

**MINUTES OF A REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
EAGLE BEND METROPOLITAN DISTRICT
HELD
JUNE 16, 2022**

A regular meeting of the Board of Directors of the Eagle Bend Metropolitan District (“District”) was held on June 16, 2022 at 10:00 a.m. at the Heritage Eagle Bend Clubhouse. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Larry Moore, President
Ed Malone, Secretary
Doug Neves, Assistant Secretary
Debra Mascis- Via Teams

Director Schippers was absent and excused

Also, In attendance Were:

Denise Denslow, Ashley Heidt, Luis Lee and Margret Henderson;
CliftonLarsonAllen LLP (“CLA”)
Heather Hartung; White Bear Ankele Tanaka and Waldron
 (“WBA”)
Don Schmitt and Jean Porter; Creekside

ADMINISTRATIVE
MATTERS

Call to Order, Quorum, Agenda: The meeting was called to order at 10:02 a.m.

Upon a motion duly made by Director Malone, seconded by Director Neves and, upon vote, unanimously carried, the Board approved the agenda, as amended to move item 8A to the front of the agenda following introduction of the Board, and excused Director Schippers.

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 Hartung 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.

Introductions of the Board: Director Moore welcomed Director Mascis to the Board and introduced the other Directors of the Board.

Creekside Discussion: Mr. Schmitt introduced himself to the Board and noted he is on the Landscaping Committee. He reviewed the provided report with the Board. Ms. Denslow noted that Mr. Estevez sent an agreement to her regarding the landscape design of Creekside. Director Moore noted that the Board would like to refrain from getting involved until a design is selected. Mr. Schmitt noted Creekside will go through the process of soliciting bids and awarding one and once that is complete, they will reach back out to the Board for contract. Attorney Hartung discussed a temporary license agreement for the contractor to have access to the property.

Mr. Schmitt gave an update on the fencing project and noted it all went well and is nearly complete. They are just waiting on one stone column where they are trying to match the stone.

Discussion Regarding Email Addresses for the Board: Director Moore noted that he would be fine with having emails for the Directors on the website but not their personal phone numbers. Attorney Hartung mentioned it would be beneficial to create District specific email addresses ending with “eaglebendmetro.com”. Director Moore gave CLA direction to create the addresses.

Appointment of Officers: Following discussion, upon motion duly made by Director Moore, seconded by Director Neves and, upon vote, unanimously carried, the following slate of officers were appointed for the District:

President:	Will Schippers
Vice President:	Ed Malone
Treasurer:	Doug Neves
Secretary:	Debra Mascis
Assistant Secretary:	Larry Moore

PUBLIC COMMENT None.

CONSENT ITEMS **Approval of Minutes for March 3, 2022 and April 20, 2022**

Claims

March 31, 2021 Financial Statements, Cash Position and Property Tax Schedule

Following review, upon a motion duly made by Director Moore, seconded by Director Neves and, upon vote, unanimously carried, the Board approved the Minutes for March 3, 2022, Minutes for

April 20, 2022, the Claims and the March 31, 2021 Financial Statements, Cash Position and Property Tax Schedule, as presented.

FINANCIAL
MATTERS

Draft Audit: Mr. Lee provided an overview of the Audit with the Board. Following review, upon a motion duly made by Director Moore, seconded by Director Neves and, upon vote, unanimously carried, the Board accepted the Audit, as presented, subject to final review by legal and accounting.

Public Hearing to Consider Adoption of 2021 Budget

Amendment: Upon a motion duly made by Director Moore, seconded by Director Neves the Board opened the public hearing on the proposed 2021 Budget Amendment at 11:06 a.m.

There being no public comment, upon a motion duly made by Director Moore, seconded by Director Neves the Board closed the public hearing on the proposed 2021 Budget Amendment at 11:06 a.m.

Ms. Denslow noted that the amendment is for the General Fund and the Debt Service Fund due to the loan cost coming in higher than originally budgeted. Director Moore explained the process of Budgets and Amendments to Director Mascis. Following review, upon a motion duly made by Director Moore, seconded by Director Neves and, upon vote, unanimously carried, the Board adopted the 2021 Budget Amendment.

Other: Director Moore asked Ms. Henderson for an update on the payment of the invoice for storage. Ms. Denslow noted she will meet with them following the meeting to resolve the payment issue.

WATER OPERATIONS

Summary Reports: Ms. Denslow reviewed the reports with the Board noting that the Aurora Water Line is scheduled to be tested on June 22, the south well dropped a little more and the north well is all complete. Director Moore commented on the usage of the pumps and stressed the importance of the Raw Water Line and asked if Heritage Eagle Bend has been receiving the reports. He also asked about the generators and when we last maintained them.

LANDSCAPE
MAINTENANCE

Keesen Proposal to Install Seasonal Sails at Park in the Amount of \$817.47: Following review, upon a motion duly made by Director Moore, seconded by Director Neves and, upon vote, unanimously carried, the Board ratified approval of the Keesen Proposal to Install Seasonal Sails at Park in the amount of \$817.47.

Keesen Proposal to Remove Mugho Pines in the Amount of \$1,250.00: Following review, upon a motion duly made by Director Moore, seconded by Director Neves and, upon vote, unanimously

carried, the Board ratified approval of the Keesen Proposal to Remove Mugho Pines in the Amount of \$1,250.00.

Other: None.

**BUSINESS
DEVELOPMENT**

Other: Director Moore commented on the new apartments being developed and asked if they were within the District's boundaries. Attorney Hartung will research the matter and report back to the Board at the next meeting.

MANAGER MATTERS

Update on Creekside Cost Sharing: This item was moved to Administrative Matters.

Heritage Eagle Bend/ Eagle Bend Metropolitan District Cost Sharing Proposal: Ms. Denslow reviewed the proposal with the Board. Following review, upon a motion duly made by Director Moore, seconded by Director Neves and, upon vote, unanimously carried, the Board approved the Heritage Eagle Bend/ Eagle Bend Metropolitan District Cost Sharing Proposal, as presented.

Website Maintenance: Ms. Denslow noted that CLA is working on updates and that we still need biographies from the Board.

Other: None.

LEGAL MATTERS

May 3, 2022 Election: Attorney Hartung noted they have completed all Election documents.

2022 Legislative Memorandum: Director Moore asked if there was anything specific that will affect the District. Attorney Hartung noted it was mostly pertaining to Associations and her office is in the process of revising the memo and she will send to the Board once complete. Director Moor asked about the homestead exemption. Attorney Hartung reviewed.

Other: None.


OTHER BUSINESS

Other: None.

ADJOURNMENT

There being no further business to come before the Board, upon a motion duly made by Director Malone, seconded by Director Neves and, upon vote, unanimously carried, the meeting was adjourned at 11:31 a.m.

Respectfully submitted,

DocuSigned by:

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Secretary for the Meeting