
RECORD OF PROCEEDINGS

Minutes of the Regular Meeting of the Board of Directors Copper Mountain Consolidated Metropolitan District July 26, 2019

A Regular Meeting of the Board of Directors of the Copper Mountain Consolidated Metropolitan District, Summit County, Colorado was held on July 26, 2019 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:

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

Staff in attendance was:

- Bryan Webinger, District Manager (by phone)
- Missy Stabile, Clerk-Treasurer

Also in attendance was:

- Eric Weaver, Marchetti & Weaver
- Jeff Berino, Summit Fire & EMS Fire Chief
- Peter Siegel, Copper Mountain Resort Association Executive Director

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 26, 2019 at 8:30 a.m. noting a quorum was present.

Old Business Minutes added to Agenda

The Board reviewed the minutes of the May 31, 2019 Regular Board Meeting. Upon motion duly made by Director Sprinkle and seconded by Director Broughton it was unanimously

AGREED to approve the minutes of the May 31, 2019 Regular Board Meeting with corrections on lines 11, 70 and 83.

The Board reviewed the minutes of the June 21, 2019 Regular Board Meeting. Upon motion duly made by Director Steele and seconded by Director Reis it was unanimously

AGREED to approve the minutes of the June 21, 2019 Regular Board Meeting with correction on line 12.

Community Updates

Peter Siegel, Copper Mountain Resort Association Executive Director, distributed a current Copper Resort event calendar to Board Members and meeting attendees. The annual Resort Association meeting will be on August 30, 2019 in Village Square.

Jeff Berino, Summit Fire & EMS Fire Chief, reported that the county is experiencing heavy development especially in Dillon and Silverthorne. The Town of Silverthorne purchased Station 10 from Lake Dillon Fire District and construction of 4th Street Crossing is underway. The wildfire season has been slow but SFE is gearing up in case September and October are dry months and wildfire danger increases. Operational administration of Summit County Ambulance Service plus \$6 million in assets has been transferred to SFE and the transition is going well. Copper Mountain now has 24/7 ambulance coverage. SFE Administration moved into their new building with temporary occupancy. Permits are now issued Monday through Friday in the new Administration Building. SFE is experiencing shortages in staff due to injuries, weddings, babies, training and certifications. They are also hiring for ambulance positions. The 2020 budget process

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has begun. SFE hopes to have permission granted to update signage at Station 1 and complete before winter.

Director Reis asked if the helicopter pad relocation has been resolved. Bryan Webinger, District Manager, responded that has not been resolved. The agreement to use the apron at Station 1 was just for this year and he needs to work through this.

Graeme Bilenduke, Copper Mountain Director of Development, reported that water and sewer connections are complete for building one of the North Alpine workforce housing project. Building two connections will be completed in September. Highway 91 improvements are complete. The Chapel Lot hotel is moving along nicely with a goal of being completely dried in by the beginning of ski season in November. The Board of County Commissioners approved the major PUD for the A-Lift project. Construction documents and civil plans are being compiled. Construction at Solitude Station experienced some delays due to subsurface issues but is getting back on track. The existing Solitude building will operate as normal until the new building is complete. Ongoing projects include Tucker Mountain lift, Center Village improvements, Beach project and river restoration. The site for the tennis court is graded and will be paved in the next couple of weeks with goal of completion by the end of August. The inclusion of pickleball lines are to be determined. The court will have removable soft netting so it can be parked on in the winter. Copper Mountain Resort assumed the lease and management of Incline Grille. New menus will be available this fall. Kevin Flewell has left Resort Ventures West. Gavin Malia will step in as the Asset Manager. Excel Energy has initiated a project to bury lines to the Wastewater Treatment Facility, Conoco and throughout the resort. Mr. Bilenduke will provide more information on this project as he receives it.

Public Comment and Concerns

No public comments or concerns.

Financial

The June 30, 2019 financial report was prepared by Marchetti & Weaver and provided to the Board at the meeting.

Eric Weaver, Marchetti & Weaver, reported that District investments are doing well but with interest rates coming down, he may not reinvest in CDs. He is talking with Wells Fargo about liquidating Ginny Mae investments. If the District moves forward with transferring the Volunteer Firefighter Pension Plan, he would like to present a Wells Fargo plan at the August meeting. Water revenue is doing well, and everything is on track as forecasted.

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

AGREED to receive the June 30, 2019 Financial Statement and cash disbursement reports as presented.

New Business Resolution 2019-02

The Board acknowledged that District email communications will only be sent to @cmcmdi email accounts.

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

AGREED to adopt Resolution 2019-02, A Resolution adopting an electronic mail policy.

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Internet and Electronic Mail Policy

A draft Use of Internet and Electronic Mail Policy was provided to the Board prior to the meeting for review.

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

AGREED to adopt the Use of Internet and Electronic Mail Policy as presented.

Resolution 2019-03

The Board asked Mr. Webinger to define the Copper Mountain Master Recreation Plan. Mr. Webinger explained that it is a community partnership between the District, Copper Mountain Resort and Copper Mountain Resort Association to develop a master recreation plan. Having a formal master plan will be necessary to apply for future grants.

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

AGREED to adopt Resolution 2019-03, A Resolution supporting the grant application for a planning grant from the State Board of the Great Outdoors Colorado Trust Fund and completion of the Copper Mountain Master Recreation Plan.

Resolution 2019-04

The Board requested that a note about future postings and the District's website be placed on future notices.

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

AGREED to adopt Resolution 2019-04, A Resolution amending designated public notice posting places identified in Resolution 2019-01 for regular and special meetings of the Copper Mountain Consolidated Metropolitan District.

Resort Signage

Mr. Webinger reported that Copper Mountain Resort has initiated a parking signage project to improve resort communications and connectivity. They would like to put a year-round sign where SFE's Smokey Bear sign is currently located during summer months. The District may propose that Smokey Bear be placed at a more visible location such as along Highway 91 so that all traffic, not just resort traffic, will see wildfire danger levels. All new signage will require fiber and power connections. The District is looking at joint access to the sites to improve the District's infrastructure. The Board expressed support of the District Manager continuing to work with the resort on this project and including Copper Mountain Resort Association.

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

AGREED to support continued discussions with Copper Mountain Resort and Copper Mountain Resort Association regarding new and improved resort parking signage.

Staff Updates

Mr. Webinger reported that the Wastewater Treatment Facility has never been inspected or valued for the District's property and liability insurance and is undervalued by \$8 million. This was discovered while negotiating whether the fence behind the facility damaged by an avalanche this past winter is covered under our policy. Mr. Webinger said this policy needs to be updated to include sufficient amounts for the entire facility and its contents. The Board requested that Mr. Webinger make sure avalanche and flood coverage is included in the policy.

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Mr. Webinger proposed a public work session regarding a potential November election to discuss a District imposed sales tax. Copper Mountain Resort and the Resort Association will be invited to attend the work session. Eric will provide comparable sales tax and surcharges from other communities.

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

AGREED to hold a public work session inviting Copper Mountain Resort and Copper Mountain Resort Association on Thursday, August 15, 2019 at 9:00 a.m. in the CMCMD Administration Building.

Mr. Webinger noted that Incline Bar & Grille will no longer cater Community Open House and Appreciation Dinner during Homeowner's Weekend. The Board suggested that Mr. Webinger contact Eagle BBQ and explore other options.

Mr. Webinger extended congratulation and appreciation to Allison Fulton, Plant Operator and Eric Hookanson, Cable & Internet System Manager, for District work anniversaries. The District has received 6 of 13 volunteer pension letters back from pension participants. Mr. Webinger contacted a company to provide dumpsters for analog related equipment disposal. He is discussing the location of dumpsters with the resort. Mr. Webinger and Mr. Hookanson will attend a Cable and TV Expo in September.

Other Business

Director Sprinkle asked the Mr. Webinger if a new employee manual, as referenced in the 2018 Audit, is forthcoming. Mr. Webinger responded, yes.

Director Broughton reported that he had been contacted by Steve Nordby, a past District Volunteer Firefighter, regarding his claim to pension benefits. Mr. Webinger stated that District records show he did not fulfill pension work requirements and therefore did not receive credit for benefits. Mr. Webinger has spent a considerable amount of time researching Mr. Norby's claim. He communicated with Mr. Norby via email, provided him with documentation and requested additional information from him substantiating his claim that was never provided. Director Broughton asked about the ability to buy pension years and why this option was offered to some and not others. Mr. Webinger explained that no one "bought" pension credit. There are a few examples where extenuating circumstances were brought to the District's attention and formal requests to review the circumstances resulted in pension credits being awarded.

The Board asked if the District received funds from the state for any service provided by Mr. Norby. Mr. Webinger explained that the state only provided matching funds for Mr. Norby in the years that he completed pension work requirements and received credit. The District did not receive state funds for the years Mr. Norby did not receive credit. To receive credit, a volunteer firefighter was required to work two 24 hour shifts each month or a total of twenty-four 24 hour shifts per annum. Mr. Webinger will revisit the claim and supporting documentation.

Adjournment

There being no further business to come before the Board, by motion duly made by Director Reis 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 26th day of July 2019, at 11:02 a.m.

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Respectfully Submitted,

BY: *Thomas J. Malmgren*

Thomas J. Malmgren
President of the District

ATTEST: *David Steele*

David Steele
Secretary of the District