

**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 July 8, 2014 at 6:00 p.m. at the Aspen Springs Metropolitan District building located on Metro Drive in Unit 5 Aspen Springs Subdivision. Board members Todd Shelton, Dick Warring, Kelly Evans, Al Gardner, and Sara Anderson were in attendance. District employees Carey Brown and Roy Stevens were at the meeting as were seventeen property owners.

**CALL TO ORDER**

The meeting was called to order at 6:01 P.M. by elected Board Chairperson, Todd Shelton.

**MINUTES**

Sara had not received her copy, so approving the minutes was moved to the next meeting.

**BILLS and APPROPRIATIONS**

Kelly explained why the approval of bills is delayed due to the time frame she receives reports from the bookkeeper. Dick believes it should get moved to discuss along with the treasurer's report.

**TREASURER'S REPORT**

District treasurer Kelly Evans reported the following information: the District had \$226,950 in cash assets, and \$1,581,149 in total assets and property (including the value of the new water fill station) as of the end of the month of June. Total income for the month of June was \$34,827 with year to date income of \$213,511. The total income YTD is 61% of budget for 2014. Total property tax income YTD is \$132,359 which is approximately 72.54% of budget for 2014 of \$182,470. Total income YTD for the water depot is \$10,362 which is 43.18% of total budgeted of \$24,000. Total expenses for June is \$63,422 (which include the grader payment) and YTD of \$216,833 which is 62% of budget. Primary expenses for June were \$1,986 to Strohecker Asphalt and \$3,295 to D&D Sales for a small trailer. Income for the water depot for June was \$3,000.00, however \$2,586.50 was deposited; the amount differs due to the holiday schedule. Sales are up considerably. Motion to approve the minutes as read was made by Dick; seconded by Al; all in favor.

**OPERATIONS REPORT/PUBLIC WORKS**

•Carey Brown: There is problems with the backhoe's rear differential and will need repairs in the estimated amount of \$9,000. He believes, due to the past repairs, that this piece of equipment has had quite a bit of repairs and he's expecting that major repairs could be upcoming. The next piece of equipment to need attention will be the roller. The weed spraying is now done with the exception of the greenbelt which should be minimal at which time they are done with all herbicidal spraying.

- A request was made by a property owner that has multiple lots wants to move a cul-de-sac to the south. This will consume a few hundred feet of the right of way. This will mean less road to maintain. After much discussion on the pros and cons, Todd explained that this individual needs to provide a formal proposal of what they are proposing so that a formal decision can be made. Carey commented that these people, like many others, don't see the ASMD as authority and feel like they can just do what they want. They feel that if the County gives them the "OK", they don't need any further authorization.
- Carey: The water depot tank was flushed and cleaned and there was, pretty much, no sediment; much like the time before. There were several property owners/residents that were pretty upset and perhaps more effort should go into preparing/notifying the public.

### **UNFINISHED/OLD BUSINESS**

- Todd: Parks Committee (Pam Wallis and Melissa Shelton): Melissa: After speaking with the BLM (which we now have to contact the Delores office), she has confirmed that the BLM is not in the habit of "giving" away land. There could have been a "recreation purpose lease" discussion a few years back, but it is the mutual opinion of this committee that the ASMD should not pursue this as there are issues of maintenance, signage, facilities, and basically our lack of manpower to take care of all of the basics.
- BBQ grills at the gazebo: Grills should be on a bring your own on a "day use" basis. Although it was considerate of Mark to donate a grill for the gazebo, it shouldn't be an ASMD liability or responsibility to maintain, secure, or replace it in the future. At this point, all funds should go towards other ASMD's needs such as the equipment and the water station and the parks and recreation issues should be postponed until other more needed issues are addressed. Guidelines should be set down and perhaps a maintenance person could be re-addressed in the future.
- Dick made a motion for the Parks and Rec committee to make a development of guidelines; Al seconded; all in favor.
- Fire Mitigation: Todd will made arrangements to have a Firewise representative to attend one of our meetings. Sara brought up that she considers fire mitigation to be part of ASMD's road issues and considers it to be extreme important. Kelly stated that once the board has created a committee, that committee doesn't approve or disapprove ideas, but merely presents the ideas to the board to do so or request more information from the committee. There is no need to make motions on the ideas from the committees unless a final decision is to be voted on.
- Encroachment of the Greenbelt: In regards to the fence that was built on ASMD's property, Dick contacted Derk Nelson, previously private attorney now City Manager, as well as Todd Star, County Attorney (because ASMD's roads are actually County roads, we just maintain them), to confirm that any discrepancy of boundary is up to the property owner to do a survey. On this particular property (Elizabeth Meiritz's) from the time of it's most recent purchase in 2003, the merging of the two lots in 2010 and the addition that was made last year, an ILC or survey should have been done at least once. More research will be made on this matter. Sara inquires on what avenues can be taken if she refuses to do a survey and can the ASMD just request that she moves the fence. Kelly believes that she should be asked to removed the fence, giving her a deadline. Dick strongly states that ASMD should NOT have to pay for any survey, whatsoever.

- Water Station Exterior: Al got measurements and research on the coating/sealant determining that we need a minimal of 20 bags, however the color we wanted is not available. Review of the balance of the budget for equipment repairs was made. Dick also brought up the issue of the drainage at the water station that needs to be corrected. Dick made a motion to table the completion of the color coating until May 2015 (with discussion in October 2014 for budgetary purposes) so that the repairs on the backhoe and roller, as well as the drainage and insulation of interior can be completed; seconded by Al; all in favor.
- Todd questioned the bonding of the board members; that's already been taken care of.
- Water Quality of the Water Depot: The issue of filtration came up, however Carey brought up the fact that this is an extremely long and expensive process through the state. Dick agrees and believes that people need to understand that this IS well water and it's clean and safe and won't make you sick and we should leave this issue alone unless something comes up in the future and then it could be brought up again at that time.
- Vehicles in the Right of Way: Sara believes a courtesy notice should be posted on the vehicle. Carey "had" some red card notices, however has run out and just needs to replace them.
- Porta-potty: Kelly says it IS being used and it seems to be increasing the use of the park and gazebo. It was decided that it will be kept until the beginning of November. Pam Wallis will make contact with Rocky Mountain Sanitation to make arrangements.
- Todd requests minutes to get to the board members sooner as to prepare for the next meeting. Previous meeting was three hours so it was pretty time consuming.

#### **PROPERTY OWNER'S CONCERNS**

- Chuck with Pagosa Fence had requested mag to be sprayed all the way to his drive, due to the traffic and him having a business, however Dick checked with the county and he is only paying residential property taxes so that issues is done.
- Steve Keno made comment on the cul-de-sac issue. He believes that ASMD board has no say so to "giving" away roadways as the roads are actually county roads. Agreement by several board members.
- Pam Wallis brought up the issue of the board approving the discontinuation of Squirrel drive as it actually cut right through her property, making it less than an acre; this was approved by the board in the late 90's.
- Ronnie Zaday stated that the board does have the right to approve variances and then it goes to the County Commissioners for approval. If the board does not approve an issue, it will not be approved by the County. Dick agreed and will follow up on this matter.
- Ronnie said that the county has some better larger maps, one for each unit and one with all units together. The remaining \$600 which was unavailable due to lack of a prior ASCP members' signature has now become available to transfer over to the ASMD and she can purchase these maps for approximately \$230.00 with these funds.
- Alison Qualls: 1)- Inquired on the location of past records; on the website (minutes, budget) as well as in the file cabinet at Metro building. 2)- Is there a designated person that makes contacts with the County? Not really as it would be determined by the topic at hand which board member would address a certain issue. 3)- Referring to putting notices on vehicles, who would she contact if she saw an infraction? (Carey) Todd brought up the issue of personal conflicts between property owners/residents of which he will be eliminating from the ASMD meetings as it is not the concern of the board. 4)- She questioned the

schedule of the weed spraying: Carey commented that they completed that as of today. Also questioned the cleaning of the culverts which is on the agenda. 5)- She wondered if there could be a "slippery when wet" sign at the water station, which is already been considered. 6)- She inquired on getting a copy of the by-laws which are a recorded item, however Kelly offered to email a copy to her.

- Sharon Parker wants to get a copy of the budget. ASMD would have to charge her \$.25 per page, but it IS available on DOLA's web page.

- Loretta Thomas brought up the semi that's parked on Stollsteimer which blocks a good part of the road. Todd knows who it is and will make contact with him to move it off of the right of way.

- Doug McKelby brought up the speeding issue on Simmons Drive. He suggested alternating the mag application on the secondary roads. Carey said they couldn't do that due to the budget cuts at this time, but he'll do what he can. Sara brought up the methods of San Juan River Village's attempts of slowing traffic (speed bumps). Carey will go and check it out, however concerned about the liability issue.

### **NEW BUSINESS**

Todd says the the bylaws specifically states that we have to have a district service plan and Dick responded that it's in the original charter and an amended service plan is filed every year.

Todd adjourned the meeting at 7:49.