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## RECORD OF PROCEEDINGS

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### **Minutes of the Regular Meeting of the Board of Directors of Berry Creek Metropolitan District on December 12, 2019**

The Regular Meeting of the Board of Directors of the Berry Creek Metropolitan District (BCMD), Eagle County, Colorado held on December 12, 2019, at 3:00 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. 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:

- Dan Godec
- Karen Kern
- Melissa Nelson, by phone
- Mike Reisinger

SPOA Directors in attendance:

- Courtney Holm
- George Gregory
- Jennie Longville May
- Karen Zavis

Also in attendance were:

- Nina Timm, Community Manager
- Ken Marchetti, Marchetti & Weaver
- Dan Carlson, Facilities

#### **CALL TO ORDER**

Director Godec called the Regular Meeting of the Board of Directors of Berry Creek Metropolitan District to order on December 12, 2019, at 3:00 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 the member's present was necessary to obtain a quorum or otherwise enable the Board to act.

#### **AGENDA**

There was no change to the agenda.

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**PUBLIC INPUT**

There was no public input.

**OCTOBER 24, 2019 MEETING MINUTES**

The Board reviewed the October 24, 2019, meeting minutes. By motion duly made and seconded, it was unanimously

**RESOLVED** to approve the October 24, 2019, meeting minutes.

**2020 ELECTION RESOLUTION**

The Board reviewed the election resolution. Dan Godec is term limited and Karen Kern's term is up, and she can seek re-election. It is a polling place election on May 5, 2020, with the Singletree Community Center as the polling place. The election is for 3-year terms due to change in Special District elections to odd years. Self-nomination applications available on January 1, 2020. Following discussion, by motion duly made and seconded, it was unanimously

**RESOLVED** to adopt the 2020 Election Resolution as presented.

**OPEN ITEMS LIST**

So far Mother Nature has not cooperated with ice skating on the Charolais Circle Pond. Goal of moving forward on 10-year plan in January. Schedule John Stavney for a Project Thor meeting as soon as possible. Seek Peter Bergh's input on updated landscape plan for Berry Creek Road, willing to pay someone for the right plan.

**OTHER BUSINESS**

Mike Reisinger is working with Dan Carlson to create comprehensive operations manual to include vendors and locations of valve boxes, outlets, etc. Dan Carlson will be paid \$500 at the beginning of each quarter in 2020 for the work involved in putting the information together.

Sonnenalp has provided excellent snow removal! Sending Sonnenalp a letter confirming Board's decision going forward to return Sonnenalp Club's Operating Property Taxes paid to the District, subject to Annual Appropriation, in consideration of the great benefit the Sonnenalp Club provides Singletree.

**OPERATIONS**

- Cleaned up graffiti at Chip Ramsey Park and Winslow/Berry Creek Roads intersection.
- Deep clean restrooms and kitchen in advance of holiday party season.
- Repaired broken post on Mesquite Trail.
- Creating detailed description of services provided for Operations Manual.

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**OCTOBER AND NOVEMBER FINANCIAL REPORT**

Remain under budget on expenses and over budget on revenues. Holiday lights at roundabout have been well received. Sonnenalp Club's 2019 Operating Property Taxes paid to the District will be returned in 2020. Following discussion, by motion duly made and seconded, it was unanimously

**RESOLVED** to accept the October and November 2019 financial statements as presented.

**PAYMENT OF NOVEMBER AND DECEMBER INVOICES**

The Board reviewed the November and December 2019, list of invoices for approval. By motion duly made and seconded, it was unanimously

**RESOLVED** to approve the November and December 2019, invoices for payment.

**UPPER EAGLE REGIONAL WATER AUTHORITY UPDATE**

Amy Vogt will attend February 2020 meeting to provide an update on projects and rate increases. There are significant capital improvements needed soon.

**EDWARDS METRO DISTRICT UPDATE**

The Railroad Bridge is on track for replacement in Spring as well as landscaping at the new roundabout. The project came in nearly on budget. Planning continues for new roundabout at Hillcrest Drive. 2019 sale tax collections on track to be ahead of budget. Todd Williams appointed to fill Board vacancy until next election.

**COMMUNITY MANAGER REPORT**

The Board reviewed the 2020 meeting schedule and the meetings will be at 3 PM on January 23, February 27, March 26, April 30, May 28, June 25, July 23, August 27, September 24, October 22, and December 10. In 2020, Eagle County will be updating their Strategic Plan. The Board wants to remind the County to adhere to adopted plans. Janet Bartnik, Mountain Recreation, will be here in January to provide an update on Edwards Field House Reimagination.

**EXECUTIVE SESSION**

Pursuant to, (CRS 24-6-402(4) (b)) – to receive legal advice. By motion duly made and seconded, it was unanimously

**RESOLVED** to move into executive session at 5:00 p.m. to receive legal advice.

The board adjourned from executive session at 5:25 p.m.

**ADJOURNMENT**

There being no further business to come before the Board, by motion duly made and seconded it was unanimously

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**RESOLVED** to adjourn the Regular Meeting of the Berry Creek Metropolitan District Board of Directors this 12<sup>th</sup> day of December 2019.

Respectfully submitted,

Nina Timm