

**MINUTES OF A SPECIAL MEETING
OF THE BOARD OF DIRECTORS OF THE
EAGLE BEND METROPOLITAN DISTRICT
HELD
August 1, 2019**

A special meeting of the Board of Directors of the Eagle Bend Metropolitan District was held on August 1, 2019 at 3:00 p.m. at Heritage Eagle Bend Golf Club, 23155 E Heritage Pkwy, Aurora, Colorado 80016. The meeting was open to the public.

Attendance

In attendance were the following Directors:

Larry Moore
George Arellano
Mark Rumlow
Ed Malone
Will Schippers (via telephone)

Also in attendance were:

Denise Denslow & Jerel Sangster; CliftonLarsonAllen LLP (“CLA”)
Kristin Bear & George Rowley; White Bear Ankele Tanaka & Waldron (“WBA”)
John Simmons; Simmons & Wheeler
Justin Korkus; Lamp Rynearson
Jim Kriss; Carollo Engineers
Sarah Young; City of Aurora
Rick Matteson, Heritage Eagle Bend Master Association
Jeff Uscier, Heritage Eagle Bend Master Association
Charlie Summers; Resident

Call to Order

Director Moore called the meeting to order at 3:00 p.m.

Declaration of
Quorum / Director
Qualifications /
Disclosures of
Conflicts

Ms. Bear 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 1, 2019 Special Board Meeting
- B. Minutes for June 20, 2019 Regular Board Meeting
- C. Approval of July 2019 Claims

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

Financial Items

- A. Review and Consider Approval of Unaudited Financial Statements Through June 30, 2019

Mr. Simmons reviewed the unaudited financial statements through June 30. Mr. Simmons reported that the district closed the account with Sunflower Bank and transferred remaining funds into the Bank of the West resulting in \$51,000 in the checking account, \$1.85 million in CDs and \$3.1 million in the Colorado Trust account. Mr. Simmons further reported that as of June 30th, 94% of the property taxes have been collected. The district has also invoiced Creekside \$22,000 for the landscape project.

Upon a motion duly made by Director Malone, seconded by Director Rumlow and, upon vote, unanimously carried, the Board approved the Unaudited Financial Statements through June 30, 2019.

- B. Other

Mr. Simmons informed the Board of his resignation. The Board will make a decision regarding future accounting services at the next meeting.

Water Operations

- A. Monthly Reports

Mr. Korkus gave a report on water operations to the Board, noting that this summer has been generally wet. He informed the Board that the south well operated for 9 days and the north well operated for 7 days during the month of May. The butterfly valve on the ECCV line was replaced on June 21st and a new radio transmitter was installed to control the valve on August 1st. The Buchanan tap ran for 6 days during the ECCV line repairs. The ECCV line is available to use as of August 1st.

- B. Other

Mr. Korkus reported that Mr. Dea met with the owner of the Storage Quest property on Addison Court and suspects that the leak at the storage units is the result of high ground water. There is nothing indicating that the District is responsible for the leakage at this property.

Landscaping

A. Monthly Report

Director Arellano provided a landscaping update to the Board, noting that due to repeated damage from adjacent construction to the irrigation line on the northwest corner of Aurora Parkway & Gartrell, it may need to be relocated. Ms. Bear stated that no formal request has been made of the District, at this time, to relocate the water line. Director Arellano also requested permission from the Board to have final approval over all invoices regarding landscaping.

Upon a motion duly made by Director Moore, seconded by Director Rumlow and, upon vote, unanimously carried, the Board approved Director Arellano having final approval over landscape related invoices.

Business
Development

A. Other

Mr. Malone noted that there is a town hall meeting August 13th at the Tallyn's Reach Library, regarding roads and improvements. This meeting is hosted by Councilwoman Bergan.

Managers Items

A. Discussion Regarding Reserve Study

The reserve study was distributed at the meeting. Board members will review and relay comments to Ms. Denslow.

B. Other

None.

Carollo Design
Update

Mr. Kriss informed the Board that the Water Line Bids have been received, with T. Lowell as the apparent low bid at \$3.3 million. The District will be responsible for approximately \$3.1 million of the total cost. Additional funds totaling roughly \$330,000 for land acquisition, permitting and contingencies were calculated into the bid numbers. Director Rumlow inquired as to how long the bid numbers were good for, to which Mr. Kriss answered 90 days. Ms. Young expressed the importance of timing, noting that the city will begin their budget process on August 15th. Mr. Kriss expressed that the pump procurement process is the longest and most important part of the project and the estimated project completion is slated for March 31, 2020.

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.

This

C.

Ms.
regar
Mast

Review and Consider Consent to Bid Numbers for Water Line Construction

Public Comment

Mr. Sitem was discussed during the Carollo Design Update.
price

Update on Intergovernmental Agreement with Aurora Regarding
Transmission Line Project Impacts.

Next Regular
Meeting

Conf
15th,
Pkw

Bear informed the Board that the Intergovernmental Agreement with Aurora regarding transmission line project impacts will be made with Heritage Eagle Bend Homeowner Association and not the District.

The
confi
for M

Summers expressed concern regarding ads in the Denver Post, which utilize the prices of homes in Heritage Eagle Bend to compare to prices of homes in Inspiration.

Adjournment

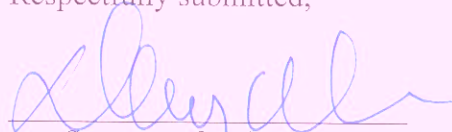
Upor
Board
the sa

Confirm Quorum for the Next Regular Board Meeting to be held Thursday, August 15, 2019 at 10:00 a.m. at Heritage Eagle Bend Country Club, 23155 E. Heritage Avenue, Aurora, CO 80016

Board confirmed quorum for the August 15, 2019 Regular Board Meeting and confirmed quorum for the continuation of the August 1, 2019 Special Board meeting on Monday, August 12th at 8:00 a.m.

On a motion duly made by Director Malone, seconded by Director Rumlow, the Board continued the special meeting to Monday, August 12th, 2019, at 8:00 a.m. at the same location.

Respectfully submitted,


Secretary for the Meeting