

**EAGLE BEND METROPOLITAN DISTRICT # 2**

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

Monthly Meeting

Heritage Eagle Bend Clubhouse

23155 E. Heritage Parkway, Aurora, Colorado 80016

**Date: July 24, 2014**

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: Coker, Geiger, Simner, Rexroat, Arellano 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 July 24, 2014**

**B. Check Register for July**

**C. Approve Minutes for June 26, 2014**

Director Coker made a motion to approve the following consent items: July 24, 2014 agenda, June 26, 2014 minutes and the July payables with check numbers #3081-3096. The motion was seconded by Director Simner. The motion was unanimously approved 5-0. Director Coker will contact legal counsel regarding check #3082.

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

Thirteen members of the public introduced themselves which included: James Fletcher, PCMS Management Company for EB Ridgeview, Board Members from EB Ridgeview and HEBMA along with residents representing various EB Districts.

Vern Jacques, HEB resident, thanked the Board for their years of service and expressed his concerns regarding the center median on South Aurora Parkway (SAP) in front of the EB Marketplace shopping center. A discussion ensued between the Board and members of the public. Mr. Jacques petitioned the Board for financial support and read the following statement, "Eagle Bend Metro District tentatively approve \$35-50,000 or improvement of the Aurora Parkway median between Gartrell and the first entry to MarketPlace (by the Safeway gas pumps), contingent upon City of Aurora approval and an appropriate agreement with the City covering maintenance and liability." Director Simner made a motion to consider the proposal as submitted by Vern Jaques contingent upon the discussion with the City of Aurora. Director Coker seconded the motion. Upon further discussion by the Board, Director Simner withdrew his motion with the consent of the seconder. The motion was withdrawn. Director Geiger asked Director Arellano to contact Bob Broom, Ward 6 Aurora City Councilperson, regarding this on-going issue. Mr. Broom was apprised of the center median in question when he toured the HEB Community in July with Director Arellano.

**V. Unfinished Business**

**A. Update re: Aurora Family Y**

Director Coker gave a brief summary of the unsuccessful recreational bond issues/proposals in Aurora over the past several years. He reviewed the June handout entitled, "Points of Discussion for EBMD Residents to Become Members of the YMCA" as written by Kimberly Armitage, Executive Director Aurora Branch. The following four points were read: **1.)** Monthly fee charge of \$25 per home per month (and paid by the District); **2.)** EB District would have a board seat to ensure YMCA fiscal responsibility; **3.)** Renewable annually for 30 years and **4.)** All of the above are contingent on having all YMCA financing in place. Residents would only be charged if they participated in special events, lessons, and/or tournaments. Director Coker stated this is a great opportunity for small governments to participate with private enterprise as the Y will be responsible for overseeing all daily operations. See June 2014 minutes for more details regarding Mrs. Armitage's presentation.

## **V. Unfinished Business**

### **A. Update re: Aurora Family Y continued**

A major factor to be completed is the financing of the facility. The proposed cost for total build-out is \$26M. A lengthy discussion ensued between Board members and the public. Questions and statements from the public were many and varied with a focus on: 1.) the perceived value added asset of the Y which is seen as both positive and negative; and 2.) a reduction of mill levy thus individual taxes. It was noted the Board would engage in an Executive Session for further discussion regarding the Y.

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

### **A. Treasurer**

#### **1. Monthly Report**

Financial Statements dated June 30, 2014 were distributed with Director Geiger giving a brief summary. Director Arellano made motion to accept the Financial Statements as presented. The motion was seconded by Director Simner. The motion was unanimously approved 5-0.

### **B. Senior Vice President**

#### **1. Monthly Report**

Director Coker is keeping Mayor Hogan informed in the process of this activity.

### **C. Vice President of Water Operations**

#### **1. Monthly Report**

Director Rexroat reported a reduction in water sales due to heavy rains this spring/summer. The wells are undergoing standard maintenance and the ECCV telemetry is being serviced. Maintenance of the Filing 9/sump pump maintenance was delegated to the HEBMA several months ago. Personnel designated by HEBMA were properly trained regarding sump pump operation and maintenance. See report entitled "Water Report for July 2014 EBMD#2" for more details.

### **D. Vice President of Landscape Maintenance**

#### **1. Monthly Report**

Heavy rains caused some areas to be washed out so Director Arellano and Keesen Landscape attended to this task. The entrance monument to EB Creekside is scheduled for completion this August.

### **E. Vice President of Communications**

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

Director Simner reported the newsletter has been mailed out. The website is regularly updated.

### **F. Legal**

No information at this time.

### **G. President's Issues**

The annual Special District Association (SDA) Conference is in Keystone September 10-12<sup>th</sup>. Director Coker made a motion stating Directors Coker, Rexroat, Geiger and Recording Secretary will attend the conference. Director Rexroat seconded the motion. The motion was unanimously approved 5-0.

Director Simner inquired as to when the Election of Officers would occur with Director Arellano requesting the election be slated for the next regular meeting August 28, 2014.

## **VII. New Business and Special Orders**

### **A. James Fletcher, PCMS, Ridgeview Community Representative re: Cost-Share Project**

Mr. Fletcher gave the following update: 1.) the address monument project is progressing and City approval is being sought; and 2.) detention pond plants and trees are being installed with completion to occur in August. Director Arellano will work with Mr. Fletcher regarding payment for the detention pond project. Mr. Fletcher agreed to supply the Board with bi-weekly updates regarding the address monument cost share project.

Copies of a proposal by LandCare Management were distributed with Mr. Fletcher asking the Board to consider an additional cost share project for plant replacement in the amount of \$17,500. The total project estimate is \$35,000. The Board agreed to consider the plant replacement project. Secondly, Mr. Fletcher asked the Board for financial support to stain the fences within the EB Ridgeview community. This too, would be a cost-share project. Mr. Fletcher stated he would secure three bids for the Board's consideration. The District has helped with other EBHOA fence staining projects and Director Arellano went on record supporting this project.

In response to a question concerning the north side of Dry Creek leading into Ridgeview EB, it was determined that the property was within Saddle Rock Metro District and not EBMD#2.

## **VIII. Executive Session**

### **A. Negotiations**

Director Coker made the following motion, "I move to go into executive session for the purposes of discussing negotiations pursuant to CRS 24-6-402(4) (e)." Director Simner seconded the motion. The motion was unanimously approved 5-0. Digital recording of the session began. Director Geiger continued, "An executive session meeting of the Eagle Bend Metropolitan District #2 is convened at 12:10 pm on July 24, 2014 for the sole purpose of discussing negotiations pursuant to CRS 24-6-402(4) (e). Attending are Directors Coker, Geiger, Simner, Rexroat, Arellano and Board Recording Secretary Audrey Davie." After discussion was completed, the Board did not adopt any proposed policy, position, resolution, rule, regulation, or formal action. The executive session meeting was adjourned at 1:25 pm on a motion by Director Rexroat, seconded by Director Simner and passed on the affirmative vote of five members.

Director Coker made a motion to spend up to \$5000 in legal fees and other matters with respect to the Y project. The motion was seconded by Director Rexroat. The motion was unanimously approved 5-0

### **IX. Adjournment**

The meeting ended at 1:35 pm.

**The next regular meeting will be held August 28, 2014**