

HAMILTON CREEK METROPOLITAN DISTRICT

BOARD OF DIRECTORS MEETING Monday, March 18, 2002 Silverthorne Library (Blue River Room)

Attending board members:

Kolbjorn Tenfjord	Eddie O'Brien
Lowell Graves	Dennis Archer

Others attending:

Bob Polich	Mountain Systems, Inc.
Matt Willitts	Water Solutions
Niel Christensen	Hamilton Creek Association

President Kolbjorn Tenfjord called the meeting to order at 2:10 PM.

Minutes. *The minutes from the December 10, 2001 meeting were approved as written. (O'Brien/Graves,4-0).*

Board of Directors. Board member Vern Lindholm had submitted a letter of resignation indicating he was moving to Wisconsin and would be unable to attend future meetings. *The Board accepted the resignation of Vern Lindholm. (Tenfjord/Graves,4-0).* Dennis Archer of 461 Lakeview Circle indicated a desire to serve on the Board. *The Board appointed Dennis Archer to fill the open position until the May 7, 2002 election. (O'Brien/Graves,4-0).*

Election. There were two nominations received for the two open positions on the Board for the May 7, 2002 election. As there was the same number of nominations as positions available the election was cancelled. Elected to four year terms beginning May 7, 2002 were Niel Christensen and Dennis Archer.

Pump Station Access. There had been access issues to the pump station located at 291 Lakeview Circle during the last year caused either by a vehicle blocking the driveway or inadequate snow removal. The property owner, who shared the common driveway with the District, was blocking the contracted snow removal and owned the vehicle. The property owner was concerned with snow removal damage and health problems to his family from fluids left by the snow removal equipment. Recently he had been maintaining the access by not parking vehicles on the common driveway and removing snow from the driveway to the pump station. *The Board approved the motion that the pump station provided water to all residents and as maintenance of the facility was in the interest of public health, access to the pump station must be available at all times. (O'Brien/Tenfjord,4-0).*

Legal Update. The Colorado District Court had scheduled the trial on the issues returned by the Appeals Court for August 22-23, 2002. At issue was whether the water system was contaminated at the time of the February 1990 bankruptcy and if interest on the unpaid interest continued after the bond principal was paid. The Board expressed their continued frustration with Colorado Bondshares unwillingness to consider reasonable financial settlements to the issues.

The Board voted to enter into executive session to consider making another settlement offer to Colorado Bondshares. (O'Brien/Graves,4-0).

During executive session the Board determined the maximum dollar amount the District would be willing to settle for with a deadline of acceptance of May 15th.

End of the executive session. The settlement offer would be provided to Attorney Jeff Cohen to communicate to the attorneys for Colorado Bondshares.

Water repairs. The District was continuing to pursue access issues with the Forest Service so the water repairs to bring the system in compliance with the fluoride regulations could be completed as soon as possible. The District had entered into an agreement with the Federal Fish and Wildlife Service to utilize a portion of its Green Mountain Water to mitigate stream flow issues caused by pumping surface water from Hamilton Creek.

Common Area Easement. District Attorney Mark Richmond had been engaged to analyze the best approach to have the Hamilton Creek Association provide access easements to the Metro District for water operations, recreational improvements and forest maintenance in the Common Area.

Administrators Report. Provided to the Board was a final financial summary for the year 2001 and a financial summary for the first two months of 2002. Septic pumping for 26 owners would be scheduled this summer.

Water operations. Matt Willitts updated the Board on required State water testing and the switch of the wells for the test. A summary of the difficulty with the chlorine pump was given. Matt provided information regarding painting and maintaining the fire hydrants. *The Board authorized Water Solutions to maintain and paint the fire hydrants in the District. (Tenfjord/Graves,4-0).* Matt would be continuing discussions with the Fire District to coordinate flow testing on the hydrants.

Road Maintenance. The Board felt that Collard Excavating had been providing quality snow removal services to date in the District. The guardrail at the hairpin turn between Spinning Leaf Trail and Eagles Wing Trail had been partially destroyed by a truck unable to turn. The rail would be replaced in the summer with the cost charged to the owner of the truck. The Board indicated they would like any other guardrails damaged fixed at the same time.

The meeting was adjourned at 4:27 PM.