

RECORD OF PROCEEDING

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF:

DEER CREEK WATER DISTRICT

HELD FRIDAY, APRIL 16, 2026, AT 6:30 PM

ADMINISTRATIVE ITEMS

The special meeting of the Board of Directors of the Deer Creek Water District, Elbert County, Colorado was called to order on the day shown above by Director Kirkwood in accordance with the laws of the State of Colorado. The following Directors were acting:

Kevin Kirkwood, President
Anthony Hampton, Director
Renee Marker, Director

Also present was:
Marcos Pacheco, Community Resource Services of Colorado

CALL TO ORDER

A quorum of the Board was present, and the meeting was called to order at 6:31 p.m.

CONFLICTS OF INTEREST

There were none.

APPROVE AGENDA

A CRS statement was added to the Agenda. Director Kirkwood has moved to approve the agenda as amended. Upon a second by Director Marker, a vote was taken, and the motion carried unanimously.

AMENDED AGENDA

Mr. Pacheco reads the statement added to the Agenda.

PUBLIC COMMENT

- a. **Nick Linch:** Mr. Linch appeared at the meeting in support of Dave Lunka as a member to fill the current vacancy. Mr. Linch spoke highly of Dave Lunka and his ability. Mr. Linch made an additional comment that the agenda is incorrect due to the expiring positions listed.
- b. **Bruce McQuaid:** Mr. McQuaid, founder and former director of the District, stated that there needs to be a change in director of the Board. The founding members of the District set it up after taking over from a commercial establishment to lower rates. Mr. McQuaid believes the Board is drifting away from those principles that were first set. He believes there is an opportunity to fill the vacancy to help the Board point in the right direction. Mr. McQuaid was in support of Dave Lunka as a member to fill the current vacancy. He spoke about Dave Lunka's ability and background.

- c. **Bob Spencer:** Mr. Spencer made a concern about why there is a contractor running the board meetings. Mr. Spencer was there in support of Dave Lunka as a member to fill the current vacancy.
- d. **Dina Bossio:** Ms. Bossio made a statement that she moved into her home in March of 2022 and loves the community. However, Ms. Bossio made a comment that she did not appreciate that social media was being used to attack people. Ms. Bossio wants everybody to act as neighbors and be able to talk to each other rather than using social media to attack their neighbors. Ms. Bossio also mentioned that she did not appreciate Nick Linch's post earlier that day and noted how it shows immaturity and inappropriateness. Ms. Bossio mentioned that they are all in this together and asked to be engaged, honest, and stir away from the gossip. She wants to move forward with integrity.
- e. **Keith Burke:** Mr. Burke was also in attendance at the meeting to support Dave Lunka to fill the current vacancy. He stated that no one understands the system better regarding trees, weeds, and water stuff. No one in the room understands it better other than Bruce and Lyle.
- f. **Kent Coburn:** Mr. Coburn attended the meeting in support of Dave Lunka as well. Mr. Coburn mentioned any time he had questions, Dave Lunka always made time to help even though he is not obligated to. Mr. Coburn also mentioned that Jeff and Dave are self-serving and do not use "I" a lot.
- g. **Lyle Penner:** Mr. Penner made a statement that he has been on the board and served as the President for one year. Mr. Penner also mentioned that he served on the Board for a total of ten years. His term was from 2013-2023 which included the construction of the water building. Mr. Penner also highly recommends Dave Lunka to the Board because of his history and high ethics. Mr. Penner also believes that the Board has drifted since he left.
- h. **Dave Lunka:** Mr. Lunka mentioned that there was a CORA request where he had received over 2,000 pages. He also noted that there are several over-expenditures such as major over-runs by CRS. Mr. Lunka mentioned he went through over expense every year by CRS. He mentioned that he does not blame CRS, he blames the Board for the over-expenditure.
- i. **Tara Moore:** Ms. Moore states that she is there in full support of Dave Lunka. She noted that Dave Lunka has been a wealth of knowledge. Ms. Moore thanked the Board for their service and mentioned that she will be more involved moving forward.
- j. **Kyla Tyler:** Ms. Tyler has spent several hours researching. Ms. Tyler is not stating there is fraud occurring, but Dave needs to be on the Board to figure it out. Dave already knows about the research and can step in. Ms. Tyler asked for the resignation of Director Kirkwood as President due to several breaches of duties supposedly. Ms. Tyler provided the reasons behind the request for Director Kirkwood's resignation.
- k. **Resident at 3577 Zane Gray Loop:** This Resident mentioned they are in attendance of the meeting to support Dave Lunka. The Resident also mentioned that they believe that Director Kirkwood is in conflict.
- l. **Mike Akin:** Mr. Akin mentioned that he has had several issues with the water pit and fire across the street. Mr. Akin stated that they shouldn't need engineers to tell us what they need to do, the management firm should be able to tell them what to do. Mr. Akin is also in support of Dave Lunka for the vacancy.
- m. **J:** The Resident states that she appreciates everyone's comments although she is in opposition of Dave Lunka. J then questioned Kyla Tyler's post about fees and asked where the information came from. J asked Kyla if placing mistruths out there was correct just because she has a platform to post it on. J asked Kyla directly why she is putting her career on the line for this. Then, J stated that all the information posted is all false information. Lastly, J thanked Dina Bossio.

Director Kirkwood addressed resident concerns and questions. Director Kirkwood noted that CRS and ORC are being utilized to manage several aspects and maintain compliance within the District.

DIRECTOR ITEMS

- a. **Consider Acceptance of Resignation by Director King:** Director Kirkwood reads Director King's resignation. Director Marker has moved to accept Director King's resignation. Upon a second by Director Hampton, a vote was taken, and the motion carried unanimously.

- b. **Consider Appointment to Fill Current Vacancy and Consider Election for Treasurer:** Director Hundley moves to motion to elect Dave Lunka. With no second, the motion dies. Director Kirkwood provides comments and provides his reasoning for why Dave should not serve on the Board.

ADJOURNMENT

Director Marker has moved to adjourn the meeting at 7:54 p.m. Upon a second by Director Hampton, a vote was taken, and the motion carried unanimously.

Respectfully submitted,

DocuSigned by:

Marcos Pacheco

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Secretary for the Meeting