

**ASPEN SPRINGS METROPOLITAN DISTRICT**  
**PO Box 488**  
**Pagosa Springs, CO 81147**  
**970-731-5656**

A regularly scheduled meeting of the Board of Directors, Aspen Springs Metropolitan District was convened on August 8, 2017 at 6:00p.m. at the Aspen Springs Metropolitan District building located on Metro Drive in Unit 5 Aspen Springs Subdivision. Elected board members Dick Warring, Pam Wallis, and Jame Venturini were in attendance, as were appointed members Kenneth Barber and Shane Tuller, and employee Carey Brown. Three property owners attended.

### **Call to Order**

The meeting was called to order by elected Chairperson, Dick Warring.

### **Minutes**

Jame made a motion to approve the July minutes as read, seconded by Kenneth; all in favor.

### **Public Works**

- Carey has been hauling gravel, grading roads, and cleaning culverts. They had repaired some roads in Unit 6.

### **Treasurer's Report**

- Jame: The district had \$390,319 in cash assets, and \$1,744,825 in total assets and property as of the end of July. Total income for July was \$36,470, with year to date income of \$286,215, which is 77% of this year's budgeted income. Total property tax income YTD is \$158,286, which is 91% of this year's budgeted income. Total income YTD for the water depot is \$12,764, which is 55% of this year's budgeted income. Total expenses for July are \$38,490, and YTD of \$230,626, which is 63% of the yearly budget.. The primary expense for July was for Crossfire LLC, and to Desert Mountain, and the IRS for payroll taxes, in the amounts of \$8,303, \$3,119, and \$5,053 respectively.
- Ken asked about the gravel budget; the accountant had corrected the error and transferred the mag chloride expenses to the appropriate column in the new report.
- Shane made a motion to approve the Treasurer's report as read, seconded by Pam; all in favor.

### **Old Business**

- Jame said that the district had received the check from the county for the sale of the District's Hollow Drive Property.
- The Metro credit card had been transferred out of Kelley Evans' name into Jame's.

- Kelley asked about the vandalism to the water station coin machine. Shane said that he had filed a report with the sheriff, and was waiting on the invoice for the repairs from Carey before he proceeded. Carey said that he had a chance to look at the pictures from the security system, and said that he did know the individual who had broken the machine, and that they may have been simply trying to retrieve their change that was stuck, and wanted the chance to speak to the person before deciding whether or not to pursue charges. Pam made a motion to allow Carey to speak to the individual and assess their willingness to pay for the repairs to the machine before proceeding with prosecution, Jame seconded; all in favor.
- The property for sale on Indian Land road on which the district owns water rights was brought up. Jame said he'd drive by the location and find out who the realtor was so that they could be notified that the district owned the water rights on that property.
- A property owner had contracted with the county to have the weeds on his property sprayed, and wanted to have them spray the weeds on his section of the Metro right of way while they were there. The county wanted something in writing from the board giving them permission to spray on the Metro right of way. The board didn't have any issues with this; Pam would send a letter to the county.

## **New Business**

- Dick wanted to have Carey install two signs at the park; one 'No Parking on Grass', and one 'no overnight camping'. Carey would order and install them.
- Dick said that the district had received a notice from the state water board requiring the district file final absolute water rights for the water station, as the conditional water right permit was expiring. Dick made a motion to have Pam file for absolute water rights on the water station, have the accountant make out the check to the water board court, and Giuseppe would file it with the state; Ken seconded, all in favor.
- Dick brought up the ongoing issue of the nuisance violations; the County was still working on addressing two of the properties that had been brought to their attention, and Dick was continuing to push them to deal with the egregious violators. Dick wanted to look into posting signs at all the entrances to Aspen Springs stating that all construction must comply with county codes, permits and ordinances. He would look into the proper verbiage for the signs. Pam made a motion to have Dick look into the signs, Shane seconded; all in favor.
- Dick mentioned the recurring issue of sheep on the greenbelt and roads. The sheriff had said the district attorney wouldn't prosecute as he considered the injunction issued by the Colorado Supreme Court to Stephen Keno to be a civil matter, not criminal. Dick had emailed the ADA for clarification, and that the assistant district attorney reiterated that he wouldn't prosecute. Dick asked if the board wanted to submit a letter to the Colorado Attorney General asking for his official opinion on the matter. This would have to be discussed in executive session.

## **Property Owner's Concerns**

- Walter stated that he had traded in his John Deer for a Kubota after his tractor broke down, and was back up and running.

- Dick stated that at this point the board would enter executive session subject to CRS 24-6-4024-CRS for legal discussions. Pam made a motion to enter executive session, with Ronnie Zaday sitting in as an expert witness, and Shane seconded; all in favor.

**The board entered executive at 6:51 PM.**

**Post-Exectutive Session, 7:04 PM.**

Pam made a motion to to have Dick file a motion for contempt of court to Stephen Keno, regarding the sheep trespassing, Shane seconded; all in favor.

**Dick Warring adjourned the meeting at 7:06 pm.**