

# BUCKHORN VALLEY METROPOLITAN DISTRICT NO 2

## Special Board Meeting Minutes

Meeting Date: Monday February 06, 2023

Meeting Time: 6:13pm to 8:19

Meeting Location: The meeting was held online at the following location:

<https://www.gotomeet.me/DistrictBoardMeetingRoom2>

### I. Roll call (6:13pm)

A special meeting of the Board of Directors of the Buckhorn Valley Metropolitan District No. 2 (District) was called and held as shown above and in accordance with the statutes of the State of Colorado. The following Directors were in attendance:

Directors	Office	Attendance
Nickolas Viau	President	Present
David Fiore		Present
Kristine Rossier	Treasurer	Present
Eliana Walker	Secretary	Present
Angela Heuman		Present

Also, in attendance was Charles Wolfersberger (District Manager), with Wolfersberger, LLC; Paul Rufien (General Counsel) with Paul Rufien, PC; Hugh Fairfield-Smith with Eagle Wildland Fire District; and the following homeowners: Jeff Roberts and Gregg.

### II. Call to order

The meeting was called to order by Director Viau. Director Viau noted that a quorum of the Board was present, the Directors confirmed their qualification to serve and, therefore, called the special meeting of the Board of Directors of the District to order.

### III. Present disclosures of potential conflicts of interest

The Board reviewed the agenda for the meeting, following which all directors disclosed no conflicts of interest with the business to be discussed and conducted at the meeting.

### IV. Administrative matters

- 1) Meeting Agenda: The Board reviewed the meeting agenda presented by the District Manager. Director Fiore motioned to approve the agenda as presented. Director Viau seconded the motion and the Board voted 5-0 to approve the motion.
- 2) Review and consider minutes from the November 28, 2022 board meeting: The Board reviewed the draft of the minutes presented by the District Manager. Director Fiore motioned

to approve the minutes as amended. Director Viau seconded the motion and the Board voted 5-0 to approve the motion.

- 3) Review and consider Eagle Valley Wildland Fire proposal to conduct fire mitigation work on District-owned land tracts. Mr. Fairfield-Smith presented a proposal to the Board to conduct fire mitigation work on certain open space land tracts owned by the District. The goals of the proposed project are (1) reduce wildfire risk to critical infrastructure, businesses, egress of Buckhorn, and the homes within the Buckhorn Valley, Aspen Ridge, Hawks Nest, and the neighborhoods within the Buckhorn Valley Area, (2) improve habitat for wildlife and (3) create an area that can be used as a tactical advantage for a wildfire event in the surrounding area.

Director Viau motioned to approve the District explore entering into an intergovernmental agreement with Eagle Valley Wildland Fire to accomplish the goals presented in this proposal. Director Fiore seconded the motion and the Board voted 5-0 to approve the motion. Mr. Fairfield-Smith will submit a proposed intergovernmental agreement for the District Board to review and consider.

#### **V. Public comments**

Mr. Roberts asked the Board if the District could send out an email blast reminder to the neighborhood a few days before each board meeting. Director Viau noted the District does not have an email list of homeowners. Homeowner email and contact information held by the HOAs have not been shared with the District.

#### **VI. Director matters – None**

#### **VII. Executive session**


Director Viau motioned to open executive session at 7:04pm for the purpose of conferring with the District's legal counsel pursuant to Section 24-6-402(4)(b), C.R.S. for purposes of conferring with District's general counsel regarding existing litigation. Director Rossier seconded the motion and the Board voted 5-0 to approve the motion.

No actions were taken by the Board during executive session. Mr. Rufien directed the District Manager to not record this executive session.

Director Fiore motioned to close the executive session at 8:18pm. Director Walker seconded the motion and the Board voted 5-0 to approve the motion.

**VIII. Adjournment (8:19pm)**

There being no further business to come before the Board, and upon motion duly made by Director Fiore, seconded by Director Rossier, and unanimously carried, the meeting was adjourned. The next regular board meeting will be held on Tuesday February 14, 2023 at 6:00pm at the following online location: <https://www.gotomeet.me/DistrictBoardMeetingRoom2> Members of the public may also participate via phone using the dial-in number (646) 749-3112 and access code #534-031-373.

DocuSigned by:  
  
24B7925AEF8F419  
Secretary Eliana Walker

2/17/2023

Date