

EAGLE BEND METROPOLITAN DISTRICT # 2
<http://www.eaglebendmetro.com>
Monthly Meeting
Heritage Eagle Bend Clubhouse
23155 E. Heritage Parkway, Aurora, Colorado 80016
Date: November 10, 2011
10:00 am

MINUTES

I. Call to Order

The meeting was called to order at 10:00 am by Director Coker. In attendance were Directors: Coker, Arellano, Rexroat, Meyer, Geiger and Board Recording Secretary Audrey Davie.

II. Declaration of Quorum/Director Qualifications/Disclosure of Conflicts

It is the responsibility of each Director to disclose any matter of conflict of interest with the District to the Board prior to each meeting, and any such potential conflicts must also be filed with the Secretary of State.

III. Approval of Consent Items

- A. Agenda for November 10, 2011
- B. Minutes for October 27, 2011
- C. Check Register for November

Director Geiger made a motion to approve the following consent items: November 10, 2011 agenda, October 27, 2011 minutes and November payables with check register #1705-1711. Director Meyer seconded the motion. The motion was unanimously approved.

IV. Public Input

No members of the public were present.

V. Reports of Officers, Committees and Professional Consultants

A. Water

1. Update on Current Water Usage - East Cherry Creek Valley Pipeline and Wells

Director Rexroat reported the following: **1.)** water usage was the same as last year; **2.)** new equip was installed; **3.)** only one well will be running during the winter and **4.)** communications with Roe Sherbert, HOA Facilities Manager went well. See monthly summary prepared by Scott Lehman, District Water Consultant, for more details.

Director Rexroat summarized a Denver Post article stating Xcel energy is scheduled to increase their commercial energy surcharges by 1.5%. This may or may not have implications for the Board's Water Enterprise.

A new contract is drafted and signed annually by the Metro Board and HEB HOA. Director Rexroat will finalize the 2012 contract by February. The question was asked about supplying water to Creekside. Director Rexroat and Scott Lehman will investigate this and determine if it is possible. At the October 27, 2011 Board meeting membership to join the WISE Project was proposed. After speaking with several people within the project, Director Coker determined it would not be beneficial for the Board to join this group; but suggested the Board invest time and energy into seeking the purchase of additional water rights. There appears to be an opportunity located on the westside of Heritage Eagle Bend which would involve the COA. Director Geiger recommended legal counsel be consulted on this issue. It is not known what the purchase price of these water rights would be.

1. Update on Current Water Usage - East Cherry Creek Valley Pipeline and Wells continued

Director Geiger stated that WIN Colorado, Colorado Water Infrastructure Network, is sponsoring a meeting next week regarding grants available for special districts. Membership may be advantageous for the District. Information may be found at: www.wincolorado.org.

B. Landscaping

1. Creekside HOA

2. Eagle Bend Marketplace/Northwest Project – “Demonstration Garden”

3. The South Aurora Parkway

Director Arellano noted the District has received the COA xeriscape rebate check in the amount of \$20,000 for the Creekside HOA cost sharing project. The Eagle Bend Marketplace project will be completed when the shade sails are installed. Final payment (\$45,000) to TerraCare will be made when the installation and a final walk through have occurred. The South Aurora Parkway (SAP) landscaping has been completed for the season with more work to occur next spring. Director Arellano will speak with Scott Lehman, Board Water Consultant, to determine if the trees should be wrapped for the winter.

C. Communications

1. Update re: Newsletter & Website

The next newsletter will be published January 2012. All articles are due to Director Meyer by December 15, 2012. A suggestion was made to include an article about the cost sharing xeriscape projects e.g. Creekside. It was determined that each newsletter will be 8-12 pages in length. Director Meyer reported the website is current.

D. Operations & Services

1. Discussion of Election Procedures

Director Arellano reported Laurie Tatlock of Mulhern MRE, Incorporated was contracted last year to conduct the Board's election. Director Coker received a letter from Ms. Tatlock stating the cost of the 2012 election would be the same as 2010 which was approximately \$1300 however; if candidates outnumber the positions available the cost will increase considerably. Upon no further discussion, Director Geiger made the following motion: EBMD#2 retain Mulhern MRE, Incorporated to conduct the 2012 election at the same rate as bid in 2010 and retain Mulhern personnel, Laurie Tatlock, as the Designated Election Official (DEO). Director Rexroat seconded the motion. The motion was unanimously approved. It was agreed to have Ms. Tatlock make a presentation to the Board in 2012. Director Arellano was directed to contact Ms. Tatlock to write an article for the January newsletter explaining special district elections.

Director Coker stated that he would like for the Board to consider a change of officers. President Coker announced he would be agreeable to having a new president and suggested Director Geiger for the position. After a discussion, Directors Coker and Arellano will announce in January if they will be running again in May. Director Geiger suggested Board officers be selected during the January Board meeting.

2. Review of Updated Strategic Plan

Director Coker stated the Strategic Plan is a map to keep the Board “on track”. There are no major projects currently slated for 2012.

E. Legal

Colorado law requires the Annual Administrative Resolution be adopted annually by the Board. Upon reviewing the document Director Geiger stated the Resolution is inaccurate and noted the following Items need correction: #7, #12, #13, #15, #17, and Item #24. Director Geiger asked the Board to read the Resolution by Monday, November 14, and contact him with any other changes. Kristen Bear, legal counsel, will be contacted by Director Geiger regarding the Item changes.

F. Treasurer's Report

Director Geiger reported Smith Barney has offered to do a complimentary portfolio review of the District's investments to determine if the yields are meeting the Board's goals. After discussion, the Board agreed this would not be necessary at this time.

VI. Unfinished Business

Director Meyer volunteered to “propose Guidelines for publishing information generated outside the Board”. See Minutes dated October 27, 2011. Director Meyer shared a draft of a Public Policy Manual he is compiling. He reported the manual has taken 30-40 hours to date and more work is needed. Director Coker congratulated Director Meyer for the work being done.

VII. New Business and Special Orders

Audrey Davie researched digital recording devices with the Board agreeing to allow Mrs. Davie to purchase such device for recording Board meetings when required by State statute.

Director Coker researched the possibility of the District joining the Aurora Chamber of Commerce (ACC). The cost to join is unknown at this time however should the Metro District become a member; Director Coker suggested two Board members take on the responsibility of attending the ACC meetings on a regular basis. Director Meyer reported Mr. Hogan, President of ACC, stated he would give the Metro District a special rate. Director Coker will pursue this further.

Director Coker solicited feedback regarding Board meetings, specifically 1.) day of the week the meetings are held and 2.) time of day meetings are held. Director Meyer proposed meetings be held in the evenings. Director Geiger made a motion that Board meetings take place on the 4th Thursday of every month except November and December at 10:00 am. Audrey Davie was directed with making the arrangements with Ann Terry - HEB. The motion was seconded by Director Rexroat. Director Meyer went on record to voice disagreement with the time selected by the Board as he preferred an evening meeting time.

VIII. Adjournment

The meeting ended at 12:00 noon.

The next meeting will be held December 8, 2011