

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

A regular meeting of the Board of Directors, Aspen Springs Metropolitan District was convened on November 14<sup>th</sup>, 2023 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 Kenneth Barber (Chair, present via conference call), Pam Wallis, Kelly Evans, Eric Davidson, & appointee Chris DeVries were in attendance. Two employees attended. One owner attended.

### **Call to Order**

Meeting was called to order at 18:00 by Kenneth Barber

### **Approval of previous Minutes**

- October's minutes were approved. – **Motion:** Kelly, 2nd: Chris, Passed unanimous (Kenneth abstaining as per usual except in cases where a tie-breaking vote is required)

### **Public Works**

- Carey: Received phone call from Archuleta County, passing along a complaint from Andrew Davis regarding the lack of maintenance on the end of Badger Place, which Mr. Davis states is a turn-around the county stipulated he install on his property.
  - This is not the first encounter with Mr. Davis and due to past hostile actions (as outlined in first-hand detail by all familiar with the party), Carey does not feel comfortable in the situation and would like support from the board.
  - **Eric:** Contact County Road & Bridge for clarification on where the road actually ends.
    - Yari Arceneaux, Engineering Technician for Archuleta County supplied maps showing the road terminating at the border of Lot 28 – no turn-around directed
    - Other county personnel stated they do not conduct surveys, even to define where & how the roadway actually terminates
- Quote from Wagner for \$11k for motor grader periodic maintenance in Durango turned out to be a \$25k bill which they graciously lowered to \$19,250 since the overage was due to labor costs.
  - Rather than do the same at Wagner with the M-series grader, Carey & Ryan brought it back to our shop, bought \$1,600 of Preventive Maintenance and replacement parts, and installed them in around 10 hours. Wagner quoted 17 hours for their professional techs to do the same work.
- Steam Cleaner is badly needed for the shop, and Carey has been able to find a similar unit with slightly lower gpm output for \$7,800. Board

discussed which year to allocate the expense, and it was decided that if an amended 2023 budget is necessary, the washer will be added to the amended budget.

- Is it possible to set up Direct Deposit for all employee payroll?
  - **Motion:** Kelly moved to set up direct deposit for all payroll checks only, and no other type of check. Pam 2<sup>nd</sup>, Passed Unanimous
  - **Kelly** to document the board decision with accountant.
- Pam – No further info

### Treasurer's Report

- Kelly presented last month's financial data:

October	2023		
Total Cash Assets: \$433,396		Total Assets: \$2,157,128	
	MTD (\$)	YTD (\$)	% of Budget
Total Income	41,162	423,352	92
Property tax income		268,832	96.39
Water Depot Income		20,231	80.92
HUTF income		136,195*	93.93
Total Expenses	21,452	389,164	92
Primary/Major monthly expenses:	Day Lumber	\$2,797.14	
	CHP (H Ins)	\$1,158.56	
	Summit F&S	\$3,685.82	

- \* = Two months of HUTF income due to clerical error at county
- **Motion** to approve October's Treasurer's Report: Eric, 2<sup>nd</sup>: Pam, Passed unanimous
- **Reminder:** Claim fire extinguishers cost toward grant 50% reimbursement
- Discussed Desert Mountain options. With regard for future supply of MgCl, Gemco remains a valid option even though deliveries come thru Red Mountain Pass.
  - Eric presented a 5W+2H, is/is-not data collection tool to help focus the discussion on the known and not-yet known facts. A call with Kevin Small from Sedgwick insurance was very enlightening.
  - Option 1: Return check to insurance company, at that point the Metro's attorney will pursue the accounting firm for restitution of the defrauded funds – make Desert Mountain whole and ASMD is not out more than the attorney's and court fees.
  - Option 2: Send funds from insurance check to Desert Mountain along with a letter stating to the effect of "this is our best effort" and to "find any additional funds elsewhere" via legal means, and that "this is the final offer and end of the matter as far as ASMD is concerned".
  - **Motion:** Eric: Adopt Option 2, 2<sup>nd</sup>: Pam. Chris: Yea, Kelly & Kenneth: Nay. Motion passed by 3-2.

## **Review SDA calendar**

- Next month: 2024 Budget plus 2023 Budget Addendum

## **Budget / Election**

- Received notification from Archuleta County that since the ‘failure’ of Measure HH at the latest election, a special session is being called by the Governor to determine property tax calculation. We will continue with the numbers as given, and adjust if there is any clarification after the special session on 17 Nov. to determine our legally-required 2024 budget

## **Park**

- Need to pick up the Port-a-Potty for the season
- Thanks for removal of the awning/cover!

## **Old Business**

- Pam brought up CenturyLink and their demand for payment for a cut line last summer. ASMD is refusing payment as the lines were not properly installed and this brought up a broader discussion of the rampant improper installation of cabling for CenturyLink. Contractors seem to have no quality control for their work, so lines are strung thru trees overhead and traversing many of the district’s 2,800 culverts line they were wire conduits. The CenturyLink representative quotes the company line stating all cable is buried per specifications (despite pictures proving otherwise). Pound sand.

## **Lot Consolidations**

- Lot Consolidation Requests this month.
  - Aspen 1, unconsolidate Lots 21XA and 4A: Approved
  - Aspen 3, 81 Pineridge Trail: Approved
  - Aspen 3, 480 Oakridge Drive: Approved
  - Notice of Property at Tax Lien Sale received & filed

## **New Business**

- Kelly: I will be resigning my position after the January meeting. Gulp

## **Property Owners’ Concerns**

- Richard Miller, representing Oak Hills Ranch POA, spoke about the funds paid by Oak Hills, any changes, and agreements made. It was agreed that Jame handled the interface during his time as Treasurer, and it was probably a ‘bit too loosely’.
- It was agreed to develop a “Letter of Understanding” with cooperation between Kenneth Barber and Lauren Daws – President of OHPOA to determine annual payments to ASMD and the agreement that supports.

Meeting adjourned at 19:28 by Kenneth Barber