

RECORD OF PROCEEDINGS

ASPEN VILLAGE METROPOLITAN DISTRICT

June 16, 2009

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, June 16, 2009, at 6:30 p.m. at 31 Aspen Village Road, Aspen, Colorado, with the following in attendance:

Members of the Board

Donnie Lee, President
Michael Haman, Secretary
David Ritter, Treasurer
Brent Ford, Director

Members of the Public

Rocky
Tom Ginn
Chris Hoffnagle
Mike Flynn
Roger
Michael Kiernan, District Manager

Call to Order

Dir. Lee called the meeting to order at 6:27 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. Ritter and passed by unanimous voice vote.

Approval of Meeting Minutes

Dir. Lee moved to approve the 2009 meeting minutes as presented. Dir. Ritter seconded the motion and the minutes were approved unanimously by voice vote.

Public Comment

Dir. Lee asked if there was any public comment. Rocky, speaking as a representative of the HOA, inquired as to when the Storage Lot would be cleaned, when a new sewage system would be in place, what the traffic control procedures were for the placement of new homes, what procedures were in place for informing the residents of water shut offs, and what was being done about parking problems. Donnie responded that the storage lot enforcement was performed on a regular basis. Roger responded that there were over 40 vehicles that were not in compliance with regulations and he would appreciate the Boards immediate attention to the problem. Dir. Lee responded that the Board would look into the problem ASAP. Dir. Lee said that plans for a new sewage system were not currently in place but there were steps being taken to prolong the life of the current system with the intent of trying to buy enough time for the District to accumulate the necessary capital

funds to pursue a new waste water treatment plant. Dir. Lee said that the inconveniences that occur do to houses being moved or the interruption of water service are frequently unavoidable but if the District has sufficient notice they will try to notify the residents. Mike Flynn asked the Board what they intended to do with additional tax money that would be generated by the dramatic increase in assessed values for the 2010 tax year and what had been done with the increase tax money from the 2008 increase. Dir. Lee pointed out that the 2008 assessed value of the District had increased less than 2% representing additional revenue of less than \$4,000. Dir Lee said that the 2010 assessed value appeared to have increased dramatically but the District would not have the actual figures until the last week of August. When the final assessed values are final the Board will consult with Beach Management and determine the best course of action for the District. Dir. Lee went on to explain that the Board has no intention of collecting more money than is necessary to operate the District efficiently but nothing can be decided until the budget is created and final assessed values are calculated.

Landfill Water Proposal

Chris Hoffnagle presented a proposal to the Board that basically asked the Board if they would be willing to consider the possibility of the County purchasing potable water from the District. If the Board was willing to consider the idea the County would engage Beach Resource Management to research the possibilities of tapping into the District system. There would be no cost to the District to explore the possibility and the incentive for District to be involved would be an additional revenue source through a tap fee and metered water flow.

Motion

Dir Haman made a motion to have the County, at their own expense, engage Beach to research the possibilities of allowing the County to tie into the District potable water system. Dir. Lee seconded the motion and it passed by unanimous voice vote.

Storage Lot Fencing Proposal

Tom Ginn told the Board that the Wheelers would like to fence in, at their expense, the District Storage Lot. A discussion ensued. The Board said that they were in agreement with the proposal in principal but they would like to walk the area with Tom and decide if the idea was feasible.

District Report

Kiernan advised the Board that the 10 new trash containers that had been purchased jointly by the District and the HOA had been distributed and some residents with damaged containers were in need of new or repaired containers. The Board directed Kiernan to purchase new containers. Kiernan told the Board that Kelly Geselle had additional unbudgeted work that needed to be completed to the effluent flow box at the wastewater treatment lagoons. Kelly told Kiernan that the work needed to be done to stay in compliance with the State.

Old Business

Kiernan explained that the residing of the Community Center was close to completion. Kiernan said that there were issues with purchasing different color siding and he made a decision to go with one color. Dir. Lee suggested that an e-mail to the Board informing them of the decision would have been the preferable response. Kiernan agreed.

Increasing the size of the community garden was discussed. The Board agreed that they had no objection to increasing the size of the garden but there were no additional funds available. The community garden committee understood and said any additional work would be done at their own expense

New Business

Kelly Geselle, owner, operator of Independence Environmental Service which manages and maintains the village wastewater treatment lagoons gave a brief explanation to the Board of the necessity of dredging out the lagoons. Kelly explained that it would be beneficial to pump out the ponds because there is a possibility that the lagoons are leaking into the ground water, which could adversely affect the renewal of our state water discharge permit. The Board asked Kelly to ascertain the costs of the dredging so the board could consider what action they would take.

Financial Report

Mr. Kiernan noted that the District had ended the 2008 year with \$8,000 more in carry forward than expected. Kiernan stated that the District is under budget in all most all areas except for Operation and Maintenance of the water system. The expenditures in this area represented the new storage tank control device that cost approximately \$3,700 and two water break repairs. Dir Jackson asked why the District was over budget on Grant application line item and Kiernan explained that most of the expenses incurred were his time researching grant applications and discussing financing of wastewater treatment plant with different agencies.

Adjournment

There being no further business to discuss, the meeting was adjourned at 8:15 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