
MINUTES OF A REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
EAGLE BEND METROPOLITAN DISTRICT
HELD
FEBRUARY 15, 2018

A regular meeting of the Board of Directors of the Eagle Bend Metropolitan District was held on February 15, 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:

Rex Rexroat
George Arellano
Ed Malone
Larry Moore
Johnny Watson

Also in attendance were:

Denise Denslow & Kim Herman; CliftonLarsonAllen LLP ("CLA")
Mark Chambers; Simmons & Wheeler
Irv Reinke; Resident
Will Schippers; Resident
Bob Harsten; Resident

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 breach 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 February 15, 2018
- B. Minutes for January 18, 2018 Board Meeting
- C. Approval of February 2018 Claims

Upon a motion duly made by Director Malone, seconded by Director Arellano and, upon a vote, unanimously carried, the Board approved the February 15, 2018 agenda, the minutes from the January 18, 2018, and the February 2018 Claims, as presented.

Public
Comments

None.

Board Vacancy

- A. Discuss Board Vacancy

Ms. Denslow informed the Board that there was one vacancy, due to Mr. Gruber's resignation. The District has only received one Self Nomination form – Mr. Johnny Watson.

- B. Consider Appointment of Mr. Johnny Watson

Upon a motion duly made by Director Rexroat, seconded by Director Malone and, upon a vote, unanimously carried, the Board approved the appointment of Mr. Johnny Watson to serve on the Board until the May 2018 Directors' election.

1. Execute Certificate of Appointment
2. Administer Oath of Office

Director Moore executed the certificate of appointment and administered the oath of office to Mr. Watson.

Ms. Herman stated that she will update the District website to remove the Board vacancy.

Financial Items

- B. Other

Mr. Chambers reported that work on the 2017 Audit will begin in late March or early April.

Water
Operations

A. Monthly Report

Director Rexroat reviewed the monthly water operations report with the Board.

B. Water Sustainability

1. Review and Consider Proposals for Engineering Services for the Gun Club Raw Water Expansion
 - a. Carollo Engineers
 - b. Calibre Engineering, Inc.

Directors Rexroat and Moore reported meeting with the City regarding potential pipeline and engineering design work. Director Moore stated proposals from both Carollo Engineers and Calibre Engineering, Inc. are included in the Board packet for review and consideration for Engineering Design Services.

Director Arellano inquired as to what the future plans for the District are and what will happen after Director Rexroat leaves. Director Moore stated that this would be a decision for the new Board of Directors to discuss. Director Arellano pointed out the importance of having the Board active with TZA.

C. Other

No additional material for the Board to consider.

Landscape
Maintenance

A. Monthly Report

Director Arellano reported that the District received \$1,825 from insurance for the accident claim. He also updated the Board that garden maintenance is in process, working with Keesen Landscaping for winter watering. Keesen will continue to watch water levels. Director Arellano reported that the city has offered funds to improve landscaping. Director Arellano suggested working with Ridgeview if the Board agrees. The Board stated they were not opposed, however did feel the responsibility was on Ridgeview to approach the District if they need assistance, not for the District to present opportunities to any of the HOAs within the District.

B. Other

Director Arellano stated wanting to move the District's landscape equipment from the rented storage unit into a new facility within the District, once built.

Traffic
Safety

A. Update regarding Traffic Light IGA with the City

Director Malone reported that there is no update regarding the traffic light IGA with the city but that everything is still on track.

B. Other

No additional material for the board to consider.

Business
Development

A. Other

Director Malone reported that there is no update at this time.

Director Moore informed the Board there will be meetings to discuss the Kings Point Development moving forward and noted it was his understanding that the Chenango Community lost the lawsuit against the project.

Manager Items

A. Other

There are no manger items to report at this time.

Legal Items

A. 2018 Election

1. Review and Consider Proposal from CRS regarding Election Services

Ms. Denslow reviewed the proposal from CRS for Election Services, noting there would also be Election Costs from the District's Legal and Management Teams.

Following discussion, upon a motion duly made by Director Rexroat, seconded by Director Malone and upon a vote, unanimously carried, the Board approved the proposal from CRS.

B. 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) and/or (f)

Upon a motion duly made by Director Malone, seconded by Director Watson and, upon a vote unanimously carried, the Board entered into Executive Session at 10:54 a.m.

Upon a motion duly made by Director Malone, seconded by Director Watson and, upon a vote unanimously carried, the Board exited Executive Session at 11:54 a.m.

Following executive session, upon a motion duly made by Director Rexroat, seconded by Director Malone and, upon a vote, unanimously carried, the Board agreed to engage with Carollo Engineers to complete the Engineering Design Work for the Water Expansion project.

C. Other

There are no other legal items to report at this time.

Next Meeting

Confirm Quorum for the Next Regular Board Meeting to be Held Thursday, March 15, 2018 at 10:00 a.m. at the Heritage Eagle Bend Clubhouse

The Board confirmed to have a quorum for the March 15, 2018 Regular Board Meeting.

Adjournment

Upon a motion duly made by Director Malone, seconded by Director Rexroat, the Board adjourned the meeting at 12:03 p.m.

Respectfully submitted,


Secretary for the Meeting