
RECORD OF PROCEEDINGS

Minutes of the Regular Meeting of the Board of Directors Copper Mountain Consolidated Metropolitan District June 24, 2016

A Regular Meeting of the Board of Directors of the Copper Mountain Consolidated Metropolitan District, Summit County, Colorado was held on June 24, 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:

- Bryan Webinger, District Manager
- Dave Arnesen, Director of Cable Services
- Gary Curmode, Fire Chief
- Missy Stabile, Clerk-Treasurer

Also in attendance was:

- Eric Weaver, Marchetti & Weaver
- Don Koogle, High Country Training Center
- Bryon Wentzlaff, ResortInternet Business Development Manager
- Chris Proctor, ResortInternet Installations Manager
- Graeme Bilenduke, Copper Mountain Director of Development
- Bruce Butler, Copper Mountain Property and Homeowner Services Manager
- Peter Siegel, Copper Mountain Resort Association Executive Director
- Kevin Flewell, CNL Copper/Resort Ventures West
- Mike Rothberg, Tetra Tech
- Jim Reis, Copper Mountain Resort Association, POLA President
- Lynn Jeffries
- David Dean

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 June 24, 2016, at 8:30 a.m. noting a quorum was present.

Old Business Minutes

The Board reviewed the minutes of the April 29, 2016 Regular Board Meeting, May 27, 2016 Regular Board Meeting, June 7, 2016 Special Board Meeting and June 8, 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 April 29, 2016 Regular Board Meeting, May 27, 2016 Regular Board Meeting with revision to line 38, June 7, 2016 Special Board Meeting with revision to line 30 and June 8, 2016 Special Board Meeting as presented.

Community Updates

The Board welcomed new District Manager Bryan Webinger.

Don Koogle, High Country Training Center, introduced an online interactive learning system hosted by My Learning Bridge that can be accessed from anywhere via the internet for fire and emergency medical service training and updated information.

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Bryan Wentzlaff, ResortInternet, reported that although service tickets are down, they are receiving increased calls regarding Fox 31 which is currently unavailable due to Dish Network contract negotiations. Fiber is being pulled into Lewis Ranch, East Village has been transferred to the fiber network and remaining properties will be transferred to fiber by July 1, 2016.

Peter Siegel, Copper Mountain Resort Association, distributed rack cards with Copper Resort summer activity information. The target date for turning on new lights in the Copper Road median is August 1, 2016. Fiber is being installed in the median trench to supply electric for the new lighting and for future use such as messaging boards.

Graeme Bilenduke, Copper Mountain Resort, reported that there are two available units remaining in the Copper Point Townhome community. Deep utilities will be complete and foundations for buildings six and seven will begin by the first of August.

Kevin Flewell, CNL Copper/Resort Ventures West, reported that there are several new businesses opening at Copper: On the Rockies in the Lake District and Mary's Mountain Cookies in Copper One opening in July; Copper Colorado Condos in Village Square opening in August; and Eagle BBQ in Copper Junction opening in November.

Public Comment and Concerns

No public comments and concerns.

New Business Apparatus Update

Eric Weaver, Marchetti and Weaver, reported that the Type 1 apparatus has been ordered from Sutphen and could be here in November. Equipment for the Quint was pulled from the initial order and will be ordered outside the lease agreement at a later date. Chief Curmode noted that he will invite ISO to review the District's rating once the new engines are in use.

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

AGREED to adopt Resolution 2016-08 a resolution to request future reimbursements for costs associated with capital equipment.

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

AGREED to approve the US Bancorp lease purchase agreement subject to review by District legal counsel and District staff and to authorize Tom Malmgren, Board President, to execute the agreement.

GWUDI

Mike Rothberg, Tetra Tech, reported that Well #4 did not meet target numbers and is only producing 200-250 gallons per minute. The District's geohydrologist, Jim Jehn, is prioritizing remaining well sites and has identified a company that can complete test wells for \$20,000-\$30,000 per site. In order to meet schedules, the District should consider paralleling test drilling with the design of a new water treatment plant. Wells #1 and #3 will need to be treated by August of 2017 if no new viable wells are developed. A new treatment facility is estimated to cost between \$8-10 million. The Board discussed fully vetting the well option with test wells while moving forward with the design of temporary water treatment solution to meet state deadlines and a new facility. The Board expressed frustration that a test well option was not presented for the Well #4 site and requested an explanation.

CORA Policy 2016-01

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

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AGREED to adopt Policy 2016-01 amended and restated policy on responding to open records request – CORA Policy (to amend and restate Policy 2014-02) upon revision of effective date to June 24, 2016.

Staff Updates

- Eric Weaver reported that Rick Palluck and Ricky Clover are no longer with the District. Ed Pankevicius has been promoted Acting Chief Plant Operator, offers will be made to two new Utility Plant Operators within the next couple of days and interviews for a new Public Works Director have begun.
- Dave Arnesen, Director of Cable Services, reported that Dish Network is in negotiations with Tribune who owns Fox 31. The NFL Network contract is also being renegotiated.
- Gary Curmode, Fire Chief, reported that Climax Mine sponsored a confined space training that is required by OSHA at least once a year. Chief Curmode is confident about ongoing negotiations with Climax regarding response fees. The Board requested that Chief Curmode inquire about sludge removal charges and the possibility of waiving fees for that service. Three Copper Mountain firefighters and the Type 6 engine have been deployed to wildland fires in northern Colorado. Chief Curmode noted that a homeowner experiencing a medical incident expressed gratitude that the May ballot question passed.

Financial Report

A Financial Report for May 31, 2016 was prepared by Marchetti & Weaver and provided to the Board for review prior to the meeting. Eric Weaver reported that the District's finances are favorable in revenues and personnel costs. Operations are on track in expenses but capital expenses are higher than anticipated. Election related costs are also higher than budgeted. He also noted that the 2017 budget process has begun. The 2017 budget will be simplified and look different than past years.

The Board questioned larger expenses and Fire Department travel and meals in the check register.

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

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

Eric Weaver reported that 2015 audit field work conducted by McMahan & Associates went well and that CMCMD received a clean unqualified opinion. It is the Auditor's opinion that the District finances are managed well and there are no recommendations for internal control improvements.

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

AGREED to accept the 2015 Preliminary Financial Audit subject to final revisions and review of prior election dates.

The 2015 Financial Audit will be posted on the District website and filed with the State by the end of July.

Other Business

The Board discussed how to proceed with setting priorities for the new District Manager. The Board wants to be involved in providing guidance to the new District Manager and noted that there are several policies that need to be updated including the personnel policies. They would also like to see the completion of the permitting process checklist for contractors.

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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 24th day of June, 2016, at 10:20 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