

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF
POWHATON ROAD METROPOLITAN DISTRICT NO. 2**

Held: Tuesday, February 6, 2024, at 4:30 p.m.

The meeting was held via teleconference.

Attendance

The Regular meeting of the Board of Directors of Powhaton Road Metropolitan District No. 2 (the “District”) was called and held as shown above and in accordance with the applicable laws of the State of Colorado. The following directors, having confirmed their qualification to serve on the Board, were in attendance:

Robert Gregory Coates
CJ Kirst
Jennifer R. Merrick
Fiona Wood

Director Graham was absent and excused.

Also present were:

Kristin Bowers Tompkins, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law; Ann Finn and Sarah Warner, Public Alliance, LLC; Diane Wheeler, Simmons & Wheeler, PC.; James Spehalski, Roger Hollard, Powhaton Community Authority and Powhaton Road Metropolitan District Nos. 1, 3, 4 and 7 Directors; Sue Santos, Harmony Master Homeowners Association (“HOA”) Community Manager.

Call to Order

It was noted that a quorum of the Board was present, and the meeting was called to order at 4:30 p.m.

**Conflict of Interest
Disclosures**

Attorney Tompkins advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Attorney Bowers Tompkins 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 Board at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Board. Attorney Tompkins inquired into whether members of the Board 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 Board to act.

Agenda

The Board reviewed the proposed agenda.

Following discussion, upon a motion duly made by Director Graham, seconded by Director Merrick, and upon vote, unanimously carried, the Board approved the agenda, as amended to include scheduling of the Annual Meeting.

Following discussion, upon motion made by Director Graham, seconded by Director Merrick and, upon vote, unanimously carried, the absence of Director Graham was excused.

Public Comment

There was no public in attendance.

Consent Agenda

The following items on the consent agenda were considered routine or administrative. Following a summary by Ms. Finn, upon motion duly made Director Kirst, seconded by Director Merrick, and upon vote, unanimously carried, the Boards took the following actions:

- Approved of Regular Meeting Minutes from the December 19, 2023 meeting.
- Ratified approval of the Special District Disclosure Notice Pursuant to §32-1-809, C.R.S.
- Adopted Resolution Designating Meeting Notices Posting Location.

Legal Matters

There were no legal matters to discuss at this time.

Management Matters

2024 Annual Meeting: The Board entered into discussion regarding the date and time of the 2024 Annual Meeting. Following discussion, the Board determined to schedule the 2024 Annual Meeting on October 29, 2024 at 6:00 p.m.

Financial Matters

Financial Statements: There were no financial statements to review.

2024 Budget Hearing: The President opened the public hearing to ratify approval of the 2024 Budget and discuss related issues.

It was noted that publication of a Notice stating that the Board would consider adoption of the 2024 Budget and the date, time and place of the public hearing was made in a newspaper having general circulation within the District. No written objections were received prior to or at this public hearing. No public comments were received, and the President closed the public hearing.

Ms. Wheeler reviewed the estimated year-end 2023 revenues and expenditures and the proposed 2024 estimated revenues and expenditures.

Following discussion, the Board considered ratifying the adoption of the Resolution to Adopt the 2024 Budget and Appropriate Sums of Money. Upon motion duly made by Director Kirst, seconded by Director Coates and, upon vote, unanimously carried, the Resolutions were ratified the adoption, as discussed, and execution of the Certification of Budget.

Other: There were no other financial matters to discuss at this time.

Other Business

There was no other business to discuss.

Adjournment

Upon a motion duly made by Director Kirst, seconded by Director Coates, and upon vote, unanimously carried, the meeting was adjourned.

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

DocuSigned by:

W. Kirst

Secretary for the Meeting