

**From:** [Jake Schlesinger](#)  
**To:** [Lewis Gregory](#); [Kaydee Fisher](#); [Philip Vandernail](#); [Eileen Waldow](#); [Brian Cerkvenik](#); [Parnell Quinn](#); [Katie Soles](#)  
**Cc:** [Antoinette McVeigh](#); [Leslie Crittenden](#)  
**Subject:** West Meadow Metropolitan District Board Vacancies  
**Date:** Monday, October 3, 2022 10:51:06 AM  
**Attachments:** [W Meadow Application Schlesinger.pdf](#)

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Members of the Fraser Town Board,

I am aware that one of my neighbors, Joe Landen, wrote to you last week to request that the town exercise your authority to appoint new board members to fill spots on the West Meadow Metropolitan District (WMMD), which was established by the town of Fraser. I strongly support Mr. Landen's request and am writing to inform you that I too submitted an application to the WMMD to be considered for a vacant board position. (See attached).

As you know, the only two board members currently serving the tax district are Mr. Clark Lipscomb and his wife, Ms. Meredith Lipscomb, who clearly have a business interest in the decisions of the tax district. Currently there are no independent voices on that board to represent the actual taxpayers and homeowners in the district, which strikes me as very unfair.

As you know, several homeowners in Grand Park submitted applications to fill the vacant seats. However, we received a message from WMMD's attorney's last week that "The board has determined that it will not be appointing any individuals to the board at this time, given that an election for the board positions will take place next spring (May, 2023)." However it appears that there was no public board meeting in which such a determination was ever made. Further, as I read the statutes (I am a lawyer, but admittedly, not this kind of lawyer), WMMD is in violation of its duty to appoint new board members to fill vacancies.

CRS 32-1-905(2)(a) states that "any vacancy on the board **shall be filled by appointment** by the remaining director or directors, the appointee to serve until the next regular election, at which time, the vacancy shall be filled by election for any remaining unexpired portion of the term." There is no exception contemplated in the law for elections that are coming up. In fact the entire point of the statute appears to be to fill any vacancies until the next election, *which is still 8 months away*, and during a very active time when significant decisions could be made that would substantially impact the residents of WMMD.

But as you also know, the statute does have a remedy "If, within sixty days of the occurrence of any vacancy, the board fails, neglects, or refuses to appoint a director from the pool of any duly qualified, willing candidates, the board of county commissioners of the county which approved the organizational petition [or any authorizing agency, in this case the town] may appoint a director to fill such vacancy." **Our ability to ensure fair and complete representation on the WMMD board for the next 8 months now rests in your hands.** Please, exercise your legal authority and appoint independent directors to fill the vacancies. It can only benefit the town and our community to have more representation on this board so that you are not only hearing from the developers who have a financial interest in the outcome of any board recommendations.

I hope that you will consider me personally as one of those appointees. To be clear, I am not "anti-tax." As a resident of Grand Park I want to ensure that the metro district has the tax funding necessary to build adequate infrastructure and to support the services necessary to sustain our community. I feel that I can offer a balanced perspective on the WMMD board. Please feel free to contact me if you have any

questions or would like to discuss.

Best,

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