

RECORD OF PROCEEDINGS

FOOTHILLS PARK & RECREATION DISTRICT REGULAR BOARD OF DIRECTORS MEETING

August 23, 2022

Zoom Option

You are invited to a Zoom webinar.

When: Aug 23, 2022 06:00 PM Mountain Time (US and Canada)

Topic: Board Meeting 8/23/2022 Register in advance for this webinar:

https://us02web.zoom.us/webinar/register/WN_Hv9di_iSTBipammF94tvxQ

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

- I. CALL TO ORDER: Director Meyer called the regular meeting to order at 6pm.
- II. PLEDGE OF ALLEGIANCE: Director Meyer led those in attendance in the Pledge of Allegiance to the Flag of the United States of America.
- III. ROLL CALL:
- | | |
|-----------------------|---------|
| Director Bielkiewicz: | Absent |
| Director Lodice: | Present |
| Director Trimble: | Present |
| Director Writz: | Present |
| Director Meyer: | Present |

ALSO IN ATTENDANCE: Paul Rufien, District Counsel; Ronald Hopp, Executive Director; Dennis Weiner, Director of Finance and Administrative Services; Barb Butler, Director of Recreation Programs; Derek Eberhardt, Director of Operations; 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:

MOTION: Director Trimble moved that the Foothills Board of Directors approve the August 23, 2022 agenda as submitted. Director Writz seconded the motion. Poll of the Board: Director Lodice, aye; Director Trimble, aye; Director Writz, aye; Director Meyer, aye. The motion was approved.

- V. APPROVAL OF JULY 26, 2022 MINUTES:

MOTION: Director Writz moved that the Foothills Board of Directors approve the minutes of the July 26, 2022 board meeting as submitted. Director Lodice seconded the motion. Poll of the Board: Director Lodice, aye; Director Trimble, aye; Director Writz, aye; Director Meyer, aye. The motion was approved.

- VI. COMMUNITY COMMENTS:

Kerry Schaper, with The Church of Jesus Christ of Latter-day Saints, addressed the Board. This is their eleventh year to do a park clean-up or park project with Foothills Park & Recreation District. She said they will be at Lilley Gulch Recreation Center and Park on September 10th for clean-up, and invited board members to stop by. Director Meyer expressed gratitude from the Board to the members of the church and everyone who volunteers on the projects.

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VII. DECISION ITEMS:

A. Westgold Meadows Trail Maintenance Agreement

Referring to the memo in the packet and vicinity map, Colin Insley explained there is a short trail that runs through the area around Westgold Meadows development and goes into the District's Dancing Willows Park, to Mossbrucker Park and to Bowles.

Mr. Insley explained that ten years ago, when Dancing Willows was built, the District was approached by the developer asking about the trail. At that time, the District agreed verbally to do maintenance on their section of the trail, as well as the District's trail, to benefit the public and the District. Over the years, an agreement was never finalized. The District has been approached to have an agreement for snow removal services on the trail, Mr. Insley explained, referring to the agreement provided.

Director Meyer questioned in paragraph five, why are we agreeing to indemnity, this is their trail, they want us to do maintenance, we are doing them a favor, should we be agreeing to that and assuming liability? Paul Rufien explained that in this case, the public nature of it and the cooperative nature of it, and the trail itself, lent to us being able to accept that in this particular circumstance. Mr. Insley agreed, the alternative is for them to pay someone to do that section of trail; this way we are keeping with the same service at the same time. He said staff have done it in the past, there just wasn't an agreement. In answer to Director Lodice, Mr. Insley talked about any possible liability to the District; Mr. Rufien elaborated. Discussion ensued.

Director Trimble questioned paragraph one, that the HOA is telling the District how to maintain the trail, and we have to do it to their standards, and pointed out the District is not getting paid to do it. He recommended to see the guidelines in advance as part of the contract.

It was agreed staff can go back to Westgold Meadows HOA with the Board's concerns and have legal counsel review a revised agreement.

VIII. EXECUTIVE DIRECTOR'S REPORT:

Highlighting the report provided, Mr. Hopp thanked the Board for coming to the employee BBQ.

Mr. Hopp said there was a patron who expressed concern with some cart paths at the Executive course at Foothills Golf Course. Staff have indicated that they will be addressed when feasible, Mr. Hopp discussed.

Mr. Hopp recognized a lot of the report is related to the information provided by Jefferson County Open Space in their news release of August 16th related to the Jefferson County Public Library approaching Jefferson County Open Space about potentially selling five or six acres of land to locate a library at Sledding Hill Park. He pointed out that the news release that Jefferson County Open Space released said that Sledding Hill Park is 39.6 acres, and other information that the District has reviewed in the past has stated that it is 39.6 acres. Jefferson County Open Space has since corrected that with a corrected news release, it is actually 29.6 acres in total. The intent would be that they would use five to six acres of that for the library; it is a bigger percentage of the overall property. Mr. Hopp informed about community meetings, and Jefferson County Open Space intends to present information to the Library Board, Jefferson County Open Space Advisory Committee, and intends to present their findings to the Foothills Board at the October 25th meeting. If it does move forward, the Planning Commission and Board of County Commissioners will hear that as well. Mr. Hopp said we did issue a statement on the website, and talked about comments on Nextdoor, the couple of questions we had received were referred to Jefferson County Open Space.

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Mr. Hopp said he and Mr. Rufien participated in the Jefferson County Board of County Commissioners meeting this morning. The case that the Board of County Commissioners was considering was an expansion of the service plan at Red Rocks Ranch, Mr. Hopp elaborated. What was being considered by the Board of County Commissioners was the adoption of the service plans for Districts Four, Five and Six for Red Rocks Ranch. He and Mr. Rufien had provided written documentation asking them not to grant park and recreation powers, and today Mr. Rufien's comments reiterated that. The Board of County Commissioners adopted the service plans with park and recreation powers.

In answer to Director Meyer, Mr. Hopp provided an update on the Foothills Golf Course Clubhouse project. We have been in a holding pattern because of Excel Energy, Mr. Hopp discussed. He also updated about the Columbine West and Sixth Avenue West Pools project.

IX. DISCUSSION ITEMS:

A. Finance Update

Dennis Weiner discussed the financial update through July 31st as included in the meeting packet, and talked about highlights of the report. He discussed operating revenues, operating expenditures, net operating loss, non-operating revenue. Looking at the bottom line, net revenue through July 31st was better than the plan.

In answer to Director Writz, Mr. Weiner discussed collection of property tax revenue. He explained we are on pace with what we normally are, sometimes it takes a bit longer than what we budget.

X. ADJOURNMENT:

The regular meeting was adjourned at 6:36pm. The next regular board meeting will be held at 6pm on Tuesday, September 27, 2022.

Submitted by: Richelle Riley, Recording Secretary