

EAGLE BEND METROPOLITAN DISTRICT # 2

<http://www.eaglebendmetro.com>

Monthly Meeting

Heritage Eagle Bend Clubhouse

23155 E. Heritage Parkway, Aurora, Colorado 80016

Date: December 13, 2012

10:00 am

MINUTES

I. Call to Order

The Regular meeting was called to order at 10:01 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. Director Geiger reminded each Director to update their Conflict Statements for 2013.

III. Approval of Consent Items

A. Agenda for December 13, 2012

B. Minutes from October 25 and November 8, 2012

C. Check Register for December 2012

Director Coker made a motion to approve the following consent items with minor changes: December 13, 2012 agenda with the addition of the approval of the Wagner & Barnes, PC engagement letter, October 25 Minutes and the December payables with checks #1892-1897 with checks #1881-1891 to be ratified. One correction to the November 8, 2012 Minutes was made. The motion was seconded by Director Simner. The motion was unanimously approved.

IV. Public Input, self-introduction by guests

Four members of the public introduced themselves which included two HEB Master Association Board members and Zac Versluis, Water Conservation Specialist, City of Aurora. George Arellano, HEB resident, complimented the Board and suggested the Board consider: 1.) reducing the mill levy for 2013 and 2.) hiring a bilingual person to oversee their landscaping projects.

V. New Business and Special Orders

A. No New Business or Special Orders at this time.

VI. Reports of Officers, Committees and Professional Consultants

A. Treasurer's Report

1. Approval of Wagner Barnes, PC Engagement Letter

Director Coker made a motion to approve the Wagner Barnes letter of engagement which directs Wagner Barnes to perform the District's financial audit. Director Rexroat seconded the motion. The motion was unanimously approved. All Special Districts are required by law to conduct an annual audit which is then filed with the State.

Director Coker reported he met with City of Aurora (COA) personnel informing them of the underground

A. Treasurer's Report continued

drainage issues within Filing 9. He stated the COA is supportive of moving forward to solve the issue with Director Coker estimating the project will be completed this spring.

B. Water

1. Update re: Wells and Maintenance

Copies of Director Rexroat report entitled, "*December 10, 2012 Year End Summary*" were distributed. Water use for 2012 was approximately 13% higher than the previous two years. Several maintenance and repair issues are being conducted on the North Well. An aeration system has been installed in the pond to alleviate the growth of micro-organisms. See Report for more detail.

C. Landscaping

1. Update re: Demonstration Garden & City Joint Programs for 2013

2. Update re: South Aurora Parkway

Director Coker gave a brief history of the Board's eight year partnership with the COA. Zach Versluis, COA Water Conservation Specialist, complimented the District for their vision regarding: **1.)** landscaping for the future; **2.)** water conservation and **3.)** participating in the grant rebate program. Mr. Versluis stated he has received calls from non-HEB residents complimenting the garden and he believes the xeriscape garden is a model for other HOA's in Aurora. He would like to hold meetings at the HEB Clubhouse in order to use the demo garden as a teaching tool with attendees participating in a walking through of the area. Director Simner will work with Mr. Versluis to develop a process for moving forward. Mrs. Patsy Wagner, HEB HOA Facilities & Grounds liaison to the Metro District, asked to be a part of this process. In closing, Mr. Versluis stated, "Your investment of the park is paving the way for the future because the outlook of water is not good over the next few years." Mr. Versluis was asked to write an article for the January newsletter. Director Simner volunteered to contact the HEB Garden Club "Busy Bloomers" regarding their potential participation in this project.

A short discussion regarding "smart clocks" was held with Mr. Versluis stating they are only as good as the "management of such."

Director Simner met with Will Medina of TerraCare and reported the following landscape maintenance has been completed: **1.)** fall clean up, **2.)** winter watering; **3.)** wrapping of the trees and **4.)** fertilization. Maintenance to be conducted this winter includes: **1.)** inspection of trees and plants by TerraCare arborist; and **2.)** spraying of weeds. Work for spring 2013 is as follows: possible installation of tables for eating, replacing tree(s) and planting tall grasses within the entrance area. The recently installed walkway will be monitored for possible wash out areas.

Director Simner presented an email from Greg Coleman (12.12.12) regarding water invoices. The formal agreement previously established between the Metro District and Bob Simon, co-owner of EB Marketplace commercial area, needs to be reviewed.

D. Communications

1. Update re: January Newsletter & Website

Director Geiger assigned newsletter topics to Directors Rexroat, Simner and Coker. Articles are to be submitted to Director Geiger no later than January 4, 2013.

E. Legal

No information at this time.

VII. Unfinished Business

A. Continued discussion re: Alternate Management

Director Geiger requested each Director to determine how much time is spent on their individual projects and/or tasks. Director Geiger will use this information to determine cost projections should the Board move toward securing a management company.

A. Continued discussion re: Alternate Management continued

Director Coker stated he would like to nominate Director Rexroat for the Special District Association Distinguished Board Member Award fall 2013.

B. Executive Session re: Contract Negotiations

Director Geiger stated, "I move to go into executive session for the purposes of discussing negotiations pursuant to CRS 24-6-402(4) (e)." The motion was seconded by Director Coker. The motion was unanimously approved. Director Geiger continued, "An executive session meeting of the Eagle Bend Metropolitan District #2 is convened at 10:55 am on December 13, 2012 for the sole purpose of discussing drainage issues to CRS 24-6-402(4)(e). Attending are: Directors Geiger, Meyer, Coker, Simner, and Board Recording Secretary Audrey Davie." The Board noted that a recording device was not present and the executive session was immediately adjourned. The Board then engaged in a general discussion concerning a proposed contract with Mulhern MRI. Director Coker made a motion to approve the addendum to the contract/letter as received from Mulhern MRI with no more than \$ 18,000 to be spent over the next 90 days regarding Filing 9 drainage issues. Director Meyer seconded the motion. The motion passed 4-0 with Director Simner abstaining from the vote.

VIII. Adjournment

Invitations to the Board's holiday party were distributed. The event will be held January 24, 2013. The meeting ended at 11:40 am.

The next regular meeting will be held January 24, 2013