

MINUTES OF A JOINT SPECIAL MEETING OF THE
BOARDS OF DIRECTORS OF

CHERRY CREEK SOUTH METROPOLITAN DISTRICT NOS.
4-11

Held: Tuesday, March 31, 2020, at 9:30 a.m. via Teleconference

Due to the Executive Order issued by Governor Polis on March 25, 2020, requiring all residents of the State of Colorado to stay-at-home to minimize the spread and impact of COVID-19, and the Updated Public Health Order 20-24 implementing the Executive Order, issued by the Colorado Department of Health and Environment (CDPHE) on April 23, 2020, the meeting was held via teleconference.

Attendance

The joint special meeting of the Boards of Directors of the Cherry Creek South Metropolitan District Nos. 4-11, was called and held as shown above and in accordance with the applicable statutes of the State of Colorado. The following directors, having confirmed their qualification to serve on the Boards, were in attendance:

Kurt Wolter
Kim Jensen

Director Greg McIlvain was absent. All absences are deemed excused unless otherwise noted in these minutes.

Also present were Megan Murphy, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law, District General Counsel; Sarah Hunsche and Chris Elliott, E5X Management, Inc.; Nancy Bach, CliftonLarsonAllen, LLP District Accountant; and Mark Eames, PCMS, District Manager.

Call to Order

It was noted that a quorum of the Boards were present and the meeting was called to order.

Combined Meeting

The Boards of Directors of the Districts have determined to hold joint meetings of the Districts and to prepare joint minutes of actions taken by the Districts in such meetings. Unless otherwise noted herein, all official action reflected in these minutes shall be deemed to be the action of all Districts. Where necessary, action taken by an individual District will be so reflected in these minutes.

Conflict of Interest Disclosures

Ms. Murphy advised the Boards that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Ms. Murphy reported that disclosures for those directors that provided White Bear Ankele Tanaka & Waldron with notice of potential or existing conflicts of interest were filed with the Secretary of State’s Office and the Boards at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Boards. Ms. Murphy inquired into whether members of the Boards had any additional disclosures of potential or existing conflicts of interest with regard to any matters scheduled for discussion at the meeting. No additional disclosures were noted. The participation of the members present was necessary to obtain a quorum or to otherwise enable the Boards to act.

Agenda

Ms. Murphy presented the Boards with the agenda for the meeting for consideration. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the agenda as amended

Public Comment

None.

Consent Agenda

The following items on the consent agenda were considered routine or administrative. Following a summary by Ms. Murphy the items on the consent agenda were approved, adopted and/or ratified by one motion duly made and seconded, and unanimously carried.

- Resolution Declaring Emergency Procedures and Authorizing Teleconferencing for Regular and Special Meetings
- Minutes from November 12, 2019 Special Meeting
- 2019 Audit Exemptions
- Amended and Restated Resolution Calling May 5, 2020 Election

Legal Matters

Conduct Public Hearing and Consider Adoption of Resolution and Order Regarding the Exclusion of Real Property from District No. 11 owned by North Parker Investments, LLC

Director Wolter opened the public hearing on the Petition for Exclusion of Real Property from District No. 11 owned by North Parker Investments, LLC. Ms. Murphy noted that notice of the public hearing was published in accordance with Colorado law and no written objections or comments were received. There being no public comment, the public hearing was closed.

Ms. Murphy reviewed the Petition and Resolution and Order for Exclusion of Property with the Board of District No. 11. The Board of District No. 11 considered the factors to determine whether to grant or deny the petition for exclusion pursuant to Colorado law. Following discussion, upon a motion duly made and seconded, the Board of

District No. 11 determined to grant the petition and adopt the resolution for exclusion.

Financial Matters

Consider Approval of Payables/Claims (District No. 11)

Ms. Bach notified the Boards that the 2019 Audit Exemptions have been signed and filed.

Ms. Bach discussed with the Board of District No. 11 the closing of the Independent Bank account and opening an account with FirstBank. Following discussion, upon a motion duly made and seconded, the Board of District No. 11 unanimously approved the change in bank accounts.

Ms. Bach presented the Board of District No. 11 with the Unaudited Financial Statements dated December 31, 2019. Following discussion, upon a motion duly made and seconded, the Board of District No. 11 unanimously approved the financial statements.

Ms. Bach presented the Board of District No. 11 with check numbers 1000-1111 in the amount of \$74,866.64. Following discussion, upon a motion duly made and seconded, the Board of District No. 11 unanimously ratified the check numbers 1000-1111.

Consider Approval of Bill.com

Ms. Bach presented the Board of District No. 11 with a proposal regarding Bill.com and explained how Bill.com works. Following discussion, upon a motion duly made and seconded, the Board of District No. 11 unanimously approved utilizing Bill.com.

Other Business

Discuss Status of Amended and Restated Service Plans

Ms. Murphy notified the Board that the Amended and Restated Service Plans have been submitted to the Town and she is awaiting the date for the public hearing.

Adjourn

There being no further business to come before the Boards and following discussion and upon motion duly made, seconded and unanimously carried, the Boards determined to adjourn the meeting.

The foregoing constitutes a true and correct copy of the minutes of the above-referenced meeting

Kimberly A. Jensen

Secretary for the Meeting

Signature: 
Kim Jensen (Jul 15, 2020 18:09 MDT)

Email: kim.tmservices@gmail.com

The foregoing minutes were approved by the Boards of Directors on the 9th day of July, 2020.

2020-07-09 Meeting Signature Packet

Final Audit Report

2020-07-16

Created:	2020-07-13
By:	Maudie Johns (mjohns@wbapc.com)
Status:	Signed
Transaction ID:	CBJCHBCAABAA6SfL_aqK3EoG0RoIVksrCsuBR0FLJRUi

"2020-07-09 Meeting Signature Packet" History

- f.i** Document created by Maudie Johns (mjohns@wbapc.com)
2020-07-13 - 1:27:50 PM GMT- IP address: 50.209.233.181

- 18** Document emailed to Kurt Wolter (kurt@trevey.com) for signature
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- f.i** Email viewed by Kurt Wolter (kurt@trevey.com)
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- 0i** Document e-signed by Kurt Wolter (kurt@trevey.com)
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- 18** Document emailed to Kim Jensen (kim.tmservices@gmail.com) for signature
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- f.i** Email viewed by Kim Jensen (kim.tmservices@gmail.com)
2020-07-16 - 0:05:17 AM GMT- IP address: 174.29.27.170

- 0i** Document e-signed by Kim Jensen (kim.tmservices@gmail.com)
Signature Date: 2020-07-16- 0:09:06 AM GMT-Time Source: server- IP address: 174.29.27.170

- 9** Signed document emailed to Maudie Johns (mjohns@wbapc.com), mmurphy@wbapc.com, Kristin Tompkins (ktompkins@wbapc.com), Kaylin Hicks (khicks@wbapc.com), and 2 more
2020-07-16- 0:09:06 AM GMT