
RECORD OF PROCEEDINGS

Minutes of the Meeting of the Board of Directors of Berry Creek Metropolitan District on August 27, 2024

The Meeting of the Board of Directors of the Berry Creek Metropolitan District (BCMD), Eagle County, Colorado was held August 27, 2024, 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, Virtually

SPOA Directors in attendance:

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

Also, in attendance were:

- Dan Carlson, Facilities Manager
- Ken Marchetti, Marchetti & Weaver
- Nina Timm, Community Manager
- Michael Stoughton, Resident
- George Gregory, Resident
- Gregg Cooper

CALL TO ORDER

Director Holm called the Regular Meeting of the Board of Directors of the Berry Creek Metropolitan District to order on August 27, 2024, at 4:00 p.m., noting a quorum was present.

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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 to be taken at the meeting. The Board determined that the participation of the members present was necessary to obtain a quorum or otherwise enable the Board to act.

AGENDA

There were no changes to the agenda.

PUBLIC INPUT

Gregg Cooper, District 1 candidate for Eagle County Commissioner, explained that he is focused on affordable homeownership, reducing local taxes, and creating a plan for Eagle County that considers community goals and available funding.

Michael Stoughton, resident, explained that he lives adjacent to the park on Longhorn Road and is concerned about when the dead and dying aspen trees are going to be removed. He is also concerned about a leaky sprinkler head there. It was explained both items should be addressed shortly.

JULY 23, 2024, MEETING MINUTES

There was not a quorum of members at the July meeting to approve the minutes. The minutes will be moved to the September 24, 2024, meeting.

OPEN ITEM STATUS REPORT

It was noted that the Community Center will be painted inside and outside in September. Zehren and Associates is finalizing a landscape plan for Chip Ramsey Park, and it is anticipated that trees will be planted in October. Work continues with Eagle County on consistent traffic sign poles in Singletree.

The BCMD 2025 Budget Work Session will be Monday, October 14, 2024, at 11:30 A.M.

OPERATIONS REPORT

- The cost for backflow preventer tests has increased from \$150 to \$650 per account. The Board should evaluate the irrigation and costs for the parks that use potable water versus those attached to the golf course irrigation system.
- The trash can at Winslow and Rawhide Roads has been relocated because it was regularly full of residents' personal trash. Residents should place dog waste bags in other BCMD trash cans elsewhere in the community.

JULY 2024 FINANCIAL STATEMENT

Revenue and expenses continue to track with the budget. Work has begun on the draft 2025 budget. The Colorado Legislature is currently working on legislation related to

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property tax relief and the legislation may reduce residential assessed valuations. This would impact BCMD property tax revenue and will need to be considered in 2025 budget development. The board discussed some 2024 capital projects – tree planting and street signs. Following the discussion, by motion duly made and seconded, it was unanimously

RESOLVED to accept the July 2024 financial statement as presented.

PAYMENT OF AUGUST 2024 INVOICES

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

RESOLVED to approve the August 2024 invoices for payment.

UPPER EAGLE REGIONAL WATER AUTHORITY UPDATE (UERWA)

- Customers are enjoying savings on their monthly water bills due to reduced outdoor water use because of the rain this summer.
- ERWSD has experienced a 432 metric tons reduction in their greenhouse gas emissions and offsets 90% of their electricity use in partnership with Holy Cross Energy’s programs.
- Despite all of the rain this summer, the water production rate this summer remains flat from previous years. There is not an explanation for this right now.
- Regulatory required improvements at the Edwards Wastewater Plant are expected to cost at least \$50 million.
- The Bolts Lake project is now projected to cost approximately \$100 million.

OTHER BUSINESS

The opportunity to purchase an easement for the existing bootleg trail on Appaloosa Drive is no longer available with the current property owner.

COMMUNITY MANAGER’S REPORT

- Trees fell at Charolais Circle Pond over the weekend. The trees have already been removed.
- Three dying aspen trees will be removed behind the Community Center.
- The joint meeting with the Board of County Commissioners and Edwards Metro District Board is scheduled for Wednesday, October 23, from 4 PM to 6 PM.

EXECUTIVE SESSION

At 4:56 p.m. by motion duly made and seconded, it was unanimously

RESOLVED the BCMD and SPOA Boards move into a joint executive session for the purpose of Negotiations related to the Services Agreement

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with the Singletree Property Owners Association, and personnel matters
C.R.S. 24-6-402 (4) (e) and personnel matters C.R.S. 24-6-402 (4) (f).

Following the conclusion of the Executive Session, the Boards returned to public session at 5:33 p.m.

ACTION FOLLOWING EXECUTIVE SESSION DISCUSSION

No action was taken during the joint executive session.

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 August 2024.

Respectfully submitted,

Nina Timm