PINEWOOD SPRINGS WATER DISTRICT
RESOLUTION NO. 2026-12
To Remain Posted Until December 31, 2026

RESOLUTION AUTHORIZING THE BOARD PRESIDENT TO FILE A MOTION TO DISMISS SMALL CLAIMS ACTION FOR LACK OF JURISDICTION

WHEREAS, the Pinewood Springs Water District (the "District") is a Colorado special district organized pursuant to Title 32, Colorado Revised Statutes, and is a quasi-municipal corporation and political subdivision of the State of Colorado; and

WHEREAS, the District has been named as a defendant in a Small Claims Court action filed by Douglas Mann in Larimer County Small Claims Court, Case No. F26 S21; and

WHEREAS, Colorado Small Claims Court jurisdiction is limited under the Colorado Rules of Civil Procedure for Small Claims (C.R.C.P. 501–521) and does not extend to actions against governmental entities such as Title 32 special districts; and

WHEREAS, the Board of Directors has a duty to protect the legal interests of the District and to ensure that claims against the District are heard in courts of proper jurisdiction; and

WHEREAS, the District's legal counsel has advised that a motion to dismiss the Small Claims action for lack of jurisdiction is an appropriate and necessary response.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE PINEWOOD SPRINGS WATER DISTRICT, THAT:

1. Authorization to Defend the District

The Board hereby authorizes the defense of the District in the Small Claims action filed by Douglas Mann and directs that appropriate legal steps be taken to protect the District's interests.

2. Authorization to File Motion to Dismiss

The Board President is hereby authorized, in consultation with District legal counsel, to file or cause to be filed a motion to dismiss the Small Claims action on the grounds that the Small Claims Court lacks jurisdiction over a matter involving a Colorado Title 32 special district.

3. No Waiver of Rights

Nothing in this Resolution shall be construed as an admission of liability or a waiver of any defenses, immunities, or rights available to the District under Colorado law.

4. Effective Date

This Resolution shall take effect immediately upon adoption and applies solely to the above-referenced Small Claims action.

ADOPTED BY MAJORITY VOTE OF THE BOARD OF DIRECTORS OF THE PINEWOOD SPRINGS WATER DISTRICT this 25th day of February, 2026.

PINEWOOD SPRINGS WATER DISTRICT

Jim Easter
Jim Easter (Feb 26, 2026 15:51:08 MST)

Jim Easter, Board President

Martijn Bolster (Feb 25, 2026 22:44:15 MST)

Martijn Bolster, Board Treasurer

ATTEST:

Patty Peritz
Patty Peritz (Feb 25, 2026 22:49:28 MST)

Patty Peritz, Board Secretary

(SEAL)

Pinewood Springs
Larimer County
Colorado
Seal
Water District