
RECORD OF PROCEEDINGS

Minutes of the Regular Meeting of the Board of Directors of Berry Creek Metropolitan District on February 27, 2020

The Regular Meeting of the Board of Directors of the Berry Creek Metropolitan District (BCMD), Eagle County, Colorado held on February 27, 2020, at 3:00 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:

- Katie Rothenberg
- Karen Kern
- Melissa Nelson
- Mike Reisinger

SPOA Directors in attendance:

- Ariana Burkely
- Courtney Holm
- George Gregory
- Jennie Longville May
- Karen Zavis

Also in attendance were:

- Nina Timm, Community Manager
- Ken Marchetti, Marchetti & Weaver
- Dan Carlson, Facilities
- Carol & Frank Trotter and Linda Niederhofer, Residents
- James Wilkins & Amy Vogt, ERWSD
- Tim Lipman, Vail Valley Tree Service
- Nathan Lehnart, Eagle County Animal Control

CALL TO ORDER

Director Rothenberg called the Regular Meeting of the Board of Directors of Berry Creek Metropolitan District to order on January 23, 2019, at 3:00 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

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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.

AGENDA

There were no changes to the agenda.

PUBLIC INPUT

Carol & Frank Trotter, Charolais Circle, requested resolution to the mountain lions that appear to be living on or near Charolais Circle. The Sheriff's Office did not help with the situation and Colorado Parks & Wildlife (CPW) will monitor the situation, but they may or may not get rid of them. The Trotters requested the Board monitor the situation daily and do something to get rid of the mountain lions. Linda Niederhofer expressed similar concerns. It was explained the SPOA and BCMD are working closely with CPW on this situation and CPW will determine what, if anything, can be done. Carol & Frank Trotter and Linda Niederhofer left the meeting.

ERWSD 2020 UPDATE

James Wilkins and Amy Vogt updated the Boards on 8 to 10% annual rate increases for 2020 and future years. These increases are based on changing regulations, aging infrastructure that needs to be replaced and increasing operating costs. Debt service expenses for projects and increasing operating costs anticipated for the foreseeable future.

BERRY CREEK ROAD LANDSCAPE UPDATE

Tim Lipman, Vail Valley Tree Service, presented a plan to maintain existing cottonwood trees along Berry Creek Road and transplant existing evergreen trees from the area along the road. The goal is to preserve existing trees and enhance the area. Following the discussion the Board discussed the desire to ensure existing trees remain healthy. By motion duly made and seconded, it was unanimously

RESOLVED to authorize up to \$16,700 for Vail Valley Tree Service cottonwood tree maintenance and trimming.

EAGLE COUNTY ANIMAL CONTROL SERVICES UPDATE

Nathan Lehnart presented an overview of the county-wide updates Eagle County anticipates adopting in September 2020. The goal is to have consistent animal control policies across the valley. Anticipated changes include going from voice control to leash control for animals as well as consistent dangerous dog policy. Local communities will be able to establish specific off-leash areas.

JANUARY 23, 2020 MEETING MINUTES

The Board reviewed the January 23, 2020, meeting minutes. By motion duly made and seconded, it was unanimously

RESOLVED to approve the January 23, 2020, meeting minutes.

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OPEN ITEMS LIST

Update the 10-year plan due date to April 30, 2021.

OPERATIONS

- Re-hung pet pickup station that was torn from the post.
- TCC Roofing fixed leak in Community Center kitchen. Need to install additional flashing in the spring.
- Getting bids to slurry seal asphalt in spring.
- Continue working with Mike Reisinger on Operations Manual. January and February are complete.

JANUARY FINANCIAL REPORT

Reviewed first month financials and discussed property tax collection and that the County Treasurer pays entities on the 10th day of the following month. Following discussion, by motion duly made and seconded, it was unanimously

RESOLVED to accept the January 2020 financial statement as presented.

PAYMENT OF FEBRUARY INVOICES

The Board reviewed the February 2020, list of invoices for approval. It was noted that the legal bill was atypically high because Jim Collins attended the January meeting. By motion duly made and seconded, it was unanimously

RESOLVED to approve the February 2020, invoices for payment.

UPPER EAGLE REGIONAL WATER AUTHORITY UPDATE

Mesquite Road booster pump replacement project continues. Snowpack is currently at 117% of normal average for this time of year. The District anticipates issuing almost \$60 million in debt for the Avon Wastewater Plant and the Traer Creek Tank Lift Station.

COMMUNITY MANAGER REPORT

Saturday, April 25, is Highway Cleanup and Singletree Community Cleanup. Golf Course cleanup day will be scheduled in April as the weather warrants.

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 2020.

Respectfully submitted,

Nina Timm