



Creating Community, Enhancing Health, Inspiring Play

October 21, 2010

Mesa View Estates Homeowners' Association  
9250 W 5<sup>th</sup> Avenue  
Lakewood, CO 80226

Dear Board of Directors:

This letter is in response to the September 28, 2010 letter to the Foothills Park & Recreation District's Board of Directors, from Mr. Andrew Burt, President of your organization. This response will reiterate the District's position.

It has been the District's position all along that the creation of a "ward system" is unrelated to any issues or discussions as to the condition of or control of Estates Park. The District has consistently declined to discuss the ward system in connection with the Park-related issues. Most recently, on July 21, 2010, the District stated: "Regarding repealing the wards voting system, the Board has no interest in repealing this system and/or reconsidering their position."

Any discussions regarding future control of Estates Park will require a long-term cooperative agreement between the District and Mesa View Estates. There is simply no foundation to create such an agreement while Mesa View Estates is an adversarial party in litigation against the District, or while the threat of the renewal of such litigation may loom over the discussions. Such a long-term relationship cannot exist between adversaries and the District believes that if litigation is pending, or with the threat of litigation, an adversarial relationship exists. If this continues to be the nature of our relationship, the District will not participate in discussions regarding the control of Estates Park. Therefore, the District's "acceptance" of any dismissal of the pending lawsuit, will only be for a dismissal with prejudice.

I will close by reaffirming the District's position that it remains willing to discuss any desires to control Estates Park in good faith with any non-adversarial party in the Mesa View Estates area.

Thank you,

Ronald Hopp, Executive Director  
Foothills Park & Recreation District

C: Foothills Board of Directors  
Paul Rufien, Legal Counsel

**Board of Directors**

Jill D. Nunes  
Chairman

Terri L. Maulik  
First Vice Chairman

Judy A. Johnson  
Second Vice Chairman

Keith C. Sutton  
Secretary

John Bradley Jr.  
Treasurer

Ronald Hopp  
Executive Director