

**MINUTES OF A REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
EAGLE BEND METROPOLITAN DISTRICT
HELD
AUGUST 16, 2018**

A regular meeting of the Board of Directors of the Eagle Bend Metropolitan District was held on August 16, 2018 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 Moore
George Arellano
Ed Malone
Will Schippers

Also in attendance were:

Denise Denslow, Wendi McLaughlin & Jerel Sangster;
CliftonLarsonAllen LLP (“CLA”)
Casey Lekahal; White Bear Ankele Tanaka & Waldron
 (“WBA”)
Mark Chambers; Simmons & Wheeler
Brit Abney; TZA
Mark Rumlow; Creekside HOA President
John McCracken; Resident
Irv Reinke; Resident
Johnny Watson; Resident

Call to Order

Director Moore called the meeting to order at 10:01 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.

Approval of
Consent Items

- A. Agenda for August 16, 2018
- B. Minutes for July 27, 2018 Board Meeting

Upon a motion duly made by Director Schippers, seconded by Director Malone and, upon vote, unanimously carried, the Board approved the August 16, 2018 agenda, subject to moving the Current Claims to V. Financial Items and adding acknowledgement of Director Watson's resignation.

Upon a motion duly made by Director Malone, seconded by Director Arellano and, upon vote, unanimously carried, the Board approved the July 27, 2018 meeting minutes, subject to revisions under the "Water Operations" section.

Public Comments

A resident inquired about vacancies on the Board. Mr. Lekahal reported the Mr. Watson resigned due to his recent appointment to City Council, and that the vacancy will be discussed later in the meeting.

Financial Items

- A. Approval of Current Claims

Mr. Chambers reviewed the current claims with the Board. Director Arellano inquired into duplicate attendance of CLA employees at meetings. Ms. Denslow informed the Board that CLA does not charge the district for time where more than one district management team member is at a meeting. For instance, if there are two people attending the board meeting, the CLA invoice will only reflect time for one person.

Director Arellano inquired about the status of the District website. Ms. Denslow requested further input from the Board regarding District website expectations. Mr. Chambers noted the importance of accessible archives.

Upon a motion duly made by Director Schippers, seconded by Director Malone and, upon vote, unanimously carried, the Board accepted the claims for a total of \$10,005.73, as presented.

Water Operations

- A. Monthly Report

Mr. Abney provided an update on water operations to the Board. It was noted that rainfall saved approximately 5 million gallons in water consumption. He also noted that the Buchanan tap is still running.

- B. Water Sustainability

Mr. Lekahal reported the city of Aurora approved the IGA and is currently circulating the document for signatures. Director Moore reported that the agreement, which was approved at the May 11th, 2018

Board Meeting, does not prevent the District from drilling a third well, if needed. Director Moore further reported that Carollo is on schedule, and the design should be ready to go to bid in the fall.

C. Other

Discussion ensued regarding the IGA and potential rumors in the community regarding the alternative water source. The Board will consider a community meeting once the project bidding is complete.

Landscape
Maintenance

A. Monthly Report

Director Arellano provided a landscape update to the Board. Additionally, Director Arellano expressed his concerns regarding clearance of the median in South Gartrell Road.

Director Malone reported an email received from a resident, stating he was upset with watering and weeds in his area. Director Arellano clarified that the area in question is not the responsibility of the Metropolitan District.

B. Other

Director Arellano received an estimate of \$47,000 from Creekside for 2019 projects. No Action was taken at this time, but it will be reflected in the draft budget.

Traffic Safety

A. Update on the Gartrell Traffic Light

Ms. Denslow provided an update on the Gartrell traffic light to the Board, noting that the District has already paid their responsibility of \$179,000. The start date for this project is currently August 27th.

B. Other

The Board inquired as to whether or not the light will have a sensor. Ms. Denslow will follow up with the City of Aurora for confirmation.

Business
Development

A. Other

Mr. Johnny Watson provided an update regarding business developments in Aurora to the Board. Additionally, Mr. Watson noted that Safeway is currently entertaining offers and accepting bids for repurposing of the store.

Mr. Rumlow reported that a large data and technology center is being developed near I-70 and Gun Club Road.

Manager Items

A. Other

Mr. Johnny Watson submitted a formal resignation from the Board of Directors to the Board.

Upon a motion duly made by Director Malone, seconded by Director Schippers and, upon vote, unanimously carried, the Board accepted Mr. Watson's resignation.

The Board discussed vacancy procedures.

Following discussion, upon a motion duly made the Board approved establishing a committee to appoint Board vacancy. The Committee will consist of Director Arellano, Director Malone, Ms. Denslow and Mr. Reinke.

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)(e)and/or (f)

Executive Session was not needed at this time.

B. Other

The Board requested a schedule of the SDA conference.

Upon a motion duly made by Director Arellano, seconded by Director Malone and, upon vote, the Board approved appointing Director Schippers as the District representative at the annual SDA conference. Director Moore will serve as an alternate.

Next Meeting

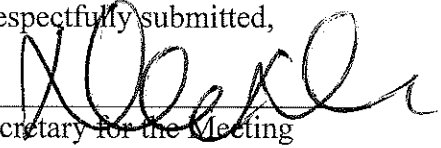
Confirm Quorum for the Next Regular Board Meeting to be Held Thursday, September 20, 2018 at 10:00 a.m. at the Heritage Eagle Bend Clubhouse

The Board confirmed a quorum for the September 20, 2018 regular board meeting at the Heritage Eagle Bend Clubhouse.

Adjournment

Upon a motion duly made by Director Moore, seconded by Director Schippers, the Board adjourned the meeting at 11:22 a.m.

Respectfully submitted,


Secretary for the Meeting