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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 July 29, 2016

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

- Bryan Webinger, District Manager
- Ed Pankevicius, Acting Chief Plant Operator
- Dave Arnesen, Director of Cable Services
- Gary Curmode, Fire Chief
- Todd Hebebrand, Assistant Fire Chief/Captain
- Dan Moroz, Fire Marshall
- Missy Stabile, Clerk-Treasurer

Also in attendance was:

- Eric Weaver, Marchetti & Weaver
- Mark Wentzlaff, ResortInternet
- Gary Rodgers, Copper Mountain President and General Manager
- Graeme Bilenduke, Copper Mountain Director of Development
- Peter Siegel, Copper Mountain Resort Association Executive Director
- Mike Rothberg, Tetra Tech
- Steve Tamburini, Tetra Tech
- Jim Jehn, Jehn Water Consultants
- Brian Dellett, Layne Christensen
- Jim Reis, Copper Mountain Resort Association, POLA President
- 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 July 29, 2016, at 8:30 a.m. noting a quorum was present.

### **Old Business Minutes**

The Board reviewed the minutes of the June 24, 2016 Regular Board Meeting. Upon motion duly made by Director Anuta and seconded by Director Broughton it was unanimously

**AGREED** to approve the minutes of the June 24, 2016 Regular Board Meeting with revisions to lines 42 and 51.

### **Community Updates**

Mark Wentzlaff, ResortInternet, reported that the fiber project is not quite done. Equipment on backorder is holding up completion. Properties are prepped and equipment will be installed once it is received in approximately 2 to 3 weeks. End users will not see any difference with the final installations but the project will be complete. The new system can go up to 10 gigs but only if

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necessary. Right now the system is set at 2 gigs but is only using 0.6 gigs at peak times. Dish Network is still in ongoing negotiations and will hopefully be resolved soon. Printed channel guides will be distributed upon request. The channel guide is also available on the District website.

Brian Dellett, Layne Christensen, reported that video of the well drilled in Farley Park showed that the well screen is plugged with an unidentified material and that fine silt is coming into the well. If the fine sediment cannot be stopped, other alternatives and options will need to be explored. The flow capacity has not been retested yet but it is believed that the well is producing more than 200-250 gallons per minute. The Board asked what should be done if the well cannot be corrected. Jim Jehn, Jehn Water Consultants, said that attempts to clean the well have seen some success. The latest video still shows plugged screen but the well is performing better according to initial indications. Mr. Jehn has not seen this problem in his 40 years of experience and it is his opinion that something other than fine silt is blocking the screen. The well will not be acceptable until it is clean and the screen is unblocked. The Board asked Mr. Jehn what the material is blocking the screen. Mr. Jehn was not sure but thought it could perhaps be cement stuck to the screen and silt. Mr. Dellett said they are not seeing any evidence of cement in their tests and does not believe cement is stuck to the screen.

Bryan Webinger, District Manager, reported that Tetra Tech is proceeding with the design of a new treatment facility and that the District is moving forward with exploratory wells. The availability of the drilling company is a concern and the District is running out of time. The Board suggested moving ahead on all three options: continue to clean well 4; exploratory wells; and design treatment facility. Tetra Tech reported that there is a four month lead time on the temporary treatment facility with one month to hook up to the existing system. A permanent booster pump facility will be necessary for the temp trailers because the trailers cannot do this function.

Eric Weaver, Marchetti & Weaver, stated that the District is spending a lot of money each day moving in a direction that hopefully will not be necessary but we need to know about well 4 as soon as possible. Each day we don't know costs the District a lot of money. Gary Rodgers, Copper Mountain Resort, asked if the blocked screens in well 4 can be replaced. Mr. Jehn replied that the screens cannot be replaced and the well would have to be redrilled. The Board asked the District Manager, staff and consultant to resolve this issue outside of the Board Meeting.

Peter Siegel, Copper Mountain Resort Association, reported that summer events have been successful, the lighting project is about two weeks behind schedule and signage projects are underway.

### **Public Comment**

**and Concerns** David Dean distributed copies of an email chain he received as part of a District fulfilled Colorado Open Records Act (CORA) request and an email from Cheryl Parkinson to sales@cobianet.com not related to the District. He inquired about the emails and suggested that the District is not answering his questions. He stated that his questions are not CORA questions. The Board acknowledged Mr. Dean's comments.

### **New Business**

#### **GWUDI**

Jim Jehn, Jehn Water Consultants, reported that he is working with District water rights lawyers to submit an application for water rights. Existing water rights will accommodate new wells.

### **Staff Updates**

- Bryan Webinger, District Manager, reported that an offer has been made for the position of Public Works Director and he should have an answer next week. Letters will be sent to customers with potentially malfunctioning meters. The District is looking at new meter technology. Mr. Webinger would like to schedule a meeting with the Board in September to discuss priorities.

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- Ed Pankevicius, Acting Chief Plant Operator, reported that well 3 was back online and asked the Board if they would like to continue to see average flows in the monthly Water Department report. The Board responded yes. A contracted Water Plant Operator will be onsite in August to oversee water facilities in Mr. Pankevicius' absence and will also conduct new employee training.
- Dave Arnesen, Director of Cable Services, reported that the certificate of occupancy for the satellite dish head end has been received. The Board asked about channel pixilation. Mr. Arnesen explained that digital channels are more sensitive than cable channels. Mark Wentzlaff, ResortInternet, said that customers are encouraged to contact ResortInternet to report any issues so that ResortInternet can investigate.
- Gary Curmode, Fire Chief, reported that a meeting with Climax Mine about ongoing negotiations regarding response fees had to be canceled and will be rescheduled. Specs for a new Ford F150 that will be used for Fire Prevention and Wildland Fire Deployment have been completed. This vehicle is in the 2016 budget and the Department hopes to order it soon. Jim Reis complimented the department for their professional response to a recent accident at 10 Mile Circle. However, he was not pleased with the lack of traffic control by county sheriffs.
- Dan Moroz, Fire Marshall, reported that CDOT will be overlaying I-70 eastbound between Copper Mountain and Frisco and that the contractor checklist is complete. He will work with Missy Stabile to get the document on the District website.

#### Financial Report

A Financial Report for June 30, 2016 was prepared by Marchetti & Weaver and provided to the Board for review prior to the meeting. Eric Weaver reported that the District revenues are favorable. Fire Department personnel costs are over budget and problematic. Other department personnel costs are favorable. Operational expenses are still on track. Water Department capital expenses are higher than anticipated due to unexpected GWUDI compliance. Revised CDPHE loan applications will be submitted next week for potential Water Treatment Facility.

The Board suggested standardizing employee cell phone reimbursements.

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

**AGREED** to accept the June 30, 2016 Financial Statement and 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 29<sup>th</sup> day of July, 2016, at 10:13 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