
RECORD OF PROCEEDINGS

Minutes of the Regular Meeting of the Board of Directors Berry Creek Metropolitan District February 27, 2007

The Regular Meeting of the Board of Directors of the Berry Creek Metropolitan District, Eagle County, Colorado was held on February 27, 2007 at 3:30 p.m., at the Singletree Community Center, 1010 Berry Creek Road, Edwards, Eagle County, Colorado, in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Don Cohen
- Doris Dewton
- Evelyn Pinney

The following Directors were absent and excused

- Sandy Donnelly
- Heather McInerny

Also in attendance were:

- Ken Marchetti, CPA, Robertson & Marchetti, PC
- Melissa McClendon, Robertson & Marchetti, P.C.
- Cheri Curtis, Secretary for the Meeting

Call To Order

The Regular Meeting of the Board of Directors of Berry Creek Metropolitan District was called to order by Director Cohen, on February 27, 2007, at 3:30 p.m. noting a quorum was present.

Minutes

The Board reviewed the minutes of the January 23, 2007 Regular Meeting. By motion duly made and seconded it was unanimously

RESOLVED to approve the minutes of the January 23, 2006 Regular Meeting with changes. Director Pinney abstained from voting.

Agenda

The Interstate 70 speed limit proposal was added to the agenda. Director Cohen suggested getting several area groups to send letters to the Eagle County Safety Committee encouraging the State to reduce the speed limit from Avon to Wolcott to 65 mph. CDOT's current plan is to leave the speed limit from Avon to Edwards at 75 mph but with the speed limit east of Avon and west of Wolcott being set at 65 mph. The Board questioned why the speed limit would be increased on the four-mile portion of I-70 through Edwards.

Public Input There was no public input.

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Community Center

The Board reviewed the maintenance reports from Dan and John Carlson. A proposal from Vail Lock & Key for a programmable lock was presented to the Board. The Board agreed to have Vail Lock & Key replace the lock on the Community Center front door.

Parks Update

Discussion followed on the speed bumps proposed and using temporary speed bumps as an alternative. The Board reviewed the maintenance contracts that were approved during the budget process. The Board directed staff to confirm with Director Donnelly on the number of times to treat the trees. The Board executed the contracts approved during the budget process.

Carter Burgess

Proposal

Director Cohen, Mike Budd with SPOA, and representatives from Eagle County Schools and Eagle County will meet with Carter Burgess representatives to discuss the plans for the Winslow Road redesign under I-70 on February 28, 2007.

Community Center

Expansion

Director Cohen met with Douglas Miller DeChant Architects on the plans for the Community Center expansion. Representatives from Douglas Miller DeChant will be at the Regular March Board Meeting to present the plans to the Board.

Trail

Expansion

Director Dewton attended the Community meeting to discuss the proposed trail accesses to the US Forest land adjacent to Singletree. A Singletree resident on Filly Road has expressed concerns on the location of the trail access relative to the proximity to their bedroom and bathroom windows. The Board noted that the main purpose of the plan encompasses enhancing the West Avon Parcel trail system, and not the access points. Discussion followed on the Board's position and the actions recommended. Director Dewton volunteered to prepare a letter to the Forest Service defining the Board's position encouraging expanding the trails to the West Avon Parcel.

Financial Report

The January 31, 2007 Financial Statements were reviewed by the Board. It was noted the Community Center graphs were missing from the financial reports. Mr. Marchetti agreed to provide the graphs in future Board packets. By motion duly made and seconded it was unanimously

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RESOLVED to accept the January 31, 2007 financial statements as presented.

**Accounts
Payable**

The Board reviewed the February 27, 2007 accounts payable list as presented. By motion duly made and seconded it was unanimously

RESOLVED to approve the accounts payable list as presented.

UERWA

Director Dewton presented a brief Water Authority report:

- snow pack levels are below average so far this year. Depending on the date the run-off begins, the Authority may need to look at water restrictions in 2007.
- A mediator has been hired to work with the Authority, Denver Water Agencies, and West Slope Water Agencies in an effort to resolve ongoing water conflicts.
- The Authority is moving forward with efforts to resolve the issues related to the Flat Tops water acquired last year.
- A potential water conservation strategy being evaluated is development of a program to eradicate Tamarisk trees which consume a very large amount of water.
- The Shoshone plant is undergoing repairs at this time and no call for water for this plant is expected this winter.
- The permitting process is moving forward to expand the Eagle Park Reservoir.

Adjournment There being no further business to come before the Board, by motion duly made and seconded it was unanimously

RESOLVED to adjourn the Regular Meeting of the Berry Creek Metropolitan District Board of Directors this 27th day of February, 2007.

Respectfully submitted,

Cheri Curtis
Secretary for the Meeting