

**Eagle River Water and Sanitation District
Upper Eagle Regional Water Authority
Joint Special Meeting
August 26, 2021
MINUTES**

1 A joint special meeting of the Boards of Directors of the Upper Eagle Regional Water Authority (**Authority**)
2 and Eagle River Water and Sanitation District (**District**) was held August 26, 2021, at 11:00 a.m., via
3 Microsoft Teams, in accordance with the applicable statutes of the State of Colorado.

4 **ATTENDANCE**

5 **The following Authority Directors were present, thereby constituting a quorum:**

6 Geoff Dreyer, Arrowhead Metropolitan District
7 George Gregory, Berry Creek Metropolitan District
8 Kevin Hillgren, Beaver Creek Metro District alternate
9 Kim Bell Williams, EagleVail Metropolitan District

10 **The following Authority Directors were absent and excused:**

11 Pam Elsner, Beaver Creek Metropolitan District
12 Sarah Smith Hymes, Town of Avon
13 Mick Woodworth, Edwards Metropolitan District

14 **The following District Directors were present, thereby constituting a quorum:**

15 Kate Burchenal
16 Steve Coyer
17 Dick Cleveland
18 George Gregory
19 Timm Paxson
20 Bill Simmons
21 Robert Warner

22 **Also in attendance were:**

23 **ERWSD Staff**

24 Jason Cowles
25 Beth Doliboa
26 Catherine Hayes
27 Christine Heimerl
28 Diane Johnson
29 David Norris
30 Siri Roman

31 Len Wright

32 **Consultants**

33 Kristin Moseley, Porzak Browning & Bushong LLP
34 Jim Collins, Collins Cockrel & Cole
35 Kathryn Winn, Collins Cockrel & Cole

36 **Other**

37 Eric Heil, Town of Avon

38 **DISCLOSURES OF POTENTIAL CONFLICTS OF INTEREST**

39 The Boards noted they had received more than 72 hours prior to the meeting certain disclosures of Potential Conflicts of Interest
40 Statements for the following Directors indicating the following conflicts:

41 **For the Authority:**

42 Director Elsner disclosed her membership with the Vilar Performing Arts Center Guild, which operates within the Authority's service
43 area. Director Gregory and alternate Director Simmons disclosed that they serve on the Board of the Eagle River Water and Sanitation
44 District. Director Gregory also disclosed that he occasionally undertakes small development and construction activities within the
45 Authority and District service areas. Alternate Director Simmons noted he serves on the boards of the Eagle River Fire Protection
46 District and Edwards Metropolitan District and is employed by Beaver Creek Metropolitan District, an Authority member. Director
47 Williams disclosed that she is the Eagle County Housing Director. Director Woodworth disclosed that he is employed by the Eagle
48 River Fire Protection District, which operates within the Authority's service area.

49 **For the District:**

50 Director Burchenal disclosed that she serves on the board of the Eagle River Watershed Council. Director Gregory disclosed that
51 he serves on the Boards of the Upper Eagle Regional Water Authority (Authority and the Berry Creek Metropolitan District and
52 occasionally undertakes development and construction activities within the District and Authority service areas. Director Simmons
53 disclosed that he is the General Manager of the Beaver Creek Metropolitan District, an alternate Authority Director, and serves on
54 the boards of the Edwards Metropolitan District and Eagle River Fire Protection District. Director Warner disclosed that he is a
55 developer within the District's service area and serves on the Eagle County Planning Commission, which occasionally has
56 dealings with the District.

57 **CALL TO ORDER**

58 Chair Gregory of the Upper Eagle Regional Water Authority called the meeting to order at 11:00 a.m. Chair
59 Simmons of the Eagle River Water and Sanitation District concurred.

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Upper Eagle Regional Water Authority**

1 **PUBLIC COMMENT**

2 Public comment was called for and there was none.

3 **EXECUTIVE SESSION**

4 Ms. Winn requested the Boards enter Executive Session to receive legal advice of counsel regarding
5 Bolts Lake and unification pursuant to §24-6-402(4)(a)(b) and (e) C.R.S. She asked that no electronic
6 record be made, as the discussion would be entirely privileged attorney-client communications. Upon
7 motion duly made and seconded, it was unanimously.

8 **RESOLVED** to enter Executive Session at 11:05 a.m. to receive advice of counsel regarding
9 Bolts Lake and unification pursuant to §24-6-402(4)(a)(b) and (e) C.R.S. with no electronic
10 record created as Ms. Winn opined the contents of the discussion would contain privileged
11 attorney-client communications.*

12 The regular meeting resumed at 11:38 a.m.

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1 **ADJOURNMENT**

2 There being no further business to come before the Boards, the meeting adjourned at 11:40 a.m.

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Respectfully submitted,

Secretary to the Meeting