

**MINUTES OF A SPECIAL MEETING
OF THE BOARD OF DIRECTORS OF THE
EAGLE BEND METROPOLITAN DISTRICT
HELD
MARCH 3, 2022**

A special meeting of the Board of Directors of the Eagle Bend Metropolitan District (“District”) was held on March 3, 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
Will Schippers, Vice-President
George Arellano, Treasurer
Ed Malone, Secretary
Doug Neves, Assistant Secretary

Also, In attendance Were:

Denise Denslow, Ashley Heidt and Margret Henderson;
CliftonLarsonAllen LLP (“CLA”)
Heather Hartung; White Bear Ankele Tanaka and Waldron
 (“WBA”)
Justin Korkus; LRE Water
Dave Barnett; Heritage Eagle Bend

ADMINISTRATIVE
MATTERS

Call to Order, Quorum, Agenda: The meeting was called to order at 10:05 a.m.

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

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.

PUBLIC COMMENT

None.

CONSENT ITEMS

Approval of Minutes for January 20, 2022

Claims

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

First Addendum to Independent Contractor Agreement with Keesen Landscape for Winter Watering

The Board decided to remove Claims and the Financial Statements off of the Consent agenda for discussion.

Following review, upon a motion duly made by Director Malone, seconded by Director Neves and, upon vote, unanimously carried, the Board approved the Minutes for January 20, 2022 and the First Addendum to Independent Contractor Agreement with Keesen Landscape for Winter Watering

FINANCIAL MATTERS

Claims: Director Arellano asked about the legal cost and why it was significantly higher than previous months. Attorney Hartung noted the costs reflect the election work the legal firm has been doing and that they had to start the work earlier due to the new legislation. Director Schippers asked about the 2021 obligation listed on the claims and asked if those should be dropped off. Ms. Henderson notes she would remove them going forward.

Following discussion, upon a motion duly made by Director Malone, seconded by Director Moore and, upon vote, unanimously carried, the Board approved the claims, as presented.

December 31, 2021 Financial Statements, Cash Position and Property Tax Schedule: Director Schippers asked about the pipeline costs and asked for clarification which pipeline it was for. Ms. Henderson noted it was the amount still owed and that is a long-standing cost. Director Schippers asked for it to be changed from ECCV Pipeline to Raw Water Pipeline Connection on the Financial Statements going forward.

Following review and discussion, upon a motion duly made by Director Moore, seconded by Director Malone and, upon vote, unanimously carried, the Board accepted the December 31, 2021 Financial Statements, Cash Position and Property Tax Schedule.

Other: None.

WATER OPERATIONS

Water Rates Resolution No. 2022-03-01: Mr. Korkus noted that he has been working with Attorney Hartung to finalize the Resolution. He noted there is less reliance on wells with the raw water line and wants to reflect that change going forward. Attorney Hartung noted that the Rampart Line amount is not included and asked the Board if there were revisions. The Board concluded they would like to include the Rampart Line amount for historical context.

Following review and discussion, upon a motion duly made by Director Malone, seconded by Director Arellano and, upon vote, unanimously carried, the Board approved the Water Rates Resolution No. 2022-03-01, subject to final review and revision from legal.

North Well Pump Repair: Mr. Korkus noted they are waiting on various parts to arrive, but the repair should be wrapped up in the next week or two.

LANDSCAPE
MAINTENANCE

Monthly Report: Director Arellano gave a report to the Board noting he is waiting to get a Plant Replacement Proposal from Keesen.

Other: None.

BUSINESS
DEVELOPMENT

Other: Director Neves contacted Francois Bergan (Mayor Pro Term) and was informed that the City of Aurora does not want to take any responsibility for a light at 470. He also noted the City believes that is the responsibility of 470 and they may install one by the end of 2023. Director Neves also noted that the widening of the road will not be considered until after 2023.

MANAGER MATTERS

Update on Creekside Cost Sharing: Ms. Denslow noted that the stone to complete the column has not been acquired yet. The Board decided to not pay any more funds to Creekside until the project has been complete.

Annual Report on the Service Plan: Following review, upon a motion duly made by Director Malone, seconded by Director Neves and, upon vote, unanimously carried, the Board approved the Annual Report on the Service Plan, as presented.

Website Maintenance: Director Malone noted that the new website looks much cleaner than the old website. Director Neves noted that Board members should be accessible to the public and their emails should be added as well as their phone numbers. He also noted that each Board member should have a short bio under their photos.

Director Schippers asked when the website will be ready for Board approval. Ms. Denslow noted that CLA will make revisions and send the website out to the Board for review.

Other: None.

LEGAL MATTERS

May 3, 2022 Election: Attorney Hartung noted the election will be canceled and they are in the process of preparing the notice of cancellation. She noted that on May 3, 2022 Director Malone and Director Schippers will be reelected and Ms. Mascis will be elected.

Director Moore thanked George for his service and dedication over the years to the Eagle Bend Metropolitan District and noted he did not rerun this year. Director Arellano gave some words of appreciation and gave some history of the accomplishments the Board has had since he has been a member.

Other: None.

OTHER BUSINESS

Other: The Board will plan a send-off celebration with the HOA for Director Arellano.

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 10:46 a.m.

Respectfully submitted,

DocuSigned by:
Debra Mascis
3F960703B41B4E8...
Secretary for the Meeting