

Eagles Nest Property Homeowners Association

P.O. Box 23420
Silverthorne, CO 80498

Board Meeting for Thursday, August 13, 2009

Meeting Minutes

Board of Directors

Vince Lanuza, President
Dave Anderson, V. P. and Facilities
George Resseguie, Treasurer
Mollie Brunetti, Design and Review
Al Sanborn, Environmental
Jim Ernst, Environmental
Len Shipman, Secretary/Communications

All board members were present except Dave Anderson. Others in attendance included Stuart Richardson, Mark Hanschmidt, Town of Silverthorne Police Chief, Bob Kotowski, and Rich Waterman.

I. Call to Order

The meeting was called to order by Vince Lanuza at 3:30 pm.

II. Approval of the Minutes

Motion: Jim Ernst moved and George Resseguie seconded a motion to approve the Minutes for the board's July 8, 2009 meeting. Approved

III. Current/New Business

a. Association Secretary:

Motion: Mollie Brunetti moved and George Resseguie seconded a motion to reappoint Len Shipman to the position of Secretary pending a replacement. Approved

Len has agreed to serve in the position until the end of the year or until a replacement is found, whichever comes first.

b. Eagles Nest Parking—Police Chief Mark Hanschmidt:

Mark Hanschmidt, Town of Silverthorne Police Chief, was present to discuss street parking in Eagles Nest, particularly parking near trailheads by day hikers, backpackers, and hunters. The chief pointed out that street parking on Town streets is not allowed (Be aware that Town police have no authority to ticket autos parked on private drives without permission). His officers have been monitoring the situation. Some illegally parked autos have been ticketed while others, usually after a day or two, have been towed away at owner's expense. The chief is focused on compliance. To that end, he believes in public education rather than confrontation. He is hopeful that the public will become more aware of parking restrictions and that the problem will be alleviated. The board expressed its willingness to do our part to inform members and the public regarding parking restrictions. A notice will be included in the October newsletter to members. It was agreed that ticketing should continue, that the association will communicate with our

members about the parking restrictions, and that members be notified of the availability of permits for limited street parking. Parking permits can be picked up at the police department. They are available to homeowners who must park a car on the street and police officers are informed when a permit is issued. The main reason for the permit process is public safety; parking restrictions are intended to keep roads open to emergency vehicles.

c. North Summit WUI Fuel Reduction Project—An Update:

Vince Lanuza reported on the status of the fuel reduction project. He presented a detailed summary to the board which included both background information and a review of the current situation. An appellate court decision (December 2007) halted the project others like it. The issue is now before the Secretary of Agriculture. Once he approves, the project will be allowed to resume. This project is vital. Until it is complete, there is a severe threat that a wildfire could do considerable harm to life and property.

d. Tract 10 Boulder Wall:

The Ranch HOA board will hold a meeting on Saturday, August 15, and Len Shipman (ENPHA Secretary and Ranch HOA member) plans to attend. He asked the ENPHA board for guidance regarding our concerns about the boulder wall and access to the Tract 10 forest. It remains the ENPHA board's desire, in the interest of safety, to prohibit public access to the Tract 10 forest at the location between 357 Kestrel and 359 Kestrel. Other access to the Tract 10 forest remains open to Ranch members and others between the Ranch and the Hideaways HOA. Ranch HOA president, Bill Reed, has objected to the denial of access and has expressed an interest in challenging the ENPHA position. Property owner Vicki Dickerson (357 Kestrel) supports the denial of forest access at that point and has agreed to place a "No Trespassing" sign on her property. The ENPHA board agreed in 2007 to take over ownership of the Tract 10 forest and has spent nearly \$45,000 since on tree spraying and tree removal. The boulder wall in question was a part of Tract 10 and no disclosure was made by the Ranch at that time regarding the stability or safety of the wall.

e. Annual BBQ/Picnic—A Report:

George Resseguie reported that the BBQ/Picnic incurred a larger loss than budgeted because fewer people than anticipated attended. One possible reason for low attendance may have been the use of e-mails to advertise the event. Next year we will send out notices and reservation forms via US Mail.

f. Website:

Rich Waterman, Eagles Nest resident, was in attendance. Rich, who has expertise in website development and maintenance, has offered to look into our website. He sought guidance from the board regarding its wishes for the website. A meeting was scheduled with Rich, George Resseguie, Stuart Richardson, and Len Shipman for Friday, August 21, at 8:30 am at the Community Center.

IV. Board Motions Approved Via E-mail/Other Communications

George Resseguie made the following motion:

Motion: Because electronic invitations to the Annual Picnic may not always have been received, I move that a follow-up notice be sent which will cause possible attendees to be unable to send payment before the July 14 early payment deadline. Consequently, it is proposed that prices to attend the ENPHA Annual Picnic be revised as follows: all persons paying in advance will be considered "early eagles" and will be charged \$15/person. Approved

V. Managers' Report

a. Compliance:

Stuart Richardson, in the absence of John Ahlquist, reported on compliance. The swing set, discussed at our last meeting, remains in place. John Ahlquist did talk to the property owners who own the swing set and found them willing to move it to a better location. Stuart or John will follow-up on the issue.

b. Manager's Monthly Report:

The Monthly Manager's Report appears at the end of the Minutes.

In addition, Jim Ernst asked Stuart Richardson, ENPHA Manager, if the Town has sent out abatement letters to those property owners who failed to remove Town-marked trees. According to Stuart, the Town is in the process of sending out those letters at this time. Stuart also announced that the Town does not intend to do a fall survey of MPB infected trees due to the cost of the survey—c. \$14,000.

VI. Financial

a. Treasurer's Report: George Resseguie reported that our overall financial situation for this time of year is as anticipated. Revenue from tree marking is better than budgeted and some expenses, namely ENPHA tree removal and ENPHA MPB spraying, have been less than forecast. However, legal costs are significantly higher than budgeted and at year-end there still may be a shortfall of expenses versus revenue that must be covered by transferring funds from Reserves.

VII. Environmental

a. Tree Removal on ENPHA Property—A Report:

Previously this summer Jim Ernst, Al Sanborn, and Stuart Richardson met with Rhonda Boutelle of the Raven regarding weeds, tree spraying for MPB, and dead tree removal. The intent of the meeting was to make certain the Raven knew of its environmental responsibilities, especially the need to remove dead and beetle infected trees on the hillside above the Community Center. Those trees pose a serious fire danger as there are homes at the top end of the hillside. The Raven's trees praying and weed spraying plans were also discussed. At that time, Boutelle indicated the Raven could be counted on to do what was required. To date (August 13) some dead and beetle-infected trees have been removed, but many others remain, especially those on the hillside above the Community Center. The Town has contacted the Raven and has extended the deadline (originally June 15) for removal of dead and infected trees. That deadline is now the end of September.

b. Buchanan/Williams Tree Thinning Plan:

Property owners John Buchanan and James and Heidi Williams are developing a plan to thin a considerable number of trees on their properties. Both the association's Decs and Covenants and Town of Silverthorne ordinance restrict tree removal. A plan to remove trees must be approved by the Town. Jim Ernst is working with Buchanan, Williams, and neighbors surrounding the proposed area to be thinned. Jim presented a 6-point procedural timetable to be followed. The purpose of the timetable is to make certain that all interested parties—Buchanan and Williams, neighbors, the association, and the Town of Silverthorne—are able to review and contribute to the plan. A committee, chaired by Stuart Richardson, made up of members of his choosing, will be established to discuss the plan and walk the property. That committee will report back to the Board at its September 10 meeting. Following that, the association will advise the Town of its decision on the plan.

Motion: George Resseguie moved and Al Sanborn seconded a motion to approve the procedural timetable developed by Jim Ernst. Approved

c. Tree Spraying Program—A Report:

Al Sanborn said that the tree spraying program was finished. A total of 7139 trees were sprayed (959 of those were on ENPHA property). The total cost of spraying to property owners and the association was \$70,902.50. The cost for tree marking (paid to the association) was \$7,124. To date, property owners still owe the association \$10,026.50. As of July 31, 2009, the association had paid all bills received from Preventative Tree.

VIII. DRC Report

a. Mollie Brunetti reported that there are currently 10 projects under construction. Two issues now before the DRC were discussed. The first dealing with unapproved roofing material has been brought to the Board at a previous meeting. The second issue involves architects not licensed by the State of Colorado. The Board expressed its strong support for the DRC position on both of these issues.

IX. Open Issues and Comments

a. Bob Kotowski, a resident of Eagles Nest, was present to discuss a bear in his neighborhood. Bob is concerned about trash cans left out by homeowners. The trash attracts bears and Bob is concerned that a bear might be killed for venturing into our neighborhoods looking for food. The board agreed with Bob and will work to educate homeowners about the issue. Len Shipman will include an article on the bear issue in the October newsletter.

X. Executive Session

There was no need for executive session.

XI. Adjournment

Motion: George Resseguie moved and Al Sanborn seconded a motion that the meeting be adjourned at 5:00 pm. Approved

Submitted by Len Shipman

Next Meeting: September 10, 2009 at 4:00 pm

**July 2009 Eagles Nest HOA Managers Report
Stuart Richardson**

Community Center

During July all systems were operational at the Community Center. Repairs were made on bulb replacement of the parking lot lights and touch up painting was completed on the areas painted during the June work day. The outside area was again sprayed for thistle and crazy daisy and spot weed pulling progresses. Tree posts around several trees were removed and a irrigation repair was made following post removal. Repairs were made on the parking lot bumpers damaged during the last snow plowing season. The Community Center looks and functions well so no winter problems are anticipated. The July 25th Annual Picnic

proceeded as planned . The enlarged tent placed back near the dumpster provided for a better site utilization and more comfortable usage. A similar arrangement is recommended for next year.
Community Center July Usage: Three paid uses. 7 community uses,

South Entrance

Work in concert with the Raven has yielded a very well maintained front entryway. The irrigation system has been tuned and now the grass looks well maintained and manicured. The flower beds have been weeded and shrubs pruned. I pruned some dead aspens from the south wall area and sprayed for thistle along the creek.

Open Spaces.

Working with the tree spray contractor we discovered some non sprayed trees in the Hideaway Open Space. We sprayed these and completed the open space spray program. We checked the entire spraying program by checking the work orders against the invoices. This indicated several non sprayed lots which were subsequently sprayed.

Tree Cutting

Mike Galvin completed his contracted tree cutting and the HOA was invoiced for his services. I will check the open spaces this fall and get a next summer's tree removal program for the Boards Approval Based on our past removals next years program should be considerably less than this year's program

Noxious Weed Program.

Residents continue to request the sprayers and the weed eradication program progresses. I have sprayed several open spaces and I feel we are getting ahead of the overall program I did write a grant for chemical cost reimbursement from the County and we received a \$500 check. This paid for about half of our herbicide costs. I did spray approximately 12 small lodge poles along Golden Eagle. These were infected with mites and hopefully they will survive. I will keep checking Currently we have 4 sprayers in service and I will place the purchase of a new one in next years budget. We have sufficient chemicals that next year's orders will be significantly less than this year's budget.

End of Report