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## RECORD OF PROCEEDINGS

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### Minutes of the Regular Meeting Of the Board of Directors Edwards Metropolitan District January 21, 2021

A Regular (Zoom) Meeting of the Board of Directors of the Edwards Metropolitan District, Eagle County, Colorado, was held on January 21, 2021 at 12:00 p.m. at 12:00 p.m. via an online Zoom meeting, in accordance with the applicable statutes of the State of Colorado.

**Attendance** The following Directors were present and acting:

- Kara Heide
- Mick Woodworth
- Todd Williams
- Mike Trueblood
- Beth Reilly

Also in attendance were:

- Matt Larson, West End Subdistrict
- Dan Godec, on behalf of Eagle River Village Mobile Home Park
- Joanna Kerwin, Edwards Resident
- Nina Timm, Berry Creek Metro District/Singletree
- Ken Marchetti, Marchetti & Weaver, LLC
- Meghan Hayes, Recording Secretary for the meeting

#### **Call To Order**

The Regular Meeting of the Board of Directors of Edwards Metropolitan District was called to order by Director Reilly on January 21, 2021 at 12:02 p.m. noting a quorum was present.

#### **Changes to the Agenda**

Director Reilly requested that an update about the Berlaimont Estates Objection hearing that Director Heide and Ken Marchetti participated in be added to Board member discussion.

**Public Input** Joanna Kerwin notified the Board that the Mtn Hive Development has a public meeting with the County on February 17<sup>th</sup>.

Dan Godec notified the Board that he is continuing his work on getting clean and safe water to the Eagle River Mobile Home Park. He reported that there is some additional interest from other local organizations that want to be part of this cause. During those talks with the interested parties, it was suggested that the parcel of land that the Edwards Metro District owns, Brett Ranch Tract J, along Highway 6 be

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## RECORD OF PROCEEDINGS

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### Edwards Metropolitan District January 21, 2021 Meeting Minutes

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utilized for a drinking water filling station. The Board expressed interest in this idea and asked Mr. Godec to continue to pursue this and who other potential partners in the project would be.

**Legal** Mr. Marchetti reported that Mr. Collins has no specific legal input for items on the meeting's agenda but that he is standing by to join the meeting if anything arises.

**West End  
Subdistrict  
Update**

Matt Larsen provided an update that was included in the board packet. He noted that an agreement for access has been executed with Edwards Plaza but negotiations with the Gashouse are still ongoing.

**24-Hour  
Posting  
Resolution**

Pursuant to Section 24-6-402, C.R.S., as of August 2, 2019, the District is authorized to post full and timely notice of its meetings on the public website of the District no less than twenty-four hours prior to holding the meeting. Director Reilly also requested that notices be sent to the residents of West Edwards via the Community Manager at the Eagle River Village Mobile Home Park and various other property management companies. Every year the Board must designate the posting location for the regular and 24 hour meeting notices. By motion duly made and seconded, it was unanimously

**RESOLVED** to adopt a resolution pursuant to Subsection 24-6-402(2)(c), C.R.S. designating [www.edwards-colorado.com](http://www.edwards-colorado.com) as the posting location for the 24-Hour Notice. A copy of the resolution is incorporated herein by this reference.

**Ratification  
of CVC Land  
Use Application  
Opinion  
Letter**

Due to time restraints on the request from the County's referral request for input related to the land use application for amendment of the PUD at Cordillera Valley Club, a response was sent to the County Planning Department indicating that while this property is within the District, the issues don't affect the District outside of CVC and therefore the matter is viewed as an internal matter for CVC and should be

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## RECORD OF PROCEEDINGS

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### Edwards Metropolitan District January 21, 2021 Meeting Minutes

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addressed by them. After discussion and by motion made and seconded, it was unanimously

**RESOLVED** to ratify to the letter sent to Eagle County Planning indicating the District believes the CVC PUD amendment process is an internal matter for CVC.

#### **Miller Ranch Lighting Project**

**Updates** Ms. Hayes, Marchetti & Weaver, gave an update on her research of grant funding. There was a possibility with one grant but for the most part, there weren't any grant funding opportunity's that fit in with the project at hand. The Board indicated the next steps in this process are to pursue commitments from other funding partners for the project. Director Reilly volunteered to lead this process with support and assistance from Marchetti & Weaver.

#### **Executive Session**

By motion duly made and seconded, it was unanimously

**RESOLVED** to enter into executive session pursuant to C.R.S. 24-6-402(4)(e) to determine positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and instructing negotiators related to the District's role in Upper Eagle Regional Water Authority.

The Board came out of Executive session at 1:00p.m.

Director Woodworth left the meeting at 1:06p.m.

#### **Log Cabin Programming**

Ms. Hayes reported that a meeting occurred between herself, Director Reilly, Jessica Foulis, Eagle Valley Land Trust, and Gina Van Hekken, Eagle Valley Outdoor Movement/Walking Mountains. Discussion ensued about what the best next steps were to properly use the Log Cabin for those uses laid out in the Original MOU between Edwards Metro District and EVOM. It was noted that the MOU expired January 1, 2021 so the parties will work on an update of the MOU for discussion at a future Board meeting.

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## RECORD OF PROCEEDINGS

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### Edwards Metropolitan District January 21, 2021 Meeting Minutes

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#### **E-Bike Rebate Program Update**

Both Directors Williams and Trueblood reported that they have had discussions with local bike shops regarding e-bikes. They are hopeful that local bike shops will be willing to work with the District on a cost-effective rebate program but that more details need to be worked out. Directors Williams and Trueblood will continue to work with those businesses to see if an e-bike rebate program that is win-win for all can be established.

#### **Berlaimont Estates Update**

The United States Forest Service (USFS) held an objection resolution meeting for parties that objected to the USFS's Record of Decision and Environmental Impact Statement for the Berlaimont Estates Access Road. Director Heide and Mr. Marchetti were present. As an objection resolution meeting, the parties in attendance were had some type of objection to the USFS's decision. Most parties objections were related to expansion of the historic seasonal use to become year-round use with a paved road through sensitive wildlife habitat. The Berlaimont Estates property owner was also an objector in that they preferred a road alignment through the middle of the horseshoe shaped as opposed to the USFS's proposed alignment accessing the property through the eastern side. At this time, the USFS is still evaluating all of the feedback received and will be issuing a final decision based on their findings.

#### **Minutes**

The Board reviewed the December 10, 2020 Regular Meeting minutes. By motion duly made and seconded, it was unanimously

**RESOLVED** to approve the December 10, 2020 Regular Meeting minutes

#### **Accounts Payable**

The Board reviewed the January 2021 accounts payable lists and by motion duly made and seconded it was unanimously

**RESOLVED** to ratify the January 2021 accounts payable list as presented

#### **Financial Statements**

By motion duly made and seconded it was unanimously

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## RECORD OF PROCEEDINGS

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### Edwards Metropolitan District January 21, 2021 Meeting Minutes

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**RESOLVED** to accept the District's December 2020 preliminary financial statements, subject to revision for receipt of final sales tax numbers for December and other late adjustments or any adjustments that may arise during the independent audit.

**Sales Tax** Ken Marchetti reported that sales taxes are still coming in higher than budgeted in spite of the pandemic and is it expected that the December sales tax will continue that trend.

#### **Adjournment**

There being no further business to come before the Board at this time, by motion duly made and seconded it was unanimously

**RESOLVED** to adjourn the Regular Meeting of the Edwards Metropolitan District Board of Directors this 21st day of January, 2021

Respectfully submitted,

*Meghan Hayes*

Meghan Hayes  
Recording Secretary for the Meeting