

**FOUNTAIN MUTUAL IRRIGATION CO.
REGULAR MONTHLY MEETING**

Thursday, April 18, 2024

Noon - 2:00 P.M.

Widefield Investment Group

3 Widefield Blvd.

Colorado Springs, CO 80911

Or

Join virtually at <https://video.cloudoffice.avaya.com/join/246550752>

Or by phone at +1 (213) 4634500

Access Code / Meeting ID: 246550752

Board of Director	Title	Current Term
Mark Watson	President	2016 - 2024
Jim McGrady	Vice-President	2022 - 2024
Mike Thibault	Secretary	2015 - 2025
Carl Christian	Assistant Treasurer	2022 - 2025
Al Testa	Director	2016 - 2025

AGENDA

- 1. Call to Order**
- 2. Approve minutes of March 20, 2024, Board of Directors meeting (attached)**
- 3. Ditch Manager's Report**
- 4. Review Company Finances**
 - a. Review and Approve Monthly Invoices and Financial Reports (attached)**
 - b. Report on Shareholder's Assessment fee invoices – late payments**
- 5. Executive Session / Legal Report (David Shoheit)**
 - a. Update White & Jankowski**
 - i. Triview Metro Dist. Case No. 21CW3058 – exchange of Stonewall Res. to FMIC**
 - ii. Triview Metro Dist. Case No. 21CW3082 – Excelsior Ditch**
 - iii. Triview Metro Dist. Case No. 22CW3004 – Bale Ditch No. 1 and No. 2**
 - iv. Triview Metro Dist. Case No. 24CW3008 – Change of FMIC Shares**
 - b. Security Water and Sanitation District Application – Case No. 23CW3039**
 - c. Fountain Application – Case No. 23CW3053 – Confirmation of Storage of changed FMIC shares**
 - d. Cygnet ditch repair status**
 - e. Spring Creek Daily Sheet**
 - f. Big Johnson Pilot Storage Project**
 - g. Triview Carriage Agreement**
 - h. Reservoir Capacity Table Survey**
 - i. Spring Creek Augmentation Station**
 - j. Flume Replacement timeline**
 - k. FMIC Diversion Replacement**

- 6. New Business**
 - a. Approve Lease requests (attached list)**
- 7. Old Business**
- 8. Adjournment**





**MINUTES OF A REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
FOUNTAIN MUTUAL IRRIGATION COMPANY
HELD MARCH 20, 2024, AT 12:00 P.M.**

The regular meeting of the Board of Directors of the Fountain Mutual Irrigation Company was held on Wednesday, March 20, 2024, at 12:00 p.m. at Widefield Investment Group, 3 Widefield Blvd., Colorado Springs, CO 80911, and virtually via teleconference.

Attendance

In attendance were Directors:

Mark Watson (Arrived late)
Al Testa
Mike Thibault (Excused)
Carl Christian
Jim McGrady

Also in attendance were:

David Shohet, Monson, Cummins & Shohet, LLC
Kevin Walker, WSDM District Managers
Sue Gonzales, WSDM District Managers
Moe Cady, Ditch Manager

1. **Call to Order:** Director McGrady called the meeting to order at 12:02 p.m. and confirmed a quorum was present.
2. **Approve Minutes from the February 21, 2024 Board of Directors Meeting:** After review, Director Testa moved to approve the February 21, 2024 Minutes; seconded by Director Christian. Motion passed unanimously.
3. **Ditch Manager's Report:** Mr. Cady presented the Ditch Manager's Report. The Board discussed the prescriptive easement. After discussion, Director Christian moved to authorize President Watson to communicate with the Fountain Valley School regarding the prescriptive easement and have it documented; seconded by Director Testa. Motion passed unanimously.
4. **Review Company Finances**
 - a. **Review and Approve Annual Audit Draft:** After review, Director Testa moved to approve the annual Audit and authorize WSDM to distribute to the shareholders; seconded by Director Christian. Motion passed unanimously.
 - b. **Update on Bill.com Implementation:** Mr. Walker provided an update on the Bill.com implementation for the monthly invoices.
 - c. **Review and Approve Monthly Invoices and Financial Report:** After review, Director Christian moved to approve the monthly invoices minus the Polaris invoice for \$900; seconded by Director Testa. Motion passed unanimously.

- d. Report on Shareholder's Assessment Fee Invoices: Mr. Walker provided a report on the Shareholder's Assessment Fee invoices. He noted most fees have been received and late notices will go out next week.
- e. Memo from Manager to Auditor Comments: Mr. Walker presented the Memo from Manager to Auditor Comments. The memo addresses the reconciliations and checks process in the Auditor's comments.
- f. Status of Turnover of Financial Responsibilities: Mr. Walker discussed the status of the turnover of financial responsibilities. He noted once the turnover is complete, WSDM will be providing accurate financial reports moving forward.

5. Executive Session / Legal Report

- a. Update White & Jankowski
 - i. Triview Metro Dist. Prop. Amended Case No. 21CW3044 req. storage in Big J.
 - ii. Triview Metro Dist. Case No. 21CW3058 – exchange of Stonewall Res. to FMIC
 - iii. Triview Metro Dist. Case No. 21CW3082 – Excelsior Ditch
 - iv. Triview Metro Dist. Case No. 22CW3004 – Bale Ditch No. 1 and No. 2
 - v. Triview Metro Dist. Case No. 21CW3022 for 557 FMIC shares
- b. Security Water and Sanitation District Application – Case No. 23CW3039
- c. Spring Creek Daily Sheet
- d. Damage to the Canal
- e. Triview Carriage Agreement
- f. Reservoir Capacity Table Survey
- g. Spring Creek Augmentation Station
 - i. Approve proposal for survey information
- h. Flume Replacement timeline

Director Testa moved to enter Executive Session to discuss the legal report topics as presented on the Agenda; seconded by Director Christian. Motion passed unanimously with the Executive Session beginning at 12:45 p.m. Director Testa moved to come out of Executive Session at 1:30 p.m.; seconded by Director Christian. Motion passed unanimously. After the Executive Session, Director Testa moved to approve the proposal for the survey with Matrix for \$5,645; seconded by Director Christian. Motion passed unanimously. Director Testa moved to file the statement of opposition ; seconded by Director Christian. Motion passed unanimously.

6. New Business

- a. Approve Lease Requests: After review, Director Testa moved to approve the leases presented except the Triview Metro District Cross Creek should be six shares and Fountain should be Fontana for 40 shares; seconded by Director Christian. Motion passed unanimously. President Watson joined the meeting.

7. **Old Business:** The Board discussed moving the Board meetings to the third Thursday of the month at 12:00 p.m.

8. **Adjourn:** There being no other business, Director Testa moved to adjourn the meeting; seconded by Director Christian. Motion passed unanimously at 2:00 p.m.

Respectfully Submitted,
WSDM District Managers

By: Recording Secretary



Fountain Mutual Irrigation Company

Payables Due

4/15/2024

GENERAL FUND ACCOUNT

Company	Invoice	Date	Amount	Comments
Chief Petro-Card, Inc.	98039	3/31/2024	\$ 574.07	
City of Fountain	01109891-01	3/15/2024	\$ 21.16	
City of Fountain	10000563-01	3/15/2024	\$ 104.86	
City of Fountain	10006875-00	3/15/2024	\$ 56.22	
Curtis, Justus, & Zahedei, LLC	19646	3/31/2024	\$ 3,445.00	
Fountain Valley Investment	32124	3/21/2024	\$ 350.00	
Gary L. Steen, P.E.	32224	3/22/2024	\$ 131.25	
Glaser	U004B064	3/7/2024	\$ 518.75	
McMillen & Company, PLLC	10238	2/29/2024	\$ 7,236.00	
Monson, Cummins, Shohet & Farr, LLC	40424D	4/4/2024	\$ 430.14	
Monson, Cummins, Shohet & Farr, LLC	40424G	4/4/2024	\$ 2,011.50	
U.S. Postal Service	75292	4/15/2024	\$ 200.00	
Vectra Bank Visa Credit Card	31824	3/18/2024	\$ 814.88	Autopay
Verizon	9959345602	3/16/2024	\$ 137.99	
W.W. Wheeler & Associate, INC.	41571	12/20/2023	\$ 6,486.50	
W.W. Wheeler & Associate, INC.	41671	1/12/2024	\$ 5,202.50	
W.W. Wheeler & Associate, INC.	41779	2/16/2024	\$ 14,510.50	
W.W. Wheeler & Associate, INC.	41864	3/18/2024	\$ 6,558.00	
Widefield Investment Group	32024	3/20/2024	\$ 113.47	
Widefield Investment Group	32524	3/25/2024	\$ 29.95	
WSDM	7946	3/31/2024	\$ 2,000.00	
TOTAL			\$ 50,932.74	

TOTAL \$ 50,932.74

Director _____

Vectra Bank 4/15/2024	\$	679,890.75
4/15/2024 Draw	\$	(50,932.74)
Vectra After Draw	\$	628,958.01

Fountain Mutual Irrigation Comapny

Balance Sheet

As of March 31, 2024

	TOTAL
ASSETS	
Current Assets	
Bank Accounts	
Bill.com Money Out Clearing	3,000.00
Money Market	73,841.04
Vectra - Checking	789,871.21
Total Bank Accounts	\$866,712.25
Accounts Receivable	
Accounts Receivable	190,588.88
Total Accounts Receivable	\$190,588.88
Other Current Assets	
Prepaid Insurance	9,244.57
Total Other Current Assets	\$9,244.57
Total Current Assets	\$1,066,545.70
Fixed Assets	
2014 Ram 1500 4x4 Purchase	15,000.00
By-Pass Pipeline	460,898.00
CIP - Outlet Gate Replacement	651,710.00
FMIC Building	78,999.78
Office Equipment	2,301.60
Reservoir/Canal - WIP	7,457.00
Spring Creek Software - WIP	28,295.00
Total Fixed Assets	\$1,244,661.38
Other Assets	
Accum.Depr.	-1,151,417.49
Equipment Purchase	112,069.50
Land	113,597.00
Mach.& Equip.	330,764.99
Reservoir/Canal	790,975.39
Vehicles	175,086.04
Water Rights	49,031.05
Total Other Assets	\$420,106.48
TOTAL ASSETS	\$2,731,313.56

Fountain Mutual Irrigation Comapny

Balance Sheet

As of March 31, 2024

	TOTAL
LIABILITIES AND EQUITY	
Liabilities	
Current Liabilities	
Accounts Payable	
Payables	65,247.18
Total Accounts Payable	\$65,247.18
Credit Cards	
Vectra - visa	1,030.79
Total Credit Cards	\$1,030.79
Other Current Liabilities	
Income tax payable	8,054.00
Other Payables	11,398.10
Payroll FAML	236.78
Payroll Liabilities	0.00
CO Income Tax	652.00
CO Unemployment Tax	614.24
Federal Taxes (941/943/944)	2,088.51
Federal Unemployment (940)	-42.00
FMLA	505.82
Total Payroll Liabilities	3,818.57
Total Other Current Liabilities	\$23,507.45
Total Current Liabilities	\$89,785.42
Long-Term Liabilities	
Def.Inc.Taxes	364,656.17
Deferred Revenu	13,392.00
Total Long-Term Liabilities	\$378,048.17
Total Liabilities	\$467,833.59
Equity	
Common Stock	294,430.50
Earnings	1,341,879.94
Treasury Stock	-4,463.80
Net Income	631,633.33
Total Equity	\$2,263,479.97
TOTAL LIABILITIES AND EQUITY	\$2,731,313.56

Fountain Mutual Irrigation Comapny

Profit and Loss

November 2023 - March 2024

	TOTAL
Income	
Interest Income	1,298.71
Sales	866,333.74
Total Income	\$867,632.45
Cost of Goods Sold	
Survey - Triview Metro Distirct	4,725.00
Total Cost of Goods Sold	\$4,725.00
GROSS PROFIT	\$862,907.45
Expenses	
Accountant Fee	12,407.00
Auto Repair/Maint.	876.09
Auto-Fuel	4,774.58
Bank Fee	105.00
Consulting Fees	3,131.25
District Management Fees	6,000.00
Dues	1,310.00
Engineering Fee	46,143.00
Equip. Rentals	1,831.23
Equip. Rep.	784.01
Equipment Repair & Maintenance	2,421.12
Filing Fee	15.40
Insurance	1,050.00
Liability Insurance	20,740.00
Total Insurance	21,790.00
Internet	114.00
Legal Fees	21,664.25
Licenses/Regist	1,115.81
Main. Bldg. Improvements	83.17
Meeting Meals	888.44
Off. Rent	2,800.00
Office Supplies	208.15
Payroll Expenses	540.00
Taxes	6,882.73
Wages	80,294.00
Total Payroll Expenses	87,716.73
Postage	117.00
Property Taxes	628.43
Rep/Maintenance	3,274.02
Supplies/Gas	3,806.93
Surveyor	900.00
Telephone	1,089.78
Utilities	2,350.73

Fountain Mutual Irrigation Comapny

Profit and Loss

November 2023 - March 2024

	TOTAL
Web Page	288.00
Workmen Comp In	2,640.00
Total Expenses	\$231,274.12
NET OPERATING INCOME	\$631,633.33
NET INCOME	\$631,633.33