
RECORD OF PROCEEDINGS

Minutes of the Regular Meeting of the Board of Directors Copper Mountain Consolidated Metropolitan District January 26, 2018

A Regular Meeting of the Board of Directors of the Copper Mountain Consolidated Metropolitan District, Summit County, Colorado was held on January 26, 2018 at 8:30 a.m., at the Copper Mountain Metro District Building, 0477 Copper Road, Copper Mountain, Summit County, Colorado, in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Karl Anuta
- Ben Broughton
- Tom Malmgren
- David Steele

Staff in attendance was:

- Bryan Webinger, District Manager
- Rob Martin, Public Works Director
- Ed Pankevicius, Chief Plant Operator
- Dave Arnesen, Director of Cable Services
- Missy Stabile, Clerk-Treasurer

Also in attendance was:

- Eric Weaver, Marchetti & Weaver
- Peter Siegel, Copper Mountain Resort Association Executive Director
- Byron Wentzlaff, ResortInternet
- Jim Reis, Copper Mountain Resort Association, POLA President
- Stan Sprinkle

Call To Order

The Regular Meeting of the Board of Directors of Copper Mountain Consolidated Metropolitan District was called to order by Director Malmgren, on January 26, 2018 at 8:30 a.m. noting a quorum was present.

Old Business

Minutes

The Board reviewed the minutes of the November 17, 2017 and December 15, 2017 Regular Board Meetings. Upon motion duly made by Director Anuta and seconded by Director Broughton it was unanimously

AGREED to approve the minutes of the November 17, 2017 and December 15, 2017 Regular Board Meetings as presented.

Community Updates

Peter Siegel, Copper Mountain Resort Association Executive Director, reported that the Resort Association is replacing lights throughout the resort. The lights need to be dark sky compliant but sturdy enough to withstand our environment. In addition, the Resort Association is already working on summer programs. Powdr Corp may provide additional funding for the summer season which would result in program changes. The next Village at Copper Board Meeting will be on January 31, 2018.

Public Comment and Concerns

No public comments and concerns.

Financial

Eric Weaver, Marchetti & Weaver, reported that the Metro District Building/Fire Station bond was successfully refinanced reducing the interest rate from 4.05% to 2.11%. The refinance will reduce annual payments by approximately \$50,000 and will save the taxpayers money. Several CDs invested with UMB bank have matured and a portion of those funds will be reinvested. Mr. Weaver is working

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on closing out the financials for 2017 but there are still some moving parts. Fire Department personnel expenses are over budget because the District paid Fire Department staff through December 31, 2017 which would have been a 2018 expense. Water and Sanitation capital expenses are over due to the well project. Overall, the bottom line is favorable and the District is where he expected it would be.

Stan Sprinkle asked what is restricted in the general fund. Mr. Weaver explained that it is the Tabor emergency reserve and the 2018 budget deficit. The deficit is because Summit Fire & EMS has no reserves. Mr. Sprinkle also asked why the District collected more bond proceeds than were used. Mr. Weaver replied that more bonds were issued to pay for the well project.

The Board questioned several large yearend Fire Department expenses in the cash disbursement reports. Bryan Webinger, District Manager, explained that they were budgeted expenses except an order of Fire Department t-shirts.

Upon motion duly made by Director Broughton and seconded by Director Anuta it was unanimously

AGREED to receive the December 31, 2017 Financial Statement and November 2017 and December 2017 cash disbursement reports as presented.

New Business

2018 Meeting Schedule

The Board reviewed and approved the proposed 2018 Board Meeting Schedule. The schedule will be posted on the District website.

Resolution 2018-01

Upon motion duly made by Director Anuta and seconded by Director Broughton it was unanimously

AGREED to adopt Resolution 2018-01, A Resolution Designating Public Notice Posting Places for Regular and Special Meetings of the Copper Mountain Consolidated Metropolitan District.

May 8, 2018 Election

Missy Stabile, Clerk-Treasurer, reported that 2018 Special District regular elections will take place on Tuesday, May 8, 2018. Karl Anuta and Ben Broughton's terms of office expire in 2018. These two positions will be available as 4-year terms on the May 8 ballot. Ted Kravec's office expires in 2020 and will be available as a 2-year term on the May 8 ballot. There are no ballot questions this election cycle.

The Call for Nominations notifying the electorate that three Board of Directors will be elected on May 8, 2018 will be published in the Summit County Journal prior to February 22, 2018. Self-Nomination and Acceptance forms will be available beginning the week of February 5, 2018 and must be filed with the District's Designated Election Official on or before the close of business on Friday, March 2, 2018. Affidavits of Intent to be a Write-In Candidate must be filed with the District's Designated Election Official on or before the close of business on Monday, March 5, 2018.

If, at the close of business on Tuesday, March 6, 2018, there are not more candidates than offices to be filled, the District's Designated Election Official will cancel the Election and declare the candidates elected.

Ms. Stabile presented historical information about the past four District elections which included mail ballot elections, polling place elections and elections coordinated with the county. Special District regular elections held in May of even years cannot be coordinated with the county. There are advantages and disadvantages to mail ballot and polling place elections. Mail ballot elections cost

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District taxpayers considerably more than polling place elections but increases the number of returned ballots. Polling place elections are much less expensive but result in low voter turnout. The Board expressed interest in saving money but were concerned about reaching the electorate. They leaned toward a polling place election if a postcard, which will cost much less than ballots, be sent to all eligible voters notifying them of the upcoming election and how to request an absentee ballot if they are unable to vote on May 8, 2018. Ms. Stabile stated that if there are more candidates than available positions and an election is held, there will be great effort taken to advertise how to request an absentee ballot. Information about absentee ballots will be available via the District website, utility billing, District newsletter, Resort Association communications and a postcard could also be sent.

Resolution 2018-02

Upon motion duly made by Director Broughton and seconded by Director Anuta it was unanimously **AGREED** to adopt Resolution 2018-02, Election Resolution for 2018 Regular District Election by Polling Place and Appointment of Designated Election Official.

Well House Project Change Order #5

Rob Martin, Public Works Director, stated that change order #5 is primarily for work associated with the acceleration of the project. Well 4 is operational and permitted by the state as a ground water system. The total cost of the project will be approximately \$4.3 million, which is half of what it would cost to build a new facility and without the annual operating and personnel costs. Well 3 has been removed from the system, but still has associated water rights, that can be accessed for other uses such as golf course irrigation or snow making.

Upon motion duly made by Director Anuta and seconded by Director Broughton it was unanimously **AGREED** to approve Well House Project Change Order #5.

Water Efficiency Plan

A draft of the 2018 Water Efficiency Plan, developed in partnership with the High Country Conversation Center and Brendle Group, is available for review and comment. Mr. Martin explained that the plan includes history, goals, and action items in addition to an implementation section. The plan addresses conservation efforts and environmental responsibilities and will be useful for submitting grant requests. Mr. Martin requested that the Board and District staff review the draft and comment before February 1, 2018. After internal review, the draft will be available for public comment for a period of 60 days. He hopes to have a final version ready for adoption in May. Jessie Burley with High Country Conservation Center will attend the February Board Meeting.

The Board noted that the District does not sell water but rather provides it and would like the draft updated. They also requested a summary, including a table, of costs associated with implementing the plan.

Staff Updates

Mr. Webinger reported that Scott Massa, Utility Plant Operator, will be moving and his last day with the District will be April 1, 2018. The open position will be posted next week.

Mr. Webinger reiterated that the rulemaking hearing regarding concentrations of molybdenum (Mo) released by Climax Mine has been postponed until 2019. Climax will operate under current state standards. The Board requested that Mr. Webinger contact the county regarding mineral impact fees.

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Mr. Webinger reported that the Resort Association and the county will not require exemptions for Summit Fire & EMS employees to occupy CMCMD owned residential properties. Mr. Webinger is revising rental agreements and rent will be going up.

Board Members Tom Malmgren and Dave Steele met with representatives from Copper Resort and proposed that a survey be sent to the community for input regarding the recreation field. They will meet again next week to finalize a survey and coordinate with the Resort Association for distribution to the community and all property owners.

Mr. Martin reported Corey Williams received a Wastewater Operator B license and is now fully qualified to run all water and sanitation systems. The Board was glad to see Rules and Regulations in the Water and Sanitation project list for 2018.

Dave Arnesen, Director of Cable Services, expressed frustration in the continued struggle working with old buildings and suggested that HOAs consider updating infrastructure. The Board appreciated the ResortInternet status report included in Mr. Arnesen's report.

Byron Wentzlaff, ResortInternet, requested to be put on a future Board Meeting agenda to discuss dropping analog channels from the Copper Mountain cable system.

Missy Stabile, Clerk-Treasurer, reported that the Colorado State Archives approved the District's request to use the Colorado Special District Records Retention Schedule. The approval will remain in effect indefinitely or until rescinded by the District or State Archivist.

Other

Business

The Board decided not to appoint anyone to the empty Board seat this close to a regular election. Self-Nomination Forms will be available next week and notice of the election will be printed in the Summit County Journal on February 16, 2018.

Adjournment

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

AGREED to adjourn the Regular Meeting of the Copper Mountain Consolidated Metropolitan District Board of Directors.

Director Malmgren adjourned the Regular Meeting of the Copper Mountain Consolidated Metropolitan District Board of Directors the 26th day of January, 2018, at 10:34 a.m.

Respectfully Submitted,

BY: Thomas J. Malmgren

Thomas J. Malmgren
President of the District

ATTEST: David Steele

David Steele
Secretary of the District