

**EAGLE BEND METROPOLITAN DISTRICT # 2**

**<http://www.eaglebendmetro.com>**

Monthly Meeting

Heritage Eagle Bend Clubhouse

23155 E. Heritage Parkway, Aurora, Colorado 80016

**Date: September 27, 2012**

**10:00 am**

**MINUTES**

**I. Call to Order**

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

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

A quorum was present. 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. An annual Conflict of Interest Disclosure must also be filed with the Colorado Secretary of State.

**III. Approval of Consent Items**

- A.** Agenda for September 27, 2012
- B.** Minutes for August 23, 2012
- C.** Check Register for September 2012

Director Coker made a motion to approve the following consent items: September 27, 2012 agenda, August 23, 2012 minutes, and the September payables with check register #1850-1861. Director Rexroat seconded the motion. The motion was unanimously approved.

**IV. Public Input, self-introduction by guests**

Seven members of the public introduced themselves including Frank Massey, President of Ridgeview Eagle Bend HOA and James Fletcher representing, Professional Community Management Services (PCMS), of Eagle Bend Creekside. Mr. Lee Ruterbories, Chairman of Heritage Eagle Bend (HEB) Facilities & Grounds Committee, inquired whether monies would be available for future cost-sharing multi-year landscape projects with HEB HOA. Director Geiger stated the Metro would certainly consider their proposal(s) and could only commit on a year to year basis given budgetary limitations.

**V. New Business and Special Orders**

**A. James Fletcher, Professional Community Mgmt. Services (PCMS), Community Representative**

Mr. Fletcher summarized the progress being made on the cost sharing project between Ridgeview and the Metro District which is to facilitate first responders' ability to locate addresses within their community. PCMS is currently working with: each resident (49), legal counsel, City of Aurora (COA), construction company and their HOA architectural restrictions. Given the current time line and the complexity of coordinating all parties, Mr. Fletcher petitioned the Board for a time extension. The Board agreed to extend the partnership into the first quarter of 2013 given the safety issues of this project.

Frank Massey, President of Creekside Eagle Bend HOA, praised the Metro Board for their past working relationship. He recapped previous joint landscaping projects and highlighted their plan for the future. Ms. Pat Mosely, Creekside HOA Board member, will continue to oversee all landscape improvements.

**A. James Fletcher, Professional Community Mgmt. Services (PCMS), Community Representative continued**

Mr. Massey asked current Metro Board members to engage with him as in the past and consider participating in two cost-sharing projects for 2013. Director Geiger asked Mr. Massey to contact the Board when landscape plans and contracts have been finalized. At that time, the Board will consider the possibility of matching monies given the 2013 budget.

**VI. Reports of Officers, Committees and Professional Consultants**

**A. Water**

**1. Update on Water**

**a. Scott Lehman, Board Water Consultant, Monthly Report**

Director Rexroat reported repairs and maintenance were performed on the meters and vaults this month. East Cherry Creek Valley (ECCV), the City of Aurora (COA) and HEB HOA personnel were part of the process and all current repairs are in compliance with COA's regulations. Director Rexroat addressed a potential issue with the drain(s) in the north well and stated he is researching solutions. He explained when the initial trenches for the pipelines were dug; the valve was installed 16 ft. below ground level and *turned off*. Should the vault flood this would present a problem and this is the issue he is trying to avert. Roe Sherbert, HEB HOA Grounds Manager, repaired the fence and hardware on the north well due to an attempted break-in. Security of the wells is a priority however Director Rexroat explained personnel from ECCV, COA, and Xcel Energy need access to the wells which limits the type of security allowable.

Director Geiger suggested appointing a "Water Rate Committee" consisting of Directors Coker, Rexroat and Geiger to determine water costs for 2013. The Board approved this request.

Director Simner reported a joint meeting to discuss water with HEB HOA Board has not yet been established.

Directors Meyer and Geiger will meet to discuss how the Board can formally recognize Director Rexroat's expertise and work regarding the Boards Water Enterprise system.

**B. Landscaping**

**1. Eagle Bend Marketplace/Northwest Project – "Demonstration Garden"**

**2. South Aurora Parkway**

Director Simner met with Will Medellin of TerraCare to review the District's contract and actions to be taken regarding fall/winter maintenance of the shade sails and all plant material. Director Simner suggested an addendum outlining maintenance of the sails be drafted and added to the current contract. After a short discussion regarding replacement and storage of the sails, Director Rexroat made a motion allowing Director Simner to investigate renting a storage unit with an annual cost not to exceed \$750 per year. Director Coker seconded the motion. The motion was unanimously approved. It was strongly suggested that Director Simner take pictures and/or a video of TerraCare removing the shade sails, as each sail is unique in dimensions therefore not interchangeable. Per Director Simner, TerraCare will perform: **1.)** fall cleanup of all plant material the end of October; **2.)** install valves on all meters to protect them from winter damage; and **3.)** conduct winter watering in December. It was noted that the District sprinklers are shut down the third week in October.

Director Coker expressed his concern regarding the lack of maintenance on several center medians as well as the entrance to the demonstration garden. He stated that many of the plants in these areas need to be replaced and are under warranty to do so. In addition, several trees were to be replaced this past spring and TerraCare did not do so. The documentation between TerraCare and Director Coker outlining plant and tree replacement will be addressed.

**C. Communications**

### **1. Fall Newsletter & Website**

Articles for the newsletter are due no later than October 15<sup>th</sup> to Director Geiger. Information from the County Assessor's office is being accessed in order to update the current newsletter mailing list.

Director Geiger stated all websites under American Disabilities Act (ADA) must be blind accessible; he is investigating this matter as it relates to the District's website.

#### **D. Legal**

#### **E. Treasurer's Report**

##### **1. Update of 2013 Budget (Draft)**

Director Coker reported he is working on the 2013 budget and will seek input from all Directors. A discussion ensued regarding need for a process concerning delinquent payments with the Board authorizing Director Coker to seek legal counsel on this issue. The matter of insurance was discussed and all coverage will be finalized by Oct. 15, 2012.

### **VII. Unfinished Business**

#### **A. Continued discussion re: Alternate Management**

Directors Geiger and Coker reported they are refining the list of District management duties and responsibilities. Director Geiger stated Simmons & Wheeler PC will remain the District's accounting firm regardless of the outcome.

#### **B. Licensing Agreement re: Eagle Bend Market Place Sidewalk/ Bob Simons**

Director Simmer made a motion to approve the Licensing Agreement between EBM Properties LLC and Eagle Bend Metro District #2. The motion was seconded by Director Geiger. The motion was unanimously approved.

#### **C. Information learned from Special District Association (SDA) Annual Conference**

All Directors stated the SDA conference was informational as well as beneficial for networking.

### **VIII. Adjournment**

The meeting ended at 12:23 pm.

**The next regular meeting will be held October 25, 2012**