
RECORD OF PROCEEDINGS

Minutes of the Regular Meeting of the Board of Directors Copper Mountain Consolidated Metropolitan District September 24, 2021

A Regular Meeting of the Board of Directors of the Copper Mountain Consolidated Metropolitan District, Summit County, Colorado was held on September 24, 2021 at 8:30 a.m. in person and by phone in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Ben Broughton
- Tom Malmgren
- Jim Reis (left early)
- Stan Sprinkle
- David Steele

Staff in attendance was:

- Bryan Webinger, District Manager
- Rob Martin, Public Works Director
- Ed Pankevicius, Chief Plant Operator
- Eric Hookanson, Cable & Internet Services
- Missy Stabile, Clerk-Treasurer

Also in attendance was:

- Eric Weaver, Marchetti & Weaver
- Peter Siegel, Copper Mountain Resort Association Executive Director
- Bryon Wentzlaff, ResortInternet (by phone)
- Rick Gunther, Tucker Mountain Lodge (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 September 24, 2021 at 8:30 a.m. noting a quorum was present.

Old Business

Minutes

The Board reviewed the minutes of the August 27, 2021 Regular Board Meeting. Upon motion duly made by Director Broughton and seconded by Director Sprinkle it was unanimously

AGREED to approve the minutes of the August 27, 2021 Regular Board Meeting with correction on line 49.

Community

Updates

Peter Siegel, Copper Mountain Resort Association Executive Director, reported that Resort Association budget and annual meetings are coming up. The Summit Chamber COO Breakfast is being hosted by Copper Mountain this year. The CDoT grant proposal will be resubmitted in November with adjustments in areas that we did not score well the first time. A meeting with the county is still planned to discuss Copper roads. The Resort Association met with a parks and recreation designer and is reviewing a proposal. Work continues on merger

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documents and marketing events. Summit Stage will revise their schedule due to a shortage of drivers. The routes will remain the same but with less frequency. POLA Employee housing policies have been updated. Copper Mountain and Keystone are exempt from the county moratorium on short term rentals.

Public Comment and Concerns

Rick Gunther from Tucker Mountain Lodge reported that there is a plumbing system failure at Tucker Mountain Lodge. Mr. Gunther stated that an engineering study done by Dr Julia Korak with the University of Colorado suggested that the District's water chemistry is leaching the water pipes. A report from the study was given to Director Steele who distributed it to District staff. Mr. Martin, Public Works Director, will review the report and provide comment. A meeting will be scheduled with Tucker Mountain Lodge as soon as possible.

Financial

The August 31, 2021 financial report was prepared by Marchetti & Weaver and provided to the Board for review prior to the meeting.

Eric Weaver, Marchetti & Weaver, reported that District staff has started forecasting for the 2022 budget. Preliminary 2022 budgets will be distributed to the Board prior to the October 15 deadline. Resolutions will be prepared contingent on Summit Fire & EMS election results.

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

AGREED to receive the August 31, 2021 Financial Statement and cash disbursement reports as presented.

Audit

Engagement The McMahan & Associates 2021 audit engagement letter was presented to the Board.

Mr. Weaver negotiated a reduction in the \$14,000 fee with McMahan & Associates to \$13,600.

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

AGREED to authorize Director Malmgren to sign the McMahan & Associates 2021 audit engagement at the reduced fee of \$13,600.

2022 Budgets The first public hearing for the proposed 2022 budget and proposed 2021 amended budget will be on Friday, October 29, 2021. The public hearing will be continued, and the budgets will be adopted on Friday, December 3, 2021.

Missy Stabile, Clerk-Treasurer reported that a public notice of the meetings related to the proposed 2022 budget and proposed 2021 amended budget will be published in the Summit County Journal on Friday, October 15, 2021.

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New Business

Rate and Fee

Increases Water and Sanitation will present a proposed rate increase and a revised fee schedule at the October 29, 2021 Board Meeting.

Ms. Stabile reported that a public notice of the meeting related to the increase of District fees has been posted on the District's website per state statute.

Staff Updates

Bryan Webinger, District Manager, reported that Summit County received Federal Recovery Funds which have been distributed to county towns and municipalities. Mr. Webinger inquired how special districts can receive funds and will follow up. Copper Mountain Resort Staff and CDPHE requested the use of the District's parking lot to provide public COVID testing on Saturday afternoons. Only CDPHE employees will have access to bathrooms in the Metro District Building. The Board is in favor of granting their request. Governor Polis authorized free at home COVID test kits for Colorado residents. The Board requested the Mr. Webinger review the Denver/Boulder CPI before finalizing 2022 compensation ranges.

Mr. Martin reported that a contractor hit a water service line at a residential lot in Lewis Ranch. Lewis Ranch needed to be isolated and since the 250k tank is still offline, the entire water system at Copper had to be shut down. The Board expressed appreciation of swift and effective communication in coordination with the Resort Association. Mr. Martin also noted that two fire hydrants are not operating and will be replaced as soon as possible. The water distribution line under the Lewis Ranch Lots 24 and 25 residential access bridge is not operable. The District is trying to determine who is responsible for the line.

Ms. Stabile reported that County Health Pool health insurance rates for the District will increase 1% in 2021 and recommended no changes to the District's health and life insurance options. The increase is only to health benefit rates and there will be no increase in vision, dental or life insurance rates. County Health Pool will continue to contract with County Technical Services for management of the benefits program.

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

AGREED to authorize the Clerk-Treasurer to sign the appropriate documentation renewing District benefits for 2022 without changes.

Mr. Webinger announced that he met with ResortInternet to inform them of relationship changes due to the District's intent to become an internet service provider by January 1, 2022.

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Other

Business

No other business to come before the Board.

Meeting

Schedule

The next Regular Board Meeting is scheduled for October 29, 2021 at 8:30 a.m.

Recess

Meeting

The Regular Meeting of the Board of Directors was recessed by Director Malmgren at 10:47 a.m.

Reconvene

Meeting

The Regular Meeting of the Board of Directors was reconvened by Director Malmgren at 10:55 a.m.

Executive

Session

Director Steele 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)(f) of the Colorado Open Meetings Law. The discussions are related to the District Manager’s 2021 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 Bryan Webinger, District Manager.” Seconded by Director Broughton. Upon the Motion duly made and seconded, Director Malmgren declared, “The Motion passes on a vote of 4 in favor and 0 opposed. The time is now 10:56 a.m., and the Board will go into executive session.”

Return to

Open Session

Director Malmgren stated, “The time is now 11:40 a.m., and the executive session has been concluded. The participants in the executive session were Thomas Malmgren, Ben Broughton, David Steele, Stan Sprinkle and Bryan Webinger.

“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.”

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 Sprinkle, 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 24th day of September 2021, at 11:42 a.m.

Respectfully Submitted,

BY: *Thomas J. Malmgren*

Thomas J. Malmgren
President of the District

ATTEST: *David Steele*

David Steele
Secretary of the District