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## RECORD OF PROCEEDINGS

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### **Minutes of the Regular Meeting Of the Board of Directors Edwards Metropolitan District June 16, 2022**

A Regular Meeting of the Board of Directors of the Edwards Metropolitan District, Eagle County, Colorado, was held on June 16, 2022 at 12:00 p.m. in person and via an online Zoom meeting, in accordance with the applicable statutes of the State of Colorado.

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

- Mike Trueblood
- Todd Williams
- Joanna Kerwin
- Tracy Erickson
- Kara Heide

Also in attendance were:

- Kris Miller, Edwards Resident
- Jim Telling, West End
- Ken Marchetti, Marchetti & Weaver, LLC
- Kendra Nicholson, Recording Secretary for the meeting
- Jim Collins, Legal Council
- Rickie Davies, Eagle County Engineering
- Beth Reilly
- Kephart Architecture

#### **Call To Order**

The Regular Meeting of the Board of Directors of Edwards Metropolitan District was called to order by Director Williams on June 16, 2022 at 12:15 p.m. noting a quorum was present.

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

Additional topics for the agenda:

- It was reported that the Edwards RiverPark property is on the market for sale.
- Consider incorporation of Edwards – this topic will be considered in the Board Goal Setting work session.
- Eagle County Community Development Department's consideration of comments from EMD related to the JLT Valley subdivision.
- Move the UERWA report up on the agenda to accommodate Mr. Woodworth's schedule.

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**UERWA Report** Mick Woodworth, EMD’s UERWA representative, reported that UERWA only has 59 acre feet of unallocated water for future development, which isn’t much. Director Erickson asked what happens when they run out and Mr. Woodworth responded that UERWA will be unable to issue “ability to serve” letters for future development projects when it runs out. Kris Miller reported that Mountain Rec is talking about expanding the ice rink and asked about the additional water that will be required for that. Mr. Woodworth responded that water for the ice rink would be winter use when water use is much lower (the increased demand for water in the summer is for landscape irrigation) so he doesn’t see an issue with UERWA’s ability to provide water for the expanded ice rink.

**Public Input** Ms. Reilly reported that there is an old barbed wire fence along the railroad tracks adjacent to Miller Ranch that is in a state of disrepair and she would like to see it removed. She asked about the status of the Miller Ranch Road pedestrian lighting project and she reported on an organization named Communities that Care which is an organization that helps communities build capacity to celebrate the strengths and meet the needs of their youth. She will provide information on this Organization for the record.

**Legal** None

**Arrowhead Roundabout Letter of Support** Regarding the letter that was sent in support of a roundabout on Highway 6 and Arrowhead Drive slowing speeds and enhancing pedestrian and bicyclist safety on Highway 6 with no costs to be incurred by EMD, Directors Heide and Kerwin believe our policy for actions taken outside of a meeting needs to be enhanced. Mr. Marchetti will prepare a draft policy for consideration at the next Board meeting. Mr. Marchetti indicated that a letter of clarification of EMD’s position can be prepared if desired. Following discussion and by motion and second it was resolved with Directors Williams, Trueblood and Erickson voting in favor and Heide and Kerwin opposed

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**RESOLVED** to ratify the letter of support for the Arrowhead roundabout.

#### **Hillcrest Roundabout**

Rickie Davies reported that the design plans for the Hillcrest Roundabout are at 90% completion currently and are expected to be completed in July. The current construction cost estimate is \$3.1 million to be split equally between Eagle County and EMD. Utility relocations are in addition to this cost and will be split equally as well. A small amount of right of way acquisition needs to be completed. They are hoping for donation of several of the smaller parcels.

Eagle County will be requesting an IGA for the landscaping maintenance similar to the IGA used for the Spur Road landscape maintenance. A copy of that IGA can be circulated as an example.

The landscaping planned for this roundabout is a simple native seed mix. They will install conduit in the event electricity is needed in the future. Director Williams indicated he would also like to allow for a possible future Edwards sign at this roundabout.

Related to the project budget, Director Trueblood asked if it's a good idea to increase the 5% contingency to 20%. Mr. Davies said he'll reach out and ask about getting it changed by FHU. Construction is set to start spring of 2023 and Eagle County has budgeted for their share of this project in 2023.

#### **West End Update**

Jim Telling reported that they are submitting the application for this project to Eagle County in July. The project architects presented an overview of the preliminary plans to the Board. They indicated they intend to protect the Eagle River Preserve by screening access to the Preserve from that side of the development. He showed examples of screens they are thinking of using. There was a discussion about the landscaping that will be added, the plans shown didn't show the landscaping at all. Director Kerwin asked how this design fits into the Edwards Community Plan regulations. Mr. Marchetti requested a copy of the drainage plans when they become available, in particular will there be drainage into the Preserve. Mr. Telling reported that will be part of the plans submitted in the application to Eagle County. Kris Miller asked if this would be just the Minor A application that is submitted in July and Mr. Telling responded that the July submittal will be the full application. Ms. Miller expressed

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concerns with the additional traffic this development will bring to the main roundabout at Highway 6. Mr. Telling indicated this will be addressed by the traffic engineer in the traffic report.

#### **Climate Action Collaborative Report**

Ms. Reilly submitted a written report which was included in the Board packet.

#### **Orkin Discussion**

Director Williams reported the three chemicals Orkin uses are transferable as secondary poison to other animals. There is another pest control organization in the valley, Dr Death, that has a chemical they can use that has a lower transfer rate. He suggested the board consider discontinuing the service through Orkin for now and consider starting with the new vendor later if needed. The Board agreed to terminate the service with Orkin and wait to see if a problem arises before starting a new service.

#### **Elections**

Polling Place versus Mail Ballot election analysis has been deferred until the next meeting.

#### **Board Goal Setting Work Session**

Board members will be polled to determine a date and time for a goal setting work session.

#### **Eagle County Land Use Regulations Update**

Director Kerwin reported that Eagle County is reviewing the land use regulations but that they have not invited any Metro Districts to participate in the review process. She feels the Metro District should be included in this review. This can be added as an agenda item for an upcoming EMD Board meeting.

#### **Edwards River Park**

Director Kerwin reported the land is up for sale.

#### **Incorporation Of Edwards**

Director Kerwin asked when the last time incorporation of Edwards was reviewed. She believes incorporation could give Edwards more control over future developments. Mr. Marchetti indicated that the last analysis was done about ten years ago. There was a brief Board discussion about

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the pros and cons of incorporation and Director Williams believes there could be a significant cost if Edwards incorporates. No action was taken. This topic can be included on a list for future consideration.

**Minutes**

The Board reviewed the May 19, 2022 Regular Meeting minutes. By motion duly made and seconded, it was unanimously

**RESOLVED** to approve the May 19, 2022 Regular Meeting minutes with the requested changes.

**Accounts Payable**

The Board reviewed the June, 2022 accounts payable list and by motion duly made and seconded it was unanimously

**RESOLVED** to approve the June accounts payable list as presented.

**Financial Statements**

The Board reviewed the May 2022 financial statements. By motion duly made and seconded it was unanimously

**RESOLVED** to accept the District's May 2022 financial statements as presented.

**Executive Session**

None.

**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 16<sup>th</sup> day of June, 2022

Respectfully submitted,



Kendra Nicholson

Recording Secretary for the Meeting