

**MINUTES OF A REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
EAGLE BEND METROPOLITAN DISTRICT
HELD
JANUARY 17, 2019**

A regular meeting of the Board of Directors of the Eagle Bend Metropolitan District was held on January 17, 2019 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
Will Schippers
Mark Rumlow
Ed Malone

Also in attendance were:

Denise Denslow, Wendi McLaughlin & Jerel Sangster;
CliftonLarsonAllen LLP (“CLA”)
Kristen Bear; White Bear Ankele Tanaka & Waldron (“WBA”)-
Mark Chambers; Simmons & Wheeler
Tom Dea & Britt Abney; TZA Water Engineers, a Lamp Rynearson
Company (“TZA”)
Jim Kriss; Carollo
John McCracken; 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 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.

Carollo Design Update

Mr. Jim Kriss gave the Board an update on the design for the water line project. He noted that the project is progressing on schedule, and that the City of Aurora is currently reviewing the title work. Director Moore confirmed that the project design is 60% complete with an estimated cost of \$1.9 million. Director Arellano inquired about the anticipated full cost. Director Schippers noted an estimated total cost of \$2.48 million, which includes pipeline design, pipeline construction, and the amount owed to the City of Aurora for the ECCV pipeline. Director Rumlow inquired when the project would reach 90%. Mr. Kriss reported that the 60% project design was submitted to the city of Aurora for review on December 21, 2018 with a timeline of six to eight weeks for initial comments. Once comments are received, Mr. Kriss will incorporate any changes into the 90% completion project design, which will then be re-submitted to the city. The project should be ready to go to bid in the spring of 2019. Director Rumlow inquired as to the length of the construction process and Mr. Kriss confirmed that it would take six months to complete once construction begins.

Third Well Alternative Estimate

Mr. McCracken inquired as to whether board members attend the meetings between the City and Carollo; Director Moore confirmed that he and Director Schippers attend the project updates with the City.

Mr. Dea distributed a memorandum to the Board regarding the estimated costs for an alternative well. He walked the Board through the options and stated that the costs would be between \$1.5 and \$1.7 million depending on the chosen location. It was emphasized that those price estimates do not include any costs associated with procurement of water rights. After discussion, Director Moore stated that he will collect questions from the Board until February 1st and then forward these questions to Mr. Dea for review and incorporation into the report. Mr. Dea will prepare a final report by February 11th to be presented at the February 21st Board meeting.

Director Arellano inquired about the trimming of the trees that have been impeding the scada signal at the south well. TZA reported that the tree blocking the signal had been trimmed once and may ultimately need to be removed.

Director Malone inquired if there was a pump house near section 36. Mr. Dea clarified that it was a sewage lift station.

Approval of Consent Items

- A. Agenda for January 17, 2018
- B. Minutes for November 15, 2018 Board Meeting
- C. Approval of December 2018 Claims

Upon a motion duly made by Director Rumlow, seconded by Director Malone and, upon vote, unanimously carried, the Board approved the Consent Agenda items, as presented.

Public Comments

Mr. McCracken inquired as to why there is a need for executive session on the agenda, since the water issue is a concern for all residents. Director Moore noted that the executive session has been added to the agenda as a placeholder, but will only be convened if necessary. An executive session is not necessary at this meeting.

Financial Items

A. Review and Consider Approval of Unaudited Financial Statements Through December 31, 2018

Mr. Chambers reviewed the updated financial statements with the Board and attendees.

Upon a motion duly made by Director Rumlow, seconded by Director Schippers and, upon vote, unanimously carried, the Board approved the unaudited financial statements through December 31, 2018.

B. Other

Director Moore suggested updating the reserve study. Ms. Denslow confirmed that the previously authorized reserve study was not completed.

Upon a motion duly made by Director Rumlow, seconded by Director Schippers and, upon vote, unanimously carried, the Board approved a request for proposal from TZA to perform a reserve study.

Water Operations

A. Monthly Reports

This item was discussed previously.

B. Other

None.

Landscape
Maintenance

A. Monthly Report

Director Arellano informed the Board that there is nothing new to report at this time.

B. Other

None.

Traffic Safety

A. Recap of Traffic Light Ribbon Cutting Event

Ms. Denslow provided a recap of the Traffic Ribbon Cutting Event to the Board, noting there was a good showing by the public.

B. Other

None.

Business
Development

A. Other

There was nothing new to report at this time.

Manager Items

A. Review and Consider Adoption of Resolution 2019-01-01,
Regarding 2019 Fees, Rates and Charges

This item was tabled.

B. Discuss GeoLens Pricing

This item was tabled.

C. Other

None.

Legal Items

A. Executive Session to Receive Attorney Advise and Discuss Contract
Negotiations with the City of Aurora Concerning Water Issues
Pursuant to C.R.S. Sections 24-6-402(4)(b) € and/or (f), if needed

Executive Session was not needed at this time.

B. December 21, 2018 Notice of Claim

Ms. Bear informed the Board that the December 21, 2018 Notice of Claim has been turned over to the insurance company. This claim involves a slip and fall on private property.

C. Other

Director Schippers requested that the public comment section be moved to the end of the agenda going forward

Next Regular Meeting

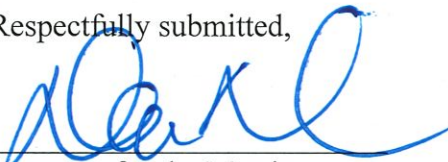
Confirm Quorum for the Next Regular Board Meeting to be Held Thursday, February 21st, 2019 at 10:00 a.m. at the Heritage Eagle Bend Clubhouse

The Board confirmed quorum for the February 21st, 2019 Board meeting.

Adjournment

Upon a motion duly made by Director Moore, the Board adjourned the meeting at 12:15 p.m.

Respectfully submitted,



Secretary for the Meeting