
MINUTES OF A REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
EAGLE BEND METROPOLITAN DISTRICT
HELD
September 21, 2017

A regular meeting of the Board of Directors of the Eagle Bend Metropolitan District was held on September 21, 2017 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 Dee Moore
George Arellano
Ed Malone
Rex Rexroat

Also in attendance were:

Denise Denslow and Kim Herman; CliftonLarsonAllen LLP ("CLA")
Casey Lekahal; White Bear Ankele Tanaka & Waldron
Mark Chambers; Simmons & Wheeler, P.C.
Dan Dickson; Keesen Landscape
Irv Reinke; 22852 E. David Place
Johnny Watson; 7871 S. Duquesne Way
Bob Harston; 7976 S. Shawnee
Reed Ahlquist; 22282 E. Canyon Place

Call to Order

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

Declaration of
Quorum/Director
Qualifications/
Disclosures of
Conflicts

Ms. Denslow 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.

Upon a motion duly made by Director Arellano, seconded by Director Rexroat and upon a vote, unanimously carried, the Board excused the absence of Director Gruber.

Approval of
Consent Items

- A. Agenda for September 21, 2017
- B. Minutes for August 17, 2017 Board Meeting
- C. Approval of September 2017 Claims

Director Arellano requested that the "Approval of September 2017 Claims" be removed from the consent agenda for additional discussion. Following discussion, upon a motion duly made by Director Rexroat, seconded by Director Malone and, upon vote unanimously carried, the Board approved the agenda for September 21, 2017 and the meeting minutes for August 17, 2017.

Following discussion, upon a motion duly made by Director Malone, seconded by Director Rexroat, the Board accepted the September 2017 Claims. Director Arellano opposed.

Public
Comments

Director Arellano informed attendees of a meeting being held that evening by Heritage Eagle Bend to discuss potential clubhouse repurposing.

Mr. Reinke asked if the Metropolitan District can support a City Council candidate. Mr. Lekahal reported that Governmental Entities do not typically get involved in City Council elections.

Financial Items

- A. August 31, 2017 Financials

Mr. Chambers reviewed the August 31, 2017 Financials with the Board Following discussion, upon a motion duly made by Director Arellano, seconded by Director Malone and upon a vote, unanimously carried, the Board accepted the August 31, 2017 Financials.

Ms. Denslow requested that Mr. Chambers circulate the final audit and he agreed.

B. Schedule 2018 Budget Working Session

Director Moore discussed the Gallagher changes and Mr. Chambers stated that he will note in the draft budget. Ms. Herman will email the Board to schedule the 2018 Budget Working Session at the offices of CliftonLarsonAllen LLP.

Water
Operations

A. Monthly Report

Director Rexroat provided the monthly water operations report to the Board. He reported that ECCV used 3 days for the well repair. He stated he is coordinating with Mr. Sherbert and Mr. Blum to ensure the wells and the pond to keep levels correct. Director Rexroat reviewed the utility notifications with the Board. He stated that notifications are increasing due to construction.

Director Arellano asked if the District needed a water attorney. Director Rexroat confirmed and reported that one will be presenting later in the meeting during Executive Session. Director Arellano asked from which funds the charges for water are being paid. Mr. Chambers stated that charges for water are being paid out of the Well and Irrigation Water Enterprise and the expenses for management and accounting are divided between the General Fund and the Water Enterprise Fund.

B. Consider Adoption of Resolution concerning the Imposition of 2018 Water Rates

Mr. Lekahal reviewed the resolution with the Board. Director Rexroat reported the software currently used by Heritage Eagle Bend does not connect with Eagle Bend MD's software and upgrades will be needed to continue to work towards water conservation and watch water usage. Ms. Denslow reported Heritage Eagle Bend has receive a copy of the Resolution and the study completed by TZA and had not send in any comments.

Upon a motion duly made by Director Malone, seconded by Director Rexroat and upon a vote, unanimously carried, the Board adopted the Resolution concerning the Imposition of 2018 Water Rates, subject to the addition of conservation and usage reports continuing to be sent to Heritage Eagle Bend.

C. Water Sustainability

Director Moore reviewed options for the 3rd well or the potential pipeline with South Platte Water with the Board. He stated that his belief is that

diversifying sources is best plan but reported that no decisions have been made.

Landscape
Maintenance

A. Monthly Report

Director Arellano reported the fall plant health assessment and fertilization of all plant material has been completed. He stated he is working with Keesen Landscaping for the 2018 budget numbers and upcoming winter needs and having contacted the HOAs to determine any cost sharing requests for the 2018 budget. He reported that the benches are being stained next week for preventative maintenance and the sails will come down mid-October. Director Arellano reported contacting the city to discuss median changes along Aurora Parkway to ensure the irrigation was not negatively affected.

Traffic
Safety

A. Update regarding Traffic Light IGA with the City

Mr. Lekahal reported that the city approved the Traffic Light IGA on August 24, 2017 and the Mayor has signed the agreement. The next step is to go to bid. Mr. Lekahal will provide numbers to the Board once they are received.

Mr. Chambers reported the District had spent \$2,500 to date on legal for the traffic light.

Business
Development

A. Other

None.

Manager Issues

A. Other

Ms. Denslow updated the Board on the details that were found regarding the land parcel that was offered to Eagle Bend MD with the Board and reported that based on findings there was no reason to accept the offer. The offer was declined.

Legal Items

A. Executive Session to Receive Attorney Advice and Discuss Contract Negotiations with the City of Aurora Concerning Water Issues Pursuant to C.R.S. Sections 24-6-402(4)(b) and (e)

Upon a motion duly made by Director Malone, seconded by Director Rexroat and, upon a vote unanimously carried, the Board entered into Executive Session at 11:11 a.m.

Upon a motion duly made by Director Malone, seconded by Director Moore and, upon a vote unanimously carried, the Board exited Executive Session at 12:07 p.m.

B. Other

None.

Next Meeting

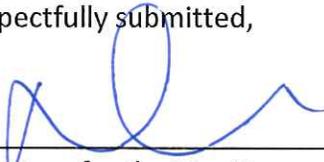
Confirm Quorum for the Next Regular Board Meeting to be Held Thursday, October 19, 2017 at 10:00 a.m. at the Heritage Eagle Bend Clubhouse

The Board confirmed the intent of a quorum for the next Board meeting, to be held Thursday, October 19, 2017 at 10:00 a.m. at the Heritage Eagle Bend Clubhouse.

Adjournment

Upon a motion duly made by Director Malone, the Board adjourned the meeting at 12:08 p.m.

Respectfully submitted,



Secretary for the Meeting