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## RECORD OF PROCEEDINGS

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**Minutes of the Special Meeting  
of the Board of Directors  
Ruedi Shores Metropolitan District  
April 2, 2009**

A Special Meeting of the Board of Directors of the Ruedi Shores Metropolitan District, Eagle County, Colorado, was held April 2, 2009, at 6:00 p.m., at 093 Silver Spruce Lane, Basalt, Colorado, in accordance with the applicable statutes of the State of Colorado.

**ATTENDANCE**      **The following Directors were present and acting:**

- Susan Atchison
- Nina Dunn
- Brad Lundgren

Also in attendance were:

- Eric Weaver, Robertson and Marchetti, P.C.
- Brienne Olsen, Robertson & Marchetti, P.C.
- Doug McMillin, Owner's Representative
- Tom Shea, property owner
- Lynn Calhoun, property owner
- Ann Michie Ford, property owner
- Steve Farmer, property owner

**CALL TO ORDER**

The Special Meeting of the Board of Directors of Ruedi Shores Metropolitan District was called to order by Director Atchison, at 6:30 p.m., noting that a quorum was present.

**AGENDA**

No changes were made to the agenda.

**MINUTES**

Upon review and by motion duly made and seconded it was unanimously

**RESOLVED** to approve the January 13, 2009 meeting minutes as presented.

**METER  
REPLACEMENT**

Director Atchison questioned whether meters that are currently out of order need to be replaced. Mr. McMillin stated that all homes will need a new meter to tie into the new system so it would be best to simply replace broken meters with these new meters. He explained that the District's responsibility for the system ends at the curb stop so the purchase and installation of the new meters should be the homeowners' responsibility. Director Atchison

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suggested that Mr. McMillin cost out the meters to see how much they will be.

#### **INITIAL CONTRACTOR'S**

#### **BIDS**

Mr. McMillin provided a handout on the 18 bids received, which he had summarized into 5 separate phases of the project which are:

1. Tank Access Road and Utility Installation
2. Tank Excavation and Installation
3. Supplying of Piping & Materials
4. Installation of Distribution Lines
5. Connecting Houses to System

The Board analyzed bids from the following 18 contractors:

- Hughes Excavating Co.
- Spallone Construction
- Hudick Excavating
- Long's Excavating
- Rulison Construction
- Martinez Western
- Heyl Civil Construction
- Savage Excavation
- H&F Excavation
- Aspen Digger
- Excavation Services
- Quality Pipe Services
- Aspen Earthmoving
- Glacier Construction
- Gould Construction
- Stan Miller
- Western Slope Utilities
- Schofield Excavation

Mr. McMillin explained that the District received an overwhelming response to the project with a wide range of qualifications and prices. After reviewing the binds and checking references he has been able to narrow the bids down to the three lowest and responsible contractors which are Hughes, Hudick, Long's Excavation, Ray Savage and Stan Miller.

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Although the District has the ability to select different contractors for different portions of the project, he highly recommends that the same contractor be used for installing the distribution lines and connecting such lines to the individual homes for both coordination and warranty reasons.

For the first stage of the project Mr. McMillin recommended having Savage build the road and excavate the tank site. Since Savage can process the bedding materials at his property within the District he can do the project much cheaper by avoiding substantial trucking costs as well as being able to supply his own water from his pond.

Mr. McMillin reported that they received a wide range of prices for the concrete tank. He reported that High Con's bid was less than everyone else and that they do excellent work. He stated that the tank will contract separately and they would need to add the testing of the concrete by a third party, the costs of which are still being researched.

Mr. McMillin reported on Phase 3 of the project, which would be the piping package. He reported that Ferguson out of Denver submitted the best unit pricing, but only by a small margin over Grand Junction pipe out of Carbondale. Due to the complexity of the system and the importance of having a wide range of materials available in an emergency he recommends using Grand Junction Pipe.

For the installation of the distribution lines, connection of such lines to the homes, and repair to the roads, due to the complexity of the existing system and the short construction season, Mr. McMillin suggested that the District further interview Hughes Excavation, Hudick Excavation, and Savage Excavation before making a final decision.

Mr. McMillin also reported on the need to hire a surveyor which he received two bids for. He recommended hiring Mike Lafferty to do the survey work due to his favorable pricing, good reputation, and proximity to the District.

Lastly, Mr. McMillin reported that The District will need geotesting done and he recommended HP Geotech since they did

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the initial studies and are familiar with the project. He explained that the geotesting could cost up to \$20k.

After substantial discussion of the project costs and the abilities of contractors and consultants, upon motion duly made and seconded, it was unanimously

**RESOLVED** to move forward with interviewing Hughes Excavation, Hudick Excavation and Savage Excavation as the remaining three finalists for the tank excavation, line installation and connection to homes, and regarding of roads, and

**FURTHER RESOLVED** to award the concrete tank installation contract to High Con Construction, the piping package contract to Grand Junction Pipe, the surveying work to Mike Lafferty, and the geotechnical work to HP Geotech.

Mr. McMillin stated that he would also like approval from the Board to move forward with having Holy Cross move a guy wire and utility pole and obtaining a grading permit from Eagle County. Upon motion duly made and seconded, it was unanimously

**RESOLVED** to authorize Mr. McMillin to move forward with the grading permit from Eagle County and to contract with Holy Cross for the utility pole movement

#### **WATER FROM RESERVOIR**

Mr. McMillin reported that he would like to file an amendment with the Basalt Water Conservancy District for additional allocation of water from the reservoir which will be used for compaction and dust control during construction. He explained that this would be a back up for Savage Excavation pond water discussed earlier. He stated that the application needs to go through the Forest Service and the Bureau of Reclamation and the application fee is \$600. Upon motion duly made and seconded, it was unanimously

**RESOLVED** to have Mr. McMillin move forward with the application for the formal rights for collection of water out of the reservoir.

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#### UTILITY POTHOLING

Mr. McMillin reported that there would be no need to do the utility potholing. He explained that they can add additional valves to the existing system.

#### ACCESS TO AND FROM TANK FOR EMERGENCY PURPOSES

Director Atchison reported that a phone line would need to be installed for emergency purposes for construction workers at the pump house. Mr. McMillin reported this is a safety requirement and he will research high powered phones for this purpose.

#### ASSIGNMENT OF BASALT

**CONTRACT #156** Upon review and by motion duly made seconded, it was unanimously

**RESOLVED** to ratify the assignment of the Basalt Water Contract #156 from the HOA to the Metro District.

#### FINANCIAL REPORT

Mr. Weaver reviewed the February 28, 2009 financial statements with the Board, noting that the operations of the District are running very close to budget. Once final costs are determined for the project he will have a better idea of where the District will stand going forward.

#### ACCOUNTS PAYABLE

The board reviewed the accounts payable list. Upon motion duly made and seconded, it was unanimously

**RESOLVED** to approve the accounts payable as presented with the exception of the invoice payable to the Ruedi Shores Homeowners Association.

**CONTINUATION** The Board determined to continue the meeting to obtain additional information regarding bids for the excavation contracts. By motion duly made and seconded, it was unanimously

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**RESOLVED** to continue the Special Meeting of the Ruedi Shores Board of Directors to the 8<sup>th</sup> day of April, 2009 at 6:00 p.m. at 093 Silver Spruce Lane, Basalt, Colorado.

Respectfully submitted,



Brienne Olsen

Recording Secretary for the Meeting