
RECORD OF PROCEEDINGS

Minutes of the Regular Meeting of the Board of Directors of Berry Creek Metropolitan District on September 27, 2018

The Regular Meeting of the Board of Directors of the Berry Creek Metropolitan District (BCMD), Eagle County, Colorado held on September 27, 2018, at 4:10 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. The Board met in joint session with the members of the Board of Directors of the Singletree Property Owners Association (SPOA). These minutes are the minutes of the BCMD portion of the meeting and separate minutes record the SPOA portion of the meeting.

ATTENDANCE

The following BCMD Directors were present and acting:

- Dan Godec
- Karen Kern
- Melissa Nelson, by phone
- Mike Reisinger
- Katie Rothenberg

SPOA Directors in attendance:

- Ariana Burkley
- Courtney Holm
- Jennie Longville May
- Karen Zavis

Also in attendance were:

- Nina Timm, Community Manager
- Ken Marchetti, Marchetti & Weaver, by phone
- Dan Carlson, Facilities
- George Gregory, BCMD Representative to UERWA

CALL TO ORDER

Director Godec called the Regular Meeting of the Board of Directors of Berry Creek Metropolitan District to order on September 27, 2018, at 4:10 p.m. noting a quorum was present.

DISCLOSURE MATTERS

Pursuant to Colorado law, certain disclosures by the Board members may be required prior to taking official action at the meeting. The Board reviewed the agenda for the meeting, following which each Board member disclosed their conflicts of interest, stating the fact and summary nature of any matters as required under Colorado law, to permit official action be taken at the meeting. The Board determined that the participation of the member's present was necessary to obtain a quorum or otherwise enable the Board to act.

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AGENDA

There were no changes to the agenda.

PUBLIC INPUT

There was no public input.

AUGUST 23, 2018 MEETING MINUTES

The Board reviewed the August 23, 2018, meeting minutes. By motion duly made and seconded, it was unanimously

RESOLVED to approve the August 23, 2018, minutes.

OPEN ITEM LIST

Pavilion Repair and Expansion – underway.

Painting Winslow Underpass Concrete – received two bids. \$6,500 to \$10,000.

Fall Feeding of Evergreen Trees – received a bid of \$3,000 for fall feeding due to high stress summer for trees.

Lights at North Roundabout - Bid from Shaw Electric to replace 19 fixtures with LED fixtures and bulbs at the north roundabout will cost approximately \$3,800, with payback over approximately 5 ½ years.

OPERATIONS

There have been four irrigation breaks due to the pavilion expansion. Tree trimming along the bike path is underway.

AUGUST FINANCIAL REPORT

The preliminary August 2018, Financial Statements were included in the packet and reviewed. Currently, revenue \$22,000 ahead of budget and expenses \$40,000 under budget. SPOA contribution to pavilion may not happen and will cause \$80,000 over in capital budget. Following the discussion, by motion duly made and seconded, it was unanimously

RESOLVED to accept the August 2018, financial statements as presented.

REPAIR AND MAINTENANCE PROJECT EXPDENTURES

Following discussion of open items and review of the current financial reports, by motion duly made and seconded, it was unanimously

RESOLVED to authorize up to \$3,000 for a fall feeding for the evergreen trees.

RESOLVED to authorize up to \$6,000 to power wash and paint the Winslow Underpass concrete.

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RESOLVED to authorize up to \$3,800 to replace 19 existing fixtures with LED fixtures and bulbs at the north roundabout.

PAYMENT OF SEPTEMBER INVOICES

The Board reviewed the September 2018, list of payments for approval. By motion duly made and seconded, it was unanimously

RESOLVED to approve the September 2018, list of payments.

BOND REFINANCING RFP

\$2.7 million in bonds for the Winslow Underpass are outstanding and callable in December 2018. Marchetti & Weaver projects a savings of approximately \$80,000 in a refinance scenario. JP Morgan Chase currently holds the debt. The dedicated mill levy remains in place until the debt is retired.

AUDIT ENGAGEMENT LETTER

The board reviewed an audit engagement letter from Chadwick, Steinkirchner, Davis & Co., P.C. (CSD) to complete the 2018 audit. CSD completed the 2017 audit and the price remains constant for 2018. Following discussion, by motion duly made and seconded, it was unanimously

RESOLVED to accept the audit engagement letter from CSD.

UPDATES

UERWA – Authority and District will contribute to Eagle River Water Shed Council for 2019 operations and programs. Water conservation efforts implemented helped significantly this summer. Continue to work with owners of Edwards Mobile Home Park to find a solution for connecting to ERWSD water.

Community Manager Report – Pavilion repair and expansion underway. Eagle County denied the \$10,000 grant request for the repair and expansion. Barbed wire fence removal project will continue on Saturday, October 13. Vail Cup Soccer Tournament rented the fields on October 6 & 7. Katie Rothenberg updated the board that the cost of the ice rink refrigeration system wound up being cost prohibitive at approximately \$100,000.

EXECUTIVE SESSION

Upon motion duly made and seconded, it was unanimously

RESOLVED to enter into Executive Session at 5:15 pm to discuss personnel matters.

The Board adjourned from Executive Session at 6:00 pm.

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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 September 2018.

Respectfully submitted,

Nina Timm