

BLUE VALLEY METROPOLITAN DISTRICT

RESOLUTION NO. 2024-03

A RESOLUTION ESTABLISHING A RIVER COMMITTEE

WHEREAS, the Blue Valley Metropolitan District (“District”) is a quasi-municipal corporation and political subdivision of the State of Colorado and a duly organized and existing special district pursuant to Title 32, Article 1, Colorado Revised Statutes; and

WHEREAS, pursuant to Section 32-1-1001(1)(h), C.R.S., the District has the power to manage, control and supervise all of the business and affairs of the District; and

WHEREAS, the District’s Board of Directors (“District Board”) hereby finds and determines that establishing a River Committee to make recommendations regarding public access to the Blue River to the Board of Directors of the District is appropriate and necessary to the function and operation of the District; and

WHEREAS, the River Committee have the composition and only those powers as specifically delegated by resolution of the Board, as set forth herein.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Blue Valley Metropolitan District as follows:

1. Establishment and Purpose of the River Committee. There is hereby established a River Committee. The River Committee is commissioned by and reports to the Board of Directors. The purpose of the Committee is make recommendations to the Board of Directors in matters pertaining to river access, usage, and/or improvements with input from the public. Committee responsibilities include review of proposals, existing programs, policies, and assembling facility expenses to be requested from the Board to address maintenance and upkeep of the common elements.

2. Members. The River Committee shall consist of at least three (3) and no more than seven (7) members as appointed by the District Board. Committee members shall serve for a term of 2 years, with efforts made to stagger terms. The District Board may appoint the Committee chairperson.

3. Meetings. The River Committee shall convene as needed. All Committee meetings will be open to the public and will be noticed at least 24 hours prior to the meeting on the Districts website, with efforts made to post notice at least 3 days in advance. The Committee will keep minutes for every meeting and provide copies of meeting minutes to the District for posting.

4. Report to Board of Directors. The River Committee shall report its findings to the Board of Directors. The River Committee is not intended to, nor shall it, replace the functions of the Board of Directors. The Committee shall, upon request by

the District Board, communicate in writing updates on Committee progress and make recommendations to the Board of Directors. In effecting its duties and functions, the River Committee shall:

- Recommend to the District Board ways to maximize the benefits of the River facilities;
- Recommend rules and regulations for river access and use as well as violation method for abusers;
- Recommend application processes, terms, and requirements for permits;
- Recommend means of monitoring and granting access to the river;
- Make recommendations on river area improvements; and
- Work on any requested assignments by the District Board.

If the Committee requires action or a policy decision on the part of the Board, the Committee will make their recommendation for any such action or policy at least 10 days prior to the Board Meeting to be added to the agenda with recommendations noted in the management report. Recommendations submitted will be by majority vote of Committee representatives present and voting on a matter. The District Board reserves the right to approve, modify, reject, or choose not to consider any and all Committee recommendations for any reason.

5. Severability. If any part, section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining provisions.

6. Effective Date. This Resolution shall take effect and be enforced immediately upon its approval by the District Board.

ADOPTED this 15th day of April, 2024.

BLUE VALLEY METROPOLITAN
DISTRICT

By



Kenneth McNichols, Chairman

Attest:



Andrea Buller, Secretary