

Indian Mountain Metropolitan District
Draft Minutes of Regular Board Meeting

December 13, 2014
Community Center, Kenau Court

Call to Order-Welcome to all 9:02 am

Additions to and Approval of Agenda: golf disc

Board Attendance: Susan Stoval, Bev Bushaw, Glenn Haas, Tom Odle, Louise Mark

Guests in Attendance: Don Frye, Tim Higgins, Charles Philips, Si Siverson, Brett Crouch, Dave Castilano

Secretary's Report

Motion: The Board approves the minutes of the November 8, 2014 Regular Board Meeting.
Unanimously approved.

Treasurer's Report

Motion: The Board approves the Treasurer's report...balances include:
General Fund=\$163,374 Special Conservation Fund=\$3,976 Total=\$167,350
Unanimously approved.

Motion: The Board approves the shift of \$35K from IM water augmentation plan in the 2014 budget to the legal fees line item and that the legal fees line item be subdivided into sub accounts for (a) general legal counsel services for the District and (b) legal services for the water lawsuit.
Unanimously approved.

Business Manager Report: (Samantha)

- New boiler has been installed; the company did an excellent job and have stopped back to make sure it is working.
- 866 key cards issued to IM property owners to use the Comfort Station.

Maintenance Report (Charles)

- Rec Hall locks changed
- Tree removed from trail in IM Park
- Mice problem in basement of CC
- All other facilities in good shape

Unfinished Business

- Walk through of old rec hall---Susan, Glenn, Charles, Tim, and Samantha inspected the Rec Hall on 12-8; IMC left the building clean and tidy; their deposit will be returned; the Board briefly discussed the future of the building and decided to plan a future discussion after the pending lawsuit.

- Water update—Glenn reported that we are in a phase of depositions and discovery; Ingalls to be deposed on 23rd; Campbell has been subpoenaed; March 9th trial date is still good; IMC lawyer informed us that Ingalls is buying out Gooseman; IMMD may be deposed this month; affidavits and other depositions planned for Jan and Feb; Water committee will be meeting with Elkhorn HOA Board today.
- Finalize Budget---Samantha reviewed the 2015 budget.

Motion: The Board approves the draft 2015 Budget. *Unanimously approved.*

Paperwork was signed adopting the budget at end of meeting.

New Business

- Disc golf email---Bev will follow-up with the email we received about the IM disc golf course being promoted on a golf website as a public facility. The IM disc golf course, and all of the District's facilities, are not open to the public but rather are for the private exclusive use by IM property owners and their guests.
- IMMD /IMPOA agreement to pay legal bills---Glenn proposed a change in how we are paying the water legal fees from a 50-50% split to a 60-40% with IMPOA. IMMD will pay 60% of the future bills. The change was based upon the relative size of annual budgets, the lawsuit is actually just against IMMD, our insurance will reimburse \$25K; IMMD has money set aside for the lawsuit in 2014 and 2015 and is able to pay, and that IMPOA is doing other worthy projects for the community.

Motion: The Board agrees to a 60-40% split with IMPOA in the payment of future legal fees starting after the pending invoices of October and November are reimbursed by our insurance company. IMMD will pay 60%. *Unanimously approved.*

- Depositing issue---IMMD will be deposed by IMC in the near future.

Motion: The Board agrees that Susan, Glenn and Roger Mattson will represent IMMD at the deposition. *Unanimously approved.*

It was discussed that given the holiday schedule and that Glenn is working out of the country for January and February, the deposition might not take place until March which could mean the trial date is moved back.

Public comment taken as part of meeting.

Meeting Adjourned: 10:26am

Next Meeting: January 10, 2015

Minutes prepared by Glenn Haas, IMMD Secretary, and approved by the Board on January ____ 2015