

RECORD OF PROCEEDINGS

ASPEN VILLAGE METROPOLITAN DISTRICT

February 16, 2010

A regular meeting of the Board of Directors of the Aspen Village Metropolitan District, in the County of Pitkin, State of Colorado, was held on Tuesday, February 17, 2009, at 6:30 p.m. at 31 Aspen Village Road, Aspen, Colorado with the following in attendance:

Donnie Lee, President
Richard Jackson, Vice President
Michael Haman, Secretary
David Ritter, Director

Members
of the public

Mike Flynn
Kim Vieira
Roger Baillargeon
Don Crouch
G.R. Fielding, Pitkin County Engineer
Catherine Berg, Pitkin County Engineer
Michael Kiernan, District Manager
Doug White, District Property Manager

Call to Order: Dir. Lee called the meeting to order at 6:35 pm and a quorum of Directors was declared.

Approval of
Agenda Dir. Lee moved to approve the agenda as presented. The motion was seconded by Dir. Jackson and passed by unanimous voice vote.

Approval of
Meeting Minutes Dir. Jackson moved to approve the December 7, 2009 meeting minutes as presented. Dir. Lee seconded the motion and the minutes were approved unanimously by voice vote.

Discussion with County Engineers
Regarding Pedestrian Problems at
The Quick Mart

Dir. Lee ceded the floor to Kim Vieira, a village resident and former AHMD Board member who asked the Board to write a letter to the County Commissioners requesting that they investigate the pedestrian problem at the Quick Mart Store. Kim presented photos to G.R. Fielding and Catherine Berg

the two County engineers in attendance. Kim stated that during the hours of 7am-9am and 3pm- 5pm that the area was congested with traffic and posed a safety hazard for residents and especially children going and coming from school. Kim pointed out that the “Run Away Shovel” and the “Fruit Stand” contributed to the congestion. Dir Lee said that he understood that when the realignment of Hwy.82 was proposed that there were plans for pedestrian traffic mitigation by the County that were never implemented. Mr. Fielding responded that the original plan called for either a sidewalk running adjacent to the village road or a stairway access from the Fire Station parking lot to the Aspen Village. According to GR the village opted for the stairway. GR went on to explain that he and Catherine were here to listen to the residents concern but that in all honesty with the current budget having been reduced from \$4,000,000. to \$400,000 it was very unlikely that anything would be done this year. Don Crouch, the owner of the Aspen Quick Mart, suggested that he might be able to reduce the congestion by requesting that the Runaway Shovel’s worker convene at an earlier time in the morning so that they disperse before the school bus arrived. A lengthy discussion ensued and the County and the Board agreed that they would both look at the problem over the next year and try to arrive at a solution.

Designation of Official

Posting Locations The locations remain at the County Clerks office, one at the Community Center hallway and two at Post Office.

Motion Dir. Jackson moved to approve the posting locations and Dir. Lee seconded. The motion was approved by unanimous voice vote.

Motion Dir. Haman moved to ratify the Approval to engage Chadwick, Steinkirchner & Davis to perform a review of the 2009 financial statements. The motion was seconded by Dir. Jackson and the motion passed by unanimous voice vote.

Motion Dir. Jackson moved to approve resolution 2010-1 concerning Regular Election. Dir Ritter seconded the motion and it passed unanimously

Motion Dir. Jackson moved to approve Resolution 2010-2 concerning Appointment of Designated Election Officials. Dir Ritter seconded the motion and it passed unanimously

District Report

On-site Manager's Update

Doug White stated that it had been an uneventful period. Doug explained with fewer residents parking was not as much of an issue as in past seasons. Doug also stated that with the limited snowfall that the District has experienced this season plowing has not been a problem. Doug said that there had been some damage at the Community Center from a party but the person involved was paying for the damage.

Old Business

Kiernan asked the Board if they were willing to spend the money to attain a legal opinion that the District contact the Colorado Water Conservation Board about leaving some of the District's water rights in the stream, a suggestion made at the last meeting by Dir. Haman. Kiernan explained that it was very possible that approaching the CWCB may bring unwanted scrutiny on the District's water rights but his recommendation was that it made sense to spend the money to find out if approaching the CWCB was a feasible option. The Board agreed and directed Kiernan to obtain an opinion by the next scheduled meeting.

Dir. Haman asked if an e-mail list had been compiled and Kiernan said that about 50% of the residents had replied and he would use that list to inform the residents of upcoming problems.

New Business

Dir.Haman asked what was the current agreement with the Aspen Village River Homes concerning their obligations to the AVMD regarding water taps and water augmentation. Kiernan said he would e-mail the agreement to the board.

Financial Statement

Kiernan asked if there were any questions regarding the year end financial statements. Kiernan stated that the District had projected a year end \$11,000 carry forward from the 2009 budget to the 2010 budget but because the District was under significantly under budget that figure had been exceeded by \$12,000 giving the District a \$23,000 carry forward.

Next Meeting

The next meeting was scheduled for April 20,2010

Motion

Adjournment

There being no further business to discuss, the meeting was adjourned at 8:30 p.m. by a motion made by Dir. Lee and seconded by Dir.Jackson. The motion passed unanimously by voice vote.

The foregoing minutes constitute a true and correct copy of the minutes of the above-referred meeting and were approved by the Board of Directors of the Aspen Village Metropolitan District.

Date of Approval

Michael Kiernan, District Manager
Aspen Village Metropolitan District

Seal:

AVMD/BOD/minutes/Meeting Minutes 21610.doc