

EAGLE BEND METROPOLITAN DISTRICT # 2

<http://www.eaglebendmetro.com>

Monthly Meeting

Heritage Eagle Bend Clubhouse

23155 E. Heritage Parkway, Aurora, Colorado 80016

Date: September 25, 2014

10:00 am

MINUTES

I. Call to Order

The regular meeting was called to order at 10:10 am by Director Geiger. In attendance were Directors: Geiger, Simner, Rexroat, Arellano and Board Recording Secretary Audrey Davie. Director Coker's absence was excused.

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 25, 2014

B. Check Register for September

C. Approve Minutes for August 28, 2014

Director Rexroat made a motion to approve the following consent items: September 25, 2014 agenda, August 28, 2014 minutes, September payables with check numbers #3113-3123 and checks #3111-3112 to be ratified. The motion was seconded by Director Simner. The motion was unanimously approved 4-0.

IV New Business and Special Orders

A. Matt Crane, Arapahoe County Clerk and Recorder

Matt Crane, Arapahoe County Clerk and Recorder delivered a presentation entitled, "Arapahoe County 2014 General Election". Information included: timelines, mail-out ballot process, polling places and new election services offered such as "Ballot Track". The HEB Clubhouse will be a drop-off location as well as a physical polling place starting November 1, 2014. Mr. Crane suggested that voting early could reduce the number of political phone calls received. After the presentation Mr. Crane fielded questions from the public which included but were not limited to: **1.)** A photo ID is not required by the State of Colorado to vote; **2.)** Cost of election is approximately \$2.1 million; **3.)** Mail ballots constitute 90%+ of the votes cast; and **4.)** Processes are in place to eliminate "double voting". Additional election information can be obtained via: www.ArapahoeVotes.com.

Copies of the booklet entitled, "Arapahoe County Clerk and Recorder's Office, What We Can Do For You" were distributed with additional copies placed in the HEB Clubhouse Library.

V. Public Input, self-introduction by guests

A. Statutory public comments (comments limited to 3 minutes per speaker)

Eight members of the public introduced themselves which included EB Ridgeview HOA President. Director Geiger was asked to forward the "Arapahoe County 2014 General Election" presentation to the HEB Office for possible distribution through the community's E-Blast News.

VI. Unfinished Business

A. Update re: Aurora Family Y

Director Geiger reported the District is waiting for the Y to respond to a submitted Term Sheet. Results of the Y's response will be shared with the Board prior to voting on this issue.

VII. Reports of Officers, Committees and Professional Consultants

A. Treasurer

1. Monthly Report

No report at this time due to Director Coker's absence; however a short exchange regarding the refinancing of the 2015 callable bonds was held.

B. Senior Vice President

1. Monthly Report

No report at this time.

C. Vice President of Water Operations

1. Monthly Report

Director Rexroat stated the District's 2014 water sales are much lower when compared to the last several years. As of August, the East Cherry Creek Valley (ECCV) pipeline accounts for only 8% of the District's water supply. Due to Xcel Energy power surges the wells have had to be restarted manually. Subsequent maintenance checks have not revealed any damage due to the surges. Xcel Energy charges for the wells cost approximately \$10,000-12,000 per month. See September 2014 Monthly Water Report for more details.

D. Vice President of Landscape Maintenance

1. Monthly Report

Director Arellano reported the shade sails will be removed in October and winter maintenance will begin in November. He thanked the Keesen Landscape Water Tech for his outstanding service this year.

E. Vice President of Communications

1. Newsletter & Website

The fall newsletter will be mailed out October 15th, so all articles are due to Director Geiger by the end of September. Director Geiger will contact each Director regarding content.

F. Legal

1. Update re: Subpoena HEBMA vs Lennar Homes

Director Geiger gave a brief summary of the subpoena received regarding the lawsuit concerning Lennar Homes and HEBMA. The Metro District was asked to supply documentation regarding the Filing 9/HEB North sump pump project as asked by District legal counsel White, Bear and Ankele.

G. President's Issues

No report at this time.

VIII. Executive Session

A. Negotiations Re: City of Aurora and South Aurora Parkway

Director Geiger made the following motion, "I move to go into executive session for the purposes of discussing South Aurora Parkway and the City of Aurora pursuant to CRS 24-6-402(4) (e)." Director Rexroat seconded the motion. The motion was unanimously approved 4-0. Digital recording of the session began. Director Geiger continued, "An executive session meeting of the Eagle Bend Metropolitan District #2 is convened at 11:45 am on September 25, 2014 for the sole purpose of discussing South Aurora Parkway pursuant to CRS 24-6-402(4) (e). Attending are Directors 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 other than a agreeing to prepare and deliver a response to Bill McCormick's email to the Board. The executive session meeting was adjourned at 11:53 am on a motion by Director Geiger, seconded by Director Simner and passed on the affirmative vote of four members.

IX. Adjournment

The meeting ended at 12:11 pm.

The next regular meeting will be held October 23, 2014