

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE TRAILMARK METROPOLITAN DISTRICT HELD February 15, 2011

A regular meeting of the Board of Directors of the TrailMark Metropolitan District (referred to hereafter as "Board") was held on Tuesday, February 15, 2011 at 6:30 p.m., at the TrailMark Learning Center, 9743 South Carr Way, Littleton, Colorado. This meeting was open to the public.

ATTENDANCE

The regular meeting of the Board of Directors of the TrailMark Metropolitan District was called and held, as shown, in accordance with Colorado law. The following directors were present:

Michael Rogers
Catherine LaClair
Sherman Steed
Jack Parsons
Richard Handley

Also present were:
Cathy Noon; Community Resource Services
Blair Leisure; IRIS Mitigation
Community Members

CALL TO ORDER

Director Rogers called the meeting to order at 6:32 p.m. Introductions of the Board and community members were made.

ADMINISTRATIVE ITEMS

Agenda: Ms. Noon 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 posted.

Minutes: The minutes of the December 14, 2010 Special Board meeting were presented to the Board. Upon a motion by Director Handley and a second by Director Parsons, the Board voted unanimously to approve said minutes as presented.

Public Comments: Patty Durso spoke favorably about the TMMD tax reduction on her recent property tax bill.

RECORD OF PROCEEDINGS

FINANCIAL ITEMS

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

Review Cash Position: Ms. Noon reviewed the cash position with the Board for the period ending January 31, 2011 and the Board accepted the cash position as presented.

Financial Statements: Ms. Noon reviewed the financial statements dated January 31, 2011. After review, the Board accepted the financial statements as presented.

MAINTENANCE AND OPERATIONAL ITEMS

Field Supervisor Update – Said report was reviewed by the Board. Ms. Noon was instructed to have Mr. Kinkel perform needed fence repairs for W. Cannes Drive between Everett and Estes Street.

Review Bids for 2011 Pond Maintenance – IRIS Mitigation – Ms. Leisure reviewed the bids with the Board. The Board requested that Keeton Industries make a presentation on aeration for Fairview Reservoir #1 and Aquatic Associates for pond management for all ponds for 2011 at the April 19, 2011 regular Board meeting. Ms. Leisure will contact Keeton Industries to make these arrangements. She will ask Keeton Industries to provide to the Board an estimate of the power costs for electric aeration and costs for the electrical installation. Ms. Noon will follow up with Aquatic Associates concerning their presentation at said Board meeting. After further discussion, the Board requested Ms. Leisure:

- Follow up with the Army Corps of Engineers regarding the need for a permit to remove cattails;
- Follow up on whether mosquito control is being done by Jefferson County via Ottetail

Ms. Leisure then presented a memo from the Denver Botanical Gardens stating the water quality testing will be postponed until 2012. Ms. Leisure will bring her 2011 contract to the April 19, 2011 Board meeting for review by the Board.

Obtaining Bids for Fence Painting (Filings 1 & 5) – Discussion followed on the areas to be painted, including the lift stations and

RECORD OF PROCEEDINGS

the TrailMark Learning Center fence, the latter to be undertaken as a thank you for meeting space being provided at no cost to the District. The Board instructed Ms. Noon to obtain a bid from G & M Gantner, Inc. for this work and to present it for Board approval at the April 19, 2011 Board meeting.

Discussion Concerning Painting of the Littleton City Signposts and Frame at the Community Entrance - Ms. Noon was instructed to obtain a bid from G & M Gantner, Inc. for this work.

LEGAL

Executive Session – None was needed.

Review & Approve Wright Water Engineers, Inc. Project Agreement Regarding Water Rights – Following review and discussion, upon a motion by Director LaClair and a second by Director Parsons, the Board voted unanimously to approve said Agreement.

COMMITTEE UPDATES

By-laws Committee – Director Rogers reported that the committee has not met in 2011, but has draft documents except for the “procedure for bringing items to the TMMD Board for action”. The committee has not been able to find examples from other special district by-laws on such procedures. The committee will draft a procedure for review by the Board at the April meeting.

Communication Committee – Director LaClair updated the Board indicating that the committee has not met in 2011. Director LaClair will follow up with Kim McMahon concerning the next steps and will provide a copy of the executed agreement for web services.

TRAILMARK HOA/STAR CANYON HOA UPDATE

Ms. Millspaugh updated the Board. She indicated the HOA will have a new management company beginning March 1, 2011. There will be banners and postcards to announce the change to residents as well as notification in the newsletter to go out the third week of February. Ms. Millspaugh presented a bill for repayment for fence repair done by Star Canyon HOA. Discussion followed on whether the TrailMark HOA or the District is responsible per the fence maintenance agreement currently in place. Discussion then followed regarding the issue of painting both sides of the fences in Star Canyon, an issue not addressed in the revised HOA/TMMD agreement. The District and the HOA are responsible for painting the exterior side of the fence and Star Canyon HOA/Condos is responsible for the

RECORD OF PROCEEDINGS

interior as the fence is part of the common property. Ms. Noon will contact the District's attorney, Mr. Rowley, for possible revision to the current contract and report back to the Board.

OTHER BUSINESS

Discussion of Letter from City of Littleton Regarding School Site – Director Rogers read the letter from the Littleton City Attorney stating that Jefferson County Schools would not release their interest in the school site unless there was a specific development plan for the site. The letter went on to explain the protection under Littleton City codes on the property being developed with anything other than a school or park. The letter will be posted to the website.

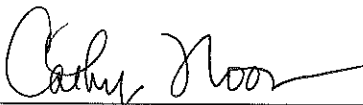
Water Rights – Director Rogers inquired into the summary letter from Wayne Foreman concerning water rights in Fairview Reservoir No. 1. Ms. Noon will follow up with Mr. Foreman.

Public Comments – There were no further comments.

ADJOURNMENT

There being no further business to come before the Board, upon motion duly made by Director LaClair, seconded by Director Steed, and passed unanimously, the meeting was adjourned at 9:11 p.m.


Respectfully submitted,



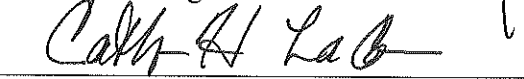
Secretary for the Meeting

RECORD OF PROCEEDINGS

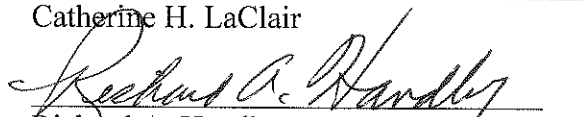
THESE MINUTES ARE APPROVED AS THE OFFICIAL FEBRUARY 15, 2011 MINUTES OF THE TRAILMARK METROPOLITAN DISTRICT BY THE BOARD OF DIRECTORS SIGNING BELOW:



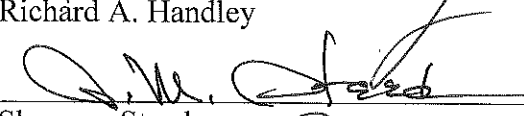
Michael R. Rogers



Catherine H. LaClair



Richard A. Handley



Sherman Steed



Jack Parsons