
RECORD OF PROCEEDINGS

Minutes of the Regular Meeting Of the Board of Directors Berry Creek Metropolitan District July 22, 2008

The Regular Meeting of the Board of Directors of the Berry Creek Metropolitan District, Eagle County, Colorado was held on July 22, 2008 at 3:30 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:

- Don Cohen
- Doris Dewton
- Mike Budd
- George Gregory

The following Director was absent and excused:

- Heather McInerny

Also in attendance were:

- Eileen Jacobs, Community Manager
- Chuck Powers, SPOA
- Ken Marchetti, CPA, Robertson & Marchetti, P.C.
- 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 Cohen, on July 22, 2008, at 3:30 p.m. noting a quorum was present.

SPOA

Chuck Powers requested that Director McInerny become President of the trails committee for the District and SPOA. The Board agreed to honor the request.

Mr. Powers suggested the District consider creating parking at the June Creek Trail on District property located near the trail entrance. The parking would only be available for day use. Director Cohen suggested the District obtain bids from area contractors and permission from the County for the improvements and discuss during the 2009 budget session.

Ms. Jacobs is working with Mr. Powers to get digital speed signs placed at various places throughout Singletree. Ms. Jacobs will contact the Sheriff's office and the County Engineer for recommendations on placement locations.

The Annual SPOA meeting is scheduled for August 13, 2008. The SPOA Board will be addressing items at the meeting based on the results of the recent

RECORD OF PROCEEDINGS

Berry Creek Metropolitan District July 22, 2008 Meeting Minutes

Community survey. The SPOA Board is going to request an amendment to its governing documents that would allow SPOA to assess fines and collect legal fees for covenant violations.

SPOA will be changing its fiscal year to a calendar year to match the District's fiscal year for budgeting purposes.

The SPOA Board is questioning the District spending funds outside of the District and suggested the District Board representative be prepared to speak to residents on the Board's decisions related to the Skate Park and open space. Mr. Marchetti responded that the Skate Park is in Berry Creek 5th Filing which is in the District.

Minutes By motion duly made and seconded it was unanimously

RESOLVED to approve the minutes of the June 24, 2008 regular meeting as revised.

Agenda Director Budd added meeting schedules and times. Director Cohen added storage to the agenda

Public Input No public present.

Staff Reports The Board discussed having a Manager's report included in the Board packet that would include a report on the parks.

It was agreed that Ms. Jacobs will work with Mr. Carlson to monitor the services being performed by Sonnenalp Fine Gardens.

The Board discussed coordinating the landscaping and retaining wall design for the Winslow Road and Berry Creek Road improvement projects. The District will need to discuss the landscaping of the Berry Creek road entrance during the 2010 budget process.

Speed Awareness

Signs Director Cohen has sent the contact and product information to Ms. Jacobs for digital speed signs. The District plans to purchase three signs. The speed bump on Rawhide was painted and the Board agreed to paint the speed bump on Mesquite Drive to alert drivers of the need to slow down prior to crossing the speed bump.

RECORD OF PROCEEDINGS

Berry Creek Metropolitan District July 22, 2008 Meeting Minutes

Carter Burgess

Change

Order

The Board reviewed the correspondence from Sara Flick with Jacobs Carter Burgess related to the need to increase their contract amount due to the Local Agency process with CDOT. By motion duly made and seconded it was unanimously

RESOLVED to approve the increase in the contract with Jacobs Carter Burgess and authorized Director Budd to execute the change order.

ICMA Plan

Mr. Marchetti explained the ICMA plan to the Board, explaining it is a Social Security substitute plan for District's employee(s). The District has the ability to establish the percentage of contributions paid by the employer and the employee within certain parameters. The Board discussed the cost of the plan and the benefit of providing the benefit to the employee. Director Gregory suggested Mr. Marchetti investigate the \$1,000 annual fee and report back to the Board

Meetings

And Times

Director Budd questioned moving the meeting times to accommodate Board members and residents who work during the day. The Board agreed to discuss the meeting time with Director McInerny before agreeing to change the times of the meetings.

Storage

Director Cohen noted there is a lack of the storage space in the Community Center. It was noted weight watchers and the exercise classes are using a large area for storage. Director Cohen suggested the Board discuss the use of the Community Center during the 2009 budget process.

Director Gregory suggested contacting Morter Architects to look at expanding the building to provide storage. Directors Gregory and Cohen agreed to meet with Mr. Morter and Ms. Jacobs to discuss making improvements to the Community Center.

Financial

Report

The June 30, 2008 Financial Statements were included in the Board packet. By motion duly made and seconded it was unanimously

RESOLVED to accept the June 30, 2008 financial statements as presented.

Accounts

Payable

The Board reviewed the July 2008 accounts payable lists. By motion duly made and seconded it was unanimously

RECORD OF PROCEEDINGS

Berry Creek Metropolitan District July 22, 2008 Meeting Minutes

RESOLVED to approve the July 2008 accounts payable list as presented.

Director Dewton left the meeting at 5:00 p.m.

WECMRD

Sponsorship WECMRD provided a revised agreement that incorporated the changes requested by the Board. By motion duly made and seconded it was unanimously

RESOLVED to approve the agreement with WECMRD to contribute \$10,000 in 2008 for the cost of equipment for youth programs.

Winslow Road

Underpass The project has been advertised for bid. Carter Burgess is waiting on the approval from the State Engineers office before construction can begin.

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 22nd day of July, 2008.

Respectfully submitted,



Cheri Curtis

Secretary for the Meeting