
RECORD OF PROCEEDINGS

Minutes of the Regular Meeting of the Board of Directors Copper Mountain Consolidated Metropolitan District December 2, 2022

A Regular Meeting of the Board of Directors of the Copper Mountain Consolidated Metropolitan District, Summit County, Colorado was held on December 2, 2022 at 8:30 a.m.

Attendance The following Directors were present and acting:

- Ben Broughton
- Tom Malmgren
- Jim Reis
- Stan Sprinkle
- David Steele

Staff in attendance was:

- Rob Martin, District Manager
- Chelsey Lange, Public Works Director
- Missy Stabile, Clerk-Treasurer

Also in attendance was:

- Graeme Bilenduke, Copper Mountain Director of Development
- Peter Siegel, Copper Mountain Resort Association Executive Director
- Mike Anderson, Continuum Partners (by phone)
- Bryon Wentzlaff, ResortInternet (by phone)

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 December 2, 2022 at 8:30 a.m. noting a quorum was present.

Old Business The Board reviewed the minutes of the September 30, 2022 Regular Board Meeting.

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

AGREED to approve the minutes of the September 30, 2022 Regular Board Meeting as amended.

Community Updates

Rob Martin, District Manager, reported that the latest iteration of an agreement between the District and Summit County Road and Bridge was received. The District responded saying it does not accept the clause added by the county stating the District is on notice for \$86,000, the full amount of the annual road maintenance contract. The contract cost also increased for this year. It is unclear what property taxes collected by the county pay for.

Peter Siegel, Copper Mountain Resort Association Executive Director, reported that the Element 29 Hotel was purchased by the O'Reilly Hospitality Group. The state has confirmed that the Resort Association and the Metro District can partner to apply for a GOCO Grant. There was a line break that disabled Copper Road

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median lights. The power is being restored and lights will be up next week. Lighting for East Village is also coming.

Graeme Bilenduke, Copper Mountain Director of Development, reported that Copper is celebrating its 50th Anniversary and there will be parties all year long. Work is being done six days a week on The Aerie. A lot of racing is coming up including the Toyota Grand Prix and The Dew Tour. The mountain is skiing great, and more terrain will open this weekend and next week.

Mike Anderson, Continuum Partners, reported that they are working on getting gates up to control traffic. The Resort, Fire Department, and Metro District will have access codes for the gates.

Public Comments

and

Concerns No public comments and concerns.

New Business

2022-11

Corrections Errors in Resolution 2022-11 2023 Cable and Internet Rates and Fee Schedule were discovered and corrected.

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

AGREED to re-adopt resolution 2022-11 a resolution to adopt the 2023 Cable Television and High-Speed Internet Services Department Fee and Penalty Schedules with the removal of the 5% annual prepaid discount and an 8% increase in fees.

Community

Room Policy It is the Board's vision that the Metro District Community Room is used by the community and offered at community rates. District staff reported that the Community Room has become a popular option for community meetings and is becoming a challenge to manage. Revisions to the policies may be a future topic of discussion.

Staff Updates

Chelsey Lange, Public Works Director, welcomed Austin Mathews, the Water and Sanitation Department's new Utility Plant Operator in Training. Climax Mine Molybdenum rulemaking hearing scheduled for June 2023 is being postponed until December 2023. Water loss was high in the third quarter. The Water Department is trying to determine if there is a real leak or if numbers are off. All testing on the Lewis Ranch generator is complete and the system is online. All hydrants are functioning except the Conoco and Athletic Club hydrants. These hydrants still have pressure issues and are only to be used in emergency situations.

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**Meeting
Schedule**

The next Regular Board Meeting is scheduled for January 27, 2023 at 8:30 a.m.

**Recess
Meeting**

The Regular Meeting of the Board of Directors was recessed by Director Malmgren at 10:29 a.m.

**Reconvene
Meeting**

The Regular Meeting of the Board of Directors was reconvened by Director Malmgren at 10:50 a.m.

**Executive
Session**

Director Broughton moved that “the Board of Directors for the Copper Mountain Consolidated Metropolitan District go into executive session for discussions regarding personnel matters as authorized by C.R.S. § 24-6-402(4)(b) of the Colorado Open Meetings Law. The discussions are related to the District Manager’s 2022 Employee Performance Evaluation. Those present at the outset of the executive session shall be members of the Board of Directors as present at this meeting and Rob Martin, District Manager.” Seconded by Director Sprinkle. Upon the Motion duly made and seconded, Director Malmgren declared, “The Motion passes on a vote of 5 in favor and 0 opposed. The time is now 10:51 a.m., and the Board will go into executive session.”

**Return to
Open Session**

Director Malmgren stated, “The time is now 12:16 p.m., and the executive session has been concluded. The participants in the executive session were Thomas Malmgren, Ben Broughton, David Steele, Jim Reis, and Rob Martin.

“For the record, if any person who participated in the executive session believes that any substantial discussion of any matters not included in the motion to go into the executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law, I ask that you state your concerns for the record at this time. Seeing none, we will proceed with the agenda for the open meeting.”

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

AGREED to increase the District Manager’s 2023 salary by 10%.

**Other
Business**

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 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.

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Director Malmgren adjourned the Regular Meeting of the Copper Mountain Consolidated Metropolitan District Board of Directors the 2nd day of December, 2022, at 12:20 p.m.

Respectfully Submitted,

BY: *Thomas J. Malmgren*

Thomas J. Malmgren
President of the District

ATTEST: *David Steele*

David Steele
Secretary of the District