

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
EAGLE BEND METROPOLITAN DISTRICT NO. 2
HELD
APRIL 23, 2015

A regular meeting of the Board of Directors of the Eagle Bend Metropolitan District No. 2 was held on April 23, 2015 at 10:00 a.m. at the Heritage Eagle Bend Clubhouse, 23155 East Heritage Parkway, Aurora, Colorado 80016. The meeting was open to the public.

Attendance

In attendance were the following Directors:

Larry Geiger
Tom Coker
Rex Rexroat
Bruce Simner
George Arellano

Also in attendance were:

Denise Denslow, and Shannon Torgerson; CliftonLarsonAllen LLP ("CLA")
John Simmons; Simmons and Wheeler, P.C.

Call to Order

Director Geiger called the meeting to order at 10:00 a.m.

Declaration of
Quorum/Director
Qualifications/
Disclosures of
Conflicts

Director Geiger declared that there was a quorum and that all Board members were qualified to serve. The Board discussed the requirements of Colorado law to disclose any potential conflicts of interest or potential breaches of fiduciary duty of the Board of Directors and to the Secretary of State. The members of the Board were requested to disclose any potential conflicts of interest with regard to any matters scheduled for discussion at this meeting, and incorporated for the record those applicable disclosures made by the Board members prior to this meeting in accordance with Statute. It was noted by the Board that disclosures of potential conflicts of interest statements for all directors have been filed with the Secretary of State's office prior to this meeting and that no additional conflicts were disclosed at the meeting.

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Approval of Consent Items

- A. Agenda for April 23, 2015
- B. Minutes for March 26, 2015
- C. Current Claims

Following discussion, upon a motion duly made by Director Coker, seconded by Director Arellano and, upon vote, unanimously carried, the Board approved the Agenda for April 23, 2015, the minutes for March 26, 2015 and the current claims represented by check numbers 3204 through 3219 totaling \$9,995.48.

Public Comments

The Board received public comments.

Old Business

None.

Reports

- A. Treasurer – Monthly Report

Mr. Simmons reviewed the unaudited financial statement for the period ended March 31, 2015 with the Board of Directors. Following discussion, upon a motion duly made by Director Simner, seconded by Director Rexroat and, upon vote, unanimously carried, the Board accepted the unaudited financial statement for the period ended March 31, 2015. The Board requested the financial statements be uploaded to the website. The Board requested that Sam Sharp be invited to attend the May 21, 2015 Board meeting to discuss bonds.

- B. Senior Vice President – Monthly Report

Director Coker discussed outreach opportunities with the City of Aurora and Arapahoe County and the need for the Eagle Bend community to remain involved. Director Coker reported on the Aurora Leadership Golf Tournament, being held at Eagle Bend on June 18, 2015 and recommended that the District sponsor a team of four at the cost of \$600.00 as a means of showcasing the community. He noted that he believes it would be a good thing for the Association's to consider as well. Discussion followed.

- C. Vice President of Water Operations – Monthly Report

Director Rexroat gave a report on water consumption and explained the electricity demand allocation. All of the wells need to be up and running, as

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the Heritage Eagle Bend golf course will draw down the water level in the pond. The East Cherry Creek Valley line will be up and running next week. There is a meeting at Director Rexroat's home to review a possible third water source on Tuesday, April 30th, 2015 at 10:00 a.m. Director Rexroat explained the well drilling process to the audience. The District then needs to get the water from the well to the pond. He noted that without the third water source, in five years sustaining the golf course could be difficult.

D. Vice President of Landscape Maintenance – Monthly Report

Director Arellano reported on the landscape maintenance start up. He also mentioned that potential projects in Ridgeview. Director Arellano walked through the schedule for planting and installation of the sails at the Xeric garden. Discussion followed regarding the Genis Zero mapping project and noted that it needs to be amended to match the City of Aurora's system for ease of use. Director Arellano discussed the District hosting a community get together for the HOA's and District.

E. Vice President of Communications – Newsletter and Website

Director Simner stated that the deadline for all newsletter articles in April 25, 2015. The Board discussed the Carbonite service provided to the individual Board members for email and computer security.

F. Legal

None.

G. President's Issues

Director Geiger requested that Directors Arellano and Rexroat attend the Special District Water Conference being held in May 2015.

H. Manager Issues

a. Review and Consider Approval of the Revised Annual Administrative Matters Resolution

Ms. Denslow reviewed the changes made to the Annual Administrative Matters Resolution with the Board. Following discussion, upon a motion duly made by Director Arellano, seconded by Director Simner and, upon vote, unanimously carried, the Board approved the Revised Annual Administrative Matters Resolution as presented.

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- b. Discuss and Consider Approval of Board Member Attendance at Annual Special District Association Conference

Following discussion, upon a motion duly made by Director Arellano, seconded by Director Rexroat and, upon vote, unanimously carried, the Board approved Board Member attendance at the Annual Special District Association conference due to the long term benefits in provides to the District and Board members. Discussion ensued regarding reservations, etc. and it was determined each Board member will contact CLA with reservation preference.

- c. Review and Consider Adoption of Resolution No. 2015-04-23 Resolution of the Board of Directors of the Eagle Bend Metropolitan District No. 2 Designating the District's 24-Hour Posting Locations

Following discussion, upon a motion duly made by Director Coker, seconded by Director Geiger and, upon vote, unanimously carried, the Board adopted Resolution No. 2015-04-23 Resolution of the Board of Directors of the Eagle Bend Metropolitan District No. 2 Designating the District's 24-Hour Posting Locations.

- d. Review and Consider Approval of Landscape Enhancement Services (Spring Plant Replacements) with Keesen Landscape Management in the Amount of \$5,064.00

Following discussion, upon a motion duly made by Director Arellano, seconded by Director Rexroat and, upon vote, unanimously carried, the Board approved the spring plant replacements to be done by Keesen Landscape Management in mid-May 2015 at a cost of \$5,064.00.

- e. Discuss CliftonLarsonAllen LLP Contract/Transition

The Board advised those present that it would need to convene in Executive Session to receive discuss contract negotiations.

Pursuant to Section 24-6-402(4), C.R.S., upon a motion duly made by Director Coker, seconded by Director Rexroat and, upon an affirmative vote of at least two-thirds of the quorum present, the Board convened in Executive Session at 11:30 a.m. for the purpose of contract negotiations and personnel matters.

Furthermore, pursuant to Section 24-6-402(2)(d.5)(II)(B), C.R.S., no record will be kept of those portions of the Executive Session that, in the opinion of

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the Board's attorney(s), constitute privileged attorney-client communication pursuant to Section 24-6-402(4)(b), C.R.S.

Following a motion duly made by Director Roxroat, seconded by Director Simner and, upon vote, unanimously carried, the Board reconvened in to public session at 12:05 p.m.

No action was taken as a result of the discussions held during Executive Session.

New Business

None.

Next Meeting

A. Confirm Quorum for Next Board Meeting to be Held Thursday, May 21, 2015 at 10:00 a.m. at the Heritage Eagle Bend Clubhouse

The Board confirmed the intent of a quorum for the next Board meeting, to be held Thursday, May 21, 2015 at 10:00 a.m. at the Heritage Eagle Bend Clubhouse.

Adjournment

Upon a motion duly made by Director Simner, seconded by Director Coker and, upon vote, unanimously carried, the Board continued the meeting at lunch where no action was taken.

Upon a motion duly made by Director Simner, seconded by Director Coker and, upon vote, unanimously carried, the Board adjourned at 2:00p.m.

Respectfully submitted,



Secretary for the Meeting