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# RECORD OF PROCEEDINGS

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**Minutes of the Regular Meeting  
of the Board of Directors  
Copper Mountain Consolidated Metropolitan District  
April 29, 2016**

A Regular Meeting of the Board of Directors of the Copper Mountain Consolidated Metropolitan District, Summit County, Colorado was held on April 29, 2016 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
- Ted Kravec
- Tom Malmgren
- David Steele

Staff in attendance was:

- Ricky Clover, Public Works Director
- Dave Arnesen, Director of Cable Services
- Gary Curmode, Fire Chief
- Missy Stabile, Clerk-Treasurer

Also in attendance was:

- Randy Miller, Snake River Fleet Maintenance
- Steve Tamburini, Tetra Tech
- Gary Rodgers, Copper Mountain President and General Manager
- Graeme Bilenduke, Copper Mountain Director of Development
- Bruce Hodson, Copper Mountain Director of Operations
- Holly Robinson, Copper Mountain Resort Association, Marketing and Business Development Manager
- Kevin Flewell, CNL Copper/Resort Ventures West
- David Dean, Sundial Communications

**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 April 29, 2016, at 8:30 a.m. noting a quorum was present.

**Old Business  
Minutes**

The Board reviewed the minutes of the March 25, 2016 Regular Board Meeting. Upon motion duly made by Director Broughton and seconded by Director Anuta it was unanimously

**AGREED** to approve the minutes of the March 25, 2016 Regular Board Meeting.

**Community  
Updates**

Holly Robinson, Copper Mountain Resort Association, distributed the Copper Mountain Summer 2016 Schedule of Events.

Graeme Bilenduke, Copper Mountain Resort, reported that the Copper Point Townhome project is scheduled to break ground on May 9, 2016 and requested Board to authorize Ricky Clover to sign administrative and easement documents.

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

**AGREED** to authorize Public Works Director Ricky Clover to sign administrative and easement documents on behalf of Copper Mountain Consolidated Metropolitan District.

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### **Public Comment and Concerns**

No public comments and concerns.

### **New Business Apparatus Update**

Randy Miller, Head Mechanic and Fleet Director for Snake River Fleet Services, confirmed that the District needs to replace aging apparatus and that Sutphen is an excellent choice. He feels Sutphen engines are a great product and Fleet Services maintains a good working relationship with them. Chief Curmode reported that Mr. Miller is working on an apparatus replacement schedule consistent with other fire departments.

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

**AGREED** to authorize Board President Tom Malmgren to execute purchase of apparatus based on specifications presented to the Board and contingent on the Ballot Measure passing.

Public concern about exploring lease options was voiced as to the best scenario for the District and most fiscally responsible.

### **GWUDI**

Steve Tamburini, Tetra Tech, reported that an Executive Summary and Draft Report have been distributed. The well project is estimated to cost approximately \$3,000,000. Drilling of Well #4 began this morning. Engineers are fairly confident the well will produce good quality water but they are uncertain about the quantity it can produce.

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

**AGREED** to authorize Board President Tom Malmgren to sign the secondary bid document to proceed with Well #5 and a notice for Tetra Tech to proceed with distribution design upon completion of Well #4 if Well #4 meets the production requirements established by District hydrologists and engineers.

The Board reiterated that coordination and communication with Copper Mountain Resort and the Resort Association regarding overlapping projects and events is critical.

The Board gave authority to Public Works Director Ricky Clover to sign administrative documents and the notice to proceed with Copper infrastructure upgrades outlined in plans.

### **Dark Fiber Lease**

Dave Arnesen, Director of Cable Services, reported that District counsel provided comments to Copper IT on the Dark Fiber Lease and that execution of the lease is close. District insurance needs to be notified to add Copper Mountain Resort as an additional insured.

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

**AGREED** to authorize Board President Tom Malmgren to execute the Dark Fiber Lease subject to final revisions and final review by District Board and District counsel.

### **Election Update**

Melissa Stabile, Clerk-Treasurer, reported that to date 260 ballots have been returned. Several undeliverable ballots have also been returned. The District can only send ballots to the mailing address listed with the Secretary of State. It is the responsibility of each voter to make sure the address on their voter registration is current. Ballots must be received by 7:00 p.m. on Election Day, May 3, 2016 to be counted.

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### **Climax Update**

Gary Curmode, Fire Chief, reported that he is still negotiating with Climax Mine about response fees. Climax Mine is sponsoring Confined Space Training for the Copper Fire Department in June. Chief Curmode estimates the cost of this training will be approximately \$7,000 which will be covered by Climax Mine.

### **Staff Updates**

- The Board inquired about progress on producing a checklist for contractors seeking assistance with the District's permitting processes. Dan Moroz completed a preliminary document that needs to be reviewed by Water and Cable Departments for their input.
- Missy Stabile, Clerk-Treasurer, reported that eight applications for the District Manager position have been received.

### **Financial Report**

A Financial Report for March 31, 2016 was prepared by Marchetti & Weaver and provided to the Board for review prior to the meeting.

The Board suggested the Fire Department contact Summit Fire Authority for training rather than the District incurring costs above the annual membership paid to the Authority.

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

**AGREED** to accept the March 31, 2016 Financial Statement, February 2016 cash disbursement report, and March 2016 cash disbursement report as presented.

### **Other Business**

There was no other business to come before the Board.

### **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 29th day of April, 2016, at 10:50 a.m.

Respectfully Submitted,

BY: Thomas J. Malmgren

Thomas J. Malmgren  
President of the District

ATTEST: Karl Anuta

Karl Anuta  
Vice President of the District