

**MINUTES OF A REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
EAGLE BEND METROPOLITAN DISTRICT
HELD
MARCH 21, 2024**

A regular meeting of the Board of Directors of the Eagle Bend Metropolitan District (“District”) was held on March 21, 2024 at 10:00 a.m. at the Heritage Eagle Bend Clubhouse. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Will Schippers, President
Ed Malone, Vice President
Debra Mascis, Secretary
Steve Hungerford, Assistant Secretary

Director Doug Neves, Treasurer, was absent and excused.

Also, In attendance Were:

Denise Denslow, Ashley Heidt, Margaret Henderson and Tiffany Leherr; CliftonLarsonAllen LLP (“CLA”)
George Rowley, Esq.; White Bear Ankele Tanaka & Waldron, P.C. (“WBA”)

ADMINISTRATIVE
MATTERS

Call to Order: The meeting was called to order at 10:00 a.m.

Disclosures of Potential Conflicts of Interest: 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. Attorney Rowley stated that disclosures of potential conflicts of interest statements for all directors, which were provided to WBA, have been filed with the Secretary of State’s office prior to this meeting and that no additional conflicts were disclosed at the meeting.

Quorum, Location of Meeting and Meeting Notices: A quorum of the Board was confirmed. It was noted that notice of the time, date and location was duly posted and that no objections to the location or any requests that the meeting place be changed by taxpaying electors within the District’s boundaries have been received.

Agenda: Following review, upon a motion duly made by Director Hungerford, seconded by Director Malone and, upon vote, unanimously carried, the Board approved the agenda, as presented.

PUBLIC COMMENT

There were no comments from the public.

CONSENT AGENDA

Consent Agenda:

The Board considered the following items under the Consent Agenda:

- Ratification and/or Approval of Claims in the amount of \$194,961.49
- Approval of Minutes from the November 16, 2023 Regular Board Meeting
- Resolution Designating Meeting Notice Posting Location
- Ratification and/or Approval of Independent Contractor Agreement with Environmental Designs, LLC (2024 Landscape Maintenance)
- 2023 Annual Report on the Service Plan Filed February 19, 2024

Upon a motion duly made by Director Malone, seconded by Director Mascis and, upon vote, unanimously carried, the Board ratified, approved and/or accepted, as appropriate, the Consent Agenda.

**ITEMS REMOVED
FROM CONSENT
AGENDA**

Discussion and/or Move to Pertinent Agenda Area: None.

Approval of Remaining Removed Items: None.

**FINANCIAL
MATTERS**

December 31, 2023 Unaudited Financial Statements, Cash Position and Property Tax Schedule: Ms. Henderson reviewed the Unaudited Financial Statements, Cash Position and Property Tax Schedule with the Board. She noted that the overcharge from the City of Aurora has been rectified and they should soon be receiving a refund. The Board inquired about the Monarch Design Bill, noting the discrepancy in the name, which according to the Board should read: Environmental Designs. Ms. Denslow will investigate the discrepancy. Following review, upon a motion duly made by Director Malone, seconded by Director Hungerford and, upon vote, unanimously carried, the Board accepted the December 31, 2023 unaudited financial statements, cash position and property tax schedule.

Cash Management Presentation from CLA Wealth Advisory: Ms. Leherr delivered a presentation on cash management to the Board. Discussion ensued.

WATER MATTERS

Final 2023 Operations Reports: Director Schippers reviewed Mr. Korkus' report with the Board.

2024 Irrigation Year Water Rates: Not discussed.

District's Grants and Low Interest Loans Eligibility: Not discussed.

EBMD Coordination with HEB and COA Regarding HEB's Planned New Irrigation System: Director Schippers noted that there is no update at this time, and he is still working with HEB regarding the planned new irrigation system. No action was taken.

LANDSCAPING

None.

BUSINESS
DEVELOPMENT

None.

MANAGER MATTERS

None.

LEGAL MATTERS

Executive Session of the Board of Directors for the Purpose of Receiving Legal Advice Pursuant to Section 24-6-402(4)(b), Colorado Revised Statutes as it Relates to a November 5, 2024 Election: Upon a motion duly made by Director Hungerford, seconded by Director Malone and, upon vote, unanimously carried, the Board entered into executive session pursuant to C.R.S. 24-6-402(4)(b), Colorado Revised Statutes to receive legal advice as it relates to a November 5, 2024 election at 11:20 a.m.

Upon a motion duly made by Director Malone, seconded by Director Hungerford and, upon vote, unanimously carried, the Board exited from executive session at 11:54 a.m.

No action was taken.

License Agreement Between E-470 Public Highway Authority and the District from February 2011: Director Schippers reviewed the agreement with the Board.

Governor's Office of Information Technology Adoption of Permanent Rules, 8 CCR 1501-11, Rule Establishing Technology Accessibility Standards: Attorney Rowley briefly discussed the new rules regarding ADA compliance for District websites.

Discuss Website/Accessibility Provider and Document Remediation Provider Options: The Board discussed.

Discuss Accessibility Statement and Resolution Adopting a Website Accessibility Policy: The Board discussed.

Volunteer Accident Coverage and Community Events: Attorney Rowley reviewed the volunteer accident coverage and community events with the Board. The Board decided to add this coverage to their insurance.

OTHER BUSINESS

None.

ADJOURNMENT

There being no further business to come before the Board at this time, upon a motion duly made by Director Malone, seconded by Director Mascis and, upon vote, unanimously carried, the Board adjourned the meeting at 11:54 a.m.

Respectfully submitted,

DocuSigned by:

Debra Mascis

Secretary for the Meeting

Certificate Of Completion

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Signer Events

Debra Mascis
 dsmascis@gmail.com
 Security Level: Email, Account Authentication (None)

Signature



Signature Adoption: Pre-selected Style
 Using IP Address: 71.205.189.142
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Sent: 5/14/2024 12:55:07 PM
 Viewed: 5/16/2024 9:45:20 PM
 Signed: 5/16/2024 9:52:43 PM

Electronic Record and Signature Disclosure:
 Accepted: 9/8/2022 8:56:29 AM
 ID: 8c839b86-0096-4379-8fca-8fbafc0590e0

In Person Signer Events	Signature	Timestamp
Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp
Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp
Witness Events	Signature	Timestamp
Notary Events	Signature	Timestamp
Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	5/14/2024 12:55:07 PM
Certified Delivered	Security Checked	5/16/2024 9:45:20 PM
Signing Complete	Security Checked	5/16/2024 9:52:43 PM
Completed	Security Checked	5/16/2024 9:52:43 PM

Payment Events	Status	Timestamps
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