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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 May 24, 2005

The Regular Meeting of the Board of Directors of the Berry Creek Metropolitan District, Eagle County, Colorado was held on May 24, 2005 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
- Sandy Donnelly
- Heather McNerny
- Evelyn Pinney

The following Director was absent and excused:

- Doris Dewton

Also in attendance were:

- Ken Marchetti, CPA, Robertson & Marchetti, PC
- Bethany Palmer, Secretary for the Meeting
- Steve Russell, WECMRD Director
- Beth Reilly, WECMRD Coordinator

#### **Call To Order**

The Regular Meeting of the Board of Directors of Berry Creek Metropolitan District was called to order by Director Cohen, on May 24, 2005, at 3:30 p.m. noting a quorum was present.

#### **Minutes**

The Board reviewed the minutes of the April 26, 2005 Regular Meeting. By motion duly made and seconded it was unanimously

**RESOLVED** to approve the minutes of the April 26, 2005 Regular Meeting as presented.

#### **Changes to the Agenda**

Discussion regarding Colorado Mountain Express was added to the agenda.

#### **WECMRD**

Mr. Steve Russell, Executive Director of Western Eagle County Metropolitan Recreation District, introduced Ms. Beth Reilly, formally the director of the Eagle River Youth Coalition, as a new recreation coordinator with WECMRD. Ms. Reilly's responsibilities will involve programming of youth sports and parent/family programs which will be held in the new building located at the Miller Ranch site.

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Mr. Russell reported that the skate park will tentatively be completed by early August. He also reported that the skate park will be self-regulated and will not be staffed or supervised; however, professionals have offered to give clinics and provide guidance at the skate park. Mr. Russell explained that WECMRD is working on a comprehensive recreation survey and will be sending the survey out late this summer or early this fall to the public. The survey will be conducted to solicit the needs of the community and target those responses geographically. Mr. Russell requested Berry Creek Metropolitan District consider funding \$2,500 of the survey costs. The Board discussed the request. Director Pinney raised the question of whether questions specific to the Singletree community can be added by this Board. Director Cohen indicated that he is interested in the survey and is open to funding a portion of the costs. The Board tabled the matter until more information is known.

#### **New Business**

#### **Long Range Community Plan**

Director Cohen indicated that he is interested in developing a long range community plan for Singletree. He stated he would like to create a list of long term projects that would enhance the quality of life and property values of the Singletree residents. Director Cohen suggested organizing a focus group committee consisting of 6-10 people from the Singletree Community. This Committee would then be responsible for soliciting and then relaying the wishes of the community to the Board. The Board encouraged Director Cohen to put out feelers to see if Singletree residents are interested in serving on a committee of this nature.

#### **Changes to 2005 Rules & Regulations UERWA**

The Board reviewed the memorandum that summarized the changes to the 2005 Rules and Regulations. Mr. Marchetti reported that Mr. Collins, legal counsel for the Upper Eagle Regional Water Authority, has indicated that formal approval of the changes to the Rules and Regulations by each member of the Authority is not necessary. However, Mr. Collins requested that if any member had any concerns or objections, that they notify the Authority. After consideration, the Board indicated they had no objections to the changes.

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#### Old Business

##### Colorado Mountain Express

Director Pinney reported that CME withdrew its application for a special permit to allow 30 additional parking spaces east of Edwards Station to park CME vans.

##### Playground Equipment

Director McInery discussed her research regarding pricing and features of climbing structures that could be installed on the playground in Chip Ramsey Park. She passed around a pamphlet showing alternative structures available. She reported that the cost of equipment and installation would be approximately \$50,000. Director Donnelly stated she would want to know how many people would utilize the structure before spending a large sum of money.

##### Speed Bump

Director Cohen reported that the County approved the installation of a speed bump on Winslow Road, north of the Mesquite and Winslow intersection. The speed bump will cost approximately \$5,100 to install and the County will also require a \$2,000 construction deposit which is refundable two years after the construction is completed.

##### Eagle River Preserve

The Vail Valley Foundation is continuing to work on the conservation easement that will be placed on Eaton Ranch. As soon as the easement terms are finalized, a copy will be given to the District.

#### Legal

##### Water Lease

Mr. Marchetti reported he was waiting for a response from Mr. Porzak to clarify items in the supplemental water lease.

##### Financial Report

The April 30, 2005 Financial Statements were reviewed by the Board. By motion duly made and seconded it was unanimously

**RESOLVED** to accept the April 30, 2005 financial statements as presented.

##### Accounts Payable

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

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**RESOLVED** to approve the May 24, 2005 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 24th day of May 2005.

Respectfully submitted,

Bethany Palmer  
Secretary for the Meeting