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# RECORD OF PROCEEDINGS

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## Minutes of the Special Meeting of the Board of Directors of Lake Creek Metropolitan District June 30, 2022

A special meeting of the Board of Directors of the Lake Creek Metropolitan District, Eagle County, Colorado, was held on June 30, 2022 at 2:00 p.m., at the offices of Marchetti & Weaver, LLC, 28 Second Street, Suite 213, Edwards, Eagle County, Colorado with an option to attend via electronic Zoom meeting <https://us02web.zoom.us/j/85085733693>, in accordance with the applicable statutes of the State of Colorado.

**Attendance** The following Directors were present and acting:

- Kathleen Eck
- Ann Bourke
- Anne McGonagle
- Hatsie Hinmon
- John Horan Kates

Also in attendance:

- Ken Marchetti, Marchetti & Weaver, LLC
- Beth Johnston, Marchetti & Weaver LLC
- Kendra Nicholson, Marchetti & Weaver, LLC, secretary for the meeting
- Tony Zancanella, Zancanella & Associates

### Call To Order

The special meeting of the Board of Directors of the Lake Creek Metropolitan District was called to order at 12:12 p.m. by Director Eck on June 30, 2022 noting a quorum was present, All participants were able to hear one another clearly. There were no conflicts of interest disclosed.

### Changes To Agenda

None

### Public Comment

There was no public comment.

### Jurisdiction and Responsibilities

Mr. Marchetti briefly discussed the District's water rights and a concept to create a Lake Creek Metro District Constituents Guide to Water Rights to describe the District's water rights in layman's terms. Director Eck reviewed some of the history of diversions in Lake Creek emphasizing the importance for the board

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members to understand the jurisdiction and responsibilities of the board. The purpose of this meeting is to do a high-level overview of the different aspects of the water system in Lake Creek. Mr. Zancanella explained the original development irrigation was agricultural use and subsequently an augmentation plan was put in place. He described the wells, pump house and water storage tanks. Mr. Zancanella reviewed the Lake Creek map and where the wells and pumps are located. He described the vaults and how they work to reduce the water pressure in the system. There was discussion about the distribution of SFE's (single family equivalent water units) and if there's enough for future developments. Director Eck stated that there are only so many SFE's and the Board's priority is to make sure there are enough to satisfy future demand. Director Bourke mentioned concern about the ability to produce enough feed for livestock if irrigation is limited. Director Eck stated aesthetics are also a concern if irrigation becomes more limited. Mr. Zancanella presented the maps that show the irrigated acreage. Mr. Zancanella reviewed the various water rights in Lake Creek owned individually outside of the District's water rights.

### **Needed Infrastructure & Capital Projects Funding**

Review of the capital long range projection and discussion of the capital spending plan for 2022 including discussion of the generators and the easements needed to put them in. Mr. Zancanella went over the types of generators and the pros and cons of each. Mr. Zancanella mentioned that the District may be able to apply for certain grants for these projects.

Following discussion and upon motion duly made and seconded, it was unanimously

**RESOLVED** to pursue an application for a grant from the State Revolving Funds program.

There was a board discussion about completion of the fire hydrant installation plan. The current budget only includes one hydrant at the top of Eagle Crest and Mr. Zancanella suggested the addition of a second hydrant in that location although easement issues will need to be resolved. Upon motion duly made and seconded, it was unanimously

**RESOLVED** to install a second hydrant on Eagle Crest Road.

Director Eck asked what jurisdiction the Metro Board or the HOA board have over new diversions on Lake Creek. She described issues with a diversion that was

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installed in the past few years. After discussion, it was determined that this issue involved both the HOA and the Metro District and the two organizations could work jointly on potential resolution.

**Adjournment** There being no further business to come before the Board, by motion duly made and seconded, it was unanimously

**RESOLVED** to adjourn the meeting of the Lake Creek Metropolitan District Board of Directors this 30th day of June, 2022.

Respectfully submitted,  
*/s/ Kendra Nicholson*  
Kendra Nicholson  
Secretary for the Meeting