



Arapahoe Park and Recreation District

October 8, 2010

SEMSWA

Attn: John McCarty, Executive Director
76 Inverness Drive E., Suite A
Englewood, CO 80112

Re: Storm Drainage Utility Fee, SEMSWA letter dated August 26, 2010

John,

The Board of Directors for the Arapahoe Park and Recreation District (APRD) discussed the above referenced letter at their board meeting held September 21, 2010. APRD would like to put the issue of delinquency fees behind all of us; however, we would like to remind you of previous discussions.

1. In a meeting held at the SEMSWA offices on June 3, 2009, you advised Doug Rockne, Delos Searle and I that SEMSWA was working on a Self-Maintenance Credit Program. As such, you instructed us to not pay the 2009 Storm Drainage Utility Fees until such time that the Self-Maintenance Credit Program was adopted. We next heard from you about the Self-Maintenance Credit Program in an email dated February 11, 2010 (copy enclosed). It seems unfair that we are being charged delinquency fees for 2009 when we were expressly told not to pay the Utility Fees for a period of approximately 14 months.
2. You may recall that on May 9, 2010, a small child rode her bike off the Piney Creek wooden pedestrian bridge. She fell close to six feet and luckily was not seriously injured. APRD did consult with you and SEMSWA prior to our installing hand rails and you did agree that the handrails were the most appropriate solution at the time. APRD had the handrails installed as of May 14, 2010. APRD spent a total of \$9,525.38 on these handrails and the split rail fence at Fox Hill Park.

APRD will pay the 2010 delinquency charge of \$711.36 but per your direction on June 3, 2009, we do not believe the 2009 late fees are warranted.

On another note, APRD and SEMSWA need to find some middle ground and create an understanding that allows both of our agencies to work within the expectations of not only our Board of Directors but also our fee and/or tax paying constituents. In the spirit of cooperation, the APRD Board of Directors would like to suggest a dinner meeting with the SEMSWA Board of Directors. Hopefully, this type of meeting would foster a better understanding of the goals and objectives of each agency.

Respectively,

Lynn H. Cornell
District Manager
Arapahoe Park and Recreation District