

# CUMBERLAND GREEN METROPOLITAN DISTRICT

## REGULAR MEETING MINUTES

December 10, 2024 – 5:00 PM

**HELD:** The meeting was conducted at 230 South Main Street in the Fountain Public Library, Fountain, CO 80817 and by Zoom.

The meeting was called to order and 5:00 p.m.

### **ATTENDEES:**

Board members who were present were, Directors, Shawn Simmons, Lonny Randle, and Thomas Garside. President Terry Wherry was not in attendance; however, his absence was excused. Michele Takatz was ill.

**QUORUM:** Present

**DISCLOSURE of CONFLICTS:** None

### **APPROVAL OF AGENDA:**

A motion to approve the agenda was made by Director Garside. The motion was duly seconded by Director Randle. A vote was taken. The motion passed unanimously.

### **PUBLIC COMMENT**

Bridget Biesemeyer, Andrew Owenby, Phil and Catherine Adkins were in attendance.

**DESIGN REVIEW/COVENANT ENFORCEMENT APPEAL HEARING:** None

**CONSENT AGENDA:** These items are to be acted upon as a whole and approved with one motion. There will be no separate discussion, unless a specific item is called upon for discussion by a Board member or citizen.

- a) Approval of Regular Board Meeting Minutes: October 21, 2024.
- b) Approval of Board Study Session Meeting Minutes November 14, 2024
- c) Financial Reports/Cash Analysis

A motion to approve the Consent Agenda was made by Director Garside. The motion was duly seconded by Director Randle. A vote was taken. The motion carried unanimously.

**PUBLIC HEARING 2025 CUMBERLAND GREEN DISTRICT BUDGET:**

Open Public Hearing at 5:10 P.M. No Comments from the Public in Attendance. District Manager McGrady presented the district's 2025 budget and addressed questions from the Board. The Public Hearing was closed at 5:31 P.M.

**ACTION ITEMS:**

A. Approve Payables September, 2024

i. General Fund 2024 Expenses	\$	14,888.41
ii. General Fund 2025 Expenses	\$	1,237.50
iii. Debt Service Fund	\$	-0-
iv. Capital Improvement Fund	\$	-0-
v. Conservation Trust Fund	\$	-0-
vi. Total Expenditures	\$	<u>16,125.91</u>

A motion to approve the November, 2024 payables in the amount of \$16,125.91 was made by Director Garside. The motion was duly seconded by Director Randle. A vote was taken. The motion carried unanimously.

B. Review and Consider Approval of Resolution 2024-04. A Resolution of the Cumberland Green Metropolitan District's Board of Directors regarding Policies, Procedures, and Penalties for the Enforcement of Governing Documents.

A motion to approve Resolution 2024-04 was made by Director Garside. The motion was duly seconded by Director Simmons. A vote was taken. The motion carried unanimously.

C. Review and Consider Approval of Resolution 2024-05. A Resolution of The Board of Directors of the Cumberland Green Metropolitan District Establishing Guidelines for the Processing and Collection of Delinquent Fees and Covenant Enforcement Charges.

A motion to approve Resolution 2024-05 was made by Director Garside. The motion was duly seconded by Director Randle. A vote was taken. The motion carried unanimously.

- D. Review and Consider Approval of Resolution 2024-06. A Resolution of the Cumberland Green Board of Directors ff Cumberland Green Metropolitan District Amending Portions of the Rules and Regulations for the Enforcement of the Governing Documents.

A motion to approve Resolution 2024-06 was made by Director Garside. The motion was duly seconded by Director Randle. A vote was taken. The motion carried unanimously.

- E. Review and Consider Approval of Resolution 2024-07. A Resolution of the Cumberland Green Metropolitan District's Certifying the District's Mill Levy and Approving the District's 2025 Budget for Calendar Year 2025 and Authorization for the District Manager and District Accountant to file all documents as needed with El Paso County and the State of Colorado.

A motion to approve Resolution 2024-07 was made by Director Garside approving the mill levy for Cumberland Green Metropolitan District at 17 mills for Operations and Maintenance and 30.0 Mills for Debt Service. The motion was duly seconded by Director Randle. A vote was taken. The motion carried unanimously.

- F. Review and Consider Approval of an Audit Engagement Letter between the Cumberland Green Metropolitan District and Haynie and Company to perform the district's 2024 Financial Audit.

A motion to approve the Audit Engagement Letter between the Cumberland Green Metropolitan District and Haynie and Company to perform the district's 2024 Financial Audit between 2024-04 was made by Director Garside. The motion was duly seconded by Director Randle. A vote was taken. The motion carried unanimously.

- G. Review and Consider Resolution 2024-08, 2025 Annual Administrative Resolution of the Cumberland Green Metropolitan District.

A motion to approve Resolution 2024-08 was made by Director Garside. The motion was duly seconded by Director Randle. A vote was taken. The motion carried unanimously.

- H. Review and Consider Approval of Amended and Restated Public Records Request Policy (enclosure).

A motion to approve the district's Amended and Restated Public Records Request Policy was made by Director Garside. The motion was duly seconded by Director Simmons. A vote was taken. The motion carried

unanimously.

- I. Review and Consider Approval of Resolution 2024-09, a Resolution of the Cumberland Green Metropolitan Board of Directors, Calling May 6, 2025 Election.

A motion to approve Resolution 2024-09 Calling a May 6, 2025 election was made by Director Garside. The motion was duly seconded by Director Randle. A vote was taken. The motion carried unanimously

**OLD BUSINESS:**

**Design Review Committee Update:** None

**Covenant enforcement:** None

**NEW BUSINESS:** None

**COUNSEL REPORT:** None

**DISCUSSION ITEMS:**

**Manager's Report:** Next Meeting will be held at the Fountain Library on February 11th, 2025 at 6:00 p.m.

Discussion Regarding 5.25% Limitation of SB24-233/HB24B-1001. This must be closely monitored as this limitation could affect revenue for budget year 2026.

**BOARD DISCUSSIONS AND UPDATES:**

**PLANNED COMMUNICATIONS:** Normal Website updates.

**OTHER ACTION ITEMS:** None

**EXECUTIVE SESSION:**

Executive Session §24-6-402(4)(b) Legal Advice. None

**ADJOURNMENT:** Having no other actions to come before the Board, a motion to adjourn the meeting was made by Director Garside. The motion was duly seconded by Director Simmons. The motion carried unanimously and the meeting was adjourned at 6:42 p.m.

**NEXT SCHEDULED REGULAR BOARD MEETING**

**February 11, 2025 at 6:00 p.m.**

**230 South Main Street**

**Fountain Public Library  
Community Conference Room  
Fountain, Colorado 80817**

**<http://cumberlandgreenmetro.org/home>**