
RECORD OF PROCEEDINGS

Minutes of the Regular Meeting of the Board of Directors Copper Mountain Consolidated Metropolitan District June 30, 2017

A Regular Meeting of the Board of Directors of the Copper Mountain Consolidated Metropolitan District, Summit County, Colorado was held on June 30, 2017 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:

- Robert Martin, Public Works Director
- Ed Pankevicius, Chief Plant Operator
- Dave Arnesen, Director of Cable Services
- Gary Curmode, Fire Chief
- Dan Moroz, Fire Marshal
- Missy Stabile, Clerk-Treasurer

Also in attendance was:

- Eric Weaver, Marchetti & Weaver
- Sara Vaine, Summit County Assistant Manager
- Bill Pessemier, Summit County Communications Center Director
- Jamie Woodworth, Summit County Ambulance Service Director
- Jeff Berino, LDFR Fire Chief
- Graeme Bilenduke, Copper Mountain Director of Development
- Peter Siegel, Copper Mountain Resort Association Executive Director
- Bruce Butler, Copper Mountain Property and Homeowner Services Manager
- Jim Reis, Copper Mountain Resort Association, POLA President
- Kevin Flewell, CNL Copper/Resort Ventures West
- Ben Sloman, Wilderrest - Sr. Community Association Manager
- Steve Tamburini, Tetra Tech

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 30, 2017, at 8:30 a.m. noting a quorum was present.

Old Business Minutes

The Board reviewed the minutes of the May 26, 2017 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 May 26, 2017 Regular Board Meeting as presented.

Rules & Regulations Appendix F

Rob Martin, Public Works Director, stated that the District should be using Appendix F of the Rules & Regulations to assess permitting fees but the document needs revision before it can be implemented. Director Malmgren clarified that it is an existing and adopted rule that can be used. Suggestions from

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the Board regarding revisions of appendix F will be submitted to Mr. Martin for discussion at the next Board Meeting.

Upon motion duly made by Director Broughton and seconded by Director Steele it was unanimously **AGREED** to authorize Director Broughton and Director Steele to approve applications for construction permits as outlined in Appendix F of the Rules and Regulations.

Community Updates

Sara Vaine, Summit County Assistant Manager, expressed appreciation for the support received from the CMCMD Board and Fire Chief Curmode in working towards a successful and equitable emergency service partnership. Jim Reis, Copper Mountain Resort Association and POLA President, commended the organizations for moving quickly. He stated that he felt the partnership will lead to improved service and costs savings for the District. Ms. Vaine stated that public safety is paramount to the county and that she is frustrated by the misinformation and lack of information circulated. The county has reached out to the Summit Daily to share data supporting position and is working hard to make sure the county perspective is heard. Director Anuta requested that a statement supporting the partnership be posted on the District website.

Peter Siegel, Copper Mountain Resort Association Executive Director, reported that administrative work with attorneys has begun to try to consolidate the Copper Mountain Resort Association, the Village at Copper Association and the Copper Mountain Property Owners and Lessees Association (POLA). If successful, the surviving entity will be POLA. A subcommittee has been formed and will report to all three Boards in joint meetings. Community forums will be announced and the hope is to vote on the consolidation by the end of the year. The voting structure will mirror POLA and be based on square footage. The Board expressed concern that this structure favors the resort owner. Mr. Siegel said they will be looking at the structure since it is a community organization and needs to represent the community. The Board commented that Real Estate Transfer Assessment (RETA) funds and how they are distributed is critical and needs to be considered by the subcommittee. They asked to be given ample time to review documents.

Graeme Bilenduke, Copper Mountain Director of Development, reported that the resort remains busy with a summer construction projects and expressed excitement about the consolidation of county emergency services and the future of Copper.

Public Comment and Concerns

No public comments and concerns.

Financial

A Financial Report for May 31, 2017 was prepared by Marchetti & Weaver and provided to the Board for review prior to the meeting. Eric Weaver, Marchetti and Weaver, reported that the bonds issued on the Metro District Building can be refinanced December 1 ,2017 but that might be delayed due to Water and Sanitation bonds already issued in 2017. The current debt is approximately \$6,000,000 with an interest rate of 4.05%. Mr. Weaver is looking into options that will decrease the interest rate to a 2% to 3% range with the same repayment period. Interest income is doing well due to investments and holding funds in government accounts. Revenue is high as a result of bond proceeds, sale of the Fire Department HMMWV and additional tap fees collected. On the expense side, savings are seen in personnel costs due to new employees who have not yet qualified for employer retirement matching funds. The well project is being monitored. Mr. Weaver is working with Lake Dillon Fire Rescue to align department budgets for combined emergency service authority.

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

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AGREED to receive the May 31, 2017 Financial Statement and cash disbursement report as presented.

New Business

Resolution 2017-07

Gary Curmode, Fire Chief, explained the benefits of participating in the Firefighter Cancer Trust including reducing out-of-pocket cancer related medical costs for firefighters and reduced worker's compensation costs for the District. The District's liability insurance pool is covering costs of the first year of Cancer Trust coverage. The District is already a member of the Firefighter Heart Trust which is reimbursed by the Colorado Department of Local Affairs. The Board requested that the Trust be reexamined at the May 2018 Board Meeting.

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

AGREED adopt Resolution 2017-07, a resolution adopting and entering into the trust agreement for the Colorado Firefighter Heart and Cancer Benefits Trust and taking other actions in connection therewith.

Well House Project Change Order #1

Robert Martin, Public Works Director, outlined the items in the first change order request for the Well House Project. Items included electrical service revisions to meet Xcel requirements; changing the restraining system for the 24 inch contact pipes; addressing the golf course irrigation interconnect; redesign of the pipes to fix a leak in Well House 2; and unforeseen soil conditions. Another change order request will be submitted in July.

Wheeler Circle will be closed on Monday, July 10 and will remain closed until completion. The estimated substantial completion date for the Well House Project is September 28, 2017. The District is looking at contingency plans when Well 3 is taken offline on August 1, 2017.

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

AGREED to approve Well House Project Change Order #1.

Staff Updates

District manager, Bryan Webinger was not present at the meeting. The Board reviewed his monthly report and asked that it be noted that ResortInternet was absent. The Board also requested an update on the Tiger Gas contract performance and noted that a ROTH employee retirement account provision will be discussed at the next Board Meeting.

Dave Arnesen, Director of Cable Services, reported that Resort Internet will introduce new technology and provide a product demonstration at the July Board Meeting. The Board requested that information about the presentation be included in the next Resort Association Homeowner's Newsletter.

Chief Curmode reported that Copper Mountain firefighters were deployed on a wildland assignment for approximately one week. Lake Dillon Fire Rescue submitted billing to the state on Copper Mountain's behalf in the gross amount of approximately \$25,000. Copper Mountain firefighters will be stationed in Frisco from 10:00 a.m. to 10:00 p.m. on July 4. Chief Curmode said the department is waiting to hear results from ISO review. The District's ISO rating dropped from 4 to 3 in 2015 and they are hopeful it will drop to 2. If there is a change to the District's rating, a letter explaining how to contact insurance carriers will be sent to homeowners.

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Dan Moroz, Fire Marshal, reported that Copper Mountain Resort has applied for a PUD amendment. The application is public record and available on the Summit County Planning Department website.

Missy Stabile, Clerk-Treasurer, explained that according to state statute, Board Members are eligible to receive reimbursement of expenses incurred as a result of conducting District business. The employee memo outlining reimbursement procedures was updated to include Board Members. The Board suggested that the Board will approve Board reimbursement requests rather than the District Manager.

**Other
Business**

The Water Department sent letters to Legends, Masters and Woods homeowners requesting voluntary water sampling participation.

Adjournment

There being no further business to come before the Board, by motion duly made by Director Broughton and seconded by Director Kravec, 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 June, 2017, at 10:13 a.m.

Respectfully Submitted,

BY: Thomas J. Malmgren

Thomas J. Malmgren
President of the District

ATTEST: David Steele

David Steele
Secretary of the District