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## RECORD OF PROCEEDINGS

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### **Minutes of the Regular Meeting of the Board of Directors of Berry Creek Metropolitan District on May 28, 2020**

The Regular Meeting of the Board of Directors of the Berry Creek Metropolitan District (BCMD), Eagle County, Colorado held virtually on May 28, 2020, at 3:00 p.m., 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:

- Courtney Holm
- Dan Godec
- Katie Rothenberg
- Karen Kern
- Melissa Nelson
- Mike Reisinger
- Trevor Broersma

SPOA Directors in attendance:

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

Also in attendance were:

- Nina Timm, Community Manager
- Ken Marchetti, Marchetti & Weaver
- Dan Carlson, Facilities

#### **CALL TO ORDER**

Director Godec called the Regular Meeting of the Board of Directors of Berry Creek Metropolitan District to order on May 28, 2019, at 3:05 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

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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**

Chris Neuswanger had requests for the SPOA and agreed to return for the SPOA portion of the meeting.

**APRIL 30, 2020 MEETING MINUTES**

The Board reviewed the April 30, 2020, meeting minutes. By motion duly made and seconded, it was unanimously

**RESOLVED** to approve the April 30, 2020, meeting minutes.

Dan Godec and Karen Kern joined the meeting as members of the public. Everyone thanked them for their service to the community.

It was noted that Courtney Holm and Trevor Broersma have already been sworn in, due to COVID-19, and the paperwork has been filed with Eagle County and the courts.

**UERWA REPRESENTATIVE APPOINTMENT**

George Gregory has served as BCMD's representative and Melissa Nelson has been serving as the alternate representative to UERWA. Both have expressed a willingness to continue serving in those roles. By motion duly made and seconded, it was unanimously

**RESOLVED** to appoint George Gregory as the representative and Melissa Nelson as the alternate representative to the UERWA.

**OPEN ITEM STATUS REPORT**

- When it is appropriate the 10-year plan meeting needs to be rescheduled.
- Find out what it cost the town of Vail to implement their broadband project.

**OPERATIONS**

- Dan Carlson reported that a pipe leak at the Chip Ramsey Park bathrooms needs to be fixed. The curb stop will not completely shut off. The board requested the repair be completed properly so that winter heat is not needed in the bathrooms.
- The board requested that the lane lines on the roads be painted wider than normal and "shark teeth" should be added in certain areas to attempt to slow traffic down. Let Eagle County know this is going to be done.
- Look at purchasing a solar operated speed trailer that can be moved throughout the community. Purchase a \$250 trailer from Granger plus the speed sign.

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- Remove three unhealthy cottonwood trees along Berry Creek Road and replace them with four new trees.
- There are 7 cottonwood trees at Foal Circle with roots coming through the grass. Dan will get a bid to remove them.
- The deck at the Community Center is 20-years old and needs work. Could it be sanded down and last a couple of more years? Ultimately it will need to be replaced. Get a bid to sand and re-stain it.

#### **APRIL FINANCIAL REPORT**

Legal expenses were higher than usual because Jim Collins attended the board meeting. Revenues are being re-projected due to the pandemic, specifically Community Center Rental Income has been reduced to \$5,000 for the year. Following the discussion, by motion duly made and seconded, it was unanimously

**RESOLVED** to accept the April 2020 financial statement as presented.

#### **PAYMENT OF MAY INVOICES**

By motion duly made and seconded, it was unanimously

**RESOLVED** to approve the May 2020, invoices for payment.

#### **UPPER EAGLE REGIONAL WATER AUTHORITY UPDATE**

Water customers continue to pay their water and sewer bills despite the economic situation. To save money ERWSD is only filling core/required positions at this time. Snowpack is at 124% at Copper Mountain, 105% at Fremont Pass and 85% at Vail Mtn.

#### **COMMUNITY MANAGER REPORT**

- The dumpster at the Community Center is regularly used by members of the community as their personal dumpster and this causes the trash can to be full when it is needed for BCMD trash and other random items get left that staff has to take care of. At no charge Ann Darby has offered to prepare a design to fully enclose the dumpster to help reduce others from using the dumpster. The board requested that a sign be posted, and a video camera be installed to reduce this use.
- BCMD requested that 10 additional \$20 gift cards be purchased for Sonnenalp Golf staff, in appreciation of their cleanup efforts.
- The water pump replacement project at Mesquite Drive had a major setback and has delayed the project approximately 30 days.
- Bring bench options for the board to review at the next meeting. The town of Avon has nice benches.
- Consider offering a cocktail party for the summer party.
- Have Gallegos check out the graffiti and clean it up.
- Make sure there is technology to have the June board meeting in the Assembly Hall.

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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 28<sup>th</sup> day of May 2020.

Respectfully submitted,

Nina Timm