

# RECORD OF PROCEEDINGS

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## **FOOTHILLS PARK & RECREATION DISTRICT** **REGULAR BOARD OF DIRECTORS MEETING**

**February 23, 2021**

You are invited to a Zoom webinar.

When: Feb 23, 2021 06:00 PM Mountain Time (US and Canada)

Topic: Board Meeting 2/23/2021 Register in advance for this webinar:

[https://us02web.zoom.us/webinar/register/WN\\_w5JSxcc2QfeglPgc9aXOFw](https://us02web.zoom.us/webinar/register/WN_w5JSxcc2QfeglPgc9aXOFw)

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

- I. CALL TO ORDER: Director James called the regular meeting to order at 6:04pm.
- II. PLEDGE OF ALLEGIANCE: Director James led those in attendance in the Pledge of Allegiance to the Flag of the United States of America.
- III. ROLL CALL:

Director Butman:	Present
Director Bielkiewicz:	Present
Director Meyer:	Present
Director Bosanko:	Present
Director James:	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; Colin Insley, Director of Parks, Planning and Construction; Tom Woodard, Director of Golf; 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:

Ronald Hopp requested to add two Executive Session items to the agenda; Personnel Matters and Legal Matters.

**MOTION:** Director Bosanko moved that the Foothills Board of Directors approve the February 23, 2021 agenda as amended. Director Bielkiewicz seconded the motion. Poll of the Board: Director Butman, aye; Director Bielkiewicz, aye; Director Meyer, aye; Director Bosanko, aye; Director James, aye. The motion was approved.

- V. APPROVAL OF JANUARY 26, 2021 MINUTES:

**MOTION:** Director Meyer moved that the Foothills Board of Directors approve the minutes of the January 26, 2021 board meeting as submitted. Director Butman seconded the motion. Poll of the Board: Director Butman, aye; Director Bielkiewicz, aye; Director Meyer, aye; Director Bosanko, aye; Director James, aye. The motion was approved.

- VI. COMMUNITY COMMENTS:

Nancy Werkmeister, Wheat Ridge, congratulated Tom Woodard for being recognized by CU Men's Golf during Black History Month. Ms. Werkmeister asked if an architect has been chosen for the clubhouse. Mr. Hopp said the District is having interviews tomorrow and Thursday, four firms have submitted proposals as part of the

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Request for Qualifications. The goal is to have that as an agenda item for board approval at the March 9 board meeting.

A. Part-time Scholarship Award Recipients

Mr. Hopp thanked all the staff who took the time to apply for the scholarship. He reminded that the scholarship program was made possible by the Board of Directors, who created the opportunity to financially help the District's part-time staff pursue their goals of higher education. Mr. Hopp announced recipients of the \$500 scholarship – Mackenzie Schmidt, Paige Semmler, JC Watne, who were in attendance and received their awards.

VII. DECISION ITEMS:

A. SB-35 Application

Referring to the memo provided, Colin Insley said staff are requesting SB-35 funds and approval from the Board of Directors for a total of \$600,000 to fund two projects - Clement Park Tennis and Pickleball Court Complex with funds from Bowles Crossing Broadstone Apartment Development, \$500,000 plus interest; and Ridge Recreation Center Splash Park from the Foothills Overall Campus Subdivision, \$100,000. The funds are fees-in-lieu of development funds from developers who put those funds in the escrow account at Jefferson County, Mr. Insley explained. Mr. Insley answered questions from the Board. Mr. Hopp talked about SB-35 funds as a matching funds source for the Dutch Creek Trail Extension project.

**MOTION:** Director Bosanko moved that the Foothills Board of Directors approve Resolution No. 21-002 authorizing the application to Jefferson County for disbursement of Fees-in-Lieu of Park Land Dedication funds in the total amount of \$600,000 plus interest for improvements to parks and facilities, and further authorize the Executive Director to prepare and submit the required application forms. Director Meyer seconded the motion. Poll of the Board: Director Butman, aye; Director Bielkiewicz, aye; Director Meyer, aye; Director Bosanko, aye; Director James, aye. The motion was approved.

B. Signature Authority Resolution

According to the memo provided, Dennis Weiner explained the Board has previously approved investing excess funds with Peaks Investment Management, and the District currently has investments with this firm. The managing partners with the firm have announced they have changed their investment broker affiliation. In order to continue the District's investment management relationship with Peaks, Mr. Weiner explained, investments need to be moved to LPL Financial. The resolution for designation of individual signature authorities needs to be updated, along with multiple agreement documents required by LPL, Mr. Weiner discussed. He indicated that Robert Casaceli, one of the managing partners with Peaks, was in attendance to answer questions. Mr. Weiner answered questions from the Board.

**MOTION:** Director Meyer moved that the Foothills Board of Directors approve Resolution No. 21-003 to open a new brokerage account with LPL Financial and designate the current Board Chair, Board Treasurer, Executive Director and Director of Finance and Administrative Services as persons authorized to transfer funds, and as the official signors as it relates to the District's financial activities with Peaks Investment Management and LPL Financial. Director Bielkiewicz seconded the motion. Poll of the Board: Director Butman, aye; Director Bielkiewicz, aye; Director Meyer, aye; Director Bosanko, aye; Director James, aye. The motion was approved.

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## **VIII. EXECUTIVE DIRECTOR'S REPORT:**

Highlighting the report provided, Mr. Hopp said an RFQ was issued in late January with a deadline of February 12 for submittals for the clubhouse. Four submittals were received; interviews are scheduled with all four firms. The goal is to select a firm, and negotiate a contract for Board consideration at the March 9 board meeting. The proposals were passed among the Board.

Mr. Hopp spoke about the Arts in the Park mural project at Ridge Recreation Center. There were eleven submissions and three finalists were selected. Additional proposals from the finalists are due on March 8, and the committee will choose an artist for that project. Using screen share, Mr. Hopp showed examples of the finalist's projects.

Mr. Hopp recognized and congratulated Tom Woodard. In addition to the University of Colorado recognizing him as part of Black History Month, he was honored as one of five black PGA Professionals by the Advocates Professional Golf Association. An article is attached to this report.

Mr. Hopp added that this morning he participated in a presentation by students by the Colorado School of Mines. They had selected a pier replacement project at Hine Lake, Mr. Hopp discussed.

Mr. Hopp reported that on Friday night at Ridge Recreation Center a motor burned in one of the rooftop units, twelve West Metro emergency vehicles responded. He pointed out the McKinstry presentation tonight will talk about end of life equipment. That equipment at Ridge Recreation Center is approaching close to twenty years, he discussed.

In answer to Director James, Mr. Hopp talked about failed spillways at Johnston Reservoir, and sharing repair costs.

## **IX. DISCUSSION ITEMS:**

### **A. Finance Update**

Dennis Weiner presented the financial update through January 31, 2021 as provided in the packet. As was the case in 2020, COVID-19 is expected to have a significant financial impact throughout the year. Mr. Weiner spoke about highlights of the report. Looking at the bottom line, net expenditures for January 31 were unfavorable to the budget, Mr. Weiner reported.

### **B. Energy Performance Contract – Phase II Audit Results**

Mr. Hopp provided background information as outlined in the memo provided. The District entered into an Energy Services Contract in 2010, after an extensive audit by McKinstry. That project has been very fruitful in terms of energy savings and reduction in energy consumption, he discussed. That debt is going to retire in 2022. Thinking about a Phase II, working with McKinstry and Governor's Energy Office, staff had brought a proposal to the Board in 2019 for them to conduct another audit. McKinstry associates were in attendance to present the audit results to the Board. Mr. Hopp indicated there will be options of potential implementation strategies.

McKinstry representatives and Governor's Energy Office representatives were on the Zoom call. Investment Grade Audit Post-Election Options Summary handouts were given to the Board, and Ashley Brasovan and Stephan Rank, McKinstry representatives, gave a presentation using screen share. Four project options for base energy savings and end-of-life equipment replacement, costs and savings, term lengths were discussed. In answer to Director Meyer, Mr. Hopp explained the last time the District did this, measurement and

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verification was done for two years. It is now required to be done for three years. Director Meyer asked how the audit was impacted with COVID and reduced usage, and effect on the base line; Mr. Rank discussed their process. In answer to Director Bosanko, Mr. Rank discussed the savings guarantee. Discussion ensued and questions were answered.

Ms. Brasovan indicated that McKinstry would like to get District guidance on the preferred option. They are looking to have final pricing and guaranteed savings this summer, construction timeline was outlined; there will be three years of measurement and verification post construction. Mr. Hopp discussed financing, and suggested staff can have a recommendation at the March 9 board meeting, a possible hybrid of options. Discussion ensued. Derek Eberhardt discussed the motor burn-out in the heat recovery unit, what needs to be replaced, and the impact. Mr. Hopp pointed out it is a proactive approach to getting things replaced before there is an emergency situation and a potential impact on operations. Discussion continued. Terry Green discussed the approach that was taken with this audit.

Mr. Hopp confirmed staff can bring back a recommendation on March 9.

## **C. COVID-19 Update**

Using screen share presentation, Mr. Hopp talked about current jurisdictional orders. Jefferson County is currently at yellow on the Coronavirus dial and the District is still under the organized sports waiver, he discussed. The District is continuing financial mitigation. Mr. Hopp talked about the CARES Act funding grant that was received last year that reimburses direct costs related to COVID. Amber Stowe was successful in receiving grants for the District's licensed child care programs that will help with overall financial mitigation for 2021. Mr. Hopp talked about the 5 Star Program staff continue to analyze that would allow the District to operate at a less restrictive level. Mr. Hopp updated on status of parks, golf courses, facilities, programs. Staff are evaluating events for 2021.

Regarding summer events and facilities, Mr. Hopp indicated staff are evaluating those and think it is potentially feasible to do Concerts in the Park; Red, White & You is probably not feasible. The thought process at this point in time is to not have theater this summer. Regarding outdoor pools, Mr. Hopp discussed staff are evaluating what staff numbers look like which may likely affect the District's ability to open all outdoor pools, and talked about the Clement Park splash park.

Mr. Hopp provided an update from a financial perspective, going over the Scenario A projections for the year. He outlined Scenario B which would be a worst case scenario at this point in time, given that restrictions are being diminished.

There was discussion about process for holding theater and events. Mr. Eberhardt talked about process for opening outdoor pools and lifeguarding classes. He suggested the priority would be the two indoor pools, Weaver Hollow was successful last year. Staff would like to get a balance of pools that geographically cover the entire District.

Mr. Hopp confirmed Red, White & You is not feasible, staff will proceed with concerts. Staff can evaluate theater for the fall, and will continue to evaluate outdoor pools and Clement Park Splash Park.

## **X. EXECUTIVE SESSION:**

- A. Legal Matters per 24-6-402(4)(b), C.R.S.
- B. Personnel Matters per 24-6-402(4)(f), C.R.S.

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**MOTION:** Director Bosanko moved that the Foothills Board of Directors move into Executive Session to discuss Legal Matters pursuant to Colorado Revised Statute 24-6-402(4)(b) and Personnel Matters pursuant to Colorado Revised Statute 24-6-402(4)(f). Director Bielkiewicz seconded the motion. Poll of the Board: Director Butman, aye; Director Bielkiewicz, aye; Director Meyer, aye; Director Bosanko, aye; Director James, aye. The motion was approved.

The regular meeting adjourned at 7:42pm. Executive Session started at 7:49pm and ended at 9:01pm. The regular meeting reconvened at 9:02pm.

XI. ADJOURNMENT:

The regular meeting was adjourned at 9:02pm. The next regular board meeting will be held at 6pm on Tuesday, March 9, 2021.

Submitted by: Richelle Riley, Recording Secretary