
RECORD OF PROCEEDINGS

Minutes of the Regular Meeting Of the Board of Directors Berry Creek Metropolitan District August 25, 2015

A Regular Meeting of the Board of Directors of the Berry Creek Metropolitan District, Eagle County, Colorado was held on August 25, 2015 at 4:30 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.

Attendance The following Directors were present and acting:

- George Gregory
- Mike Budd
- Ann Darby
- Mike Reisinger
- Dan Godec (Via Conference Call)

Also in attendance were:

- Karen Kern
- Jodi Talbot
- Walter Atkinson (Arrived at 5:15 p.m.)
- Kathy Morrow (Left at 5:30 p.m.)
- Terri Martinez-Johnson, Community Manager
- Dan Carlson, Operations
- Ken Marchetti, CPA
- Cheri Curtis, Secretary to the Meeting

**Call To
Order**

The Regular Meeting of the Board of Directors of Berry Creek Metropolitan District was called to order by Director Gregory, on August 25, 2015, at 4:30 p.m. noting a quorum was present.

Agenda

Zumba classes, the CVC sign request, replacement trees, the trash can request on Singletree Road, steps on Charolais Circle to access the Mesquite Trail, and the steps on the Singletree Community Center were added to the agenda.

Public Input There was no public input.

Minutes The July 27, 2015 Regular Meeting minutes were reviewed. Upon motion duly made and seconded it was unanimously

RESOLVED to approve the July 27, 2015 Regular Meeting minutes as revised.

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Zumba Classes

Kathy Morrow has been providing classes at the Singletree Community Center on Tuesday and Thursday mornings. There have been noise conflicts with the Zumba classes and the DRC meetings. It was agreed the Zumba classes will be moved to 10:30 a.m. on Thursday mornings.

UERWA Supplemental Amended and Restated

Water Lease The Supplemental Amended and Restated Water Lease with UERWA was presented to the Board for consideration. By motion duly made and seconded it was unanimously

RESOLVED to agree to approve the UERWA Supplemental Amended and Restated Water Lease.

Community Center Expansion

A joint meeting was held on August 20, 2015 with the SPOA and BCMD Boards. Modifications have been made to the plans based on SPOA Board member comments. There will only be one shower in each bathroom. The connector breezeway will be expanded to six foot wide. Director Gregory recommended the Board consider an eight or ten foot wide breezeway. Discussion followed and the Board agreed to a six foot wide breezeway. The Board will request bids be submitted by October 23, 2015. The bids will be reviewed with the Board having the ability to award a contract at the October 27, 2015 regularly scheduled meeting. The Board discussed SPOA's contribution and the need for a commitment from SPOA for the District's budgeting process.

The Board agreed to hire an owner's representative for the project. An RFP will be distributed for potential candidates for the position.

Community Center Request

The Board received a request to allow classes for Parkinson's patients at the Singletree Community Center. The request includes the District donating the facility. The Board agreed to allow classes with the stipulation that any costs including cleaning are covered by users.

CVC Signage The Board discussed the request from Cordillera Valley Club to install a sign directing motorists to the west on Beard Creek Trail. The Board is waiting on a presentation from CVC representatives prior to making a decision.

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Trash Can

Request Karen Zavis previously requested a trash can and pet pick-up be installed on Singletree Road between golf holes 12 and 13. The Board agreed a trash can in this location would be a convenience but is not a necessity as there are other trash receptacles in the vicinity. Ms. Martinez-Johnson was directed to contact Ms. Zavis.

Speed Sign on

Hackamore The Board received a request for a speed display sign on Hackamore. The Board agreed to install a post on Hackamore and the existing speed display signs will be moved to different posts throughout the community. The speed display signs will be rotated every three months.

Community Center

Steps Director Budd noted the steps on the east side of the Singletree Community Center can be dangerous and recommended the District consider mitigating any possible issues. Mr. Carlson suggested installing a bench around the edge with certain access points that would have hand railings. The Board requested a proposal for the project.

Mesquite Trail

Access Charlie Dolan has requested steps be installed on the District property (Tract F) on Charolais Circle to provide winter access to the Mesquite Trail. The cost of constructing the steps to provide access to the trail is estimate at approximately \$10,000, which would be split between District and SPOA. By motion duly made and seconded it was unanimously

RESOLVED to approve up to \$5,000 for ½ of the cost for construction of steps on District property Tract F on Charolais Circle, contingent upon a survey determining the location of the steps on the property, receiving a matching financial commitment from SPOA, and ensuring the path does not advance onto private property.

Buckboard

Corner The Board of Directors at the Villas at Singletree reviewed the estimate for landscape enhancements provided by Garden Creations. Plantings were removed from the plans and onsite boulders will be moved. Kathleen Cope will provide an estimate for the revised plan. Director Darby suggested the Board obtain cost estimates for landscape improvements on tertiary corners to include in future budget discussions.

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Community Center

Promotion Directors Darby and Reisinger have reached out to concierges to promote the Singletree Community Center. They are hoping to create a market for day time usage to avoid excessive late night parties. Director Darby has discussed usage with the medical community. There is also the possibility of catering companies using the facility for food preparation.

Ms. Martinez-Johnson provided a box of postcards promoting the Center. Director Gregory indicated there is a file in the office with previous ideas for promoting the facility and directed Ms. Martinez-Johnson to provide that information to the Committee. The Board questioned the timing for advertising the facility, with the possibility of a spring promotion being more beneficial.

Operations Five Cottonwood trees have been removed at Chip Ramsey Park and need to be replaced. Mr. Carlson reported more Cottonwood trees are leaning and will need to be removed in future years.

Mr. Carlson informed the Board there are a lot of willow trees in the Charolais Circle Pond that need to be removed to avoid affecting the membrane liner in the pond. Walter Atkinson recommended ringing the trees with a knife to kill them. Mr. Carlson will look at options to remove the willows.

Director Budd reported during the 2016 budget process Mr. Carlson will work with sub-contractors on landscape maintenance procedures for the west entrance.

Financial Report

The preliminary July 31, 2015 Financial Statements were included in the Board packet. Mr. Marchetti noted the preliminary assessed value is down slightly from the assessed values reported in May 2015. The Board acknowledged receipt of the July 31, 2015 financial statements.

Payment of Invoices

The Board reviewed the August list of payments. By motion duly made and seconded it was unanimously

RESOLVED to approve the August 2015 list of payments as presented.

SPOA Update

There was a brief update on the Joint meeting on August 20, 2015 with the Singletree Community Center expansion and trails being the main agenda items.

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UERWA Director Gregory reported the major discussion at UERWA continues to be the Traer Creek tank issues. UERWA is working with Front Range water users on protecting water rights in Colorado. There are major issues pending with proposed changes to the Colorado River Compact that was adopted in 1922 that can affect both the Upper and Lower River Basins.

ECA Edwards Metropolitan District (EMD) continues to explore a sales tax within the boundaries of EMD for funding of road, traffic and safety improvements in Edwards. EMD is supportive of the Edwards Community Authority continuing as a political entity in Eagle County and as a voice for the Edwards area. EMD is willing to continue to be the major financial supporter of ECA. The proposed 2016 ECA budget is in the \$50,000 - \$75,000 range. The method for allocation of this cost among the participants of ECA has not been determined.

An open house to receive public input related to the Spur Road Phase II design will be held at the Miller Ranch County Facility on Thursday, August 27, 2015. Director Reisinger questioned the ability to split the project between the Spur Road segment and the Highway 6 roundabout. Mr. Marchetti reported the design covers both segments but that it would be possible to split the construction if necessary.

**Open Items
List**

The list was reviewed, with additions and changes.

**Executive
Session**

Upon motion duly made and seconded it was unanimously

RESOLVED to enter into Executive Session at 6:25 p.m. pursuant to §24-6-402(4)(f) C.R.S. to discuss personnel matters.

The Board adjourned from Executive Session at 6:55 p.m.

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 25th day of August, 2015.

Respectfully submitted,



Cheri Curtis

Secretary for the Meeting