

ASPEN SPRINGS METROPOLITAN DISTRICT
P.O. BOX 488
PAGOSA SPRINGS, CO 81147
970-731-5656

A regularly scheduled meeting, open to the public, of the Board of Directors of the Aspen Springs Metropolitan District (ASMD), was convened on June 11, 2013 at 6:00 pm, at the ASMD building located on Metro Drive in Aspen Springs Subdivision Unit 5. Board members Pat Ulrich, Dick Warring, Kelly Evans, were present, with Glenn Robinson on a cell phone, were present.

CALL TO ORDER

The meeting was called to order at 6:00 P.M. by Director/Chairperson Pat Ulrich.

APPOINTMENT

After appropriate notification was given to the District's residence that the Secretary's position, vacated by Holly Fulbright, would be filled for the duration of the term, there was only one applicant—Douglas Roberts, 240 Far View, Unit 6. After a discussion. a motion to appoint Douglas Roberts to the board of directors was made and seconded. The vote was unanimous and he was appointed to the position of Secretary.

TRAINING

A suggestion was made that Douglas Roberts might find the training supplied by the Special Districts Association at Keystone helpful. It was pointed out that there was going to be a session in Durango the next week and that the expenses would be covered by the District.

GENERAL BUSINESS (Part One)

It was suggested that because it's hard for the Secretary to be involved in board discussions when having to also take notes, that a Recording Secretary to found. The board found this idea worthwhile.

Director Pat Ulrich turned over to Director Dick Warring the signed approval of the District's water purification system. Director Pat Ulrich presented the letter he wrote requesting the \$30,000 grant. At the time of the meeting nothing had been heard back from the Colorado Water Conservation Board reference this.

PUBLIC WORKS REPORT, (Part One).

Work on the roads has been focused on Unit 6 for the last 10 days, or so. They're about finished and will return to Unit 2, where they started in April where all the secondary roads will be done. After that they'll work their way through the lower 5 units. Drainage will be work on the rest of the summer.

Discussion:

Patrick Bershinger (PB), Look Away Place.

1. There is drainage water that flows across his road creating a lot of erosion. He wondered if he could do something about it and what are the parameters. Carie told him that they would get the grader up there and pull the ditch leaving the fine edge.
- 2.. The aspect of Mag-Chloride that's on the web site is the sales NSDS, and not the physical NSDS. He has an issue with the use of the form of Mag-Chloride is being used on the road as it introduces a toxin to the watershed.

Director Kelly Evans asked Carie if he could contact GMCO for a copy of the NSDS and compare it to what we have on the website. Director Pat Ulrich told him the District would look into it and see what we could come up with.

Stephan Keno, Hurt Road

The culvert located on the road above my his property reported that the road is washing away pretty bad there.

Carie said that they would get up there with a backhoe.

WATER STATION REPORT, (Part One)

Director Glenn Robinson (on a cell phone being used as a speaker phone) reported that the company doing the work on the new water station should be breaking ground. Director Pat Ulrich stated that the ground had already been broken. Director Glenn Robinson then reported that he was only hearing about 50% of the conversation and asked to be excused from the meeting.

PUBLIC WORKS REPORT (Concluded)

Ronnie Zaday, Bill's Place. Is the District using the same supplier of Mag-chloride as the county? If not, they do want us to use it.

Not entirely.

SECRETARY'S REPORT

Director Pat Ulrich asked if there were any corrections, or changes need to the last months minutes? Director Dick Warring wanted added that even though the county had the right to dissolve the District, reference the HUTF recalculation, that they would, instead, just cancel the contract.

It was noted that Director Glenn Robinson was referred to as Glenn Thompson. This will be corrected.

Director Dick Warring made a motion to accept the last month's minutes. Director Pat Ulrich seconded it. Unanimously approved.

Director Dick Warring made a motion to accept the minutes from the Special Meeting. Director Pat Ulrich seconded it. Unanimously approved.

TREASURER'S REPORT:

(See attached report for details)

DOLA and the State of Colorado have approved our request for audit exemption has been approved.

Total cash, including checking, and savings, investment accounts totaling \$366,804.00. Total assets including cash receivables including equipment, land and buildings, \$1,554,653.00. Total income for the month of May \$52,754. Year to date total income \$194.12 which is 42% of the budgeted revenue for 2013. Our property tax income year to date is \$118,739.00, which is almost 66% of the total budgeted property tax income of \$180,638.00. Total expenses for May, not including the grader payment because that's another thing that is carried on our budget then it is by the State and therefore by our accountant that the total expenses for May, not including the 'grader payment is \$71,051.00. Total expenses year to date, *including* the grader payment is \$237,041.00 which is 47% of our budgeted expenses for 2013. We also wrote a \$30,000 check to Hart Construction, to get started on the water station and a \$2,938.00 check to Harris Engineering for consulting on the water station. In addition we spent \$7,241.00 with Western Refining for diesel fuel. \$16,220 to GMCO for mag-chloride.

Discussion:

Patrick Bershinger (PB), Look Away Place. Why are we exempted from an audit?

Director Dick Warring explained that as long as our expenditures are below \$500,000 that a regular audit was not needed.

Director Dick Warring made a motion to accept the Treasurer's Report. It was seconded by Director Pat Ulrich. It was passed by a unanimous vote.

There was a property owner concern regarding the bears in the District.

WATER STATION REPORT (Concluded):

Director Pat Ulrich stated that the ground had been broken. He then opened the subject for discussion.

1. **Patrick Bershinger (PB), Look Away Place,** asked if there had been a thoughts given to the noise pollution from the vehicles coming to fill their tanks with water?

Director Pat Ulrich responded that there hadn't been any concerns voiced about it at this time.

2. **Patrick Bershinger (PB), Look Away Place** asked about landscaping around the station and the use of the water that continues out of the hose after a fill?

It was suggested this would best be done through resident volunteer work.

GENERAL BUSINESS (Concluded):

Director Dick Warring brought up the possibility of the District returning to publishing a newsletter. Director Pat Ulrich stated that when they had been doing it before it became very expensive which was why they went to the website. Director Dick Warring stated he would look into it.

A suggestion was made for the District to provide WiFi to the residents. It was explained that that wasn't in the District's charter. Director Pat Ulrich said the board would look into it. Director Kelly Evans pointed out that Ms. Pam Wallis already provided WiFi around her business, or one of the other businesses in the District.

Director Dick Warring made a motion to go into Executive Session to discuss some last minute legal matters. Director Kelly Evans seconded it. The vote was unanimous.

The meeting was recessed.

EXECUTIVE SESSION (On separate recorded file)

The meeting was reconvened.

Director Dick Warring made a motion to continue with the legal action that was discussed with Kate (lawyer). It was seconded by Director Kelly Evans. Vote was unanimous.

Director Dick Warring made a motion to give each Director the formal titles for the jobs they do: Chair/President, Vice President, Secretary and Treasurer. It was seconded by Director Kelly Evans. Vote was unanimous.

Discussion was opened by Director Kelly Evans about voiding the check to Holly Fulbright since she had resigned, instead making out one for Douglas Roberts. Also, whether or not, to pay a board member who was not present for the meeting and who had been shown not to have done anything over the month period. No motion was made.

The meeting was adjourned at 7:30 pm.

By Douglas Roberts
Secretary, ASMD