIC Municipal Advisory Board

Mr. Reckentine reported his desire to establish a municipal advisory board to review losses from the Ditch. Discussions will continue.

- g. Cache la Poudre River Administration – CLPWUA Letter to State Engineer's Office

Mr. Reckentine reported that a letter was sent to the State Engineer's Office by the Cache la Poudre Water Users Association without the District's review or consent. Ms. Gorsevski will review the relevant decrees to determine whether the District may form and communicate its own opinion on the matter.

- h. CBT Carryover

Mr. Reckentine reported that the City of Greeley is willing to lease 2,000 acre-feet of CBT carryover water to the District, with a proposal expected at the next meeting.

- i. Greeley Absorption

Mr. Reckentine reported that the City of Greeley plans to send an absorption proposal for review by the District at the October meeting.

- j. Overland Ponds

Mr. Reckentine reported that the City of Greeley is ready to begin reimbursing the District for the overland ponds and that the parties will discuss a reimbursement timeline.

k. Eaton Fire

Mr. Reckentine reported the need to discuss water management of valves with the Eaton Fire Department.

l. Representative Visit

Mr. Reckentine reported that Representative Boebert will attend the October Board meeting.

Other Business:

None.

Adjourn

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

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

Matthea Pettinger
Secretary for the Meeting

The foregoing minutes were approved on the 12th day of October, 2026.

**ATTORNEY STATEMENT
REGARDING PRIVILEGED ATTORNEY-CLIENT COMMUNICATION**

Pursuant to Section 24-6-402(2)(d.5)(II)(B), C.R.S., I attest that, in my capacity as the attorney representing North Weld County Water District, I attended the executive session at the regular meeting of North Weld County Water District convened at 9:14 A.M. on September 21, 2026 for the sole purpose of receiving legal advice and discussing matters subject to negotiation and strategy pursuant to § 24-6-402(4)(b) & (e), C.R.S. related to the ELCO Service from NWCWD Connection, as authorized by Section 24-6-402(4)(b), C.R.S. I further attest it is my opinion that all of the executive session discussion constituted a privileged attorney-client communication as provided by Section 24-6-402(4)(b), C.R.S. and, based on that opinion, no further record, written or electronic, was kept or required to be kept pursuant to Section 24-6-402(2)(b), C.R.S. or Section 24-6-402(2)(d.5)(II)(B), C.R.S.



Zachary P. White, Esq.