



Heather Gardens Metropolitan District

HEATHER GARDENS METROPOLITAN DISTRICT REGULAR BOARD MEETING Thursday, January 12, 2017

The regular monthly meeting of the Board of Directors of the Heather Gardens Metropolitan District was held in the office of the District, 2888 S. Heather Gardens Way, Arapahoe County, Colorado, on Thursday, January 12, 2017.

The Secretary certified that all Directors have been duly notified and at least three notices of the meeting were posted in public places within the limits of the District, all in accordance with C.R.S. 32-903 (1973) as amended; that at least three copies of the agenda for the meeting were duly posted in designated places within the limits of the District, in accordance with C.R.S. 24-7-402(c); that a quorum was present; and that the meeting hence was duly constituted and could lawfully transact business as contemplated.

President Larry Francone called the meeting to order at 1:00 PM. All board members were present. Also in attendance were approximately 50 observers, 3 members of the HGA Board, Mary Hafka of Heather 'n Yon, General Manager Calvin White, and Controller Su Chae

Changes to Agenda: Director Velasquez added two motions to the agenda regarding the Golf Course.

Minutes of the Regular Meeting on December 15, 2016 approved as written.

DIRECTOR'S COMMENTS AND COMMITTEE REPORTS

HGMD President (Larry Francone): President Francone announced that the Board received communications from the Bond provider. They have informed the Board that interest rates have increased and they are unable to meet the 5.5% savings at this time. President Francone also asked the Board if they would be interested in Board Training. The majority of the Board was not interested in the training.

HGA President (Kay Sawyer): The next HGA Board meeting will be on Tuesday, February 14, 2017 at 1:00 p.m. in the Rendezvous Banquet Room.

General Manager (Calvin White): A written report of staff accomplishments is on file with in the Business Office for residents to read as well as on the website. Mr. White announced the Resident Open Forum will be held today at 3:00 p.m. in the Rendezvous Banquet Room.

Treasurers Report: There were no financials to review this month. The Board will receive two sets of financials next month.



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Controller Report: A written report of staff accomplishments is on file with in the Business Office for residents to read as well as on the website.

COMMITTEE REPORTS:

Clubhouse/Restaurant Committee (Craig Baldwin): Report Distributed. Director Baldwin announced that there were 53 parties in December.

Foundation Committee (Ed Kurtz): Director Kurtz announced that the Foundation Committee meeting for this month was canceled due to lack of agenda items.

Golf Committee (Vince Velasquez): Report Distributed. Director Velasquez showed the Board a new sign in sheet that he would like the Pro Shop to start utilizing. He also announced that he will bring the sign in sheet to the next Golf Committee meeting.

ARO President (Diane Dean): General Manager White announced that the ARO Quarterly Meeting will be held tonight at 7:00 p.m. in the Auditorium.

Residents Wishing to Address the Board on Agenda Items:

1. A resident spoke regarding the Golf Course green fees.
2. Many residents spoke regarding reinstating the Golf Men's and Women's Golf Presidents on the Golf Committee. They stated how important their roles are on the committee.
3. A resident spoke regarding marketing the golf course.
4. A resident spoke regarding the Golf Cart Path Concrete.
5. A resident spoke to the Board regarding changes that were made specifically to the composition of the Golf Committee without consulting the Committee.
6. Another resident spoke regarding the golf course stating " the golf course is the cornerstone of our property values."

UNFINISHED BUSINESS:

1. **Code of Conduct:** Motion made by Baldwin, seconded by Velasquez to allow Director Kurtz to contact the HGMD Attorney to review the Code of Conduct.

NEW BUSINESS:

Director Kurtz presented a Power Point presentation regarding the Golf Course.

1. **Elect one of our Directors to serve as HGMD Treasurer:** Motion made by Velasquez, seconded by Kurtz and passed unanimously that the Heather Gardens Metropolitan District Board of Directors appoint Candice Compton to serve as HGMD Treasurer.
2. **2017 Special District Transparency Notice:** According to Section 32-1-104, Colorado Revised Status, requires special districts to file a copy of the transparency notice required pursuant to Section 32-1-809(1), Colorado Revised Statutes with the board of county commissioners , the county assessor, the



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county treasurer, and the county clerk and recorder of each county in which the special district is located, the governing body of any municipality in which the special district is located, and the division. Notices were filed with each party listed by the January 15, 2017 deadline. President Francone announced the Transparency Notice will be posted on the website.

3. **Approve Special District Annual Resolution:** Motion made by Baldwin, seconded by Kurtz and passed unanimously that the Heather Gardens Metropolitan District Board of Directors adopt the Annual Resolution of the Heather Gardens Metropolitan District.
4. **Reinstate the Presidents of the Women's and Men's Golf Clubs to the Golf Committee:** Motion made by Velasquez, seconded by Baldwin and failed that the Heather Gardens Metropolitan District Board of Directors reinstate the Presidents of the Women's and Men's Golf Clubs (with a vote) and the Golf Professional (without a vote) to the Golf Committee to take effect immediately.

For: 2

Against: 3

5. **Golf Path Repairs and Replace Utility Cart Path Concrete (\$152,660):** Motion made by Velasquez, seconded by Baldwin and passed unanimously that the Heather Gardens Metropolitan District Board of Directors waive the three bid requirement and award a contract to Metro Pavers, Inc. to install concrete and asphalt on the golf path. Total project amount is \$152,660. This project is \$168 under budget.
6. **Require Board Approval for Training:** Motion made by Kurtz, seconded by Velasquez and passed unanimously that the Heather Gardens Metropolitan District Board of Directors require that all funds and expenditures for Board training sessions, including the expenditure of legal funds for Board training sessions, be approved by the Board in advance. Additionally, a copy of this Board's action will be provided to the Board's attorney within 24 hours of approval.
7. **Update Heather Gardens Metropolitan District Bylaws:** Motion made by Velasquez, seconded by Baldwin and passed unanimously that the Heather Gardens Metropolitan District Board of Directors update the HGMD Bylaws as follows. "Information provided by the HGMD Board Attorney to the HGMD Board President will be provided to all HGMD Board of Directors immediately. If the communication with the HGMD Board Attorney was by telephone, the HGMD Board President will request that the HGMD Board Attorney provide a written summary immediately following the conversation to the HGMD Board President and the HGMD Board President will forward the summary to all HGMD Board of



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Directors. All billings and invoices from the HGMD Board Attorney will be sent to all HGMD Board of Directors for review prior to payment.

8. **Remove Non-Resident Senior Golf Rate:** Motion made by Velasquez, seconded by Kurtz and passed that the Heather Gardens Metropolitan District Board of Directors remove the Non-Resident Senior 62+ effective upon approval.

For: 3
Against: 2

9. **Update the Heather Gardens Metropolitan District Golf Policy:** Motion made by Velasquez, seconded by Kurtz and passed that the Heather Gardens Metropolitan District Board of Directors update the Golf Policy. These updates are necessary to improve the collection and recording of Golf collection of revenue and for the long-term sustainability of the Golf operation.

For: 3
Against: 2

10. **Move to Executive Session:** Motion made by Francone, seconded by Kurtz and passed unanimously that the Heather Gardens Metropolitan District Board of Directors move into Executive Session to discuss issues relating to contracts.

Residents wishing to address the Board:

1. A resident thanked the Board members for getting the printers back into the library.

There being no further business the meeting was adjourned at 2:10 p.m. The next regular HGMD Board Meeting is Thursday, February 16, 2017 at 1:00 p.m.

Craig Baldwin
Secretary