
RECORD OF PROCEEDINGS

Minutes of the Meeting of the Board of Directors of Berry Creek Metropolitan District on September 28, 2021

The Meeting of the Board of Directors of the Berry Creek Metropolitan District (BCMD), Eagle County, Colorado was held September 28, 2021, 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
- Katie Rothenberg
- Melissa Nelson
- Mike Reisinger
- Trevor Broersma, by phone

SPOA Directors in attendance:

- Ariana Burkley
- Dan Godec
- Jennie Longville May, by phone
- Karen Zavis, by phone

Also, in attendance were:

- Ken Marchetti, Marchetti & Weaver
- Nina Timm, Community Manager
- Dan Carlson, Facilities Manager
- Chris Neuswanger, Owner, by phone

CALL TO ORDER

Director Holm called the Regular Meeting of the Board of Directors of Berry Creek Metropolitan District to order on September 28, 2021, 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 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

Chris Neuswanger requested that board packets be posted online.

AUGUST 24, 2021, MEETING MINUTES

The Board reviewed the August 24, 2021, meeting minutes. By motion duly made and seconded, it was unanimously

RESOLVED to approve the August 24, 2021, meeting minutes as amended.

OPEN ITEMS STATUS REPORT

- BCMD irrigation pipe will be ordered with the Sonnenalp's pipe. Ideally it will be invoiced separately as BCMD is tax exempt. The pipe will also be stored in a handful of locations on the golf course this winter. Still waiting for the cost estimate on Hereford, Howard & Buckboard Park irrigation replacement.

UNDERGROUND SEWER EASEMENT FOR FILING 1 TRACT H

The new duplex under construction has requested a variance to run their sewer line to a manhole southwest of the property, located in Berry Creek Ranch Filing 1 Tract H. ERWSD granted the variance and the owner requested permission to run the sewer line through the parcel. Upon review by BCMD's attorney it was discovered that there is no easement for existing sewer lines in Filing 1 Tract H. It was determined the best course of action was for BCMD to grant Eagle River Water & Sanitation District an underground easement to construct, install, remove, replace, add to, maintain, repair, operate, change, or alter underground sewer lines and appurtenances, together with all sewer lines and manholes situated therein. There was discussion about if this condition exists anywhere else in Singletree. Following the discussion, by motion duly made and seconded, it was unanimously

RESOLVED to grant an underground sewer easement for Berry Creek Ranch Filing 1 Tract H.

OPERATIONS

- It was noted that nothing needed to be done to the benches placed throughout the community. They are chosen to withstand winter conditions and are typically used year-round.
- The Board requested that existing landscape vendors provide a proposal with their 2022 pricing for review and consideration.
- There was a brief discussion about the tree removal and cleanup that occurred on the Foal Circle Park, noting that it looked nice.
- Chip Ramsey Park bathrooms will be closed for the season during the week of October 11.

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AUGUST 2021 FINANCIAL STATEMENT

Noted that the landscaping line item is a combination of a couple of different service providers. Following the discussion, by motion duly made and seconded, it was unanimously

RESOLVED to accept the August 2021, financial statement as presented.

PAYMENT OF SEPTEMBER INVOICES

The road striping has been completed and is in September payables. The 6" white line is noticeably wider and will hopefully cause traffic to drive more slowly. By motion duly made and seconded, it was unanimously

RESOLVED to approve the September 2021, invoices for payment.

UPPER EAGLE REGIONAL WATER AUTHORITY UPDATE

- Serious drought persists!

COMMUNITY MANAGER REPORT

- Requested that the amplifier in the Assembly Hall be replaced with a new one.
- The proposed October and December meeting dates work for everyone.
- Futurian provided quotes to better facilitate virtual and hybrid meetings in both the Assembly Hall and Board Room. The cost and systems proposed seem very expensive and other proposals should be obtained. It may be as simple as some cameras, microphones, and a monitor.

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 28th day of September 2021.

Respectfully submitted,

Nina Timm