

**MINUTES OF A SPECIAL MEETING
OF THE BOARD OF DIRECTORS OF THE
EAGLE BEND METROPOLITAN DISTRICT
HELD
JULY 27, 2018**

A special meeting of the Board of Directors of the Eagle Bend Metropolitan District was held on July 27, 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
Johnny Watson

Also in attendance were:

Denise Denslow, Kim Herman & Wendi McLaughlin;
CliftonLarsonAllen LLP (“CLA”)
Kristen Bear; White Bear Ankele Tanaka & Waldron
 (“WBA”)
Mark Chambers; Simmons & Wheeler
Tom Dea; TZA
Mark Runlow; Creekside HOA President

Call to Order

Director Moore called the meeting to order at 10:02 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 July 27, 2018
- B. Minutes for June 21, 2018 Board Meeting
- C. Approval of Current Claims

Upon a motion duly made by Director Schippers, seconded by Director Malone and, upon vote, unanimously carried, the Board approved the consent agenda, as presented.

Public Comments

None.

Financial Items

- A. Review and Consider Approval of June 30, 2018 Unaudited Financial Statements

Mr. Chambers reviewed the June 30, 2018 unaudited financial statements with the Board. He reported that 98% of the property taxes have been collected and special ownership tax collection is ahead of projections.

Upon a motion duly made by Director Malone, seconded by Director Schippers and, upon vote, unanimously carried, the Board accepted the June 30, 2018 unaudited financial statements, as presented.

- B. Other

Mr. Chambers provided an update on the 2017 audit to the Board, stating that it is nearly finished; however he believes it would be beneficial for the Board to approve an extension to be filed in the event more time is needed.

Upon a motion duly made by Director Malone, seconded by Director Schippers and, upon vote, unanimously carried, the Board approved the 2017 audit extension.

Mr. Chambers provided an update on the status of the District's new bank accounts, stating that they are now open; he will work with the Directors to obtain the necessary signatures.

Water Operations

- A. Monthly Report

Mr. Dea provided an update on water operations to the Board, noting that the Buchanan tap is working well since being replaced. The Board discussed the water rate charged by the City of Aurora for use of the Buchanan tap, noting the tap has been used more often for irrigation purposes due to decreased access to the ECCV pipeline. Mr. Dea stated

there have been no known pressure changes to residents on the Buchanan line.

B. Water Sustainability

Director Moore stated that alignment for the alternative water source has been identified. The route that has been selected will run through city open space towards Red Tail Park; Arapahoe Road will not be impacted. There is a significant savings associated with this alignment. It will be done using an open trench versus boring, will save both money and time. Director Moore stated he would like to have a community meeting, as well as with block delegates, as desired, once the plans are finalized.

C. Update on July 11th Meeting with HEB – Director Moore

Director Moore, Director Watson and Ms. Denslow met with Heritage Eagle Bend on July 11th to discuss water use, operational issues, as well as the proposed pipeline project.

D. Other

None.

Landscape
Maintenance

A. Monthly Report

Director Arellano provided a landscape update to the Board. He noted the irrigation on Aurora Parkway was damaged during the apartment construction; he is working with the contractor to get the costs reimbursed. Director Arellano stated he is working with Keesen to monitor the plants and trees to ensure they are not too stressed and any replacements are paid for by the apartment developers.

Director Arellano reported the fencing project with the Creekside HOA has been completed. The District will pay the invoice and submit a request for reimbursement to the HOA for their half.

B. Other

Director Johnny Watson announced his resignation from the Board. A formal resignation to follow in writing.

Traffic Safety

A. Update on the Gartrell Traffic Light

Director Malone stated he has received questions regarding the timeline of the project as well as concern for the tunnel under Gartrell. He reported Mr. Roe Sherbert spoke with the resident who was concerned about the tunnel and explained that it is maintained by Heritage Eagle Bend and will continue to be after the light is installed.

Mr. Chambers noted the check for the District portion of the street light has been sent to the City and cashed. Ms. Denslow noted she did not have an update on the date of the installation, but that the signal poles and mast have been ordered. There is a lead time of approximately 16 to 18 weeks on the equipment.

B. Other

None.

Business
Development

A. Other

Director Malone reported speaking with Councilwoman Bergen regarding a potential user for the old Safeway space; she indicated that the intent to lease had fallen through.

Director Schippers stated a gas service station is being built on the corner of Arapahoe Road and Gartrell and is being developed by the same company who has a service station on Quincy Road by E-470.

Manager Items

A. Other

There are no manger items to report at this time.

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)

Upon a motion duly made by Director Malone, seconded by Director Schippers and, upon vote, unanimously carried, the Board entered executive session at 11:36 a.m.

Upon a motion duly made by Director Schippers, seconded by Director Malone and, upon vote, unanimously carried, the Board exited executive session at 12:22 p.m.

No actions were taken in executive session.

B. Other

None.

Next Meeting

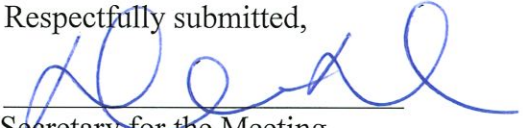
Confirm Quorum for the Next Regular Board Meeting to be Held
Thursday, August 16, 2018 at 10:00 a.m. at the Heritage Eagle Bend
Clubhouse

The Board confirmed a quorum for the August 16, 2018 regular board meeting at the Heritage Eagle Bend Clubhouse.

Adjournment

Upon a motion duly made by Director Moore, seconded by Director Malone, the Board adjourned the meeting at 12:23 p.m.

Respectfully submitted,


Secretary for the Meeting