
RECORD OF PROCEEDINGS

Minutes of the Regular Meeting of the Board of Directors Berry Creek Metropolitan District September 26, 2006

The Regular Meeting of the Board of Directors of the Berry Creek Metropolitan District, Eagle County, Colorado was held on September 26, 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
- Doris Dewton
- Heather McNerny

The following Directors were absent and excused:

- Sandy Donnelly
- Evelyn Pinney

Also in attendance were:

- Ken Marchetti, CPA, Robertson & Marchetti, PC
- Bethany Palmer, Secretary for the Meeting
- Neil Tretter, Sonnenalp Golf Club
- Tom Edwards, Eagle County Commissioner Candidate

Call To Order

The Regular Meeting of the Board of Directors of Berry Creek Metropolitan District was called to order by Director Cohen, on September 26, 2006, at 3:30 p.m. noting a quorum was present.

Minutes

The Board reviewed the minutes of the August 22, 2006 Regular Meeting. By motion duly made and seconded it was unanimously

RESOLVED to approve the minutes of the August 22, 2006 Regular Meeting as presented.

Public Input

Tom Edwards

Tom Edwards, a candidate for Eagle County Commissioner, introduced himself and commented on his history with Eagle County and stated that he is running for an Eagle County Commissioner seat and briefly shared his vision for Eagle County.

RECORD OF PROCEEDINGS

Berry Creek Metropolitan District September 26, 2006 Meeting Minutes

Neil Tretter- Sonnenalp

Berm

Neil Tretter, Sonnenalp Golf Course Superintendent, attended the meeting to provide an update related to their request to construct a berm on the District's Tract M (Prairie Circle Berm). Mr. Tretter presented a letter of understanding from the Sonnenalp Golf Club with their acknowledgement that Berry Creek Metropolitan District reserves the right to remove the proposed Prairie Circle berm from District property at any time. Mr. Tretter requested that the District prepare a letter to Eagle County stating that the District gives permission to the Sonnenalp Golf Club to construct the proposed berm on District property. After discussion, the Board agreed to prepare and sign the letter.

The Board reviewed a draft of the encroachment agreement between Sonnenalp Golf Club and Berry Creek Metropolitan District. After discussion, the Board requested that the agreement be clarified to reflect Sonnenalp's acknowledgement of the District's right to remove the berm if necessary and that the agreement be reviewed by Mr. Dalton. A copy of the draft agreement was provided to Mr. Tretter for their review.

Staff

The Board reviewed the proposal from A-Peak, Inc. in the amount of \$6,261 to construct three speed bumps inside Singletree. After discussion, the Board agreed to utilize the services of A-Peak and accepted their proposal.

The Board reviewed and compared the proposals from Mountain Valley Ventures, Inc. in the amount of \$4,930 and Brush Creek Landscaping in the amount of \$3,055 to prune the trees inside Singletree. After discussion, the Board agreed to utilize the services of Brush Creek Landscaping and accepted their proposal.

The Board reviewed the snow removal proposal from H&B in the amount of \$3,021. After discussion, the Board agreed to accept the proposal but requested that the proposal be more specific with regard to where inside Singletree the snow will be removed.

Community Center

Deck

Director Dewton reported that the Community Center deck needs to be re-stained and various damaged boards need to be replaced. The Board directed staff to have Mr. Dan Carlson obtain proposals for the job.

RECORD OF PROCEEDINGS

Berry Creek Metropolitan District September 26, 2006 Meeting Minutes

Charolais Circle

Pond The Board discussed the various options to manage the algae which is causing the emission of an unpleasant odor from Charolais Circle Pond. Keeton Industries suggested additional chemical treatment. Aqua Sierra, Inc suggested introducing grass carp to the pond. According to Aqua Sierra, Inc, the carp are a great management tool since they eat their body weight every day in vegetation. The fish retain the harmful nutrients rather than releasing them back into the pond providing control at many levels. After discussion the Board agreed to stock the pond with carp and directed staff to coordinate the procedure.

Budget The Board agreed to have a budget work session and tentatively scheduled the meeting date to be November 14th at 10:00 am.

Financial Report

The August 31, 2006 Financial Statements were reviewed by the Board. By motion duly made and seconded it was unanimously

RESOLVED to accept the August 31, 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.

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 September 26, 2006.

Respectfully submitted,

Bethany Palmer
Secretary for the Meeting