

## 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 October 13, 2015 at 6:00 p.m. at the Aspen Springs Metropolitan District building located on Metro Drive in Unit 5 Aspen Springs Subdivision. Elected board members Dick Warring, and Kelly Evans, and appointed board members, Pam Wallis and George Lyle were in attendance. District employees Carey Brown and Roy Stevens were in attendance, as were sixteen property owners.

### CALL TO ORDER

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

### MINUTES

Kelly made a motion to approve the September minutes as read; seconded by George; all in favor.

### PUBLIC WORKS

Carey: No major breakdowns. k They've been blowing out and cleaning culverts, grading, and cutting trees. The tires on the grader were changed and ended up costing approximately \$1,400 each (times six). Our tax exempt certificate is outdated and they wouldn't except it, so sales tax was charged. Kelly will follow up with Lisa at the accountant's for a new certificate. In the meantime, a motion was made by Pam to approve the payment for the tires for a maximum of \$6,115 (with the tax) or a minimum of \$5,950 (without the tax); seconded by George; all in favor.

There's a small balance forward from Day Lumber; Carey was unaware; George will follow up.

### TREASURER'S REPORT

• Kelly: The District had \$264,295 in cash assets, and \$1,618,000 in total assets and property as of the end of the month of September. Total income for the month of September was \$24,038.17 with year to date income of \$318,057. The total income YTD is 85% of budget for 2015. Total property tax income YTD is \$174,451 which is approximately 95% of budget for 2015 of \$183,630. Total income YTD for the water depot is \$17,789 which is 63.53% of total budgeted of \$28,000. Total expenses for September are \$15,676 and YTD of \$249,597 which is 67% of budget. Primary expenses for September were \$915 to Trinity Consultants (testing), \$3,340 to Rocky Mountain Health, and \$958.00 to Archuleta County Clerk.

• Kelly did a quick summary on the expenses to date on the Keno Lawsuit.

• George made a motion to approve the treasurer's report as read; seconded by Pam; all in favor.

• Dick talked about the budget and how he and George have been working on it. George is budget director and it will be completed and ready to vote on at next month's meeting.

- Dick reviewed proposed income for ASMD and explained why the decline to the property owners as there several individuals who do not attend regularly and need to know. 2016 will be an election for the board and there will be a request for a Mil Levy increase.
- Dick reviewed the approximate cost increase depending on the value of your home.

## **OLD BUSINESS**

• Pam: Follow up on the invoice/claim to CenturyLink: Many contacts and follow up calls to the claims department were made. The individual of which she was directed to, no longer works for CenturyLink. After being transferred to another individual, she looked up the claim to find out that it was denied in August because it was written as there was no property damage; we (ASMD) just wanted to be reimbursed for our time. Follow up to Steve Manzingo in Durango was made and he stated that although the claims department denied it, they (CenturyLink) are still pursuing it by trying to get the contractor that did the damage pay for it. Pam requested to start billing CenturyLink for interest. Kelly made a motion to begin charging interest at the rate of 1.5%/month; seconded by Pam; all in favor.

Pam: Follow up on the letters that have been sent.

- Ryan's Court: Although the written notices were returned in the mail, the property owners actually complied with our requests, probably due to the visit from the Sheriff's Department. Pam re-visited this property prior to the meeting and they have indeed vacated the middle of the road and the cul-de-sac and moved off to the side. Confirmation from Roy and Carey tells us that they are sufficiently off of the right of way so that equipment can pass by.

- Jessie Krebs, Ryan's Court: It appears Jessie has not removed her belongings off of the side of the road. Pam will follow up with personal contact with her.

- Kyle Keelan, King's Court: Kyle stated to Roy and Carey that although he did not put the fencing on the greenbelt and on the right of way, it purchased the property with this fencing in place. : Kyle willingly and promptly moved any fencing or vehicles from the right of way, however some of the fencing still remains on the greenbelt.

- David and Melissa Snarr, Hollow Drive: An informal request to the Bureau of Land Management for survey information at this location had been mailed, however no response has yet to be received. Mr. and Mrs. Snarr were in attendance so Melissa spoke on their position. They are in agreement to remove the archway or change it to meet the 60 ft right of way requirements. The board agreed to allow them to rebuild the archway with the posts on their property on each side of the roadway, allowing for the full right of way. They have preferences on where the snow from the cul-de-sac is placed and are willing to plow it themselves. Pam suggested to allow them to do this and we will revisit this situation in the January meeting to see if the snow removal and access to the cul-de-sac is satisfactory with the board. That means that both posts are to be off of the right of way and onto their property and the horizontal post removed which suggests that it's a restricted area. David requested to put up his own "dead end" sign; the board agreed. Suggestion by Pam was also made to Carey to put a "dead end" or "no outlet" sign heading east on Panorama to lessen the traffic.

- Kelly has updated bank papers for new signatures.
- New insurance is being processed.
- Kelly searched out prices on more chairs and found WalMart to be more than half the price than others; she purchased four chairs (that's all they had in stock).
- Pam called and emailed Alpine Portable Toilets about the porta-potty, however has not gotten any response from them. Carey inquired on when the Volleyball net should be taken down; a goal of Halloween weekend is being used.

## **NEW BUSINESS**

None reported

## **PROPERTY OWNER'S CONCERNS**

- Mr. Anderson shared his frustrations on the junk on Fred's Court by his house. Unfortunately, this issue needs to be directed to the Board of Commissioners and possibly the San Juan Basin Health, if applicable. He also wanted to know what the legal view is on individuals cutting his trees for firewood. He was told that if unknown individuals are cutting the trees on his property, even though it's on the right of ways, they are still HIS trees and this needs to be directed to the Sheriff's Department. The only people that can cut the trees on his property, however in the right of way, is ASMD for safety reasons. If that was the case, ASMD's crews have no problem leaving the tree/debris for the landowner as long as it's not left in the road.
- Kelly brought up the issue on Beucler. Craig Martin voiced his concerns about the family who have small livestock (chickens, geese, goats, etc.) that are all over the road and many neighboring properties. He has contacted the Commissioners, San Juan Basin Health, the Sheriff's and ASMD. Unfortunately, ASMD has no jurisdiction in the roaming animals, the sewage, the trash, etc. We do, however, have authority to monitor the trash in the right of way, although minor to the entire picture. Pam will follow up with a formal letter to the owner's of the property, as well as try to put a call in to them.
- Moe spoke out on the continuing problem of the cluttered property on Hurt that has become an eyesore to the neighboring properties. Property owners can't sell their properties due to this clutter. County Commissioner Lucero took this situation in hand a year or so prior, however dropped the issue because they put up a "fence" to hide the clutter. Mr. Lucero should be called upon to re-open this case.
- Property owner, Butch, on unit 6 requested a speed limit sign of 10 mph on the top and bottom of Indian Land Road to hopefully slow traffic. The board agreed.
- Mrs. Martin requested follow up when the Keno lawsuit is over so that they can use the final verdict of the clarification of the animal/open range statue to help with their "case" on Beucler.
- At 7:33 Dick adjourned the meeting and thanked all for attending.