

**Harris Park Metropolitan District Special Meeting.
August 25, 2023 Agenda
2154 Shelton Drive Bailey, CO 80421 @ 9am.**

· If audience members engage in video recordings of the meeting, the members must be behind the kitchen counter. If audience members engage in audio recordings of the meeting, the recorder must be placed on the table in front of them, for other audience members to see.

· Personal conflicts and grievances between community members are to be addressed on personal time and not at Harris Park Board meetings. Sarcasm between community members at board meetings will not be tolerated. Board meetings are for community business only.

AGENDA

- I. Call to Order, Pledge of Allegiance, Moment of Silence, and Declaration of Quorum.
- II. Consider Approval with Changes to the August 26, 2023 Agenda.
- III. Guests.
 - A. Anita.
- IV. Legal.
 - A. Executive session for Board to receive attorney advice on contract/invoice with Gold's Concrete.
 - B. Demand for payment received from Gold's Concrete
- V. Public Comment.
- VI. Adjournment.

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- VII. Call to Order, Pledge of Allegiance, Moment of Silence, and Declaration of Quorum (7:05 pm).
 - A. Attending.

Mercedes S	Chris M
Beth B	Steve M

- VIII. Consider Approval with Changes to the August 26, 2023 Agenda.

- IX. Guests.

- A. Anita.

- X. Legal.

- A. Executive session for Board to receive attorney advice on contract with Gold's Concrete.
 - 1. Steve moves that we enter Executive Session for the purpose of receiving advice from legal counsel on specific legal questions related to the contract with Gold's Concrete LLC and their invoice for payment for work already performed, as authorized by C.R.S. §24-6-402 (4)(b).
 - 2. The attorney believes the motion to enter an executive session for the purpose of receiving legal advice of counsel on specific legal questions related to the contract with Gold's Concrete LLC and their invoice for payment for work already performed is proper pursuant to C.R.S. §24-6-402 (4)(b).
 - 3. Attorney hereby attest that the portion of the Executive Session for the purpose of receiving legal advice of counsel which was not recorded constituted privileged attorney-client communications and was therefore not recorded pursuant to C.R.S. §24-6-402(2)(d.5)(II)(B).
 - a) Start time: 7:14 pm
 - b) Stop recording at 7:19 pm.
 - c) End time: 7:45 pm
 - d) Steve makes a motion to end the executive session. The session was called to an end at 7:45pm and the special meeting was opened back up to the public.
 - B. Demand for payment received from Gold's Concrete.
 - 1. Beth opens up the discussion about whether or not Anita should contact Gold's concrete. Steve M points out that an engineer will be up on the 1st to review the work and determine the appropriate amount to be paid to Gold's concrete.
 - 2. Discussion of why the special meeting was called.
 - 3. Discussion about whether or not the contract was breached by either party.
 - 4. Discussion about work being stopped at 7pm and that it rained the day they were scheduled to pour.
 - 5. Steve M states that Golds received previous drawings on 6/21.
 - 6. Discussion about Golds being sent an email by McCormick that they are not approved. HP did not receive this email. Steve E will forward to Steve M.
 - 7. Discussion about contract end date and what Golds is entitled to for the work that was done. Anita does not think we have enough info to analyze the work done. The engineers will review the work that was done. The engineers will be at the site 9/1.
 - 8. Discussion about the invoice and extending the contract.
 - 9. Discussion about why the work was stopped. July 19 HP was informed that the rebar was not sufficient per Brian. Golds continued with the rebar installation even after Brian's email.
 - 10. Motion for Anita to contact Gold's concrete.
 - a) MS motion.
 - b) SM seconded.
 - c) Chris votes yes. Beth votes no.

- XI. Public Comment.

- A. MOC stated he provided Beth with a letter about how much should be paid for the invoice based on the work that was done and the workmanship of the work. Anita will contact Golds to discuss the delay for the invoice but with basic details until the engineer comes out and gets back to HP.
 - B. Discussion about why the work site was closed to the public.
 - C. A group of people will meet tomorrow at 10 am at the lake to further discuss the issues.

- XII. Adjournment (8:30pm).

- A. MS motion.

- B. SM seconded.
- C. Approved.

NEXT REGULAR BOARD MEETING WILL BE HELD ON 9/9/23 AT 9:00 A.M.

Harris Park Metropolitan District Community Center, 2154 Shelton Drive, Bailey, Colorado 80421

Signature:  _____ Date: 9-9-2023