

**WILLOW CREEK VILLAGE DELEGATE AREA
ANNUAL MEETING OF THE MEMBERS
SEPTEMBER 29, 2009
MINUTES**

APPROVED

CALL TO ORDER: The meeting was called to order at 6:07 pm by Chuck Hall, Willow Creek Village Delegate.

QUORUM: Jane Chapman announced there was a quorum present. 11 Homeowners were present, and 4 proxies were submitted, totaling 15 lots represented.

ESTABLISH NOTICE: It was established that notice was sent out as required in the Battlement Mesa Service Association Declaration.

APPROVAL OF MINUTES: A **motion** was duly made by Pete Simmons and seconded by Bob Arrington to approve the October 15, 2008 minutes as amended. **Passed.**

FINANCIAL REPORT: Jane Chapman presented the financial statements of April 1, 2009 through August 31, 2009.

TAX RESOLUTION: Jane Chapman read the Tax Resolution. A **motion** was duly made by Richard Buchan and seconded by John Sargent to accept this Resolution. **Passed.**

BATLEMENT MESA SERVICE ASSOCIATION REPORT:

- 1.) Chuck Hall encouraged members to attend the Board of Directors meetings held at 10:00 am on the third Tuesday of every month. The Board of Directors is comprised of Delegates from each village within Battlement Mesa.
- 2.) Chuck Hall gave an overview of the committees under the Service Association and encouraged members to join committees to help the community.

OIL & GAS RELATED ACTIVITY:

Bill Nelson, chairman of the Oil & Gas Committee, attended the meeting to give information about the Committee and to explain their role in the PUD drilling process. After giving the history of the Committee, which was formed when the concern of drilling within the PUD first arose many years ago, Mr. Nelson explained that the normal Committee meetings had been rescheduled into meetings with Antero to go over specific topics to do with the proposed drilling operations. The ideal scenario would be to have no drilling within the PUD, and an attorney has been retained by the Service Association in order to come to the best possible outcome for the community. Mr. Nelson encouraged the members to read the meeting minutes and informational items that have been and will be posted to the Battlement Mesa Service Association website. It was noted that all Oil & Gas meetings are open to the public, and normal Oil & Gas meetings will resume in November of 2009. Mr. Nelson acknowledged Sandy Getter for disseminating information in the community and encouraged community members to

take a stronger interest in community issues.

JOINT ADVISORY COMMITTEE:

Consolidated Metro District and Battlement Mesa Service Association entered into a Memorandum of Understanding. The Goals of the MOU are to structure management of the community to provide improved services and planning, improve the overall structure of local governance, contract for public works related services, and to work together to better represent the community with other governmental entities. The Committee is made up of four members; two from CMD and two from BMSA.

To date, the actions of the JAC, with the Board of Director's approval have been: CMD's purchase of a street sweeper with \$30,000 committed by BMSA for street sweeping, a contract with Garfield County for two street sweeps of the main arterial roads, a contract between BMSA and CMD for management services, and the initiation of quarterly meetings with Garfield County and the Town of Parachute. Planned actions of the JAC for 2009-2010 included the approval of pursuing the creation of a Special District to include: Covenants, Public Works, planning, utilities, recreation, accounting, and other services. CMD will be the organization to become the Special District and BMSA will fall under the SD. Similar Special Districts within Colorado have been reviewed.

NOMINATION OF DELEGATE:

A **motion** was duly made by Pete Simmons and seconded by Paul Light to nominate Bob Arrington as the new Willow Creek Village Delegate to the Board of Directors.

Passed.

ELECTION OF DELEGATE:

Bob Arrington was accepted as the new Willow Creek Village Delegate by acclamation.

DISCUSSION ITEMS:

The Annual Community Meeting will be held in December. Members are strongly encouraged to attend.

The fiscal year has changed to run January 1 through December 31, 2010. The first assessment will be due January 1, 2010.

Mr. Simmons asked if the covenants protect against oil and gas drilling within the PUD. The covenants only block residents from accessing minerals, not the companies who own the minerals. The Oil and Gas industry has the right to access their minerals.

There are a couple of concerned citizens groups that have formed in response to the pending oil and gas activity within the PUD. Petitions will be going out and a request is being made for a health and safety study to be performed before the County gives any permits for drilling.

A question was raised about the cost of the attorney who was hired by the Service Association. The retainer for the lawyer did go over budget, but it was very important for community interests that the Service Association retain a lawyer as quickly as possible.

Sara McCurdy thanked Chuck Hall for his years of service to the Battlement Mesa Service Association.

Paul Light encouraged the members to support the mill levy increases for the Activity Center and Hospital.

ADJOURN: With no further business to come before the members, the meeting was adjourned at 7:37pm.