

**CROSS CREEK METROPOLITAN DISTRICT
MINUTES
BOARD MEETING**

Thursday October 17, 2019 12:00pm

A meeting of the Board of Directors of the Cross Creek Metropolitan District was held October 17, 2019. Board members met at Cross Creek Church, 1320 C & S Rd, Fountain, CO 80817.

Board members present: Greg Hanus, Pat Skinner, Gerry Martinez and David Hamilton.
Others present: Elise Bergsten, Pete Susemihl, Jennifer Kelly, Steve Moorhead and John MacKay
Excused: Detra Duncan

The meeting was convened at 12:04 pm.

A motion to approve the consent calendar was made by David Hamilton, seconded by Greg Hanus and approved unanimously.

Proposed Bill Payments August 2019

General Fund:

Applegate Group, Inc	\$ 1,271.69
BMSC	\$ 5,211.00
City of Fountain Utilities	\$ 18,471.92
David Rudin	\$ 75.00
Haynie & CO	\$ 1,900.00
Higher Ground Designs, Inc	\$ 440.00
Land Management LLC	\$ 12,647.50
Susemihl P.C	\$ 1,699.25
Board Stipend/Payroll Taxes	\$ 322.95
Total:	\$ 42,039.31

A motion to approve the bills as noted was made by Greg Hanus, seconded by Gerry Martinez and approved unanimously.

A motion to accept the financial reports as presented was made by Gerry Martinez, seconded by Greg Hanus and approved unanimously.

Legal Report – Pete Susemihl

Pete discussed loan terms for a three-year loan with Eastern Colorado Bank attorney. This line of credit will be available January 1, 2020, as needed.

Pete has corresponded with Russ Dykstra with MRMD regarding O&M commitments to CCMD. Pete isn't hopeful that they will meet the 12/15/19 deadline. Elise suggests that Pete push for an agreement for O&M for 2020 only, and set aside negotiations for past or future O&M as well as the capital commitment.

Manager Report – see packet

- A \$15,000+ credit was given to CCMD by Fountain Utilities to correct mischarged waste water fees.
- Elise sent Carrie Bartow a draft of the budget per the agreement.
- Elise has met with Steve Smith and the City of Fountain regarding the drainage master plan for the area (includes CCMD and MRMD). The most recent plan submitted to Fountain was in 2014. The city didn't require Nor'wood to submit a revised master drainage plan when they approved the apartments. We will need to have it updated in order to model the new SEO regulations. Once we have that it will determine if we need to do a redesign or

feasibility study. Elise hopes that MRMD will be willing to be the note holder for a CWCB grant.

- Elise has contacted the new CWCB loan representative and briefed him on the Hale Reservoir project. This project is a good fit for them.
- Creek Week was held 2 weeks ago – it was well attended including directors Hanus, Hamilton, and Duncan.
- Still working with Downtown Electric to add electric to the parking lot, etc. A plumber is also on deck for the water for the solar. This project could be a good candidate for the use of the CTF monies.
- Regarding MRMD's O&M obligation for 2020: Elise compared the percentage of number of homes versus the percentage of mill levy for both districts. CCMD averages 65% of the value, MRMD 35%. Directors are in consensus to accept 2020 O&M of 35% of the estimated operations cost for the regional park. We will make clear that this is a one-time negotiation for 2020, with more discussion to come regarding revisions to the agreements. Pete will send MRMD a letter to this effect. See packet for calculations. At 35%, the 2020 amount due from MRMD will be \$84,729.36.
- After sending a letter to City of Fountain regarding CCMD concerns about the Snack Shack drainage design, Scott Trainor initiated a site meeting with Elise, Scott, Brandi Williams, and Bob McDonald. All agreed to wait for one season to see what happens.
- Fountain Mesa Blvd conversion changes necessitated updated proposed contracts from Higher Ground Designs and Water Returns. HGD came in under budget and Elise suggests the Directors approve this. Elise has asked Steve Moorhead for a clarification about the Water Returns contract. Directors will wait until November to approve both contracts.
- Elise will meet with Katie Helms once the contracts are approved because the city of Fountain will be giving a rebate for some of the project costs.
- Mike has been given the go ahead to convert mulch to rock for the remaining 3 pocket parks. Drip irrigation and rock can be installed this fall. Plantings will wait for spring.
- Detra talked to a resident that has been cleaning up the other side of the Hurley park that Land Maintenance doesn't currently get. Elise will go visit her.
- A draft 2020 Action Plan has been included in your packet.
- The roofing company has been released to repair the roof, they will likely repair in 2 months or so. Insurance will cover most of it.
- BMX shed was broken into and all their equipment was stolen. They have a gofundme to raise funds. The door was replaced and rehinged. Directors will donate \$1,000 to the cause with the agreement that BMX will be required to carry liability insurance listing CCMD as additional insured by January 1, 2020.
- Directors also agreed to donate \$100 to Cross Creek Church as a thank you for hosting us.
- Elise provided Directors with a draft budget to discuss in preparation of the budget hearing to be held on November 21, 2019.
- Elise will create a scope of work and contract for BMSC and Land Management.
- Elise and Greg attended the SDA conference.

Old Business

None

New business

None

The meeting was adjourned at 1:24 pm.

Respectfully submitted by

Jennifer Kelly, Acting Secretary