
RECORD OF PROCEEDINGS

Minutes of the Regular Meeting of the Board of Directors Copper Mountain Consolidated Metropolitan District March 30, 2018

A Regular Meeting of the Board of Directors of the Copper Mountain Consolidated Metropolitan District, Summit County, Colorado was held on March 30, 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
- Jeff Berino, Summit Fire & EMS Authority (SFA) Fire Chief
- Kim McDonald, SFA Fire Marshal
- Gary Rodgers, Copper Mountain President and General Manager
- Holly Robinson, Copper Mountain Resort Association, Marketing and Business Development Manager
- Bryon 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 March 30, 2018 at 8:30 a.m. noting a quorum was present.

Old Business

Minutes

The Board reviewed the minutes of the February 23, 2018 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 February 23, 2018 Regular Board Meeting with correction on line 98.

Community Updates

Fire Marshal Kim McDonald, SFA, reported that he met with Copper Mountain Resort staff regarding future projects and events. It is SFAs goal to work with as close as possible with Copper Mountain Resort including review of site plans and walk-throughs. A new SFA fee schedule is forthcoming. New contact information for Fire Marshal McDonald is 970-262-5100 extension 521 or kmcdonald@summitfire.org.

Fire Chief Jeff Berino, SFA, reported that SFA is working on accreditation and is aiming to submit an application by May 1 and schedule peer reviews in September. If all goes well, SFA could be

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accredited next March. The county is sponsoring a comprehensive study of the current EMS service under Summit County Ambulance Service (SCAS). SCAS continues to struggle and the study may suggest that EMS be administered by SFA in the future. The insurance ISO rating remains at 2 for Copper Mountain properties. The next rating review will be in a few years and Chief Berino does not think it will increase under SFA.

Gary Rodgers, Copper Mountain President and General Manager, reported that the weeks ahead will be busy with USASA National Championships and 100% occupancy until the end of the season. Construction in east and west lots, new helipad, and replacement of the resort entry monument will begin on May 1. Significant upgrades will be made to the transportation system with six new buses replacing all sharks and tractors.

Holly Robinson, Copper Mountain Resort Association, Marketing and Business Development Manager, distributed the 2018 summer calendar of events. Despite all the projects and construction, the resort will be open with an event every single weekend from June 8 through September 15. Mr. Rodgers noted that the only service that will not be available during summer construction will be chair lift access to mountain activities. The trails will be open but not accessible by lift.

Public Comment and Concerns

Mr. Rodgers expressed disappointment with a letter submitted to the county by the District in response to the resort's class 3 rezoning application. He hopes the District will be more supportive of the upcoming class 4 review. It is true that Copper Powdr Inc will be the biggest beneficiary of the new housing project, but they are the largest employer and the need for workforce housing is great. Copper is committed to working with the District and sees this as a very important community project. He requested that the District revisit its long-range plan which has not been updated since 2013. A second item of concern is the language used by the District with respect to the recreation field. Mr. Rodgers recognized that there was a 1986 commitment made by the resort to maintain a recreation field. Those fields were expensive to build and maintain and are currently underutilized. The resort is land starved and needs to get creative on how the land is developed. Mr. Rodgers expressed frustration that he has not heard District proposals regarding the recreation field and requested that the District communicate and work with the resort. Recreation has changed dramatically since 1986 and the resort continues to invest in recreation amenities. Mr. Rodgers believes the language used by the District does not present a unified community.

The Board requested the District Manager provide them with copies of the letter Mr. Rodgers refers to. The Board expressed appreciation for the community survey that is being conducted by the Resort Association regarding community amenities and looks forward to reviewing the results. The District has not seen any results, but Mr. Rodgers reported the number one request is a dog park.

Rob Martin, Public Works Director, stated that language used in the District letter was not intended to be adversarial and in fact support of the project was expressed. There is a misunderstanding about the District's capacity to support development. The District does have the capacity but needs to make sure the piping infrastructure is adequate. The letter of support was written to highlight this concern and protect District interests.

Stan Sprinkle asked if the Board approves District submittals and correspondence with the county. The Board replied that this is the responsibility of District staff. Director Malmgren acknowledged reviewing this particular letter and had no concerns. The remaining Board Members reiterated the request to review the letter.

Mr. Rodgers suggested that the tone of county planning has changed and everything is being scrutinized. He stated that any perceived discourse creates problems and additional scrutiny. He

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recommended that the District and the Resort need to be community partners and more united. He also requested feedback from the Board regarding the 1986 recreation filed agreement. The Board requested that the District Manager provide them with a copy of the agreement.

Financial

Director Broughton inquired about new financial transaction reports presented in the Board Packet. Missy Stabile, Clerk-Treasurer, explained that, in the past, only monthly paid invoice reports were provided to the Board for review. The invoice reports however do not capture some bank transactions and staff felt it was important to include a monthly transaction report to provide a better picture of monthly cash disbursements.

Director Broughton asked about the status of the new Type 6 engine being purchased for SFA. Bryan Webinger, District Manager, reported that the District is providing the funds and a budget for SFA to purchase the engine. The engine has been ordered and custom parts are being selected.

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

AGREED to receive the February 28, 2018 Financial Statement and January and February cash disbursement reports as presented.

New Business

Resolution 2018-03

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

AGREED to adopt Resolution 2018-03, A Resolution Cancelling the 2018 Copper Mountain Consolidated Metropolitan District Regular Election and Declaring the Candidates Elected.

Staff Updates

Mr. Webinger reported that the District received access to an additional 29 acre-feet of annual water rights under the Colorado River Cooperative Agreement and the Implementation Agreement between Denver Water, Summit County and Copper Mountain Consolidated Metropolitan District dated November 14, 2012. Provisions allow for an additional 69 acre-feet to be made available annually with augmentation requirements. Mr. Webinger will meet with District water counsel to discuss water accounting and stipulations associated with the new allocations.

The District would like to welcome Chelsey Lange to the Water Department. Ms. Lange will fill the vacant Utility Plant Operator-In-Training position and is scheduled to begin on April 23, 2018.

Mr. Webinger met with ResortInternet to review the service agreement and to address issues that need to be resolved. Bryon Wentzlaff, ResortInternet, confirmed that ResortInternet will be able to provide daily and weekly summary reports to the District. The Board noted that the next two weeks will be busy and a good stress test on the system. They would like to see daily detailed reports from this period.

The Board asked Dave Arnesen, Director of Cable Services, if Lewis Ranch has fiber access. Mr. Arnesen responded that fiber does not extend to all neighborhoods at this time including Lewis Ranch, Woods and Masters. Mr. Arnesen reported that the system is working well. The District needs to plan the removal of analog channels and provide ample notification to all customers. Jim Reis, Copper Mountain Resort Association and POLA President, requested that information about how to dispose of analog equipment also be provided to customers. Mr. Arnesen suggested coordinating with the county to provide dumpsters. Ms. Robinson asked if getting rid of analog channels will make room for more digital channels and Mr. Arnesen responded yes. Mr. Wentzlaff reported that ResortInternet is finding that Copper Mountain HOAs are comfortable with the \$4 monthly infrastructure fee if it means improved service.

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Mr. Martin noted that the District will be working with High Country Conservation Center to provide water audits to the community. The audits will be funded by a Gates Family Foundation grant. If the District participates in a new voluntary state incentive program for early nutrient reductions, the District could extend Regulation 31 implementation up to ten years. If the plant continues to operate as it is now, Mr. Martin believes the District should earn ten years postponing implementation to 2027. The filter project budgeted for this year will also improve the system.

The Board extended congratulations to Alison Fulton who has been promoted from Operator-In-Training to Operator I.

The Board asked when revision of the 2013 long range master plan is scheduled. Mr. Martin responded it will be completed in 2019. Ideally it should be updated every five years, which it is not too far off schedule. Mr. Sprinkle requested that the Public Works Projects report provided each month be extended out three years to include 2019 and 2020.

Mr. Webinger noted that a special meeting will be scheduled after the new Board Members are sworn in to review the District's financial structure and long-range plans.

Ms. Stabile confirmed that Ben Broughton will renew a 4-year term on the Board, Stan Sprinkle will begin a 4-year term and Jim Reis will begin a 2-year term at the May Board Meeting. Tom Malmgren and David Steele's terms will expire in 2020. Newly elected Board Members are eligible to receive compensation for up to 24 meetings per year and not to exceed \$2400 per annum as outlined in HB17-1297. The remaining Board Members will be eligible for increased annual compensation after the 2020 election.

Director Malmgren reminded Board Members and District staff that the Special District Association of Colorado will host its annual regional workshop in Avon on June 14, 2018 and encouraged attendance. Ms. Stabile will distribute workshop information and register participants upon request.

Other Business

The Board requested that the resort amenity survey be distributed to each Board Member as soon as it is received.

Adjournment

There being no further business to come before the Board, by motion duly made by Director Broughton and seconded by Director Steele, 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 30th day of March, 2018, at 10:26 a.m.

Respectfully Submitted,

BY: Thomas J. Malmgren

Thomas J. Malmgren
President of the District

ATTEST: David Steele

David Steele
Secretary of the District