

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS OF
TODD CREEK VILLAGE METROPOLITAN DISTRICT
ADAMS COUNTY, COLORADO
April 16, 2009**

A regular meeting of the Board of Directors of Todd Creek Village Metropolitan District, Adams County, Colorado, was held on Thursday, April 16, 2009 at 10450 E. 159th Court, Brighton CO 80602. The meeting was called to order at 4:10 p.m.

The following Directors were present:

Roger Hollard
Ken Hammerle
George Hanlon
Kathy Kropp
Vacancy

Also Present:

Jim Worley, District Manager, Village Water Management, LLC
Denise Vineyard, Admin. Assist. Village Water Management, LLC
Tamara Gilida, Legal Counsel, Icenogle, Norton, Smith, Gilida & Pogue,
P.C.
Roger Addelsperger
Terry Young, Resident

Conflict Disclosures

Mr. Worley noted for the record that in accordance with state law written disclosures were filed with the Secretary of State.

Public Comment

There were no public comments.

Approval of Minutes of March 19, 2009 Regular Meeting and Special Meeting April 10, 2009

The Board reviewed the minutes of the regular meeting of the Board held on March 19, 2009 and Special Meeting held on April 10, 2009. Following discussion and upon motion duly made by Director Hanlon, seconded by Director Kropp, and unanimously carried, the Board approved the minutes and authorized Director Hollard, as Secretary, to execute the minutes as constituting a true and correct record of the proceedings of the meetings.

Financial Matters

The Board reviewed and discussed the disbursements for April, 2009. Following discussion, upon motion duly made Director Hanlon, seconded by Director Hollard, and unanimously approved, the Board approved checks #8431-#8474, in the amount \$136,876.77 as amended with adding the invoice from EEC invoice in the amount of \$1,203.25 and Survcon invoice in the amount of \$950.

Director Hammerle reviewed with the Board the COPS draw in the amount of \$85,076.15. Following discussion, upon motion duly made by Director Hollard, seconded by Director Hanlon, and unanimously approved, the Board approved the COPS disbursement.

Director Hammerle reviewed for the Board the financial statement dated March 31, 2009. Following discussion, upon motion duly made by Director Hanlon, seconded by Director Kropp, and unanimously approved, the Board accepted the financial statement as presented.

Total number of customer's overview

Mr. Worley reviewed the customer count report with the Board. The Board requested a report showing the Failure to Connect information.

Heritage Todd Creek Subdivision, Filing No. 1

The Board directed Legal Counsel to send a letter along with an invoice for payment of District tap fees to the new owner (James Investment Group, LLC) of 301 lots located in the Heritage Todd Creek Subdivision, Filing No. 1. Per the District's Rules and Regulations, tap fees were due on the date a Warranty Deed was delivered to James. James took titled under a Warranty Deed on April 15, 2009. The Board also directed Legal Counsel to immediately file a lien statement against the 301 lots and authorized the Manager to execute the lien statement on behalf of the District.

Operations

Mr. Worley informed the Board that the irrigation system is up and running as of April 1, 2009.

Director Hammerle reviewed for the Board the lease for the office building where the Todd Creek Village Metropolitan District will be located. Following discussion, upon motion duly made by Director Hanlon, seconded by Director Hollard, and unanimously approved, the Board authorized Mr. Worley to proceed with the lease and execute the lease on behalf of the District.

Attorney Items

None.

District Managers Overview

Mr. Worley noted for the Board that the publication for the Board Vacancy was published in the Brighton Blade's April 15, 2009 edition.

Ms. Gilida informed the Board that she and District staff revised the FACT Act resolution to fit the District's needs. Following discussion, upon motion duly made by Director Hollard, seconded by Director Kropp, and unanimously approved, the Board approved the FACT Act resolution and appointment of Ms. Vineyard as the FACT officer.

Mr. Worley reported that he had sent an email to Baseline Lakes, LLC stating that the Board denied a waiver of the Failure to Connect fees but was willing to consider a payment schedule. To date, Baseline Lakes, LLC had not responded. The Board directed Legal Counsel to send a letter to Baseline demanding payment.

Business Matters

None.

Executive Session


Ms. Gilida noted for the record that Board will be going into executive session for conference with attorney of local public body for the purpose of receiving legal advise on specific legal questions pursuant to C.R.S Section 24-6-402(4)(b) and determining positions relative matters that may be subject to negotiations, developing strategies for negotiations and instructing negotiators pursuant to Colorado Revised Statute Section 24-6-402(4)(e), both related to pending litigations and payment of tap fees, upon motion duly made by Director Hanlon, seconded by Director Hollard, and unanimously approved, the Board approved entering into executive session at 4:39 p.m.

Upon motion duly made by Director Hanlon, seconded by Director Hollard, and unanimously approved, the Board came out of executive session at 5:33.

Adjournment

There being no further business, the Board of Directors adjourned the meeting at 5:34 p.m. The next scheduled meeting of the Board will be a regular meeting to be held on May 21, 2009 at the Todd Creek Village Metropolitan District office building located at 10450 E 159th Ct., Brighton, CO 80602.

The foregoing minutes constitutes a true and correct copy of the minutes of the above referenced meeting and was approved by the Board of Directors of the Todd Creek Village Metropolitan District.



Roger Hollard, Secretary