

MINUTES OF A JOINT SPECIAL MEETING OF THE BOARD
OF DIRECTORS

OF

CHERRY CREEK SOUTH METROPOLITAN DISTRICT NOS.
7-11

Held: Wednesday, December 8, 2021 at 11:00 A.M. via
teleconference

Attendance

The Joint Special Meeting of the Board of Directors of Cherry Creek South Metropolitan District Nos. 7-11 was called and held in accordance with the applicable laws of the State of Colorado. The following Directors, have confirmed their qualifications to serve, were in attendance:

Kurt Wolter
Kim Jensen

Also present were Kristin Bowers Tompkins, Esq. and Megan J. Murphy, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law; and Gigi Pangindian, CliftonLarsonAllen LLP, District Accountants.

**Call to Order/Declaration
of Quorum**

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

**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.

Approval of Agenda

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

Public Comment

None.

Financial Matters

Consider Adoption of Resolution Regarding Acceptance of District Eligible Costs for Public Improvements pursuant to the Infrastructure Acquisition and Reimbursement Agreement with North Parker Investments, LLC (District No. 11)

Ms. Pangindian presented the Resolution Regarding Acceptance of District Eligible Costs for Public Improvements pursuant to the Infrastructure Acquisition and Reimbursement Agreement with North Parker Investments, LLC to the Board of the District No. 11. Following discussion, upon a motion duly made and seconded, the Board of the District No. 11 unanimously adopted the resolution.

Conduct 2021 Budget Amendment Hearing and Consider Adoption of Resolutions to Amend 2021 Budget

District No. 7

Director Wolter opened the public hearing on the 2021 Budget Amendment for District No. 7. Ms. Murphy noted that the notice of the public hearing was published in accordance with Colorado law. No written objections were received prior to the meeting. There being no public comment, the hearing was closed.

Ms. Pangindian reviewed the 2021 Budget Amendment with the Board of District No. 7. Following discussion, upon a motion duly made and seconded, the Board of District No. 7 unanimously adopted the resolution amending the Capital Project Fund to \$90,000.

The Board of District No. 7 directed legal counsel and the District's accountant to file the 2021 Budget Amendment.

District No. 8

Director Wolter opened the public hearing on the 2021 Budget Amendment for District No. 8. Ms. Murphy noted that the notice of public hearing was published in accordance with Colorado law. No written objections were received prior to the meeting. There being no public comment, the hearing was closed.

Ms. Pangindian reviewed the 2021 Budget Amendment with the Board of District No. 8. Following discussion, upon a motion duly made and seconded, the Board of District No. 8 unanimously adopted resolution amending the Capital Project Fund to \$485,000.

The Board of District No. 8 directed legal counsel and the District's accountant to file the 2021 Budget Amendment.

District No. 9

Director Wolter opened the public hearing on the 2021 Budget Amendment for District No. 9. Ms. Murphy noted that the notice of public hearing was published in accordance with Colorado law. No written objections were received prior to the meeting. There being no public comment, the hearing was closed.

Ms. Pangindian reviewed the 2021 Budget Amendment with the Board of District No. 9. Following discussion, upon a motion duly made and seconded, the Board of District No. 9 unanimously adopted resolution amending the Capital Project Fund to \$375,000.

The Board of District No. 9 directed legal counsel and the District’s accountant to file the 2021 Budget Amendment.

District No. 10

Director Wolter opened the public hearing on the 2021 Budget Amendment for District No. 10. Ms. Murphy noted that the notice of public hearing was published in accordance with Colorado law. No written objections were received prior to the meeting. There being no public comment, the hearing was closed.

Ms. Pangindian reviewed the 2021 Budget Amendment with the Board of District No. 10. Following discussion, upon a motion duly made and seconded, the Board of District No. 10 unanimously adopted resolution amending the Capital Project Fund to \$135,000.

The Board of District No. 10 directed legal counsel and the District’s accountant to file the 2021 Budget Amendment.

District No. 11

Director Wolter opened the public hearing on the 2021 Budget Amendment for District No. 11. Ms. Murphy noted that the notice of public hearing was published in accordance with Colorado law. No written objections were received prior to the meeting. There being no public comment, the hearing was closed.

Ms. Pangindian reviewed the 2021 Budget Amendment with the Board of District No. 11. Following discussion, upon a motion duly made and seconded, the Board of District No. 11 unanimously adopted resolution amending the Capital Project Fund to \$27,000.

The Board of District No. 11 directed legal counsel and the District’s accountant to file the 2021 Budget Amendment.

Consent Agenda

Ms. Murphy presented the items on the consent agenda to the Boards.

Ms. Murphy advised that any item can be removed from the consent agenda to the regular agenda upon a request from any Director. No items were requested to be moved from the consent agenda. Upon a motion duly made, seconded and unanimously carried, the Boards approved the following items:

- Minutes from November 9, 2021 Special Meeting; and
- Amended and Restated Public Records Policy.

Legal Matters

Consider Adoption of Resolutions Declaring Inactive Status (District Nos. 7-10)

Ms. Murphy presented the Boards of District Nos. 7-10 with the Resolutions Declaring Inactive Status. Following discussion and upon motion duly made, seconded and unanimously carried, the Boards of District Nos. 7-10 adopted the resolutions.

The Boards of District Nos. 7-10 directed legal counsel to file the Resolutions Declaring Inactive Status.

Other Business

None.

Adjourn

There being no further business to come before the Boards, and following discussion and upon a 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.

The foregoing minutes were approved by District No. 11 on the 20th day of September, 2022.



Secretary for the Meeting

The foregoing minutes were approved by District Nos. 7-10 on ____ day of _____, ____.

Secretary for the Meeting