
RECORD OF PROCEEDINGS

Minutes of the Meeting of the Board of Directors of Berry Creek Metropolitan District on July 26, 2022

The Meeting of the Board of Directors of the Berry Creek Metropolitan District (BCMD), Eagle County, Colorado was held July 26, 2022, at 4:00 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
- Trevor Broersma

SPOA Directors in attendance:

- Ariana Burkley
- Dan Godec
- Jennie Longville May
- Karen Zavis
- Lorry Prentis

Also, in attendance were:

- Ken Marchetti, Marchetti & Weaver
- Nina Timm, Community Manager
- Dan Carlson, Facilities Manager
- Wendell Porterfield, SPOA Attorney & Owner
- George Gregory, Owner
- Ron Rubinoff, Owner
- Jill & John Harrison, 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 July 26, 2022, at 4:00 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 official action be taken at the meeting. The Board determined that the participation of

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the members present was necessary to obtain a quorum or otherwise enable the Board to act.

AGENDA

There were no changes to the meeting agenda.

PUBLIC INPUT

There was no public input.

EAGLE VALLEY TRAIL UPDATE

Kevin Sharkey, ECO Trails Program Manager, and Robin Thompson, Fundraiser for ECO Trails, presented an update on the Eagle Valley Trail. The trail will ultimately extend from Vail Pass to Glenwood Canyon. There are only 12 miles left to finish, they are the most expensive miles of the trail and are in Dowd Junction, on the way to Minturn, and from Lake Creek Village to Horn Ranch. Eagle County has committed \$22 million of the needed \$38 million to finish the trail. Once complete, the trail will connect all communities in Eagle County. Work is currently underway on the Dowd Junction and Dotsero sections of the trail. The Edwards section of the trail will cost approximately \$26 million, and the request today is to consider donating to complete the trail in 2023 and 2024 budgets as well as provide letters of support for grants as well as state and federal funding. Maintenance of the trail will be paid for by a portion of the dedicated transportation sales tax.

BCMD asked that this be included for consideration in the 2023 & 2024 budgets.

Kevin and Robin left the meeting.

JUNE 28, 2022, MEETING MINUTES

The Board reviewed the June 28, 2022, meeting minutes. By motion duly made and seconded, it was unanimously

RESOLVED to approve the June 28, 2022, meeting minutes.

OPEN ITEM STATUS REPORT

Noted that bidding for snow bars at Chip Ramsey Park is ongoing.

OPERATIONS

The report was included in the packet and there were no questions.

JUNE 2022 FINANCIAL STATEMENT

A question was asked about the cost of redeeming some Certificates of Deposit prior to their maturity date. The values included in the financials are the current market value. It was noted that the cost basis assigned to the trail system is only for trails on BCMD property. The cost of the irrigation system replacement will become a fixed asset once it is complete. Following the discussion, by motion duly made and seconded, it was unanimously

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RESOLVED to accept the June 2022, financial statements as presented.

PAYMENT OF JULY INVOICES

Following review of the payments, by motion duly made and seconded, it was unanimously

RESOLVED to approve the July 2022, invoices for payment.

2021 FINANCIAL STATEMENTS AND REPORT OF INDEPENDENT CERTIFIED PUBLIC ACCOUNTANTS

The 2021 Financial Statements and Report of Independent Certified Public Accountants was included in the packet. The auditors issued an unmodified audit report, and the Audit Committee unanimously recommends acceptance of the report as presented. Following the discussion, by motion duly made and seconded, it was unanimously

RESOLVED to accept the 2021 Financial Statements and Report of Independent Certified Public Accountants as presented.

UPPER EAGLE REGIONAL WATER AUTHORITY UPDATE

- Fees are proposed to increase for certain services; the increase is to ensure the fees cover the cost to provide the services.
- Local water use is down 18% this year likely related to rainfall and increased cost of water changing users' behavior. Budgets have taken into account the financial impacts of reduced water usage.
- An RFP has been issued for the design of the proposed Bolts Lake Reservoir.
- Drought conditions persist!

COMMUNITY MANAGER REPORT

- The mechanical bull and bouncy house were a hit with residents. About 125 residents attended the July social event.
- There are about 15 spaces left for the August 2, community-wide chipping event.
- Summer Party is Saturday, August 20. Hopeful that board members will help setup that morning.
- At the August meeting, Zehren and Associates will have a proposed budget to prepare some schematic plans to improve the winter pedestrian experience on the sidewalk at the Winslow underpass.

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**JOINT WORK SESSION TO DEVELOP A REGULAR EMPLOYEE REVIEW
PROCESS AND SCHEDULE**

The boards jointly agreed to meet on this topic on Tuesday, August 16, at 4 PM.

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 26th day of July 2022.

Respectfully submitted,

Nina Timm