

**GENESEE FOUNDATION
BOARD MINUTES
August 10, 2005**

The Genesee Foundation Board of Directors met on Wednesday, August 10, 2005 at the Vista Club House. Board President, Lynn Bartsch called the meeting to order at 6:35 p.m.

ATTENDING:

Gary Anderson	Anne Sherwood
Lynn Bartsch	John Siegesmund
Mike Losasso	Gene Tanski

NOT ATTENDING:

Barbara Actor

APPROVAL OF MINUTES

Anne Sherwood moved approval of the July 6, 2005 Board meeting minutes. The motion was seconded by John Siegesmund and unanimously approved.

RESIDENT COMMENT

None

CORRESPONDENCE

- Letter from ARC member Mike Gasper stating that the ARC wants to have the opportunity to review and comment on any water district reservoir design and construction document plans that deal with construction and maintenance access roads and construction staging.

Comments from Board members: Siegesmund: If the eminent proceedings are successful, any action by the Water Board would be voluntary. Bartsch: The letter should be forwarded to the Water Board.

Comments from Bruce Strand, Water Board liaison to the Foundation: The Water Board has invited the ARC to give input.

- Email from Jeff Balter requesting information regarding 1) Plans for the straightening and painting of Comcast utility pedestals and 2) The percentage of EDS recycled items that are actually recycled.

Comment from Management: Comcast has been contacted and is in the area to do the straightening; Staff is doing research on paint that will adhere to plastic surfaces. EDS has delivered an analysis of recycled items for Board review.

- Email from Mark Shapiro urging that the decision to go to twice a month pick-up of recycled items be reconsidered.
- Email from Jerry Harrison complimenting staff on the results the slash removal from the slope running from Rockcross to the creek in the bottom of the valley.

MANAGEMENT REPORT

Dwarf Mistletoe: The project is on schedule and on budget. All trees are marked. Informational flyers will be distributed to all residents and a walk-through of the priority areas is scheduled for August 27th. Final approval of the management plan and bids from forestry contractors is planned for the September 14th Board meeting.

GEM: The draft open space five-year operational plan has been submitted to the GEM Committee for review and comment.

Legal: Legal fees to date total \$15,732. Total budgeted for the year is \$14,000.

EEOC/ADA Policy: Anne Sherwood moved adoption of the EEOC/ADA policy to be included in the Employees Handbook. The motion was seconded by John Siegesmund and unanimously approved.

Record Keeping Policy: Anne Sherwood moved that the Board reaffirm the 1994 Foundation Record Keeping Policy and approve the Record Retention Schedule policy. The motion was seconded by John Siegesmund and unanimously approved.

Insurance: Requests for bid have been submitted to State Farm for Employment and Enhanced D & O coverage. RFP's will be prepared for other companies to submit by month-end for cost and policy comparisons. Lynn Bartsch raised the issue of increasing the foundation's umbrella policy limit, but other board members believed existing coverages were sufficient.

AFE: John Siegesmund moved approval of an Authorization for Expenditure of \$5,500 to replace the Vista Club House furnace. The motion was seconded by Anne Sherwood and unanimously passed.

BOARD LIAISON REPORTS:

GEM Committee: No report.

Finance Committee: The next meeting is scheduled for 8:00 a.m. on August 15, 2005.

Water District: Gary Anderson attended the July 26th Water Board meeting and reported the following:

- The issue of particulate matter in the system was discussed. The proposed membrane filter "fix" to meet new turbidity requirements is projected to cost \$2 million.
- Mr. Williams' petition for inclusion of his property in the Water District was denied.

Legal/Community Preservation: John Siegesmund updated the Board on the status of residents who recently discovered they are included in the Evergreen Recreation District. Jefferson County has the authority to release residents who petition to be released from the Recreation District and has done so for residents from Spring Ranch. Genesee residents impacted have not yet submitted a petition.

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Fire District: Lynn Bartsch commented on a Fire Department concern regarding 16 Genesee homes behind the Fire House are in the Foothills Fire District, not the Genesee fire District. Carla Andrews stated that there is a Mutual Aid Agreement between the two fire districts that includes a provision that Dispatch at the Sheriff's Department determines who should respond to a 911 fire call. Mr. Anderson commented that this is a Foundation issue as fire that gets out of control is a major concern to the community. Mr. Bartsch was requested to determine how the Mutual Aid Agreements works and inform board of findings for discussion regarding Foundation options in addressing possible coverage shortfalls.

Mr. Bartsch also commented that residents of 3 or more unit multi-family dwellings will be or have been notified by the fire district of the restriction on having barbeques on decks.

Technology: No report.

Governance: Deferred to New Business.

Forestry Committee: Mr. Bartsch expressed concern that the committee is not fulfilling its responsibility for oversight of Open Space and requested other Board member suggestions on how the committee might be re-energized to fulfill its Open Space mission in conjunction with the GEM, as set forth in Genesee governing documents.

OLD BUSINESS

Bylaw regarding Board Member Attendance: As requested by Barbara Actor, Mr. Siegesmund introduced proposed language for Board comment. Following discussion, Mr. Bartsch recommended that Board members give the concept additional thought prior to the next Board meeting.

Tabled Resolution regarding the Reservoir: Gene Tanski moved that the resolution regarding the reservoir that he introduced at the June 8th Board meeting be removed from the table. The motion was seconded by Mike Losasso and unanimously passed. Following discussion, the motion was withdrawn as the intent of the motion, calling for the Water Board to halt further activity on Foundation property pending resolution of condemnation hearings, was moot given the expiration of the agreement granting the Water Board access to the property.

Mr. Tanski commented on a July 25th Wall Street Journal article regarding the levels of risk in the use of common industrial chemicals and his concern that there is building evidence that the use of fly ash in the concrete to build the reservoir will cause detrimental damage to health. The article will be copied and distributed to the Board for discussion. Mr. Tanski plans to introduce a resolution at the September Board meeting requesting the Water Board to prove that fly ash will not cause problems or state what steps they would take to insure that residents would not be negatively impacted.

Mr. Strand commented that the Water Board is committed to build a safe facility and takes its responsibility to do seriously. The issue of fly ash and all construction materials are under discussion. Current thinking is that fly ash cement would be encased in non-fly ash cement.

NEW BUSINESS

Policies to Insure Compliance with SB 100 requirements:

- Anne Sherwood moved approval of revisions to the "Open Meeting Policy" addressing public participation; ability to include electronic notice to meetings of members; and recording of meetings. The motion was seconded by Gary Anderson and unanimously approved.
- Gary Anderson moved approval of the "Election Policy" defining the secret ballot process and the procedure for ballot counting and announcement of results. The motion was seconded by Lynn Bartsch and unanimously approved.

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:52 p.m.

Anne Sherwood, Board Secretary