

## RECORD OF PROCEEDINGS

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### MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE TRAILMARK METROPOLITAN DISTRICT HELD AUGUST 17, 2010

A regular meeting of the Board of Directors of the TrailMark Metropolitan District (referred to hereafter as "Board") was held on Tuesday, August 17, 2010 at 6:30 p.m., at the TrailMark Learning Center, 9743 South Carr Way, Littleton, Colorado. This meeting was open to the public.

#### ATTENDANCE

In attendance were Directors:

Michael Rogers  
Catherine LaClair  
Sherman Steed  
Jack Parsons  
Richard Handley

Also in attendance were:

Joel Meggers; Community Resource Services ("CRS")  
Members of the Community  
TrailMark Homeowners Association Members

#### CALL TO ORDER

Director Rogers called the meeting to order at 6:33 p.m.

#### ADMINISTRATIVE ITEMS

Agenda: Mr. Meggers presented the Board with the proposed agenda. Upon a motion by Director LaClair and a second by Director Steed, the Board voted unanimously to approve the agenda as amended to include a review of the 2009 audit.

Minutes: The minutes of the July 20, 2010 Regular Board meeting were presented to the Board. Upon a motion by Director LaClair and a second by Director Steed, the Board voted unanimously to approve said minutes as presented.

Public Comments: There were none at the beginning of the meeting. The public did comment during the Board discussion

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regarding the Operations/Maintenance and the 2011 Budget options portions of the meeting.

### FINANCIAL ITEMS

Review and Approve Payment of Claims: After review, upon a motion by Director Steed and a second by Director LaClair, the Board voted unanimously to approve the claims as submitted.

Review Cash Position: Mr. Meggers reviewed the cash position with the Board for the period ending July 31, 2010 and the Board accepted the cash position as presented.

Financial Statements – Mr. Meggers reviewed the financial statements dated July 31, 2010. After review, the Board accepted the financial statements as presented.

Review & Discussion of Current Bonds – Mr. Meggers distributed paperwork and briefed the Board on the current bonds.

Discussion Concerning 2011 Budget Options – Mr. Meggers distributed budget options for 2011 to the Board and discussion ensued. After discussion, it was noted that the Public Hearing for the budget will be held on October 19, 2010 and that the District will hold a joint meeting with the TrailMark Homeowners Association on November 16, 2010 where the budget will be formally approved. Ms. Millspaugh with the TrailMark HOA was asked to confirm the meeting date with the HOA. It was further noted that the District's regular Board meeting scheduled for December 21, 2010 will be rescheduled to December 14, 2010 in order to certify the mill levy.

### MAINTENANCE AND OPERATION- AL ITEMS

Field Supervisor Update: Director Steed reviewed the revised field operations report as well as various memos from IRIS Mitigation concerning the trash rack and the schedule of maintenance items for the District. Director Steed also briefed the Board on the concentration of vegetation in Fairview Reservoir #1.

Various maintenance bids were presented to the Board with the following outcomes:

- Upon a motion by Director Steed and a second by Director Handley, the Board unanimously approved the contract from Pase Contracting, Inc. for work at the Fairview Reservoir east side pond in an amount not to exceed \$1,377.00
- Upon a motion by Director Steed and a second by Director Parsons, the Board unanimously approved the bids from

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Aqua Sierra, Inc. for treatment to Beaver Pond and Fairview Reservoir #1.

- The Board reviewed the fence replacement bid from Split Rail Fence, but took no action. It was noted that Mr. Kinkel will be in attendance at the September Board meeting where this item will be discussed in greater detail.

### COMMUNICATIONS

Update on TMMD Signs for Monument – Director Parsons distributed materials on the suggested signage. Director Rogers moved, Director LaClair seconded and the Board voted unanimously to approve the signage for a cost not to exceed \$100.00.

Discussion On Meeting Notice Cabinets – Director Parson presented notice cabinets options to the Board. Upon a motion by Director Handley and a second by Director Steed, the Board voted unanimously to approve the cabinets for a cost not to exceed \$200.00

Discuss HOA Newsletter Insert – Director Handley commented that this should be an article rather than an insert. Director LaClair distributed the draft article to the Board. After review, the Board asked that the article make note that the community center and pool project contracts have been canceled, include the budget timeline, indicate that the District is currently coordinating efforts with the City of Littleton, Jefferson County, and Jefferson County schools on the school site.

### LEGAL ITEMS

Executive Session: There was none.

### COMMITTEE UPDATES

By-Laws Committee - Director Rogers indicated the committee is working on draft by-laws for presentation at the January 2011 Board meeting and adoption at the February 2011 Board meeting. He further indicated the committee would like to distribute the draft by-laws to the entire community for comment.

Communications Committee – Director LaClair indicated she is in the process of coordinating this committee and that they have not yet met formally and plan to do so soon.

### TRAILMARK HOA/STAR CANYON HOA

A representative from the HOA informed the Board that the HOA is currently taking care of drainage and irrigation items. Ms. Millspaugh, with the HOA Board, further reported that the

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UPDATE HOA is pursuing amending their declaration that manages the HOA funds and that their covenants require 67% of signatures of total households for approval

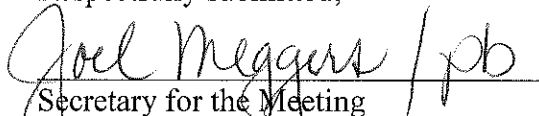
OTHER BUSINESS Update on Security Concerns - Director LaClair provided an update to the Board and distributed an email from the District's attorney, Mr. Rowley concerning this matter. After a lengthy discussion, the Board decided to monitor the situation for now and no further action was taken.

Update on Meeting with Littleton City Attorney in Regard to November Ballot Issues: Director Rogers provided an update on the impacts of Initiatives 60, 61 and 101 as to both the City and the District.

PUBLIC COMMENTS There were none.

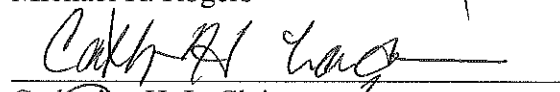
ADJOURNMENT There being no further business to come before the Board, upon motion duly made by Director Parsons, seconded by Director Steed, and passed unanimously, the meeting was adjourned at 9:05 p.m.


Respectfully submitted,

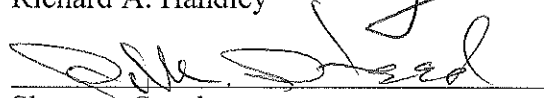
  
Secretary for the Meeting

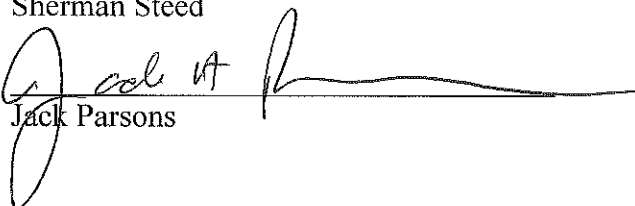
THESE MINUTES ARE APPROVED AS THE OFFICIAL  
AUGUST 17, 2010 MINUTES OF THE TRAILMARK  
METROPOLITAN DISTRICT BY THE BOARD OF  
DIRECTORS SIGNING BELOW:

  
Michael R. Rogers

  
Catherine H. LaClair

  
Richard A. Handley

  
Sherman Steed

  
Jack Parsons