
RECORD OF PROCEEDINGS

Minutes of the Special Meeting Of the Board of Directors Berry Creek Metropolitan District December 10, 2015

A Special Meeting of the Board of Directors of the Berry Creek Metropolitan District, Eagle County, Colorado was held on December 10, 2015 at 4:00 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

Also in attendance were:

- Karen Kern
- Jeremy Rietmann, Vail Valley Partnership
- Eric Lovgren, Eagle County Wildfire Mitigation Officer
- Terri Martinez-Johnson, Community Manager
- Dan Carlson, Operations
- Ken Marchetti, CPA
- Cheri Curtis, Secretary to the Meeting

Call To Order

The Special Meeting of the Board of Directors of Berry Creek Metropolitan District was called to order by Director Gregory, on December 10, 2015, 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 his 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.

Director Darby reported she is the owner of Darby Architects, P.C. who supplies architectural services for the District. This disclosure is associated with approval of items on the agenda, which may affect her interests.

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Written disclosures of these interests were filed with the Secretary of State and the Board prior to Board meetings.

Agenda Approval of a one-time mediation class was added to the agenda.

Minutes The November 20, 2015 Special Meeting minutes were reviewed. By motion duly made and seconded it was unanimously

RESOLVED to approve the November 20, 2015 Special Meeting minutes as presented.

Economic

Development Jeremy Rietmann gave a presentation on economic development activity in Eagle County for the Board's information.

Firewise

Presentation Director Budd and Eric Lovgren, the Eagle County Wildfire Mitigation Officer, presented information on the measures recommended to address wildfire mediation. Director Budd provided the background on firewise activity at the State level and how it affects wildfire mediation locally.

Per Mr. Lovgren, wildfire is potentially the most dangerous disaster that could affect this area. Mr. Lovgren is working with local fire departments and insurance companies such as Chubb, to reduce the risk of wildfires destroying homes and possible loss of lives. Mr. Lovgren is working to provide information on wildfire prevention to Eagle County property owners and is looking for a contribution from the District. By motion duly made and seconded it was unanimously

RESOLVED to commit \$10,000 to wildfire prevention education. The Board will request a contribution from SPOA towards the project.

Director Darby suggested offering grants to allow property owners to make their homes "REALfire" (Realtors Promoting Community Wildfire Awareness) certified.

Singletree Community Center

Expansion The Construction Committee has met with the potential contractors who submitted bids for the project to discuss the project each bid. By motion duly made and seconded it was

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RESOLVED to authorize the subcommittee of Directors Budd and Godec to award a contract in an amount not to exceed \$1.3 million to construct the expansion of the Singletree Community Center.

Director Darby recused herself from the vote.

Holy Cross Electric

Transformers Letters have been distributed by Holy Cross Energy requesting property owners mark electric transformer boxes to avoid snowplow damage. The Board noted there has not been a problem with transformer boxes being damaged in the last thirty years. The Holy Cross letter will be included for distribution in the next Singletree newsletter.

2016

Meetings

The District and SPOA Board members are discussing holding joint meetings in 2016. Director Budd distributed the Cordillera Metropolitan District/Property Owners Association agenda for review by the Board. Director Gregory will coordinate with the SPOA Board President in an attempt to schedule the joint meeting on either the third Wednesday or the fourth Thursday.

Mediation Classes

A request was presented to the Board to utilize the community center for a mediation class on December 30, 2015 for a one-time fee of \$150. By motion duly made and seconded it was unanimously

RESOLVED to allow the mediation class to be held at the Singletree Community Center for a usage fee of \$150.

County Maintenance

Agreement

In prior years the Edwards Community Authority (ECA) entered into an agreement with Eagle County for the maintenance of the landscaping at the Edwards Spur Road and I-70 interchange. With the anticipated dissolution of ECA Mr. Marchetti distributed a proposed agreement between Eagle County and the Berry Creek Metropolitan District for landscape maintenance on the north side of the I-70/Edwards interchange. The Board requested changes to the agreement. Mr. Marchetti will have the requested changes incorporated into the Agreement, reviewed by Jim Collins, and then circulated to Board for approval.

Operations

Mr. Carlson reported the heating unit in the Community Room continues to have issues that are being addressed. The wood bench in Chip Ramsey Park was replaced.

Director Gregory requested Mr. Carlson prepare a report for future Board packets.

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Financial Report

The preliminary November 30, 2015 Financial Statements were included in the Board packet. The Board reviewed the financial report and acknowledged receipt.

Payment of Invoices

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

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

SPOA Update

There was no update.

UERWA

Director Gregory reported UERWA is working on the “Wilderness Lite” Agreement with the US Forest Service.

Open Items List

The action items list was reviewed. Director Reisinger and Ms. Martinez-Johnson have met with the person offering the ski tuning services for Singletree Property Owners. The District is waiting on an insurance certificate from Minturn Ski prior to the service commencing.

Director Darby reviewed the process to move to card readers on four of the Community Center doors. Director Darby is working with Mr. Carlson on obtaining card readers for the Singletree Community Center.

Ms. Martinez-Johnson presented a website for wedding planning to advertise the Singletree Community Center for future events.

Executive Session

Upon motion duly made and seconded it was unanimously

RESOLVED to enter into Executive Session at 5:35 p.m. pursuant to §24-6-402(4)(f) C.R.S. to discuss personnel matters.

The Board adjourned from Executive Session at 5:45 p.m. By motion duly made and seconded it was unanimously

RESOLVED to contract with Freeform Consulting for recruitment services for the hiring of a Community Manager.

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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 10th day of December, 2015.

Respectfully submitted,



Cheri Curtis
Secretary for the Meeting