FOOTHILLS PARK & RECREATION DISTRICT REGULAR BOARD OF DIRECTORS MEETING

April 28, 2020

The meeting was held as a Zoom webinar. There were 166 registrants and 143 attendees.

You are invited to a Zoom webinar.

When: Apr 28, 2020 06:00 PM Mountain Time (US and Canada)

Topic: Board Meeting 4/28/2020

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After registering, you will receive a confirmation email containing information about joining the webinar.

- I. CALL TO ORDER: Director Bosanko called the regular meeting to order at 6:05pm.
- II. PLEDGE OF ALLEGIANCE: Director Bosanko led those in attendance in the Pledge of Allegiance to the Flag of the United States of America.
- III. ROLL CALL: Director Farrar: Present

Director Butman: Present
Director James: Present
Director Meyer: Present
Director Bosanko: Present

ALSO IN ATTENDANCE: Paul Rufien, District Counsel; Ronald Hopp, Executive Director; Dennis Weiner, Director of Finance and Administrative Services; Derek Eberhardt, Director of Operations; Barb Butler, Director of Recreation Programs; Tom Woodard, Director of Golf; Colin Insley, Director of Parks, Planning and Construction; Richelle Riley, Recording Secretary; other Foothills staff and members of the public.

Potential conflicts of interest were disclosed pursuant to Colorado Revised Statutes 18-8-308(2), 24-18-109(3)(a), 24-18-110, and 32-1-902(3).

IV. APPROVAL OF AGENDA:

<u>MOTION:</u> Director Farrar moved the Foothills Board of Directors amend the agenda to discuss the policy manual, the board responsibility and duty manual, which she requested on April 12.

MOTION: Director Meyer moved to include Executive Session at the end of the agenda as currently written pursuant to Colorado Revised Statute 24-6-402(4)(e), for Contract Negotiations regarding the use of the Edge Ice Arena.

Director Bosanko clarified that Director Farrar's discussion item would be moved to Discussion Item B, after the Edge Ice Arena discussion. Following that policy and board manual discussion, the Board will move into Executive Session.

Director James seconded both amendments. Poll of the Board: Director Farrar, aye on the Board Policy Manual amendment, nay on the Executive Session amendment; Director Butman, aye on both; Director James, aye on both; Director Meyer, aye on both; Director Bosanko, aye on both. The motion was approved.

V. APPROVAL OF MARCH 10, 2020 MINUTES:

<u>MOTION</u>: Director James moved that the Foothills Board of Directors approve the minutes of the March 10, 2020 board meeting as submitted. Director Bosanko seconded the motion. Poll of the Board: Director Farrar, aye; Director Butman, aye; Director James, aye; Director Meyer, aye; Director Bosanko, aye. The motion was approved.

VI. APPROVAL OF APRIL 23, 2020 SPECIAL MEETING MINUTES:

<u>MOTION</u>: Director James moved that the Foothills Board of Directors approve the minutes of the April 23, 2020 special board meeting as submitted. Director Meyer seconded the motion. Poll of the Board: Director Farrar, aye; Director Butman, aye; Director James, aye; Director Meyer, aye; Director Bosanko, aye. The motion was approved.

VII. COMMUNITY COMMENTS:

Director Bosanko said for the Community Comment period, the Board had requested comments and questions be sent via email.

Non FHA or LHA related comments, there were some comments regarding the golf course opening that will be addressed with the Executive Director's report.

Director Farrar brought to the attention of the Board that people are upset that the District has the golf courses open but the tennis courts are not open yet. Ronald Hopp stated the Jefferson County guidelines do not allow for tennis courts to be open. Along with playgrounds, shelters, any type of gathering things, tennis courts are specifically called out. Mr. Hopp expressed belief it is important to adhere to Jefferson County's Health Department's guidelines.

VIII. DECISION ITEMS:

A. Ratification of Resolution to Cancel May 5, 2020 Election

Mr. Hopp recalled that staff have been working for a couple of years on a potential extension of the bond issue that was first passed by the District's voters in the year 2000. Mr. Hopp discussed items that were funded by that bond. Staff have worked over the last couple of years identifying projects and things the District can continue to fund as a continuation, and would have to ask the District's voters to do that. Staff were tracking towards having a May 5, 2020 election to ask the District's voters to extend the 1.434 mills for capital improvements and general operations. Due to the unprecedented pandemic, the residual negative effects on the District's community, Mr. Hopp said staff made a recommendation to cancel the bond extension election and reassess for November of 2020. Majority concurrence from members of the Board had been received in order to stop that process. Mr. Hopp pointed out a resolution before the Board ratifying the concurrence to cancel the May 5, 2020 election.

<u>MOTION</u>: Director Meyer moved that the Foothills Board of Directors approve Resolution No. 20-006 to cancel the May 5, 2020 election. Director Butman seconded the motion. Poll of the Board: Director Farrar, nay; Director Butman, aye; Director James, aye; Director Meyer, aye; Director Bosanko, aye. The motion was approved.

Director Meyer questioned why Director Farrar was opposed to canceling the election regarding the mill levy. Director Farrar expressed we should go ahead and do it if we think we are doing great things for our community. Regarding coronavirus safety, we vote by mail in Colorado.

IX. EXECUTIVE DIRECTOR'S REPORT:

Mr. Hopp discussed comments received from members of the public concerned about the District's golf courses, specifically related to the fact that the golf courses are open but the District is not allowing cart rentals. There was concern related to if people didn't have the ability to walk the course, they would want to be able to rent carts. Mr. Hopp explained that has been a guideline from Jefferson County Health Department that the District is allowed to have golf courses open but is not allowed to rent carts. However, today they gave us new documentation that will allow cart rentals for individuals, Mr. Hopp discussed those guidelines.

Mr. Hopp briefed the Board on COVID-19 and what its impact is. The District is following all federal, state, and local guidelines. They have dramatically impacted the District's facilities and service offerings. Currently, all District recreation facilities are closed, they have been closed since March 14th. Golf courses stayed open initially but eventually closed due to orders, then they reopened on April 20th. The District has been following or exceeding Jefferson County Health Department guidelines. Today, those guidelines were revised to allow cart usage. Parks, trails and open spaces have remained open. Currently, all gathering areas like playgrounds, tennis courts, basketball courts, shelters, etc. are closed.

Mr. Hopp stated the District relies heavily on earned income for overall operations. Fifty-two percent of the District's operating revenues come from user fees; rentals, admission fees. As a result of the closures and the unknown progression of what the District is able to open and when, Mr. Hopp discussed estimated potential lost operating revenue. As a result, the District is taking steps to try to mitigate the financial impact. Mr. Hopp discussed the District has furloughed 465 part-time employees, postponed almost \$1.5 million worth of capital projects, issued a hiring freeze, is doing a thorough evaluation of all expenditures moving forward, will continue to evaluate all opportunities to either generate revenue or substitute capital funds or reduce expenditures. Staff continue to assess all orders moving forward and will try to bring services back on line as quickly as possible.

Mr. Hopp reminded the Board that the February and March finance reports are in the information section of the packet, as are the capital projects report and all the quarterly reports.

X. DISCUSSION ITEMS:

A. Edge Ice Arena Involving Foothills Hockey Association and Littleton Hockey Association

Director Bosanko provided a statement from the Board: in late February or early March, the District entered into a contract with Littleton Hockey Association (LHA) to lease ice time at the Edge. At the time, management did complete their due diligence and followed the District processes in entering into this agreement. However, Foothills Hockey Association (FHA) was the current lessee and they were not provided an opportunity to discuss this change and for that, we do apologize. At the March board meeting, after three plus hours of public comment and questions, the Board directed management to work with both of the associations to find ice time at the Edge for FHA. The weeks following involved many emails, phone calls, Zoom meetings in order to assess the ice time availability and needs, but due to coronavirus, this process was obviously slowed. It took longer than we had hoped. We are close to finalizing agreements which would provide ice time to FHA, and while this is not perfect, it will provide an opportunity for both associations to work together, and as both associations have in-district players, this will increase in-district participation at the Edge. There are a few kinks to work out and we are aware of that, but we are optimistic about having the two associations at the Edge. We know this will require discussions by CAHA and CCYHL, and we are

hopeful that as both associations are represented on CCYHL, that they will be able to make an exception. We are also aware of a draft spreadsheet that is floating around with some numbers and we do want to reiterate that that is draft. We appreciate all the emails and comments that we have received, we have read them and responded when appropriate. We are not aware of any unethical actions taken in this process, and if there were, by clear evidence, we would take different direction. This a new joint future for LHA, FHA, and the District, and we are looking forward to building and rebuilding relationships. We are also very much hopeful hockey and all sports will be played again soon. In the meantime, I hope you are all staying healthy in this uncertain time.

Director Farrar made clear she is not happy with any of this, and never would have voted for it. She believes that there probably is a way that both associations can play together within the Edge and believes that both associations need to have the right to play there. She proposed if we are not going to tear up the contract or not going to amend the contract, then both organizations need to have the time they need to keep their organizations going. Director Farrar stated that Littleton has a home over in the Ice Ranch, that's their actual home hockey rink so Foothills Flyers don't have anything now.

Director James asked Director Farrar if she was present at the board meetings in February and March, and present for the Executive Session in February. Director Farrar answered yes. Director James expressed he felt like he missed his time to speak up and ask the right questions. Director Farrar said she didn't know what questions to ask and had no idea this impact was going to come out like this; she had no idea we were impacting 200 and some families' lives at the time. Had she known that and what all was involved, she said she would have asked better questions than what she asked in the Executive Session. Director Farrar suggested the way it was presented in Executive Session never should have happened. It should have been a public information session, both organizations should have put their stuff out there for the Board to review and then it should have been decided on, it should have been a board decision.

Director Farrar discussed that she votes every month to put a park bench in a park but doesn't vote for something like this. In her opinion it is very corrupt, or something is going on, it doesn't feel right. She stated she is doing the public a disservice to tap her head to this and say it's okay; keep both teams there and they both need to have the time they need to keep their organizations alive. Director James reminded Director Farrar she was also at the meeting and they all gave consent for Mr. Hopp and staff to execute an agreement and continue negotiating. Director Farrar acknowledged they did agree to that without knowing the implication. She said she is asked every month if it's okay to put a park bench out but not asked if it is okay to affect 250 children's lives.

Director Meyer cautioned everybody about throwing out allegations of corruption that he hasn't seen any evidence of. If any director has seen any evidence of corruption, he encouraged that that be presented to the Board as a whole so they can evaluate it. If there is no evidence of it, Director Meyer cautioned against making those kinds of allegations. Director Meyer said he was at the Executive Session and did voice concerns about the impact of this for the entire Board to hear and ultimately the Board did allow the Executive Director and staff to go forward without objection from the Board. Director Meyer made clear that concern was raised about this, so to suggest that wasn't discussed is not accurate.

Director Farrar observed it was discussed in a private session with just the five of them, not in a public forum where they could find out what the constituents think, what do the customers we have been serving for 17 years think. She said we shouldn't be going about big decisions like this in Executive Session. Director Meyer recognized that is a fair criticism and something we have amended the agenda to discuss. Director Meyer expressed concern that a moment ago Director Farrar said we didn't discuss those types of concerns, now she said we did, and she has alleged corruption, and he encouraged the entire board to speak clearly and accurately so we can make sure we are not misrepresenting to our constituents what actually happened.

Director Farrar said she has read all the email traffic she has been seeing for the last couple of months regarding this issue. She has seen emails saying brace for attack or brace for something that shows her somebody was worried about this decision being made and there were implications the third sheet of ice was proposed to us by Littleton and now we have to hide this fact and if this fact gets out there to the public, what's going to happen. She stated that to her this looks bad.

Director James pointed out even though Director Farrar said she never would have voted for this, we are all in this together, we all let this happen, there is no one on this Board that is innocent of making this mistake. Director Farrar indicated she made that mistake and now is trying to get it corrected, trying to let this be exposed, let the public see what's been going on and we need to fix this. Director Farrar discussed she has less than a month in this situation but whatever she can do in the last month she will do whatever she can.

Director Bosanko opened the floor to Gabe Gauthier, FHA. She mentioned that LHA did not wish to speak. Mr. Gauthier/FHA was confirmed to speak for 20 minutes.

Gabe Gauthier gave a history on Foothills, going into their 25th season as an organization where they began a mission to grow the game through the love of hockey for all of their kids and players that play within Foothills District, Jefferson County, and the Denver metro area. He said 17 years ago when the Edge was constructed, they moved into that building, FHA became the main tenants of the Edge Ice Arena and have continued that success and that tenure throughout the years. At FHA, with their 200 plus families, they have the opportunity and continue to give that opportunity to their families day in day out, year in year out, by what they provide on and off the ice as far as leadership, comradery, dedication.

Mr. Gauthier said two days ago they were given the offer of 350 hours of ice from the Foothills Parks and Rec District. Although that may seem as a compromise for them to leave the building, it's just a start to future discussions. He said it was nice to have the communication at least begin with the Foothills District board, although the terms and situation is not ideal, at least we are beginning the conversations now. He recognized this is not the way they wanted to start the 2020-2021 season.

Mr. Gauthier reiterated what he spoke on March 10, he is a DU alumni, played there from 2002 to 2006, won two national championships, was an all American and also signed an NHL contract, played in the national hockey league. The personal experiences and personal successes he had were all due to relationships. His personal success with NCAA, with professional, has brought those relationships and connections throughout the whole world. Those connections have helped him grow this program and grow the programs he has been involved in since the day he chose to not play professionally anymore, and chose to take the division and go from the coaching standpoint to manager standpoint to where he is now as the director of hockey. Mr. Gauthier said communication has always been the driving force for relationships; what he has learned throughout his life in sports and just in general is that communication, whether good or bad, typically resolves most of the issues and misinformation that we are faced with.

Mr. Gauthier discussed his time in Vegas was four years. When he went to Vegas, there was virtually no program; he said, there were three total teams and about 25 kids in that learn to play hockey program. He discussed that by doing things the right way with communication, with passion, that program tripled in size within three years, gained the recognition of the National Hockey League with the Vegas Golden Knights, gained the recognition throughout the whole state where now Reno is looking to put a youth hockey organization there. In addition, Mr. Gautier said the Clark County school district started to jump on board with girl's hockey and now you have high school hockey teams and a small league now being formed playing in Las Vegas since his time there.

Mr. Gauthier acknowledged that here with FHA with their 200 plus families, they represent so much growth, not only with what they have had come throughout the 25 years, but the future they have and the potential of

their hockey players they see come in and out every year. Mr. Gauthier said they are about giving the opportunity for your child to play this greatest game, to make friends, to learn new skills, to develop as a young boy and girl into men and women, and then citizens in the community to learn life lessons. He indicated this lesson we are going through now is communication, is important, transparency is important, honesty is important, values, dedication, be true and integrity, those are all important values that they teach.

Mr. Gauthier said tonight, even after the offer of 350 hours, they are not asking for a special favor. They are just asking the Board to consider the fact that they have been tenants for the past 17 years. He said they have been asking to continue to buy ice for the last 17 years. Mr. Gauthier expressed the opportunity that was not given to them was to match an offer that was brought to the Board's table without FHA knowing and then to be handed an eviction letter after being a loyal tenant for 17 years really still creates a lot of confusion as to why are we here and why is this still continuing on.

Mr. Gauthier discussed FHA has had trouble in the past just like every organization, every business, you have your ups and downs and that's the reason he is here. He indicated he is here to bring the program back up, to bring FHA back on the map as a competitive level, as a national level and even regionally by adding more programs, adding more coaches, adding a junior team that competes in a national recognized league, and that is throughout the whole United States where you get players that are 16 to 20 years old from all over the country and also Europe. He discussed that brings more relationships, brings more people to come watch those kids play because that is one of the biggest things when you have a high-level hockey right here in Denver. Mr. Gauthier explained the highest level of youth hockey is AAA hockey and that goes up to U18. With the junior team, you are now expanding that spectrum to U20 and dealing with kids that have the potential to play at a local university and college, to play on a national level for another university or institution to then claim that they came from Colorado, they came from this program and are now playing national, they are playing in front of hundreds to thousands of people each night that they play. To have the opportunity to grow and be successful business men and women, to have the opportunity to have a professional career. Those are all the things they provide at FHA and they continue to provide.

Hockey is a multi-facet sport, meaning it brings values, it brings integrity to their participants and players and also their family members — parents, aunts, uncles, grandmas, grandpas that come throughout this organization year after year, Mr. Gauthier discussed. He said he has had many successes in his short term where their numbers have grown tremendously from a lower level to a continued growth pattern, just like he had in Vegas where you can look at it from a ground up and then from the top down, meaning the ground up is learn to play programs, U8 programs, internal rec programs which has all been talked about to be working cooperatively and cohesively. Mr. Gauthier explained the top down model is the junior model. It is to bring the scale that this is the highest level of hockey in the state. This is an opportunity, it's a bridge for kids to move on to the next step in their life, whether that next step is a higher junior league, whether it is playing at a college or university, or to sign a professional contract here in the United States or even in Europe.

With their teams this year, Mr. Gauthier said they had their Peewee A team win the CCYHL championship. He discussed all of those kids, the year before, barely had an opportunity to win a game because of the position they were put in. Not because of how they were as players, it was the coaching model, it was the development model that FHA has as an organization to turn those kids around within the year. The U10, team had another fantastic year. They and two other teams got voted into playing the CCYHL championships at the AA level. Mr. Gauthier expressed they worked so hard on and off the ice, those coaches dedicated so much time and energy to the success of that team. It gave the opportunity for those kids to participate and play for a state championship which unfortunately has been delayed or canceled due to COVID. All their other teams had winning seasons. They are not just looking at the wins and loss record; however, all of their teams did have winning records. When they look at success, Mr. Gauthier explained he tells all of their coaches and their families they have to look at it three ways. Take a snapshot of your kids from the very start of the season, take a snapshot in the middle of the season, take a snapshot at the end of the season. What success is

and how it's shown is the little progressions that you see from each snapshot each year, each time of that year, Mr. Gauthier elaborated. By the end of the year, that final snapshot is a significant difference from the start of the year. It's not from a wins and loss perspective, it's from an overall development perspective, that's on and off the ice, he said. Mr. Gauthier discussed how they monitor kids in the classroom, how they talk to the families about their behavior at home, and multiple times there are kids that screw up, we all screw up but we also have to hold each other accountable. They do that for all of their players, the coaches, and the families; that is something they bring each year to FHA, to all of those kids. Mr. Gauthier explained it's not just about being a hockey organization, it's a life organization. FHA builds kids to have further success in life, not just in hockey and sports.

Mr. Gauthier said that with FHA, it has always been their home at the Edge. That has always been where people come and have dinners, have gatherings, spend their time, catch up; that is their second home where the kids are on the ice practicing and the parents are socializing. It's the second home for a lot of these families to interact and also get to know each other better, Mr. Gauthier discussed.

Mr. Gauthier indicated if FHA were given the opportunity to discuss more ice, yes, they whole heartedly would take as much possible that they could do. If they were given the opportunity to do that, they would have been able to present that as they have already. He indicated if they would have been given the opportunity to say their rent was going up or ice cost was going up, that would not have been an issue because as an organization they have to be transparent with their members and that would be clearly demonstrated in the year budget they create for the season and projections. Mr. Gauthier confirmed that if they had an ice increase, they would make that very clear to their families that due to the cost of ice going up, their season dues would be going up because each year it is tuition based, they incorporate it in the budget and they don't hold anything back, they don't hide anything. He reiterated if they would have been given that opportunity, they would have easily been able to incorporate that into their budget for the next season.

Mr. Gauthier reported the growth since he has been with FHA, their tournaments have doubled in participation, they have increased the ice rental; they have increased the bar sales to some numbers that have never been seen before from what he's been told. He said they have also increased the vendor commissions, they've also established relationships with local hotels that are around the facility to bring in more attraction to those hotels to bring in more revenue for them because they do have teams that come from out of state participating in their tournaments. Those are some little things that have grown since his time here, Mr. Gauthier discussed.

Mr. Gauthier recognized the option of 350 is clearly a start, he won't say they would settle for it, but it is something that is not in their scope of viable ice as they stated on that call. They have presented what would make them viable and they have sent that over. He said to be forced with basically an ultimatum to take one sixth of the ice that may have been due to some numbers that were presented, they weren't considered the accurate numbers that FHA had this year nor were they accurate as far as the total amount of ice that they paid for this season and used, and also would have been allocated without the pandemic as they had spring programs set and summer programs set as well.

Mr. Gauthier explained the junior program is an opportunity that would bring in more attendance where you're averaging up to 1000 participants each game. He indicated one of the main reasons for bringing it in is due to the Edge availability to have the capacity to fill a junior team.

Mr. Gauthier said they would like to know, as FHA, why were they truly evicted. Why have they been asking for ice for the past 17 years and have not been able to sign a long-term contract? Why didn't the other association fight for their opportunity for ice as FHA is fighting for their ice if they were so far evicted as they say?

Don Codner, president of FHA, expressed he is not surprised that LHA doesn't want to speak tonight, they are two very different organizations; FHA and LHA have very different philosophical opinions and cultures and how their kids learn the game of hockey is very different. Families choose FHA and the Edge Ice Arena for a reason. The two organizations are not interchangeable by any means. He indicated it's not just switching out the jerseys and having a new team come in, it's changing an entire culture. Mr. Codner observed the Board has probably been able to glean their culture from the discussions they have had, which have been few. He suggested there has probably been some misconception that we have had a great number of conversations and Zoom meetings and conference calls and negotiations and he said we have not had more than 15 emails back and forth, and in his opinion, none of them were negotiations. It took over a month and a half, in his opinion, to get to a place where FHA was offered a fraction of ice time.

Mr. Codner said the first question he was ever asked was how many hours of ice does FHA need to remain a viable organization. The first question and the first inkling that there was a thought that maybe something had been done wrong and there was a way to correct it. Mr. Codner said his answer was based upon the rink manager, Alec's, numbers that he gave to FHA in the very first meeting they were able to have in person on March 12th. Mr. Codner indicated that Alec said that it was approximately 657 hours of ice for practice and games and approximately 400 hours of ice for tournaments, so about 1000 hours of ice. That was the answer he gave the District in terms of what was the minimum needed to remain a viable organization. To come back to FHA with the fraction that was offered, it doesn't make FHA whole, it doesn't make them a viable organization, Mr. Codner discussed. It's forcing them to seek other opportunities, it's forcing them to seek other options through other organizations and not directly with any other ice rink, leaving them without a home, the Edge is their home. Mr. Codner suggested that the Board should strongly consider rethinking, redoing what they have done and make it right so that FHA continues to have a home.

Mr. Codner discussed that through email, there were some questions asked by Foothills Park & Rec's attorney. His comments were that he was asking the questions to make sure he could provide all of the actual data that FHA had back to the board members. Mr. Codner indicated that in their conference call that they had on Saturday to discuss the offer of 350 hours, it was clear in the data discussions, that the data he had provided was not shared and they were looking at data that had been provided from rink management and those numbers were skewed. Those numbers from two seasons, 2016-2017, and 2017-2018 included tournament hours.

Mr. Codner clarified for Director Farrar that on April 8th, he was asked to provide answers to a set of questions which included the question about how many hours of ice did FHA use over the past four seasons, 2016-2017, 2017- 2018, 2018-2019, 2019-2020. Mr. Codner said he did provide that data and the data is different than what he was shown in their conference call with Mr. Hopp, Director James and Director Bosanko. He said the data he provided is different than the data they showed him. What they showed him, for example, was in 2019-2020 they had 655 hours of ice, that was just practice and games as validated in their very first meeting on March 12th by Alec. The 400 hours of tournament ice were extra ice for other events, were missing. In the 2016-2017 data provided by rink management, he believes it was 1240 hours, tournament hours are included. Mr. Codner indicated he knows that because he put the data together himself to share with Mr. Rufien, but when he was shown the data during the conference call, it was clear that his data was not included. Mr. Codner expressed he does not know whether or not the board members actually saw the data he provided, his impression is that the board members did not see the answers that he was told by Mr. Rufien were going to be given. Mr. Codner said he is happy to share any of that data going forward although it was submitted the 22nd of April.

Moving beyond that discussion, Mr. Codner said he wasn't given anything in terms of what the Board wanted from FHA tonight, whether it was a presentation, whether it was a discussion, whether it was a heartfelt talk again about who FHA is. Again, he thinks the Board has been able to glean who they are from his discussions. Mr. Codner said what he would really like to know is at this point, where we go from here. FHA

has been given the opportunity to decide if they want 350 hours at the Edge, which again, doesn't make them whole, doesn't make them a viable organization, doesn't even give them a real opportunity to provide the program they were building, obviously doesn't get them anywhere close to the 1900 hours that they proposed in that response on April 22nd for the 2000-2021 season. That would obviously include the junior team that Gabe mentioned earlier. Mr. Codner asked when he should expect a response to the Letter of Intent that he sent to the Foothills Park & Rec management today.

Director Bosanko reiterated the Board wanted to provide FHA an opportunity to speak and if Mr. Codner had anyone else he wanted to speak on his behalf to do so. With this Zoom call, Director Bosanko indicated it's difficult to allow comments and questions so the Board had asked everyone else to send them by email. She confirmed the Board wanted to provide Mr. Codner and Mr. Gauthier the opportunity to say what was on their minds, and suggested that is exactly what happened. With the Letter of Intent, Director Bosanko advised that falls under Contract Negotiations so we will have to discuss that at another time, and expressed hope to get back to him very quickly. Director Bosanko indicated there has been review over some of the request and making sure we can meet terms of the negotiation; that will be part of discussions ongoing.

Mr. Codner said he was very encouraged about what Director Bosanko just said and absolutely looking forward to negotiating. Mr. Codner asked if we could schedule a time, if not prepared to schedule a time tonight, then he hopes we can do something quicker. It's been a pretty drug out process, in his opinion, from our first meeting on March 12th. Mr. Codner said he certainly would have liked to have had the opportunity to voice his opinion before the Executive Session in February. He certainly would have liked to have the opportunity to provide a proposal for hours for 2020-2021. He said he would have loved to have the opportunity to discuss the past four seasons and the difficulties that were experienced in the 2016-2017 season and the obvious actions that FHA took to change the board and change the director in order to make sure they corrected all of the problems. Mr. Codner discussed they knew there was a mistake, they knew they had something going wrong, they knew they weren't utilizing everything to the best of their abilities and so what they did was they corrected it. They made it right, they made it right by their members, they made it right by District members, they made it right by the hockey community. What FHA is asking the District to do, still at this point, is to make this right, Mr. Codner said; it wasn't done in good faith. Mr. Codner expressed belief that's a part of the Board's duty as Foothills Park & Rec Board of Directors to act in good faith for their district members and to their tenants, especially one that's been there for 25 years. Mr. Codner thanked the Board for giving FHA the time to speak tonight and expressed looking forward to the next conversation and negotiations.

Director Bosanko clarified that LHA did not refuse to speak, the procedures for the meeting were revised to just allow FHA an opportunity to speak due to the Board's knowledge that there was a desire to do so.

Director Farrar said she found it troubling that LHA decided not to speak tonight because she hasn't heard much from them at all, other than them coming up at the last public meeting telling us what a great decision we made. Since then she hasn't spoken to any of them. Director Farrar indicated she was hoping that they would make a presentation and she could ask them tonight what their motives were. Director Farrar indicated she has called South Suburban and she talked to several people and has in her mind how everything went down, but would like to ask them so she thinks it's interesting that they are not here tonight.

Director Meyer asked Director Farrar, who at LHA, did she reach out to. Director Farrar said she tried to be in on the meeting and didn't get in on the meeting that only two directors were allowed to be in. Director Bosanko said they did offer to do another meeting. Director Meyer pointed out that was with any of the other board members and doesn't recall Director Farrar taking them up on that. Director Farrar confirmed she would like to meet with them.

Mr. Codner shared that they have reached out to LHA multiple times to try to have meetings to discuss things and try to fix things that way, it was something promised to them from CAHA that they would be able to come to the table and have discussions with LHA. He shared that they met once and were not respondent to FHA's request to continue.

Director James said he was looking over the most recent 2019-2020 ice usage that we received from FHA and as far as skewed numbers, he questioned the word skewed that Mr. Codner is using when the current ice time totals that FHA provided us for this current hockey season was 640 hours and 45 minutes and our records reflect 655.75. He confirmed what our numbers have reflected are not including tournaments. Director James reiterated, using this year as an example, FHA has 640 hours compared to our 655, and asked Mr. Codner is that still skewed in his opinion?

Mr. Codner answered his comment to being skewed was what Director James told him on the conference call on Saturday you used to come up with 350 hours was an average of the hours of the last four seasons and then took 40 percent of that. The number in 2016-2017, was over 1200, the numbers went down from there each season to this past season, you had 655. Mr. Codner indicated what he said on the call on Saturday was that the 1200 hours from 2016-2017, the numbers from 2017-2018, both of those seasons included the tournament hours. Mr. Codner explained the last two seasons you looked at 2018-2019 and 2019-2020, did not include the tournament hours so that is not accurate, the numbers are skewed, you are not taking an average of the entire data set to come up with 40 percent. Director James said we would talk about that in our negotiations then as far as what numbers we are really looking at here and compare those a little bit closer. Mr. Codner pointed out he would like us to sit down and figure out the numbers. He said we both have accounting systems and we both have all the invoices. We can do it that way or we can do it based upon spreadsheets and reports that both of us have access to.

Director Meyer thanked Mr. Codner and Mr. Gauthier for their time. He expressed thought that everybody is in agreement that this is a difficult situation. He reiterated you've heard the remorse from Foothills District that this went down the way it did, and thinks that is sincere. At the end of the day, Director Meyer indicated he thinks a lot of people are looking for a nefarious reason for the way this went down or that it went down at all, including Mr. Codner or Mr. Gauthier asking what's the true motivation. Director Meyer encouraged people to look at this for what it more likely is, he has seen no evidence of anything other than this, which was a business decision to maximize benefit to the District in certain categories by raising revenue through the Edge. He said obviously we are trying find a way to work this out that allows FHA to remain.

Director Meyer discussed that everybody knows on this call that we have a signed contract with LHA which makes it difficult. A lot of people say undo that, it's not so easy as just undoing that and it's not just up to us whether we can undo that. He explained, that's the difficulty, is trying to find a resolution with a finite resource, the ice time at the Edge, that we're able to work with a current contractual relationship to compromise that in order to find a way to get FHA back in there. We may or may not have more than 350 hours that we're able to wring out of the system, but, Director Meyer said with complete confidence we have spent a lot of time working very hard trying to find a way that we can find the best solution we can. He thanked everyone for their effort, thanked Mr. Codner and Mr. Gauthier for coming in tonight and working with us and being patient with us as we've been trying to work through this. Director Meyer expressed hope that everyone understands it's not just as simple as just undo it and put it back the way it was based on the situation we're in now.

Mr. Codner expressed appreciation for Director Meyer's comments. He said he would love the opportunity to have further discussions because, unfortunately, what FHA feels like is what you did do is simply undid our contract. He said he doesn't know that they are looking for a reason, he respects the District signed a new contract, it's hard to undo but theirs was undone.

Director Farrar said she agrees with most of what Director Meyer said, but this is the reason she keeps saying we need to hire a professional, objective mediator to get all parties who are involved. If we're not going to tear up the contract, she says we hire a mediator, spend the money on that, get all the parties together, figure out who needs what ice time. She observed we spend money trying to find verbiage for how to word things so that people will vote for them, but we can't hire a professional mediator to mediate this horrible situation.

Director Bosanko confirmed that the procedures for this meeting were to send comments and questions by email, we received some right up until before the meeting that we can't get to at the moment and we will respond to those emails as we can, and we can include those with the meeting minutes if requested. A lot of the questions were questions that we simply can't answer or we might need to refer them to South Suburban or another entity. We have said we understand that there are things that need to be worked out with CCYHL and CAHA and we will continue to do that and to push for assistance in helping both teams have ice. Director Bosanko asked board members if there are any other questions, the board has all seen them, that they want to address or answer at this time.

Director Bosanko opened the floor for final board comments.

Director James recognized he has been active in his engagement with the Foothills Flyers Association and their parents, also on the LHA side. This has been a tough six weeks and it's been very difficult as far as wanting to help an organization and get them back into the Edge, receiving a lot of criticism and very derogatory comments and unfortunate comments towards the board, towards our staff, towards the Executive Director, that a lot of them aren't justified. He said there's a lot of misinformation out there and he wishes we could all take a higher ground. Director James expressed thought that he has been open, receptive, welcoming comments, feedback. He indicated the amount of disrespect reached a level quite often that he was very frustrated, but stayed true to his promise to listen to these families, listen to these people and still continue to work. Director James recognized we're not going to make everybody happy, there's not going to be a perfect solution throughout all this. He asked for grace and patience during the process.

Director James read an email from a woman named Valerie that has no dog in the fight, no skin in the game and has seen what he has had to respond to on next door, facebook, social media: Tim, your responses have been wonderful and transparent. I think it is sometimes hard for people to understand that Board of Directors are limited in what they can say in public forums outside of their meetings. People's passions are high for this so sometimes their active listening flies out the window. You are hearing each concern and responding. I dare anyone to comment otherwise. I know it is hard for folks when they feel passionate about something to accept mea culpa, the Board made a mistake. In hindsight, they wish they had acted differently. They have acknowledged it and are working towards a solution. We have all been there, and wishing we had done something differently or made a different decision. We are human and we need to treat each other that way accordingly. I am not stating that Foothills Hockey Association shouldn't be upset or disappointed, and you have not said that either. Sometimes giving grace and reaching peace is more important than being right and just; I hope some of the families can start to see that.

Director Farrar shared that she tried to communicate with her constituency, be open with them, and try to guide them through this tumultuous time in their lives, trying to figure out how they're going to get their kids everywhere when your hockey stuff changes. As a parent herself, Director Farrar discussed she is not above any of these hockey parents. She indicated she is a parent herself who uses Foothills and knows that if something like this had have happened to her and she had to all of a sudden started taking her kid over to somewhere else to skate or whatever, she would be furious.

Director Farrar recognized the parents have a right to say what they want on any social media they want to or any type of medium they want to. She suggested if we're not able to take the criticism, don't make the bad choice, don't make the bad decision in the first place; then if you do, go back and fix it and do it in a timely

way. Don't make people wait until people are voted off the Board or the pandemic is over. Involve all parties and try to make a solution where everybody can benefit from it.

Director James asked Director Farrar if she feels she has been transparent with the Board about her communications with other people outside of the Board. Director Farrar questioned why she is supposed to be telling him what she has communicated with people outside the Board, that's not a requirement of this job. Director Farrar said she told the Board she was having a town hall with her Ward and said nobody cared about that. Director James asked if she invited the Board; Director Farrar said nobody said they wanted to come.

Director Butman pointed out he came, joined in and listened. He said he appreciated that because it was very helpful. He observed it was the time right before we were sending those questions out to Mr. Codner and LHA, and we're still waiting for some information. To Director James' point, Director Butman said that's when a lot of the misinformation started coming out. Director Butman said he wanted to act as a clarification agent on trying to make sure we dissipate at least a little bit of the misinformation. Even though this was Director Farrar's Ward, Director Butman indicated a few of them have emailed him directly and he expressed appreciation for all the communication. Director Butman recognized at that time, people were still saying they were unsure of what our intentions were as far as rectifying the situation and he really wanted to make sure that it was known that we were on their side. As has been stated multiple times in this conversation, working towards a solution for FHA to get a viable amount of ice back is the goal of all of us, Director Butman clarified.

Director James expressed he didn't see an invite, he would have joined in. Director Farrar said she will invite him if she has another one in the next three weeks, she will send out an evite to everybody. Director Bosanko pointed out if more than three board members come, it needs to be posted ahead of time.

Director Bosanko added that she is glad those conversations happened, and acknowledged Director James has been very transparent in the good and the bad that he's been hearing and it is frustrating to know that some conversations have happened, and the rest of the Board isn't aware of why there is more animosity because we haven't been privy to those conversations. Director Bosanko expressed she gets the frustration on Director James' part and understands Director Farrar's desire to have those conversations in privacy. She discussed there is no perfect answer to any of this and we are all just trying to do our best and figure out how to move forward and apologize and make it right without putting the District in a legal position.

Director Farrar expressed she is sure there are plenty of sidebar conversations that she wasn't privy to when all this stuff went down. She's sure that Mr. Hopp, the attorney and everybody has had sidebars and she hasn't been privy to those.

Director Bosanko encouraged anyone that would like to email the Board to go the Foothills website, their email addresses are there and you can certainly reach out to any or all of the Board with comments or questions.

B. Policy and Board Manual

Director Farrar discussed having a recommendation going forward since policy board that we call ourselves is enigmatic and not defined very well. She reiterated every month she is asked to vote on things like approving a sidewalk being poured, or a park bench being placed in a certain park; but something of this magnitude is done in a private session. She said she had to be a whistleblower to say what happened in the Executive Session. Director Farrar determined it should be presented for public discourse and then the elected people should be deciding on this, it should not be decided by staff.

Director Bosanko asked Director Farrar if she had a recommendation on a policy change. Director Bosanko recognized there are several contracts and agreements that do go through without board review. She asked Director Farrar if she recommends a certain dollar threshold, or what is her recommendation on what should come before the Board.

Director Farrar said she didn't know that it necessarily has to be dollar issue, why can't it be just anything that affects more than 10 or 20 customers, changing their programs, should be voted on by the Board. Director Farrar expressed thought that it's more important to vote on that stuff than to vote on whether a park bench should be sitting at Harriman Lake Park. She asked do we want to actually be useful to our constituents who we respond to or do we just want to look like we're up here, coming in once a month, getting our little script, reading it and voting on it and moving on. Director Farrar assured this was not just a padding for her resume; this was for her to come here and do something to try to make this District better.

Director Bosanko expressed the intention is that this is a part-time board and we meet once a month so for us to review all the contracts, it would delay some issues. She added that was the initial reason why the business of the District is put into the hands of management and the Executive Director because we are just a part-time board and that's why we hire the Executive Director. Director Bosanko recognized there are timing issues or concerns that could arise if we don't put parameters around things, so we have to be specific as to what we are looking for.

Director Meyer said conceptually, he is not opposed to the Board having more oversight on certain decisions, the devil will be in the details what we are looking at. He observed the way this was originally presented was that anything that is controversial should be voted on by the Board. Director Meyer expressed he has difficulty imagining how that will work out; he doesn't know how, practically, to implement that. Director Meyer discussed that many operational decisions are going to be viewed controversially by the person or entity that winds up on the short side of any particular decision, whether it's a vendor contract, whether it's a service provider, whether it's somebody who runs programming. Understanding the sentiment, he said obviously we've all gone through what we've gone through for the last two months, it in many ways makes sense. Director Meyer suggested we need time to think about how you solve the problem at hand and what the right tool would be for that.

Director James added it's going to need to be an objective number such as \$500,000 - \$1 million on the revenue side. He agreed with Director Meyer that things are going to be controversial and we have to trust staff to make these decisions. Director James suggested this might slow down the efficiencies we have worked so hard to create.

Director Bosanko expressed another thought would be to require some sort of RFP process with this type of large contract just so that there is more information gathered in time and an opportunity given to entities or businesses to put in a bid or offer, or review the openings that are available. She offered we would have to outline where and when those would be required; maybe it's a modified process than what we do for expenditures. Director Bosanko expressed interest in knowing how many contracts over Director James' suggestion there are and how many under, and how that would fit from a review standpoint. Director Bosanko questioned if there are only three above that amount, is that our goal, or would the dollar amount make sense at a different amount.

Director Farrar said that would be smart to look at the number of contracts you have to look at every month. She agreed \$100,000 or more sounds good. She said she heard the comment that whenever we change up an aerobics class we're having to make decisions on that, and we don't want to be doing that. If there is a contract that is a substantial enough amount, and especially if it's affecting this number of customers, those two things together should be looked at by the Board and voted on by Board members, not decided by executive and staff members solely; they make recommendations but we need to look at the whole thing.

Director Farrar questioned are we concerned only with the bottom line, let's make money in 10 years, or are we going to be concerned with what are we going to do with all these children who now have to find a place to go play hockey. Director Farrar proposed that would have weighed heavily on all of our minds, had this been presented in that way.

Director Meyer discussed he didn't disagree with that, but reminded everybody that staff did come to the Board before this happened. It was not in a public meeting, he recognized, but this decision, arguably, the policy we are talking about implementing, this decision was still made with the Board being advised about it and the Board did not say hold off, or we need more information or anything like that. Director Meyer expressed thought that we all agreed that the way this went down with FHA not being provided the opportunity to counter the proposal, if we're doing an RFP process, it could have been done better, it could have been done differently, and in retrospect we very likely would have done it some way differently. Director Meyer indicated, here, to be suddenly implementing this policy, he's not sure we didn't satisfy the intent of it, whether or not, whatever policy we ultimately implement, would have the actual letter of it.

Director Bosanko agreed, that's where she leans towards more of a review process in open. If this would have come up a couple months prior, or in January if we knew that there was a possibility of additional ice time, that we give certain time to allow for information to be obtained and for everyone to have some awareness of it. Director Bosanko discussed if that process happens and in that process it comes to the Board, she is fine hearing the concerns but thinks there also could be a review process that's more balanced and fair and that could lead to this not happening.

Director James told Director Farrar he is willing to carry that flag onward for her. If Director Farrar wants to keep in touch, he would be receptive and thinks they agree on this.

Director Bosanko suggested to outline for management what the Board wants to see from them to help us get to a point where we can make a decision. She indicated we need to see the number of contracts over a certain dollar amount; Director Farrar had said \$100,000, Director James had said \$500,000 and had suggested to get some different levels. Director Bosanko said it would be good for the Board to really understand what's going through the RFP process right now as well. She recognized all the expenditures are for the most part, or the larger expenditures, but understanding that process and what those amounts are, that might give them an idea.

Director Meyer recognized these are all details to iron out and questioned if a 10-year contract is entered, does it meet the threshold over 10 years or is it annualized, and indicted he does not know what the appropriate approach on that would be. He agreed with Director James that we probably should see multiple levels to have a sense of where we may want to wind up if we're looking at a dollar threshold. He noted that Director Farrar mentioned the number of constituents that are impacted; that may be a valid consideration, too, that we should be looking at; what would that threshold be. He suggested there may be a direct correlation between dollars and number of constituents, probably not totally direct, but that might be something else worth looking into.

Adding some clarity, Mr. Hopp discussed there are parameters in the Colorado Revised Statutes related to expenditures and we follow those to a tee; any contracts that require board approval, we do. That threshold is construction contracts over \$60,000. Mr. Hopp explained this one was unique because it was a revenue producing contract and not an expenditure contract, so the revenue contracts are not guided in the Colorado Revised Statutes like the expenditure contracts. Mr. Hopp reiterated all of the expenditure contracts, we follow the Colorado revised statutes to a tee.

Director James added, as far as the length of contracts, looking at that as well. Is the term for four years, six years, or ten years as far as maximum contracts that can be signed?

Director Bosanko expressed interest to know how many contracts we have at those certain lengths and the reasoning why.

Director Farrar said she read through the contract but it was kind of confusing because it sounded like it had to be reviewed every year to continue on, she discussed it was very confusing.

Director Bosanko concluded this will be a good discussion and a good way to reevaluate and hopefully prevent this from happening as much as we can. She recognized even an aerobics class can be controversial depending on what's happening.

Director Farrar agreed but expressed that with the amount of money that these parents and these teams have put in, we at least owe them to vote on whether or not we're going to contract to someone else.

Mr. Hopp concluded we will work with legal counsel to draft something for future consideration. We can also look to see if there are other similar type policies or procedures that other like entities do as well.

XI. EXECUTIVE SESSION:

A. Contract Negotiations Regarding the use of the Edge Ice Arena per 24-6-402(4)(e), C.R.S.

<u>MOTION</u>: Director Meyer moved that the Foothills Board of Directors move into Executive Session pursuant to Colorado Revised Statute 24-6-402(4)(e) to discuss Contract Negotiations Regarding the use of the Edge Ice Arena. Director James seconded the motion. Director Farrar, nay (we need to hire a mediator); Director Butman, aye; Director James, aye; Director Meyer, aye; Director Bosanko, aye. The motion was approved.

Director Bosanko thanked everyone for attending and bearing with us on our first Zoom full public meeting. She said, again, please email us with any questions or comments. Director Meyer explained people are welcome to stay on the line; the anticipation is we will go into Executive Session, come out of Executive Session, and adjourn.

The regular meeting adjourned at 7:43pm. Executive Session started at 7:50pm and ended at 9:06pm.

The regular meeting reconvened at 9:07pm.

Director Bosanko thanked everyone for their time tonight. She again noted the Board has received the emails and have continued to receive them per the process that was outlined on the agenda memo and said the Board would respond as appropriate. Director Bosanko said at this point, in light of the ongoing negotiations, we have opted to continue the positive nature of those negotiations and will hold off on some of those responses. We do plan to have FAQs on the Foothills website as soon as is reasonably possible, as we continue those negotiations.

Director Bosanko added this is Director Farrar's last full meeting. We will see her in May but it will be briefly, as the transition occurs right away in the meeting. She told Director Farrar it's been great to work with her, and thanked Director Farrar for everything she has done for the District. She recognized Director Farrar has been a great representative of her Ward, they were lucky to have her.

XII. ADJOURNMENT:

<u>MOTION</u>: Director Butman moved that the Foothills Board of Directors adjourn the April 28, 2020 board meeting. Director Meyer seconded the motion. Director Farrar, aye; Director Butman, aye; Director James, aye; Director Meyer, aye; Director Bosanko, aye. The motion was approved.

The regular meeting was adjourned at 9:10pm.	The next regular	board meeting	will be held at	6pm on	Tuesday,
May 26, 2020, via Zoom webinar.					

Submitted by:

Richelle Riley, Recording Secretary

From:

Kim Barry

Sent:

Thursday, April 23, 2020 6:09 AM

To:

Richelle Riley

Subject:

Questions for tonight's board meeting

In regards to our home ice team the foothills flyers. <u>Did the board know at the time of the decision to change from the foothill flyers to the Hawks that the hockey division will only allow the hawks to take three players each age group from the foothill flyers?</u> So now all the centennial and highlands ranch kids will get to skate at the Edge and your actual residents are going to have to drive out of district to play hockey? And actually have NO CHOICE about it if we still want to play hockey. We live 30seconds from the Edge and now can't skate there.

Thank you in advance for your clear answer on this matter. I would love to see that you guys understood the gravity of your decision when you made it.

Best,

Kim Barry

From:

Joy Belfoure <

Sent:

Thursday, April 23, 2020 5:38 PM

To:

Richelle Riley

Subject:

Question for FHPRD Board Meeting Tonight

I previously submitted a lot of questions to each board member, but my one question tonight is this.

If it is found that Littleton Hockey Association mislead Ron Hopp and FHPRD, or that Ron Hopp, Barb Butler, Alec Hines or anyone else affiliated with FHPRD acted improperly or with mal-intent in securing the contract between LHA and FHPRD, what will happen?

Thank you, Joy Belfoure

From:

Alison Habetler

Sent:

Friday, April 24, 2020 3:28 PM

To:

Richelle Riley

Subject:

April 28th Board Meeting question

Hello.

Hope you are doing well. I would like to submit a question to be addressed at the board meeting.

We have been told repeatedly that South Suburban Parks and Rec chose to stop doing business with LHA, which is what led them to seek ice allocations at the Edge. However, according to South Suburban, that is not the case. Alec Hines was made aware this was not the case. So, why was this not considered before taking all ice away from Foothills Flyers? LHA would have still had ice, though it might not have been where they wanted... but they would have ice.

Below was provided by SSPR

February 14, 2020 – Alex Hines, Foothills Parks and Recreation District Ice Manager, texted Bill Dobbs requesting information regarding SSPRD "kicking out" LHA from our District. Bill Dobbs responded by informing Alex that LHA was offered ice time at FSC.

Thanks

Alison Habetler

From: Joy Belfoure <

Sent: Friday, April 24, 2020 8:58 PM

To: Bill Meyer

Subject: Have You Considered a Mediator??

Mr. Meyer,

I spoke with Ann Terry, Executive Director of the Special District Association of CO. Ann told me she offered her team to act as a mediator to FHPRD, LHA and FHA to facilitate a resolution. Given there have been NO talks between FHPRD and FHA I strongly encourage you to take Ann up on her offer. I'd like to understand how you expect to come to any resolution when all parties aren't invited to the table?

Ann also told me Ron said it is too expensive to cancel the contract, so that leaves us with negotiations. Despite the fact that every member of the Board apologized to our families and said they would right this wrong, that does not appear to be the case! None of you appear to be making good on your promise, and we remember your promises!

Ann also shared that Ron has been speaking with LHA about giving ice time to FHA. This implies that Ron realizes he made a mistake and he's trying to fix it. Based on the number of hours that were discussed, the Flyers will not have enough ice time to sustain our program. It truly is imperative that all parties engage to find a resolution that works for ALL teams. This will ensure one entity does not disappear entirely and leave 200+ children without the ability to play hockey, and it will maintain the vitality of the sport of hockey in the state of Colorado.

There was a meeting today (4/24) with all the hockey Directors and CCYHL. They have not changed any rules, so the status quo will continue to prohibit more than 3 children from transferring to other hockey organizations.

This has nothing to do with LHA vs. FHA. This has nothing to do with who is taking over the Edge. This is simply a request to keep ALL kids on the ice!!

I respectfully ask you to bring in a mediator and invite all parties to the table to come to a resolution that works for everyone. This is the right thing to do!

Thank you,

Joy Belfoure

From:

Lindsay Amos

Sent:

Saturday, April 25, 2020 6:58 AM

To:

Lori Bosanko; Kyle Butman; Tim James; Bill Meyer; Peggy Farrar

Subject:

Littleton Hawks...

Attachments:

Littleton Hawks information.pdf

Does anyone find it peculiar that the LHA website is currently missing their monthly minutes from October 2019 to present?

What would happen if someone had a copy of the missing minutes, and then they changed?

Do you think the timeline of SSPRD (PDF attached) has anything to do with the missing minutes from the LHA website?

What would happen if LHA were to be audited by the IRS?

How well do you know your new tenant?

How would something like this affect FHPRD?

https://www.littletonhockey.org/page/show/102499-meeting-minutes

Lindsay Amos



Ward 1:



Ward 2:



Ward 4:





South Suburban and Littleton Hawks Hockey have had a long tenured relationship in which Littleton rented ice time and an office at South Suburban Ice Arena to run their hockey program. The following is the recap of key meetings and decision points made in the past year between the two organizations in preparation of the programming of the new Recreation Complex.

June 12, 2019 – Meeting between Littleton Hawks (Brian Teneyck, LHA Director of Hockey Operations & George Stieduhar, LHA Board President) and South Suburban Parks and Recreation (Eileen Matheson, Director of Recreation & Bill Dobbs, General Manager of Ice). This meeting was initiated by SSPRD staff in an effort of full transparency, to inform LHA that we were reviewing all of our partnerships and operational plan in regards to ice and that there would be no guarantee of ice time at the new facility. Various options were discussed in this meeting and SSPRD even communicated that they were evaluating expanding their in house program (Arapahoe Warriors).

June 24, 2019 – Brian Teneyck and Bill Dobbs met. Bill explained that SSPRD was looking for a proposal from LHA as we were reviewing all of the programs that would take place at the new complex.

June 26, 2019 – LHA (Brian Teneyck) signed a price agreement with SSPRD for 2020. This agreement only indicated the rental rates that would be charged in 2020 and did not include any ice time allocation.

August 7 – October 11, 2020 – Brian Teneyck and Bill Dobbs met on numerous occasions at which time Brian stated that LHA was working on a proposal to submit but had not completed it yet.

October 21, 2019 – At the repeated request of SSPRD, LHA submitted a programming proposal. The proposal basically included a historical representation of Littleton Hockey and stated what ice time they had currently been utilizing.

November 4, 2019 – LHA representatives Brian Teneyck and George Steiduhar met with SSPRD staff, Bill Dobbs just as an update meeting and to touch base. Bill acknowledged that SSPRD received their proposal and no decisions were made.

November 11, 2019 – Meeting between Littleton Hawks (Brian Teneyck and George Steiduhar) and SSPRD staff (Eileen Matheson and Bill Dobbs). Eileen reiterated that SSPRD was reviewing all of our options and reviewing the entire facility needs (not just ice) and that it would take some time before decisions were made in regards to the programming plan. Brian was concerned that LHA would not have ice and Bill confirmed that LHA would have ice in a SSPRD facility one way or the other and that no decisions have been made at that time.

February 6, 2020 – Meeting between Littleton Hawks (Brian Teneyck, Brian Smith, LHA Vice President, Dave Gwinn, LHA Director of Programs) and SSPRD (Eileen Matheson and Bill Dobbs). During this meeting SSPRD verbally informed LHA of their decision to move Arapahoe Warriors (SSPRD internal hockey program) which is currently housed out of Family Sports Center, to the new Recreation Complex. LHA was informed that they would receive ice time and their home base would be at Family

Sports Center. At no point was it stated (or an eviction notice given) that SSPRD would be ending the relationship with LHA. Also during this meeting, LHA asked us to guarantee that they would receive 65-70 hours of ice at FSC, which is what they currently use. SSPRD staff did communicate that LHA would not be receiving as many hours due to us utilizing space for our in house league and we would no longer allow any organization to sublet ice time for us. (Which was a standard practice of LHA.) SSPRD requested that LHA submit the hours they were requesting for the fall and that notification of acceptance would not occur until June/July.

February 11, 2020 – LHA submitted an ice time request for fall programming. SSPRD staff verbally communicated that they received the ice request but reiterated that notification of ice granted would not occur till June/July.

February 14, 2020 – Alex Hines, Foothills Parks and Recreation District Ice Manager, texted Bill Dobbs requesting information regarding SSPRD "kicking out" LHA from our District. Bill Dobbs responded by informing Alex that LHA was offered ice time at FSC.

Mid-February, 2020 – LHA (Brian Teneyck), verbally informed SSPRD staff (Jeff Sneider, Facility Maintenance Supervisor) that LHA would not be utilizing ice time at SSPRD facilities after May 31.

March 8, 2020 – LHA announced its new partnership with Foothills Parks and Recreation District and that their new home would be The Edge Ice Arena.

From:

Bill Meyer

Sent:

Sunday, April 26, 2020 5:05 PM

To:

SHAWN RAFFERTY

Cc:

Lori Bosanko; Ron Hopp

Subject:

RE: Bod meeting April 28

Hi Shawn,

We have been working on the agenda for Tuesday's meeting and currently are planning on allotting FHA 20 minutes to speak and taking advanced written public comment that will be part of the record from all others (written comments need to be submitted to me by 5:00 p.m. April 27). We welcome your written comments as well. I understand LHA, as an organization, does not plan to comment at the FHPRD Board Meeting but I would encourage you to speak with LHA leadership about that.

Also, since Tuesday's meeting is on Zoom, you will need to pre-register to attend. Please let me know if you need instructions for registration.

Please let me know if you have any questions about this.

Sincerely,

Bill Meyer

----Original Message-----

From: SHAWN RAFFERTY

Sent: Friday, April 24, 2020 9:13 AM To: Bill Meyer

Subject: Bod meeting April 28

Mr. Meyer I would like to attend the BOD meeting next Tuesday. I would also like to speak on the subject of LHA.

Thank you.

Shawn Rafferty

Sent from my iPhone

From: Lindsay Amos

Sent: Monday, April 27, 2020 3:35 PM

To: Bill Meyer; Kyle Butman; Lori Bosanko; Peggy Farrar; Tim James

Cc: Brian Amos

Subject: LHA's loyalty to Ice Ranch...

Let me present this to you in a different way. As you have all admitted, you aren't hockey people, and rarely go to the Edge. Your only "hockey people", are Alec Hines and Jeff Barrett. They made up a bogus spreadsheet (yes, I've seen it), and presented the unverified, unsubstantiated information to Ron and Barb. Now they have shown you this amazing opportunity, but without all of the facts what does a spreadsheet really mean? Please, think of this with an open mind, and as people who are weighing the tough decision of destroying a hockey community verses making a good business decision for FHPRD (it doesn't have to be one or the other).

Ice Ranch is the HOME of the Littleton Hawks. The Ice Ranch is privately owned by a group of people. The owners of the Ice Ranch have kids that play for the Hawks, their Zambonis have the Hawks logos painted on them, their parents are friends with the restaurant/bar staff (which has amazing food by the way - another thing the Edge Management needs to improve on), they have a Starbucks inside, LHA families only trust Jordan to sharpen their skates, and they have a much better geographic location for LHA families.

The Hawks have 600 players. They have stated 800, but that includes the kids they make resister as Hawks in order to sublet ice from them (because subletting ice went against their contract at SSPRD).

There are MANY reasons the Hawks are about to lose players, and most certainly will not gain the 200 they intended on recruiting from the FHA Flyers.

- LHA players will move from LHA to Arapahoe so they can play at the brand new 3 sheet ice rink closest to their homes. LHA families have been super excited about this new facility being built.
- Many LHA parents have reached out to me and said they are leaving the Hawks because they are disgusted with them stealing our rink.
 - Many kids will have to quit hockey due to financial implications from COVID-19.
- Many LHA families live in Centennial and Parker, and will leave LHA because they do not want to drive to the Edge because it's too far away.

When a combination of these things happen, their 600 kids can easily drop down to 500 kids, or even lower. If they need to get rid of ice, it certainly won't be at Ice Ranch. The Edge is an emergency back up plan for LHA since they recently lost SSPRD. I'm really hoping by this point you have called Bill or Eileen and figured out why SSPRD doesn't want to work with LHA anymore - Has anyone reached out to them yet?

For FHA, the Edge is our only rink, it's in our neighborhood, and it's our home! We are loyal to the Edge despite how we've been treated by the incompetent and absent management staff of the rink, the terrible food, unskilled (and almost always free) skate sharpenings, and the lack of a coffee shop or any other amenities. We still want the Edge to be our home! (Side note - as a successful business owner, I would love to give FHPRD my plethora of ideas that I've been sharing with rink management for many years. They've never been interested because it would actually require them to show up and do some work!) The rink management team has no motivation. They don't try to make things better. They just want to work as few hours as possible and get their salaries.

The bottom line is - LHA is always going to be loyal to the Ice Ranch. If they ever don't need as much ice, they will give back ice from the Edge before the Ice Ranch, because it's their home. They will try and sublet any ice they are under contract for at the Edge, and it could end up being a financial nightmare for FHPRD.

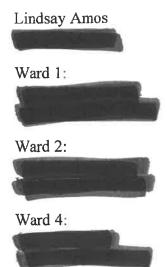
I've read the new 10 year contract. If your FHPRD attorney would spend his time trying to get out of the horribly written LHA contract instead of emailing FHPRD constituents, then it would be pretty easy to do, and would save taxpayers money at the same time. All board members agreed after the board meeting on 3/10/2020 that Ron messed up and he should fix the problem he created. Why hasn't the problem been fixed yet? Why is LHA still under a 10 year contract? Why does FHA literally have no ice at all at their 17 year home, the Edge Ice Arena?

If FHPRD doesn't get out of the LHA contract and renegotiate with FHA, I will be requesting financials from FHPRD and the Edge for years to come. I have lived here my whole life, and am not going anywhere. I will hold FHPRD accountable to their bogus "\$5,000,000 additional" that Ron is claiming he will be making with LHA, and I will release the shortcomings to the public each year. I've looked at the joke of a spreadsheet that rink management created and presented. I would LOVE to sit down with you and explain to you what goes on at the Edge Ice Arena. The lack of profits are not from having FHA as a tenant, but from your incompetent rink management that's still in place. I think it's safe to say FHA has lost many families because of the way the Edge is run, not FHA.

I know youth hockey, I know this community, and I know what is going on at the Edge. Why doesn't anyone want to talk to the people that actually understand what is going on? The adult and drop-in hockey leagues at the Edge are a joke in the hockey community. Many people who live by the Edge drive to Ice Ranch to play in competitive and well run adult leagues. It doesn't have anything to do with what youth hockey association is at the rink, it has to do with the way the rink and leagues are managed! It's hard to solve a problem by not addressing what the core problem is. It doesn't matter what hockey associations are in the Edge when the management team isn't doing their job.

Was there a promise to LHA that FHPRD would get a 3rd sheet of ice? This will all come out to the public eventually.

I love our community! Does the present Executive Director or the FHPRD Board?



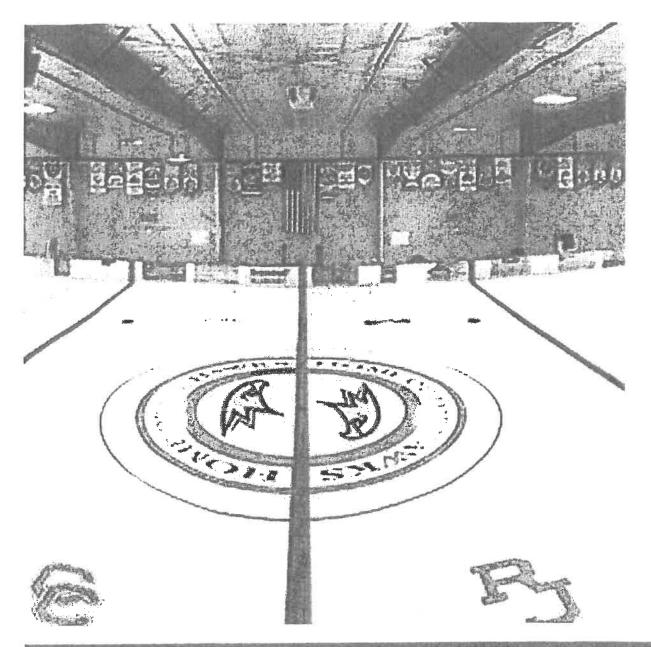


Littleton Hockey Association

Monday at 10:25 AM · 🚱

Can't wait to be back on the ice! Un Hawks! #Ihahawks #hockeywithan #Ihahawkshockey #Ihahawksfamil #Ihahawkscommunity





This message was sent from a sender outside the Foothills Park & Recreation District. If you are unsure of the sender do not reply or open links and contact the helpdesk.

From:

Nancy Werkmeister 4

Sent:

Monday, April 27, 2020 4:09 PM

To:

Richelle Riley

Subject:

Re: Board Meeting 4/28/2020 Confirmation

richeller@fhprd.org

Good afternoon Richelle,

This is Nancy Werkmeister and my question is:

As Golf Courses around the area in Denver and Jefferson County are allowing Golf Carts, when will Foothills/Meadows be allowing carts? My understanding was the determination for no carts was thru the Jefferson County Health Department, but with Fox Hollow beginning to allow carts soon, it appears this edict has been lifted. With the Fitness Facilities being closed, it appears that there is plenty of disinfectant available for the golf courses to use. Also, personnel could be hired to fulfill this need of cleaning.

1 Person per cart is fine and without this availability to those that need it, the courses are losing money and members in the many leagues are being prevented from playing because of their physical limitations.

From: Foothills Park & Rec < no-reply@zoom.us>

Please begin to allow the use of Golf Carts ASAP. Thank you.

Sent: Sunday, April 26, 2020 2:19 PM

To: Nancy Werkmeister

Subject: Board Meeting 4/28/2020 Confirmation



Hi Nancy Werkmeister,

Thank you for registering for "Board Meeting 4/28/2020".

Please submit any questions to: richeller@fhprd.org

Date Time: Apr 28, 2020 06:00 PM Mountain Time (US and Canada)

Join from a PC, Mac, iPad, iPhone or Android device:

Click Here to Join

Note: This link should not be shared with others; it is unique to you.

Password: 832311

Add to Calendar Add to Google Calendar Add to Yahoo Calendar

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US: +12532158782,,93185514060# or +13462487799,,93185514060#

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 253 215 8782 or +1 346 248 7799 or +1 669 900 6833 or +1 301 715 8592 or +1 312 626 6799 or +1

929 205 6099

Webinar ID: 931 8551 4060

Password: 832311

International numbers available: https://us02web.zoom.us/u/kbE1aUIAqv

You can cancel your registration at any time.

From:

Sara Sanders Beasley

Sent:

Monday, April 27, 2020 8:32 PM

To:

Richelle Riley; Bill Meyer

Subject:

4/28 Mtg questions

Good Evening,

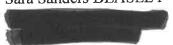
I am confident my fellow FHA families will present you with a number of questions that will mostly address any questions I may have.

I would like to see all of this unknown come to end and a decision be made regarding FHA's future at the Edge hopefully in our favor. It is time to know our fate so fha and it's families can make decisions and move forward. My son wants nothing more to continue to play as a Flyer but we need an answer so we can all make decisions and move on.

My questions are, will this meeting provide some level of clarity? Has a decision been made on FHA's future at the Edge? What was determined at the Executive Session mtg held last week?

Thank you and I look forward to the meeting.

Sara Sanders BEASLEY



From:

Brian Amos

Sent:

Monday, April 27, 2020 10:37 PM

To:

Bill Meyer; Richelle Riley

Subject:

4/28/2020 FHPRD Board meeting questions

- 1) How do constituents get specific financial documents to break down expenses and income per program/association at the Edge Ice Arena? (The financials online only show the Edge entirely with no breakdown per association)
- 2) On Alec's Hine's spreadsheet that you used to make this decision how can revenues increase so astronomically in Penalty Box, LTPH, skate sharpening, Drop in hockey, and Public skating sales without adjusting for higher expenses? Is the Edge going to hire more people to handle all this "extra" business? Where are the adjustments for increased costs or other unknown variables? How can you just simply increase revenue 50%-100%?
- 3) Ron Hopp, did you call Brian Amos on April 8th, 2020 from your personal cell phone after he called your work number? Did you specifically say that the Foothills Flyer's Hockey Association "SUCKS" on that call?

Brian Amos

From:

Lindsay Amos

Sent:

Monday, April 27, 2020 11:08 PM

To:

Bill Meyer; Kyle Butman; Lori Bosanko; Peggy Farrar; Ron Hopp; Tim James

Subject:

Colorado Select Mom...

As a Colorado Select mom, I want to let you know that I am completely against LHA coming to the Edge, and am very upset about you evicting FHA. FHA has always partnered with Colorado Select and let our younger girls share their ice for free. Bringing in LHA is a huge conflict of interest for Colorado Select. I urge you to make the right decision and let FHA have their ice back.

Lindsay Amos



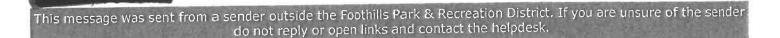
Ward 1:



Ward 2:



Ward 4:



From: Kathleen Franz

Sent: Tuesday, April 28, 2020 5:20 AM

To: Richelle Riley

Subject: Question for Board Meeting 4/28

I would like the following included in public question for the 4/28 FHPRD board meeting: As of March 2020 LHA was still actively meeting with South Suburban Park and Rec to discuss ice time for the upcoming season. I would like to know what Foothills Park and Rec has planned if LHA changes it's mind and decides to accept the ice time that was offered to them by South Suburban at the new facility. Does FHPRD have a plan if the Flyers are not allowed back at the Edge and the Hawks back out of the deal?

From:

Kim Barry

Sent:

Tuesday, April 28, 2020 6:26 AM

To:

Richelle Riley

Subject:

questions for the meeting tonight - three of them!

In regards to our home ice team the Foothills Flyers. (1) Did the board know at the time of the decision to oust the Foothill Flyers for the Hawks that the hockey division will only allow the Hawks to take three players each age group from the Foothill Flyers? So now all the centennial and highlands ranch kids will get to skate at our Edge and your actual residents are going to have to drive out of district to play hockey. And have NO CHOICE about it if we still want to play ANY hockey! (2) Were the Hawks transparent about this rule with you at the time of contract? (3) And did you include that lost revenue in your calculations and still move forward with ousting your neighbors who pay taxes for this ice? We live 30 seconds from the Edge and now can't skate there.

Thank you in advance for your clear answer on this matter. I would love to see that you guys understood the gravity of your decision when you made it. It will help give a clear picture of what Foothills integrity is.

Best,

Kim Barry

From:

Dan Barry

Sent:

Tuesday, April 28, 2020 6:32 AM

To:

Richelle Riley

Subject:

4/28 Board meeting question

To Whom it May Concern,

I am writing in regards to the recent board decision to end its relationship with the Foothills Flyers and transfer usage of The Edge Ice Arena to Littleton Hockey. I believe that Littleton Hockey deceived the board by providing inaccurate reassurances that all current Flyers could transfer to their team and continue to play hockey at their local rink, The Edge. Under league rules only six players per age group per year are able to transfer from their current team. Of those six only three may transfer to the same team. At a previous board meeting board members stated in their negotiations they were reassured that all players that wanted to continue to play at The Edge would be able to do so. This is not the case as only 12 players between the 4 age groups (less than 10% of the team) could transfer.

Would the board have made this decision knowing that local players would NOT be able to continue to play at their local rink?

Kind Regards, Dan Barry

This mossage was sent from

From:

Chris Lewis

Sent:

Tuesday, April 28, 2020 10:58 AM

To:

Richelle Riley

Subject:

Questions for Board Meeting

Hello,

I have some very specific questions relating to Mr. Hopp's budget analysis with regard to giving LHA ice vs FHA. I know this is very specific. But his decision to evict FHA was based on some very flawed data analysis so I would like to see him or other board members cover these.

- 1. When assuming an increase in the bar/concession revenue, are you making the determination to increase simply based on the increase in ice hours?
- 2. Is the loss of a U8 program factored into LTPH, Drop-In, Public Skate, and Bar Concessions, as this likely has a negative impact on all of these programs?
- 3. Was any negative revenue accounted for with respect to losing Out of District Families for non-FHA programming?
- 4. The growth rate in hours used between 2019 FHA and 2020 LHA ice hours is 55%, yet growth rates used were 62%, 101%, 33% 79%, and 43%. The deviation from the growth trajectory varies wildly with no justification. Can you explain?
- 5. In your opening statement you state that there will be a budget shortfall in several years due to maintenance and inflation. However in your FHPRD summary you state that this shortfall is primarily due to an expiring Mill levy? Does the net revenue of the Edge cover future maintenance projections?
- 6. As your model simply looked only at gross income and not net revenue, do you think that given that FHPRD staff increases would be required to hit the concession, and sharpening projections, was any consideration given to net revenue impacts from staffing?
- 7. Do you have a net revenue model outside of the FHPRD 2020 budget that specifically accounts for the increased ice rental?
- 8. With regard to the expiring FHPRD mill levy? Do you have a line item impact assessment of the specific programs and facilities that will be impacted by lost revenue?
- 9. The actual revenue for the bar/concessions in the 2020 budget was \$331,813, yet a valuation of \$309,370 was used in your model. Can you explain the discrepancy?
- 10. In the 2020 budget, there is a figure for merchandise sales at \$69,325. Since the pro shop was removed from the facility in favor of a shared training facility, why is this number included in the total? And how was an increase justified from 55k to 69k?

FHA

From: Bill Meyer

Sent: Tuesday, April 28, 2020 10:23 AM

To: Serena Wipper

Subject: RE: LHA vs FHA budget projections

Hi Serena,

My understanding is that the attached spreadsheet correlates to an early draft and that some of the estimations were revised before this was finalized. I do not have the revised spreadsheet in front of me but I understand, just as an example, that the restaurant number was reduced to around \$420K for LHA compared with \$483K on the FHA Budget 2020. Also, I believe these projections are FHPRD's projections and did not come from LHA.

I also wanted to let you know that FHPRD made a proposal to FHA leadership on Saturday and we are waiting for a response. I do not want to go into the details of the offer because I was not directly involved and I do not want to do anything to undermine ongoing efforts.

I hope you're well!!

--Bill

----Original Message----

From: Serena Wipper

Sent: Tuesday, April 28, 2020 5:25 AM To: Bill Meyer

Subject: LHA vs FHA budget projections

Bill

Helio and I hope you are all well. Below is the latest budget comparisons between the hockey organizations. Frankly I can't believe LHA thinks they can increase restaurant sales by what they added.

I have an online client tonight at same time as meeting but will try to listen in if I can move them up. Not sure there is any solution here. Truthfully with Covid 19 I'm not sure there will even be the revenue next year to pay any of this.

So despite the money aspect, I understand LHA signed a contract. However, I'm not sure their financial promises are accurate.

Thanks for your help and I'm hopeful some compromise is possible.

https://docs.google.com/spreadsheets/d/10qSrC8XwmsiGdR6IJzznvt7NorBX0RUlhb5Zubr_WFE/htmlview

Serena Wipper

From: Bill Meyer

Sent: Tuesday, April 28, 2020 11:27 AM

To:Rachel Oletski; Ron HoppSubject:RE: Spreadsheet Inquiry

Hi Rachel,

My understanding is that information referenced in the spreadsheet below correlates to an early draft and that some of the estimations were revised. I do not have the revised spreadsheet in front of me but I understand, just as an example, that the bar number was reduced to around \$425K. I am not sure what formulas you are asking for beyond the numbers referenced. The LHA hours are defined in the LHA contract (because this is an early draft these hour projections differ from the contract). The budget numbers are based on anticipated increase usage comparing LHA and FHA numbers.

I also want to let you know that FHPRD made a proposal to FHA leadership on Saturday and we are waiting for a response. I do not want to go into the details of the offer because I was not directly involved and I do not want to do anything to undermine ongoing efforts.

Sincerely,

Bill Meyer

From: Rachel Oletski

Sent: Monday, April 27, 2020 11:33 PM
To: Ron Hopp <rhopp@fhprd.org>
Cc: Bill Meyer <bmeyer@fhprd.org>
Subject: Fwd: Spreadsheet Inquiry

Hello Mr. Hopp,

I am a Foothills Flyers parent and am looking forward to the FHPRD board meeting tomorrow. I have already sent in some questions to Mr. Meyer. However, I just received this spreadsheet following a CORA request and am trying to make sense of it. Can you please provide the formulas/analysis used to come to these numbers? I'm trying to make sense of it, but there isn't enough information provided to do so.

Thank you, Rachel Oletski

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From:

Joy Belfoure

Sent:

Tuesday, April 28, 2020 11:43 AM

To:

Bill Meyer

Subject:

Tonight

Mr. Meyer,

I'm emailing you one last time before the Board meeting tonight asking for your support. As you have seen, the Foothills Flyers are a family. We come together in times of struggle and we lift each other up in times of joy. We have demonstrated that our hockey family is worth fighting for. Our rink is worth fighting for. Doing what is right for our children is worth fighting for!

You were shocked when you found out the impact of evicting FHA and bringing in another hockey organization would have on our hockey family. You were surprised when you found out how this deal was done and that you didn't have all the information when it was initially brought to your attention. You were empathetic when you heard our families and our children plead with you not to take away our home. You apologized to us and you told us you would make this right.

Stand by our side tonight and fight for what is right. Cancel the deal with Littleton and give the Flyers back our ice. Give us the chance to grow our hockey program to meet the needs of FHPRD revenue targets. Give us the ability to continue to groom our children into young athletes, to provide a 2nd home for them, to teach them what it means to be a good and honest person. Show them you have heard their pleas. Show them it is worth it to fight for what you believe in!

You will hear from a lot of people tonight. You will see frustration, fear, pain and anger. But you will also see love...love of our children, love of our team, love of our families and our future. I encourage you to weed through it all and ask yourself one question, if you take the money out of the picture (you have seen the numbers and you know FHA could bring in just as much revenue as LHA), what do you want to be known for when all of this is over?

Thank you for doing the right thing, Joy Belfoure

From:

Jen Huggins (

Sent:

Tuesday, April 28, 2020 1:00 PM

To:

Bill Meyer

Subject:

Question for Tonight's Board Meeting 04/28/2020

Hello!

I have a question for tonight's board meeting that I'd like to submit. It is this: If the district was concerned about revenue shortfalls, why not seek the support and partnership with the Flyers organization? Why not approach the community of people in the district who already have a stake in its welfare?

Thanks very much!

Jen Huggins

From:

Cathy Patel

Sent:

Tuesday, April 28, 2020 2:01 PM

To:

Bill Meyer

Subject:

Edge Ice Arena

Bill,

I hope this emails find your family and you healthy.

I wanted to send a quick note to give you yet another opinion about what is happening with the Flyers. For a little background, my son has been with the Flyers for 6 seasons, and my daughter has just completed her 10th season with the Select. Not only am I a hockey parent, but also work at the edge working with the kitchen and bar. I have to say the behavior of many of the Flyers parents is flat out bullying in my eyes. I am sorry that you have had to deal with that.

I feel that the board should uphold the contract termination and the new contract that Alec and Jeff signed. Reasons being if you don't, then it will set a precedence for other organizations who might not like a decision the district makes and gives them an already established blueprint to follow to get that overturned. Also, LHA offers more recreational and higher level competitive teams which will give players in the area more of a chance to play. As it stands currently, the majority of high level players have to either transfer to a different organization or quit playing club level once they reach a certain age as there is no path for those players at FHA as there are no teams.

As much as we have enjoyed being part of the Flyers, bringing in LHA will bring more opportunities for players and more business for the rink.

Please let me know if I can provide any additional information and I look forward to seeing you in the Penalty Box when we are able to return to the rink.

Regards, Cathy Patel

Sent from Mail for Windows 10

From: Richelle Riley

Sent: Tuesday, April 28, 2020 3:55 PM **To:** 'Joy Belfoure', Lori Bosanko

Cc: Bill Meyer Subject: RE: Tonight

Hi Joy,

The March 10th board meeting minutes have been given to the Board to review and are on tonight's agenda for approval.

After minutes are approved at a board meeting, they are posted on the website and included in the next board meeting packet.

Thank you for asking, I hope that makes sense.

Take care,

Richelle

From: Joy Belfoure

Sent: Tuesday, April 28, 2020 3:28 PM
To: Lori Bosanko < lbosanko@fhprd.org>

Cc: Bill Meyer

bmeyer@fhprd.org>; Richelle Riley <richeller@fhprd.org>

Subject: Re: Tonight

Hi Lori,

I also don't see the Board meeting minutes from the March 10 meeting in the packet. Can you send those over or send me a link to where they can be found?

Thanks, Joy

On Apr 28, 2020, at 3:13 PM, Joy Belfoure

wrote:

Hi Lori,

Yes, please add the question in my email below, and the one that I previously submitted and did not get to ask during the Board meeting last week.

FYI, the new revised procedures for the meeting tonight were well hidden, so I would imagine a lot of people did not submit questions by 5 PM last night. I ask that you consider all questions as this is an important topic for many people.

- 1. You will hear from a lot of people tonight. You will see frustration, fear, pain and anger. But you will also see love...love of our children, love of our team, love of our families and our future. I encourage you to weed through it all and ask yourself one question, if you take the money out of the picture (you have seen the numbers and you know FHA could bring in just as much revenue as LHA), what do you want to be known for when all of this is over?
- 2. If it is found that Littleton Hockey Association mislead Ron Hopp and FHPRD, or that Ron Hopp, Barb Butler, Alec Hines or anyone else affiliated with FHPRD acted improperly or with mal-intent in securing the contract between LHA and FHPRD, what actions would FHPRD take?

Thank you, Joy

On Apr 28, 2020, at 1:35 PM, Lori Bosanko < lbosanko@fhprd.org > wrote:

Hi Joy,

Thank you for your emails over the past few weeks.

There was direction by the Board to work to find ice time for FHA based on the fact that they were not given an opportunity to counter an offer. We have confirmed that this was not a legal or procedural requirement, but feel it still should have occurred. There have been ongoing negotiations and information gathering to determine how to make this happen and an offer has been made to FHA of which we are awaiting a response but have provided a deadline of today.

The discussion tonight is not intended to be a vote as the District is under a legal contract and negotiations have occurred. Further, due to the virtual context of tonight's meeting, procedures have been put in place, as was noted during the 4/23/20 Special Meeting via Zoom and as noted in the Board packet for this agenda item. https://www.ifoothills.org/wp-content/uploads/2020/04/April 28 2020-board packet.pdf

As outlined in the procedures, comments and questions were to be sent to Director Meyer by 5pm yesterday (unless you are part of the 20 minute comment period by FHA). However, if you'd like your email added to the comments for this item, I can certainly pass them along to Director Meyer and we will add them. If so, please respond with your confirmation.

Thank you and I hope you and your family are staying well during this uncertain pandemic.

Lori

----Original Message----

From: Joy Belfoure

Sent: Tuesday, April 28, 2020 11:42 AM To: Lori Bosanko < lbosanko @fhprd.org>

Subject: Tonight

Ms. Bosanko,

I'm emailing you one last time before the Board meeting tonight asking for your support. As you have seen, the Foothills Flyers are a family. We come together in times of struggle and we lift each other up in times of joy. We have demonstrated that our hockey family is worth fighting for. Our rink is worth fighting for. Doing what is right for our children is worth fighting for!

You were shocked when you found out the impact of evicting FHA and bringing in another hockey organization would have on our hockey family. You were surprised when you found out how this deal was done and that you didn't have all the information when it was initially brought to your attention. You were empathetic when you heard our families and our children plead with you not to take away our home. You apologized to us and you told us you would make this right.

Stand by our side tonight and fight for what is right. Cancel the deal with Littleton and give the Flyers back our ice. Give us the chance to grow our hockey program to meet the needs of FHPRD revenue targets. Give us the ability to continue to groom our children into young athletes, to provide a 2nd home for them, to teach them what it means to be a good and honest person. Show them you have heard their pleas. Show them it is worth it to fight for what you believe in!

You will hear from a lot of people tonight. You will see frustration, fear, pain and anger. But you will also see love...love of our children, love of our team, love of our families and our future. I encourage you to weed through it all and ask yourself one question, if you take the money out of the picture (you have seen the numbers and you know FHA could bring in just as much revenue as LHA), what do you want to be known for when all of this is over?

Thank you for doing the right thing, Joy Belfoure



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From:

Lindsay Amos

Sent:

Tuesday, April 28, 2020 4:53 PM

To:

Bill Meyer; Richelle Riley

Cc:

Brian Amos; Joy Belfoure

Subject:

Question for tonight -

Can you please explain the process to recall the FHPRD board of directors, and how much is left on Ron's contract at the meeting tonight?

Thanks!

Lindsay Amos





Ward 2:



Ward 4:

From:

ashleyokeefe !

Sent:

Tuesday, April 28, 2020 5:42 PM

To:

Bill Meyer; Richelle Riley

Subject:

FHA

Can everyone at the edge renegotiate ice time to even this out. Specifically, the girls Colorado select, LHA and figure skating (and whatever other programs there are based out of the edge) can renegotiate as well and we utilize some of their ice too?

Ashley Okeefe



Sent from Yahoo Mail for iPhone

From:

George Turtle

Sent:

Tuesday, April 28, 2020 5:59 PM

To:

Richelle Riley

Subject:

Flyers Hockey

When the Flyer asked about a long term contract they were told FHPRD does not do long term contracts. Then LHA was given a long term contract. Why the response to Flyers and then a complete turnaround?

From: KELLY MEAKIN

Sent: Tuesday, April 28, 2020 5:59 PM

To: Richelle Riley Subject: Support

Thank you guys for all of your hard work. I support your decisions. I feel like FHA is being unreasonable. Stand your ground!!!!

Kelly Jacobsen

From:

Alison Habetler

Sent:

Tuesday, April 28, 2020 7:17 PM

To:

Bill Meyer

Subject:

Question

Hi Bill,

I had a question for some clarification.

You said that this was simply a business decision. I don't disagree with your comment. However, if it was to maximize the money, why was Foothills Flyers not offered the opportunity to match or beat the offer?

Thanks,

Alison Habetler

Sent from Yahoo Mail for iPad

From: John Baker

Sent: Tuesday, April 28, 2020 7:29 PM

To: Lori Bosanko; Ron Hopp

Cc: Kyle Butman; Peggy Farrar; Bill Meyer; Tim James

Subject: Re: The best outcome for FPRD is for LHA and FHA Flyers to coexist at the Edge

Board,

I'm writing this during the 4/28 public zoom meeting.

Bill Meyer just stated this was just a business decision to maximize revenues for the district. How did you do that when you didn't even allow flyers to bid up the price?

He also said there's nothing nefarious that has happened. What investigations or research have you done to come to that conclusion?

And, feel free to address the question I've asked twice below regarding why you can't find more "prime" ice time for flyers, out of the 1950 you've allocated for lha. Contractually, there's nothing requiring lha to get ice at specific times. Please explain why that is wrong.

Thanks.

On Tue, Apr 21, 2020, 11:31 AM John Baker wrote: Lori, Ron and Board,

Thanks for the continued communication. But with all due respect, you didn't answer the one question I asked: Can you please point me to the specific contractual language that you believe limits FPRD's options?

Your reference to past FHA contracts is completely irrelevant, as is the hypothetical "what if the shoe was on the other foot" scenario, which is both hilarious and insulting - you, Ron, suggesting that we should take the high road - that's good. It was your hasty, backroom deal that put us all in this situation. The rest of us are just left trying to find a solution. Assuming Ron is the one that drafted the response below, I have to think it's just an intentional attempt to obfuscate the issue.

But, getting back to the here and now, the questions you should be asking are (a) do you, FHPRD, sincerely want to make this right by FHA (the organization that likely has more FHPRD constituents), and (b) are you able to do that? If your answer to 'a' is yes, then you have the road map for that:

- 1. LHA will not need the 1,950 hours because of (a) moving one of their rinks ~10 miles west, (b) CCYHL transfer rules, and (c) the post-Covid economic fallout
- 2. FHA likely will not need as many hours as it previously wanted due to (a) Covid and (b) voluntary attrition of players to other clubs due to frustration in the way the FHPRD/LHA/Edge situation has unfolded
- 3. Here's the most important part, Ron, repeated for the third time in this very thread: the contract doesn't specify which hours of the day, days of the week, etc, you give ice to LHA.

The bottom line is that if you truly wanted to rent ice to FHA, your 17-year faithful tenant with greater numbers of FHPRD residents, you could. And you don't even need LHA's permission to do it. Again, if I'm wrong about the contract, then please show me where.

John	Baker	
	- 1	

On Tue, Apr 21, 2020 at 9:21 AM Lori Bosanko < lbosanko@fhprd.org > wrote:

John,

Thank you for your email. As you noted, FHPRD is working earnestly to find a solution that provides ice time to FHA, which appears to be what you are requesting. We are looking at options at the Edge and elsewhere. As you also recognized, we have a binding contract with LHA and it provides, in part, an allocation of ice time. FHPRD has only two sheets of ice so it is a limited resource. Our ability to provide LHA with its contractual allocation of ice, and provide ice time for other FHPRD programming, has a significant impact on the current situation. That is just one issue, but a real one. There are others as well. By way of example only, I think many members of the FHA community would acknowledge that they would have objected if FHPRD reduced their Edge ice time to provide it to LHA while FHA was under contract (let alone prioritize LHA over FHA).

We have heard from several in the FHA community, yourself included, that they believe the LHA contract is weak. We would welcome your thoughts on how it is any less robust than the FHA contract we have been using for the last several years.

Sincerely,

The Board

From: John Baker

Sent: Friday, April 17, 2020 9:59 PM
To: Lori Bosanko lbosanko@fhprd.org

Cc: Kyle Butman < kbutman@fhprd.org >; Peggy Farrar < pfarrar@fhprd.org >; Bill Meyer < bmeyer@fhprd.org >; Tim

James <tjames@fhprd.org>; Ron Hopp <rhopp@fhprd.org>

Subject: Re: The best outcome for FPRD is for LHA and FHA Flyers to coexist at the Edge

Lori,

I'm writing tonight about a comment you made to another Flyers parent today, stating that the signed contract with LHA limits your options (see attached). Can you please point me to the specific contractual language that you believe limits FPRD's options?

I've read the contract front to back, every word, and I just don't see it. I emailed the FPRD about this a couple weeks ago - see below. While I appreciate that you read and replied to that email, I'd like to get a more substantive response to it, especially if the board (and Ron, BOD counsel, etc) is sticking to the position that the contract ties your hands, as you stated earlier today.

I spoke with Kyle about this last night. In addition to reiterating my thoughts on the weak contract, I also told him that I understand the Flyers are in a bad spot right now. And regardless of how questionable the actions were that put us in that position, I'm trying to take a practical approach - I understand we might have to accept an Edge timeshare with LHA, as distasteful as that might be. I've also heard that the majority of the FPRD Board is now sincerely trying to find ice time for the Flyers at the Edge (I think Tim even made a public statement about it). Again, after reading the contract, I don't see why you can't find enough ice time for the Flyers, or even prioritize our ice ahead of LHA's.

Happy to talk more to anyone willing to call or email back. Thanks.

John Baker

On Tue, Apr 7, 2020 at 11:09 AM Lori Bosanko < lbosanko@fhprd.org > wrote:

John

Thank you for contacting the Foothills Board of Directors regarding the Foothills Hockey Association and the Edge Ice Arena. We appreciate you taking the time to write. We also hope this e-mail finds you and your family safe and healthy.

As a Board, we are reading every e-mail and taking into consideration all the concerns and perspectives presented to us. Our management team has had several, ongoing discussions regarding this issue which are still in progress. We hope FHPRD, FHA and LHA are able to find a mutually acceptable solution to this situation in the near future.

Lori Bosanko

Chair, Foothills Board of Directors

From: John Baker

Sent: Sunday, April 5, 2020 1:26 PM

To: Kyle Butman < kbutman@fhprd.org >; Ron Hopp < rhopp@fhprd.org >

Cc: Peggy Farrar <pfarrar@fhprd.org>; Lori Bosanko <lbosanko@fhprd.org>; Bill Meyer
bmeyer@fhprd.org>; Tim

James <tiames@fhprd.org>

Subject: The best outcome for FPRD is for LHA and FHA Flyers to coexist at the Edge

Hello Kyle and Ron,

I own property in the district, which I believe is in Kyle's ward. I'm sure you're still hearing very frequently from Foothills Flyers' (FHA) families. And I imagine you'd like to get it all behind you and find a workable solution for all parties, most importantly your FPRD constituents.

I assume that your view of the best outcome is one that maximizes Edge revenue and minimizes FPRD's exposure to LHA, FHA, District residents, and other Edge tenants. With that in mind, I hope you're considering the following:

- It's likely that LHA won't even need the ice time it has committed to buy
 - LHA will see significant attrition from shifting its ice 5-10 miles west. Many of its families will also have to drive past the shiny new SSPRD facility, often at the peak of rush hour.
 - o If Flyers remain in existence, LHA is restricted by CAHA rules to taking only a few Flyers players
 - Even if Flyers folds, many/most will prefer one of the other organizations that overlap geographically - there are at least five hockey clubs other than LHA that Flyers families will look to.
 - The post-covid economy will also likely reduce LHA's roles (and probably open up additional Edge hours by reducing demand for figure skating, CO Select, and all other FPRD programs)

- The new hastily-executed contract with LHA doesn't have the teeth you might think it has.
 - o Doesn't preclude renting ice to another youth hockey club
 - o Doesn't even dictate which days of the week or hours of the day LHA gets ice.
 - o And beyond the 20(n) language about good faith dealing, which is ambiguous at best, I don't see where it requires FPRD to rent LHA the 1,950 ice hours at all.
 - o I don't see any recourse for FPRD in the event LHA doesn't buy the hours it has promised. FPRD's would be to terminate the agreement or renegotiate the terms. The Flyers' presence at the Edge would present a nice hedge against that prospect.

There's obvious upside to FPRD in allowing the Flyers to stay at the Edge. And with two sheets of ice, it seems there wold be enough non-school hours during the hockey season to accommodate the Flyers and LHA, and even Select, Chatfield/DRHS, figure skating, etc.

Thanks for your time and consideration.

John Baker

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John Baker

John Baker

John Baker

John Baker

John Baker

From:

SHAWN RAFFERTY

Sent:

Tuesday, April 28, 2020 7:31 PM

To:

Bill Meyer

Subject:

Re: Bod meeting April 28

When is public comment session.

Shawn Rafferty

Sent from my iPhone

On Apr 27, 2020, at 8:36 AM, Bill Meyer bmeyer@fhprd.org wrote:

Hi Shawn,

Here is the link to register for the meeting.

https://zoom.us/webinar/register/WN Hj4mKRbwQ52N4DSt2kCg9w

Please let me know if you have any difficulty registering.

Sincerely,

Bill Meyer

From: SHAWN RAFFERTY

Sent: Sunday, April 26, 2020 5:39 PM **To:** Bill Meyer
bmeyer@fhprd.org> **Subject:** Re: Bod meeting April 28

I would like to pre register

Shawn Rafferty

From: Bill Meyer < bmeyer@fhprd.org > Sent: Sunday, April 26, 2020 5:04 PM

To: SHAWN RAFFERTY

Cc: Lori Bosanko < lbosanko@fhprd.org>; Ron Hopp < rhopp@fhprd.org>

Subject: RE: Bod meeting April 28

Hi Shawn,

We have been working on the agenda for Tuesday's meeting and currently are planning on allotting FHA 20 minutes to speak and taking advanced written public comment that will be part of the record from all

others (written comments need to be submitted to me by 5:00 p.m. April 27). We welcome your written comments as well. I understand LHA, as an organization, does not plan to comment at the FHPRD Board Meeting but I would encourage you to speak with LHA leadership about that.

Also, since Tuesday's meeting is on Zoom, you will need to pre-register to attend. Please let me know if you need instructions for registration.

Please let me know if you have any questions about this.

Sincerely,

Bill Meyer

----Original Message-----

From: SHAWN RAFFERTY

Sent: Friday, April 24, 2020 9:13 AM To: Bill Meyer < bmeyer@fhprd.org> Subject: Bod meeting April 28

Mr. Meyer I would like to attend the BOD meeting next Tuesday. I would also like to speak on the subject of LHA.

Thank you.

Shawn Rafferty

Sent from my iPhone

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From:

Alison Habetler

Sent:

Tuesday, April 28, 2020 7:44 PM

To:

Bill Meyer

Subject:

Re: Question

Sorry, just to add, I don't know, but I believe that is where the "intent" question is coming from. Was there an underlying reason that Alec, Barb and Ron did not want to allow FHA the opportunity to counter.

I do appreciate that the board is trying to find a solution.

Alison

Sent from Yahoo Mail for iPad

On Tuesday, April 28, 2020, 7:16 PM, Alison Habetler

Hi Bill,

I had a question for some clarification.

You said that this was simply a business decision. I don't disagree with your comment. However, if it was to maximize the money, why was Foothills Flyers not offered the opportunity to match or beat the offer?

Thanks, Alison Habetler

Sent from Yahoo Mail for iPad