

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE PERRY PARK METROPOLITAN DISTRICT HELD November 10, 2022

A Regular Meeting of the Board of Directors of the Perry Park Metropolitan District was held at the Perry Park Country Club, Larkspur, CO 80118, on November 10, 2022, at 6:00 p.m. The meeting was open to the public and was also available via Zoom video / teleconference.

In attendance or participating were Directors:

Christian Warren, President
Sean King, Vice President
Joseph Brickweg, Treasurer
Steven Ostrowski, Secretary
Charles Wagner, Assistant Secretary

Also participating were:

Michael Barden
Susan Walker
Randy Johnson
Keith Worley
Barb Martin-Worley
Steve Rea
Jill Arthurs
Chris & Autumn Miller
Bonnie Schwam
Neal Simpkins
Jessica Ochs
Don Sebastian
Stacie Sneider
Dakota Hoyt
Tony Caterina
Brian Arthurs
Jim
Mark Sneddon
Kurt Schlegel, Special District Solutions, Inc.

CALL TO ORDER:

Mr. Schlegel noted that a quorum of the Board was present, and Director Warren called the meeting to order at 6:10 p.m.

RECORD OF PROCEEDINGS

CONFLICTS & DISCLOSURE STATEMENTS:

Conflict Disclosure Statements have been filed with the Secretary of State's Office and the Directors stated they had no additional conflicts of interest regarding District business to disclose.

APPROVAL OF AGENDA:

Mr. Schlegel requested that three items be added to the Unfinished Business portion of the agenda, these being:

1. Gateway Pond Headgate
2. CORE Engineering Proposal for Updating the District Map and Legal Description
3. Spring Canyon Lease with the Perry Park Water & Sanitation District.

Director Brickweg moved that the Board approve the agenda as amended. Upon a second by Director King a vote was taken, and the motion carried unanimously.

CONSENT AGENDA:

Director Brickweg moved that the Board approve the Consent Agenda, consisting of the following item, as presented:

- Minutes from the October 13, 2022, Regular Meeting
- Minutes from the October 26, 2022, Special Meeting
- Ratify the following payments to Dove Creek Forestry:
 - Check #6790 in the amount of \$36,085.00, and
 - Check #6791 in the amount of \$22,050.00

Upon a second by Director Wagner a vote was taken, and the motion carried unanimously.

CORRESPONDENCE:

Mr. Schlegel presented an email / resignation letter received from Director Wagner (resignation effective at the close of tonight's meeting) and an email from a resident in opposition to allowing non-property owners access in the Upper Cheyenne area.

PUBLIC COMMENT:

Mr. Worley presented a hard copy map of District owned parcels to each Director.

Ms. Schwam asked if the Metropolitan District has sponsored a decorated Christmas tree in the Town of Larkspur.

Mr. and Mrs. Miller (M.R. Hauling) expressed their displeasure with a recent request by the Board of Directors to track their activity while picking up slash piles for the District.

Mr. Caterina and other residents expressed their appreciation for the services provided by M.R. Hauling and urged the Board of Directors to maintain them and the services they provide to the District.

RECORD OF PROCEEDINGS

DIRECTOR'S ITEMS:

Directors Ostrowski and Wagner stated that they support the District's Community Wildfire Protection Plan (CWPP), and the District's fire mitigation and slash collection programs.

Director Warren stated that he received a second quote for tub grinding of slash in the event the piles are not able to be burned this winter season. The cost quoted was \$26,000.

COMMITTEE REPORTS:

Independence Day Committee – The Committee is planning to meet in January 2023 and Director Warren requested that Mr. Schlegel contact the Town of Larkspur for a possible meeting location.

Entry Design Committee – Director King stated that the Committee members have met to discuss options and they should have something to present to the Board at the December 2022 meeting.

Firewise Committee – Director Brickweg stated that:

1. The Gambel Oak re-treatment on Area 3 parcels in the District began today,
2. The Forest Restoration and Wildfire Risk Mitigation (FRWRM) Grant application is in process and has been received by the State Forest Service for consideration,
3. SFA Grant Phase II – all work has been completed.
4. SFA Grant Phase III work should begin after the new year and Spencer Weston will function as the Project Manager for this phase of work.

Director Brickweg requested that Mr. Worley provide a slash program update. Mr. Worley stated that he recently followed Mr. Miller on his slash pickup route. Mr. Miller was at each location between 5 to 7 minutes to collect the slash piles. Based on his observations he estimated the cost to the District for the Slash Program is approximately \$14 to \$16 per residence in the District.

Parks & Open Space Committee – Director Wagner stated that he is still working to connect with a playground maintenance company to obtain quotes for maintenance.

RECORD OF PROCEEDINGS

Communications Committee: Director Ostrowski stated that the Larkspur Sentinel has established their website and that he is working with SIPA to determine additional capabilities for the District's website. In addition, he will be working on another resident survey and requested that residents send to him possible survey questions, or subjects, to be used in this survey.

UNFINISHED BUSINESS:

Apache / Winfield Access: Director King stated that District Counsel has reviewed the DRAFT agreement. After reviewing several questions were posed to the Counsel for Winfield and replies are pending.

Hay Cutting: Director Wagner stated that he has not yet been able to connect with Mr. McDonald regarding weed spraying and hay harvesting and suggested that the District budget \$6,000 in 2023 for the cost of chemicals to treat the weeds in the haying areas.

Forestry Development LLC: Mr. Worley presented a letter to the District's Board of Directors stating the notice of termination of all Forestry Development LLC professional agreements with the District effective 2 December, 2022. A copy of this termination notice is attached to these meeting minutes.

Mr. Worley stated that he would present an initial draft of the CWPP to the Board at their December 2022 meeting for their consideration, and that he would like to remain as a member of the Firewise Committee.

Management Selection Committee: Director Ostrowski stated that he has reviewed two proposals that were received and discussed at the Board's 26 October, 2022 Special meeting and is researching options for possible future consideration.

Douglas County Issues: Director Brickweg stated that he has had discussions with Douglas County Engineer Sean Owens regarding the following topics:

1. Giloon Pond – Initial studies have been completed and question to be determined is if the pond is considered "Jurisdictional" or "Non-Jurisdictional". Douglas County is interested in participating in a 50/50 cost share for dredging of the pond if a non-jurisdictional determination is made. Director Brickweg requested that Mr. Schlegel follow up with Mr. Owens.

RECORD OF PROCEEDINGS

Director Brickweg then moved that the Board approve a letter to Douglas County government supporting the project. Upon a second by Director Wagner, a vote was taken and the motion carried unanimously.

2. Gateway Pond – Douglas County Engineering's recommendation is to take no action on maintenance or modifications of the area at this time, pending determination of water rights determination.
3. Upper Cheyenne Access – Douglas County agreement with the District for access control has expired. State Law now enables Douglas County to assume sole control of access to the area. Douglas County requested a letter from the District requesting that they assume this responsibility. County staff stated that if approved only persons owning property in that area will be allowed motor vehicle access to that area.

Following discussion Director Brickweg moved that the Board approve a letter to Douglas County government requesting that Douglas County assume control of motor vehicle access into the Upper Cheyenne area. Upon a second by Director Wagner, a vote was taken and the motion failed with two (2) in favor and three (3) opposed. Following the failed vote, the Directors requested that Mr. Schlegel contact Douglas County government and request a copy of said Colorado Revised Statute or County Ordinance referenced earlier and report back to the Board at a later time.

District Boundary Map: Mr. Schlegel started that the Bear Ridge inclusion has necessitated an update to the District's Boundary Map and legal description and presented a quote from CORE Engineering for the update at a cost of \$1,900.00. Director Brickweg moved that the Board approve the quote for updating the District's Boundary map and legal description, as presented. Upon a second by Director Wagner, a vote was taken and the motion carried unanimously. Mr. Schlegel stated that all costs incurred by the District for this inclusion will be invoiced to the developer for reimbursement.

Spring Canyon Lease: Mr. Schlegel started that he has not yet obtained a proposed lease extension from the Perry Park Water & Sanitation District and believes one will be available for the Board's review and consideration at the 8 December, 2022 meeting.

RECORD OF PROCEEDINGS

NEW BUSINESS:

Appointment to Fill Board Vacancy: Mr. Schlegel stated that he had posted a Notice of Vacancy to the District's website following receipt of Director Wagner's resignation Letter. Subsequently, three potential candidates had submitted letters of interest and resumes for the Board member's consideration. The three candidates were in attendance at this meeting.

Director Warren requested that each candidate address the Board members and describe their reasons for wishing to be appointed and any strengths or qualities that they possess that may benefit the District.

Ms. Arthurs, Ms. Schwam, and Ms. Sneider each addressed the Board members at that time. Following the presentations, the Board members voted by secret ballot on the appointment, as a result of the vote Ms. Schwam was appointed to fill the vacancy. Mr. Schlegel will obtain and file the necessary paperwork for the appointment.

FINANCIAL AND MANAGEMENT ITEMS:

Review of Cash Position and Financial Statements: Mr. Schlegel presented the unaudited Financial Statements dated October 31, 2022, for the Board's review.

Approval of Claims: Mr. Schlegel presented a list of claims for consideration and payment. After review, Director Brickweg moved that the Board approve the November 2022 claims presented for payment totaling \$38,354.16 represented by checks #6792 through #6806. Upon a second by Director King a vote was taken, and the motion carried unanimously.

NEXT MEETING:

The Board's next regular meeting will take place on Thursday – December 8, 2022, at 6:00 p.m.

There being no further business to come before the Board, upon motion duly made, seconded, and unanimously carried, the meeting was adjourned at 8:34 p.m.

ADJOURNMENT

Respectfully Submitted:

Kurt C. Schlegel

Secretary for the Meeting

RECORD OF PROCEEDINGS

Park Metropolitan District

Regular Meeting – November 10, 2022
Motions and Action

Agenda Item #	Motion #	Motion Language	Passed (Y or N)
2	M2022-11-10_01	Director Brickweg moved that the Board approve the agenda as amended, second by Director King.	Y
3	M2022-11-10_02	Director Brickweg moved that the Board approve the Consent Agenda, consisting of the following item, as presented: <ul style="list-style-type: none">• Minutes from the October 13, 2022, Regular Meeting• Minutes from the October 26, 2022, Special Meeting• Ratify the following payments to Dove Creek Forestry:<ul style="list-style-type: none">○ Check #6790 in the amount of \$36,085.00, and○ Check #6791 in the amount of \$22,050.00 Second by Director Wagner.	Y
17	M2022-11-10_03	Director Brickweg moved that the Board approve a letter to Douglas County government supporting the Giloan Pond project, second by Director Wagner.	Y
17	M2022-11-10_04	Director Brickweg moved that the Board approve a letter to Douglas County government stating that the District agrees with Douglas County having sole authority for motor vehicle access into the Upper Cheyenne area. Upon a second by Director Wagner, a vote was taken and the motion failed with two (2) in favor and three (3) opposed.	N
18	M2022-11-10_05	Director Brickweg moved that the Board approve the quote for updating the District's Boundary map and legal description, as presented, second by Director Wagner.	Y
20	M2022-11-10_06	Director Brickweg moved that the Board approve the November 2022 claims presented for payment totaling \$38,354.16 represented by checks #6792 through #6806, second by Director King	Y

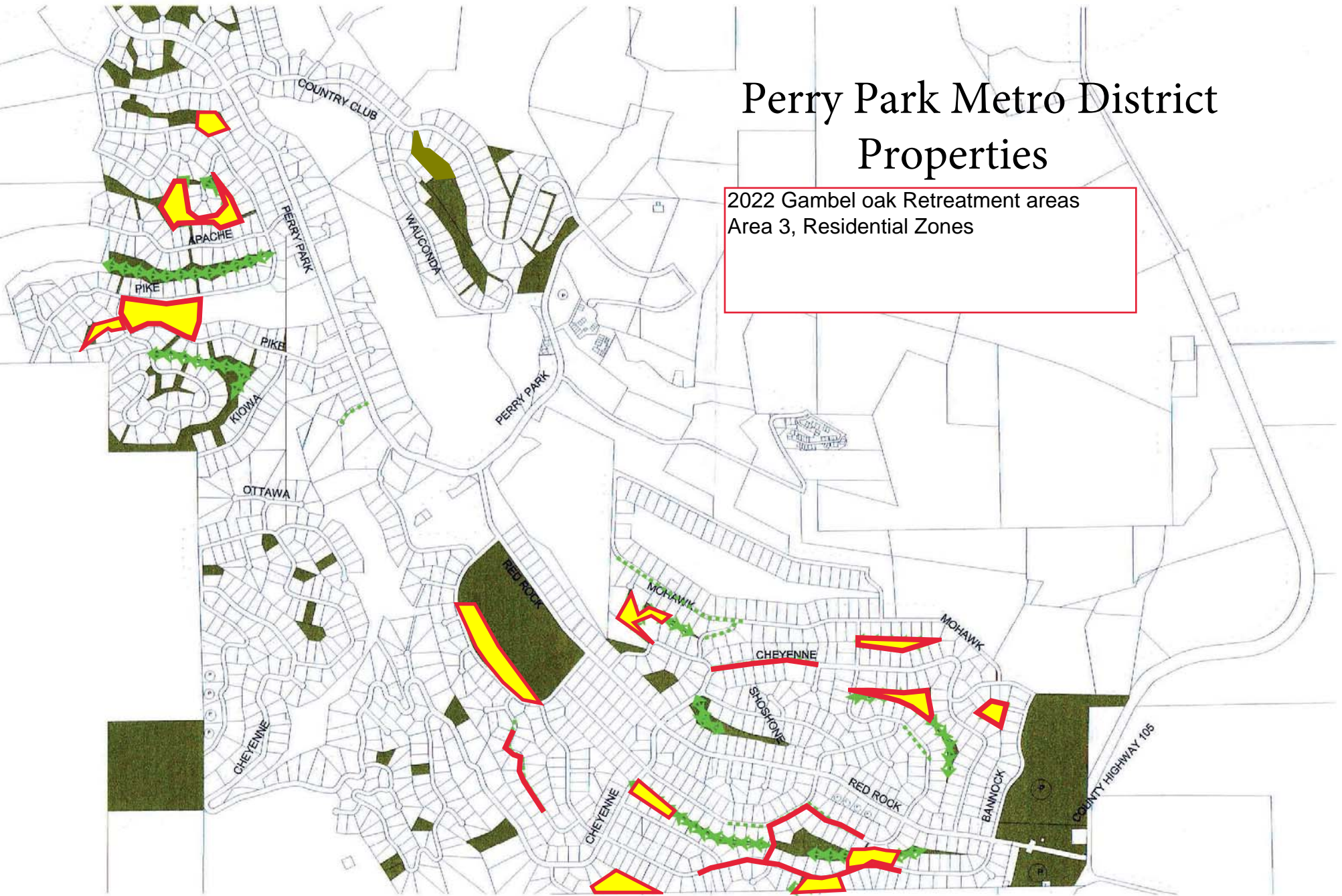
Attn: Joe Brickweg, Firewise Committee Liaison
Perry Park Metro District
October 7, 2022
Keith Worley, Project Forester

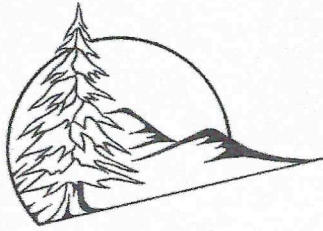
The following items are routine annual expenditures or authorized under work agreements.

1. Annual Gambel oak re-treatment, Area 3 within lower portion of Perry Park to include fire lines (DC rights-of-way) and machine accessible PPMD open spaces. Estimated cost not to exceed \$10,000. Contract- Twisted Timber, using mower deck with skid steer at hourly rate of \$135/hr. Please have Kurt contact Russell Graves to initiate contact with me for start of work.
2. Slash pickup administration per approved Forestree Development LLC agreement for \$1,200.
3. Forest Restoration and Wildfire Risk Mitigation (FRWRM) grant writing in progress. The following completed:
 - a. Letter of Support obtained from DCSO- Emergency Management.
 - b. Contacts made with CoWood program manager and Colorado Timber Industry Association director.
 - c. Mapping completed for attachment to grant application.
 - d. Final application to be completed early next week.
 - e. Your signature will be required on the final form.
4. Upper Cheyenne work progressing with payments approved for 74 acres with 50 acres to complete. Anticipated completion by October 30th.
5. Continued work on Phase 3 (Helilog) bid documents by Spencer Weston, CSFS.

Perry Park Metro District Properties

2022 Gambel oak Retreatment areas
Area 3, Residential Zones





7377 Osage Road
Larkspur, Colorado 80118
Cell: 720-530-6527

Forestree Development, LLC

November 10, 2022

Board of Directors
Perry Park Metropolitan District
P.O. Box 183
Larkspur, Colorado 80118

RE: Termination of PSAs for Forestry Consulting Services

Dear Board of Directors:

The following shall serve as notice of termination of all Forestree Development LLC (Forestree) professional service agreements with Perry Park Metro District (PPMD) as of December 2, 2022. Three agreements in place. These are:

1. Ancillary services.
2. Upper Cheyenne Protect Administration. Project completed to Colorado State Forest Service (CSFS) requirements. No additional billings expected.
3. Completion of the Community Wildfire Protection Plan (CWPP).

There are two ongoing projects. The first is oversight of the oak-retreatment contractor which will be completed by November 30th and allow final invoicing under Item 1 above prior to December 2, 2022.

Second is Item 3 above, the CWPP, that will be substantially completed by December 2nd and have a remaining balance due of \$2,500. It will not have final PPMD, CSFS and Larkspur Fire Protection District (LFPD) approval until early next year that would trigger the final balance due to Forestree. Therefore, Forestree agrees to waive this amount and will complete the CWPP at its own expense in coordination with the Firewise Committee, CSFS and LFPD.

Forestree understands that all invoices must be received by PPMD on or prior to December 2, 2022.

I, Keith Worley, have a long history of volunteering my time to the community. And this will continue as a citizen/resident member of the Firewise Committee. I will continue

to be available, as my time allows, to assist PPMD with all services offered in the Ancillary Services Agreement. But at no charge to PPMD.

Please feel free to call on me at any time. As always, the best way to contact me during the day is via my cell phone at 720-530-6527. Just a reminder, I do not text so calling is best and quickest.

Respectfully,



Keith Worley
Forester, Arborist
Wildfire Mitigation Specialist and
Land Development Consultant