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# RECORD OF PROCEEDINGS

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## **Minutes of the Meeting Of the Board of Directors of Cordillera Valley Club Property Owners Association June 3, 2010**

A Meeting of the Board of Directors of the Cordillera Valley Club Property Owners Association, Eagle County, Colorado, was held June 3, 2010 at 4:00 p.m., at the Office of Robertson & Marchetti, P.C., 28 Second Street, Suite 211, Edwards, Eagle County, Colorado, in accordance with the applicable statutes of the State of Colorado. The Board met in joint session with the members of the Board of the Cordillera Valley Club Metropolitan District.

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

- Wally Carey
- Carrie McDevitt
- Tom Marcin
- Tim Benedickt

Also in attendance were:

- Cordillera Valley Club MD  
Emilie Egan  
Brian Judge  
Rick Pirog  
John O'Brien
- Robertson & Marchetti, P.C.  
Cheri Curtis, Secretary for the meeting

**Call to Order**                   The Meeting of the Board of Directors of Cordillera Valley Club Property Owners Association was called to order by Mr. Carey, noting a quorum was present.

**Potential Conflicts  
Of Interest**                   Mr. Marcin reported that he is the principal owner of Marcin Engineering LLC which provides engineering services to Cordillera Valley Club Metropolitan District and/or Cordillera Valley Club Property Owners Association. The Board noted that Mr. Marcin may participate in discussions related to services his firm may provide to CVC and may vote in such matters, in compliance with his duties to the Association. The Board noted, for the record, that this disclosure is being made at this time with the intent of fully complying with laws pertaining to potential conflicts of interest.

**UERWA**                         Eagle County District Court Judge Tom Moorhead issued a legal injunction specifying that Upper Eagle Regional Water Authority has the ability to use the road easements in Cordillera Valley Club to construct the

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## CORDILLERA VALLEY CLUB PROPERTY OWNERS ASSOCIATION June 3, 2010 Meeting Minutes

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replacement water tank. The Board noted UERWA will still need to conform to the CVC DRB and Eagle County rules and regulations.

Mr. Carey suggested the best course of action moving forward would be to remove the process from Court system by negotiating with the UERWA Attorney to drop the case and request that each party would be responsible for their legal fees. By motion duly made and seconded it was unanimously

**RESOLVED** to authorize Mr. Pirog and Mr. Carey to work with CVC's attorneys to arrange for the removal of the complaint from the Court system with the intent that the issues will be resolved directly with UERWA.

Mr. Marcin has been invited by Andy Strehler with UERWA to attend an engineers' meeting on the water tank. Mr. Pirog and Mr. Carey agreed to attend the meeting with Mr. Marcin.

Mr. Judge agreed to review the 1041 permit on file at Eagle County.

The Board agreed Mr. Carlson or Mr. Adams should meet with UERWA representatives on a regular basis. The Board will communicate the process to constituents on an ongoing basis. Mr. Adams and Mr. Marcin will meet with Mr. Strehler to discuss security issues.

The Board authorized Marcin Engineering to video tape the road to document existing road conditions for a cost not to exceed \$1,000.

### **Adjournment**

There being no further business to come before the Board at this time, upon motion duly made and seconded, it was unanimously

**RESOLVED** to adjourn the meeting of the Cordillera Valley Club Property Owners Association Board of Directors this 3rd day of June, 2010.

Respectfully submitted,

Cheri Curtis  
Secretary for the meeting