

**Eagle River Water and Sanitation District
Upper Eagle Regional Water Authority
Joint Special Meeting
June 24, 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 June 24, 2021, at 12:00 p.m., via Microsoft
3 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 Pam Elsner, Beaver Creek Metropolitan District
8 George Gregory, Berry Creek Metropolitan District
9 Sarah Smith Hymes, Town of Avon
10 Kim Bell Williams, EagleVail Metropolitan District
11 Mick Woodworth, Edwards Metropolitan District

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

13 Kate Burchenal
14 Dick Cleveland
15 George Gregory
16 Timm Paxson
17 Bill Simmons
18 Robert Warner

19 Director Coyer was absent and excused.

20 **Also in attendance were:**

21 **ERWSD Staff**

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

30 Len Wright

31 **Consultants**

32 Glenn Porzak, Porzak Browning & Bushong LLP
33 Jim Collins, Collins Cockrel & Cole
34 Kathryn Winn, Collins Cockrel & Cole

35 **Other**

36 Eric Heil, Town of Avon

37 **DISCLOSURES OF POTENTIAL CONFLICTS OF INTEREST**

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

40 **For the Authority:**

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

48 **For the District:**

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

56 **CALL TO ORDER**

57 Chair Gregory of the Upper Eagle Regional Water Authority called the meeting to order at 12:00 p.m. The
58 board of the Eagle River Water and Sanitation District concurred.

**Eagle River Water and Sanitation District
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 Water Counsel Representation, pursuant to §24-6-402(4)(a)(b) and (e) C.R.S. She asked that no
6 electronic record be made, as the discussion would be entirely privileged attorney-client communications.
7 Upon motion duly made and seconded, it was unanimously.

8 **RESOLVED** to enter Executive Session at 12:00 p.m. to receive advice of counsel regarding
9 Water Counsel Representation, pursuant to §24-6-402(4)(a)(b) and (e) C.R.S. with no
10 electronic record created as Ms. Winn opined the contents of the discussion would contain
11 privileged attorney-client communications.*

12 Mr. Porzak left the meeting at 12:10 p.m.

13 The regular meeting resumed at 12:40 p.m.

14

**Eagle River Water and Sanitation District
Upper Eagle Regional Water Authority**

1 **ADJOURNMENT**

2 There being no further business to come before the Boards, the meeting adjourned at 12:40 p.m.

3
4
5
6
7
8
9

Respectfully submitted,

Secretary to the Meeting