

EAGLE BEND METROPOLITAN DISTRICT # 2

<http://www.eaglebendmetro.com>

Monthly Meeting

Heritage Eagle Bend Clubhouse

23155 E. Heritage Parkway, Aurora, Colorado 80016

Date: January 24, 2013

10:00 am

DRAFT MINUTES

I. Call to Order

The Regular meeting was called to order at 10:03 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 January 24, 2013

B. Check Register for January 2013

C. Approve Minutes for December meeting

Director Coker made a motion to approve the following consent items: January 24, 2013 agenda with the addition of agenda item, "Section B – Outside Activities," December 13, 2012 Minutes and the January payables with checks #1916-1926 with checks #1898-1915 to be ratified. The motion was seconded by Director Simner. The motion was unanimously approved 5-0.

IV. Public Input, self-introduction by guests

Three members of the public introduced themselves, including Patsy Wagner, Heritage Eagle Bend (HEB) Master Association Board member.

V. New Business and Special Orders

A. Mapping proposal

Director Rexroat explained Genus Zero is a software system which would be very beneficial to the District. This GIS-web system would identify: locations of the pipeline, wells and water meters, depth of each well, and water output. In addition, the District's various landscape projects could be mapped with information regarding all plant materials. The software allows for specific information, notations and/or requests to be made thus enhancing communication between the Board and its contracted landscapers and/or contractors. After discussing the proposal, Director Rexroat made a motion to approve the Genus Zero contract for mapping the District's water systems. Director Meyer seconded the motion. Director Geiger amended the original motion in order to adopt the entire contract involving mapping of the District's water systems and landscape projects in the amount of \$7500 with a monthly fee of \$200. Director Coker seconded the motion. The motion was unanimously approved 5-0.

B. Outside Activities

Director Geiger stated some Directors are involved in outside activities which are important to the Board. Traditionally Board members were reimbursed for attending such activities therefore; Director Geiger made a motion to approve the continuation of reimbursement for such. Director Coker seconded the motion. The motion was unanimously approved 5-0.

VI. Reports of Officers, Committees and Professional Consultants

A. Senior Vice President

Director Coker reported the following: Arapahoe Road has been funded for expansion; a fly over near I-70 is being constructed; and the light rail is expanding along I-225.

B. Vice President of Water Operations

Director Rexroat reviewed his written report and stated all maintenance to the wells should be completed by March. A discussion ensued about the purchase price of the District's water. The City of Aurora (COA) has advised the District to raise their rate as it is not comparable to the COA's pricing structure. Should other entities want to pursue drilling for their own water, the cost to do so would be \$1.5 million+.

C. Vice President of Landscape Maintenance

Director Simner reported James Fletcher of Ridgeview, Management PCMS, stated the address identification project is still desired but complications have delayed their progress – communication will continue. Director Simner will: **1.)** reschedule his meeting with Frank Massey, president of Creekside HOA and **2.)** schedule a meeting with Bob Simon, co-owner of the Eagle Bend Marketplace, to clarify ownership of specific water meters and taps (COA vs. District), and the resulting water charges of such.

D. Treasurer

The Financial Statements dated December 31, 2012 were included in the Directors packets with Director Coker stating the audit will list the year-end budget figures. Director Coker made a motion to accept to unaudited "Financial Statements dated December 31, 2012". Director Simner seconded the motion. The motion was unanimously approved 5-0.

E. Communications

Director Geiger asked all Directors to review their areas of responsibility as posted on the website. Any updates must go to the District's webmaster via Audrey Davie. Articles written by Director Meyer and Zach Versluis, COA Water Conservation Specialist will be included in the upcoming newsletter.

F. Legal

No information at this time.

VII. Unfinished Business

A. Update on underdrain repair project

An agreement entitled, "Underdrain Repair and Maintenance Agreement," drafted by legal counsel was emailed to all Directors for their review prior to the meeting. The Board received several questions from the HEB Master Association's (HEB MA) legal counsel concerning the Agreement. After discussion, it was further confirmed that liability in connection with the underdrain and its ownership and continued operation and maintenance would be assumed by the HEB MA. Director Coker stated the District's engineer is meeting with COA personnel this week to review the project, with bidding for the project to begin in February. In conclusion and subject to final review of Directors Geiger and Coker, Director Geiger made a motion to **(1)** approve the plans for the repair of the underdrain project, as prepared by Mulhern Engineering, **(2)** submission and award of bids for a contractor to undertake the work, subject to a cost not to exceed \$200,000 which includes fees including but not limited to: legal, permits, and all engineering charges; and **(3)** execution of the final form of the Underdrain Repair and Maintenance Contract. The District will receive payment of \$10 from the HEB MA with Directors Geiger and/or Coker executing the final contract. Director Coker seconded the motion. The motion was unanimously approved 5-0. **Note:** The final construction contract will not be signed until the COA approves the project, a contractor is chosen based upon public bids received and the final cost does not exceed \$200,000.

Public Comments: Two members of the audience thanked the Board for their motion.

B. Continued discussion re: Alternate Management

No information at this time.

C. Executive session if required

No information at this time.

VIII. Adjournment

The meeting ended at 11:50 am.

The next regular meeting will be held February 28, 2013

(NOTE: Director Geiger will be absent with Director Coker chairing the meeting)