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## RECORD OF PROCEEDINGS

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### Minutes of the Regular Meeting of the Board of Directors Berry Creek Metropolitan District July 25, 2006

The Regular Meeting of the Board of Directors of the Berry Creek Metropolitan District, Eagle County, Colorado was held on July 25, 2006 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
- Evelyn Pinney
- Doris Dewton
- Heather McInerny

The following Director was absent and excused:

- Sandy Donnelly

Also in attendance were:

- Ken Marchetti, CPA, Robertson & Marchetti, PC
- Bethany Palmer, Secretary for the Meeting
- Chuck Powers, SPOA President

#### **Call To Order**

The Regular Meeting of the Board of Directors of Berry Creek Metropolitan District was called to order by Director Cohen, on July 25, 2006, at 3:30 p.m. noting a quorum was present.

#### **Changes to The Agenda**

Discussion regarding thistles on June Creek Trail was added to the agenda.

#### **Minutes**

The Board reviewed the minutes of the June 27, 2006 Regular Meeting. By motion duly made and seconded it was unanimously

**RESOLVED** to approve the minutes of the June 27, 2006 Regular Meeting as presented.

#### **New Business**

#### **Thistles on June Creek**

Director McInerny reported that there are many thistles thriving along June Creek Trail. Director Dewton stated that another thistle spraying has been scheduled and that the thistles on June Creek Trail can be sprayed at that time.

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#### **Buckboard Park**

Director Cohen reported that the Suckers and Cotton Woods need to be thinned out in Buckboard Park to allow for better visibility into the park. The Board agreed and requested that Director Cohen coordinate the task of thinning out the trees in the park.

#### **June Creek Trail**

Director Cohen reported that unauthorized motorized bikers are riding on June Creek Trail. He stated he would research possible options that would deter the prohibited motor bikers.

#### **Old Business**

#### **Winslow Underpass**

The Board discussed the need for the creation of a request for a proposal regarding the possible remodeling of the Winslow Underpass. Director Cohen stated he would work with SPOA on creating the specifications for a request for a proposal.

#### **Spur Road Design**

It was reported that C-DOT has now assigned a project manager to the Edwards Spur Road roundabouts design project and they have committed \$500,000 towards the Spur Road Design Project.

#### **Financial Report**

The June 30, 2006 Financial Statements were reviewed by the Board. By motion duly made and seconded it was unanimously

**RESOLVED** to accept the June 30, 2006 financial statements as presented.

#### **Accounts Payable**

The Board reviewed the accounts payable list. By motion duly made and seconded it was unanimously

**RESOLVED** to approve the accounts payable list as presented.

#### **SPOA**

Mr. Chuck Powers, SPOA President, reported that he will be researching the School District bond issue for new schools to be built in Berry Creek. He stated that he would like SPOA to have an impact on the design of the new school since it will be located in the District.

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Mr. Powers reported that SPOA will be hosting a summer party for Singletree residents on September 16<sup>th</sup> between 4-8 p.m.

He also reported that Gary Rollins, the SPOA covenant enforcement officer, recently resigned and they are looking for a replacement covenant enforcement officer.

**UERWA** A brief history of the South Forty Subdivision was presented noting that the homes in the subdivision were constructed before a regional water system existed in the Edwards area and before a regional sewage treatment plant was constructed in the Edwards area. Accordingly, these homes are on individual septic systems and are on a water distribution system that was designed to be a separate stand-alone system and is not designed to current standards. This stand-alone water distribution system was constructed by the original South Forty developer and subsequently conveyed to and accepted by Edwards Metropolitan District and ultimately conveyed to and accepted by UERWA. The Water Authority needs to install a new transmission line to the booster pump station in Homestead above the South Forty Subdivision and the transmission line goes through South Forty. This would be an opportunity to upgrade the existing South Forty water lines. UERWA is negotiating with Edwards Metropolitan District to share in the cost of upgrading the South Forty water distribution system. Eagle River Water and Sanitation District is also working with the South Forty homeowners to determine if there is any feasible way to connect them to the central sewage treatment system.

**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 July 25, 2006.

Respectfully submitted,

Bethany Palmer  
Secretary for the Meeting