

MINUTES OF THE JOINT REGULAR MEETING OF THE BOARDS OF DIRECTORS OF POWHATON ROAD METROPOLITAN DISTRICT NOS. 1, 3, 4 AND 7

Held: Tuesday, June 4, 2024, at 5:00 p.m.

The meeting was held via teleconference.

Attendance

The Joint Regular meeting of the Boards of Directors of Powhaton Road Metropolitan District No. 1 (“District No. 1”), Powhaton Road Metropolitan District No. 3 (“District No. 3”), Powhaton Road Metropolitan District No. 4 (“District No. 4”) and Powhaton Road Metropolitan District No. 7 (“District No. 7”) 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 Boards, were in attendance:

James Spehalski
Roger Hollard
CJ Kirst

Also present were:

Megan Murphy, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law; Ann Finn and Sarah Warner, Public Alliance, LLC; Diane Wheeler, Simmons & Wheeler, PC; Jennifer Merrick and Whitney Graham, Powhaton Road Metropolitan District No. 2.

Call to Order

It was noted that a quorum of the Boards was present, and the meeting was called to order at 5:02 p.m.

Combined Meeting

The Boards of Directors of District Nos. 1, 3, 4 and 7 have determined to hold joint meetings of District Nos. 1, 3, 4 and 7 and to prepare joint minutes of action taken by District Nos. 1, 3, 4 and 7. Unless otherwise noted herein, all official action reflected in these minutes is the action of District Nos. 1, 3, 4 and 7. Where necessary, action taken by an individual District will be so reflected in these minutes.

Conflict of Interest Disclosures

Attorney Murphy advised the Boards that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Attorney 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. Attorney 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

The Boards reviewed the proposed agenda.

Following discussion, upon a motion duly made by Director Hollard, seconded by Director Kirst, and upon vote, unanimously carried, the Boards of District Nos. 1, 3, 4 and 7 approved the agenda, as presented.

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 Spehalski, and upon vote, unanimously carried, the Boards took the following actions:

- Approved of Regular Meeting Minutes from February 6, 2024 meeting.

Legal Matters

Amended and Restated Joint Resolution Of The Board Of Directors Of the Powhatan Community Authority and Powhatan Road Metropolitan District Nos. 1, 3, 4 and 7 Establishing Policies and Procedures For Requiring Connection To The Underdrain Improvements: The Board reviewed an Amended and Restated Joint Resolution Of The Board Of Directors Of the Powhatan Community Authority and Powhatan Road Metropolitan District Nos. 1, 3, 4 and 7 Establishing Policies and Procedures For Requiring Connection To The Underdrain Improvements.

Following discussion, upon a motion duly made by Director Spehalski, seconded by Director Hollard, and upon vote, unanimously carried, the Boards of District Nos. 1, 3, 4 and 7 adopted the Amended and Restated Joint Resolution Of The Board Of Directors Of the Powhatan Community Authority and Powhatan Road Metropolitan District Nos. 1, 3, 4 and 7 Establishing Policies and Procedures For Requiring Connection To The Underdrain Improvements.

Joint Resolution Of The Board Of Directors Of the Powhatan Community Authority and Powhatan Road Metropolitan District Nos. 1, 2, 3, 4 and 7 Establishing Policies and Procedures For Acceptance of Public Improvements: The

reviewed a Joint Resolution Of The Board Of Directors Of the Powhatan Community Authority and Powhatan Road Metropolitan District Nos. 1, 2, 3, 4 and 7 Establishing Policies and Procedures For Acceptance of Public Improvements

Following discussion, upon a motion duly made by Director Spehalski, seconded by Director Hollard, and upon vote, unanimously carried, the Boards of District Nos. 1, 3, 4 and 7 adopted the Joint Resolution Of The Board Of Directors Of the Powhatan Community Authority and Powhatan Road Metropolitan District Nos. 1, 2, 3, 4 and 7 Establishing Policies and Procedures For Acceptance of Public Improvements.

Assignment of the Master License Agreement between District No. 1 and the Powhatan Community Authority Concerning the Underdrain System: The Board reviewed an Assignment of the Master License Agreement between District No. 1 and the Powhatan Community Authority concerning the underdrain system.

Following discussion, upon a motion duly made by Director Spehalski, seconded by Director Hollard, and upon vote, unanimously carried, the Boards of District Nos. 1, 3, 4 and 7 approved the Assignment of the Master License Agreement between District No. 1 and the Powhatan Community Authority concerning the underdrain system.

Resolution Adopting a Digital Accessibility Policy and Designating a Compliance Officer: The Board reviewed a Resolution Adopting a Digital Accessibility Policy and Designating a Compliance Officer.

Following discussion, upon a motion duly made by Director Spehalski, seconded by Director Kirst, and upon vote, unanimously carried, the Boards of District Nos. 1, 3, 4 and 7 adopted the Resolution Adopting a Digital Accessibility Policy and Designating a Compliance Officer.

2024 Legislative Memorandum: Attorney Murphy recommended the Board review the 2024 Legislative Memorandum and email her office with any questions.

Management Matters

There were no management matters to discuss at this time.

Financial Matters

Financial Statements (District No. 3): Ms. Wheeler reviewed the March 31, 2024 unaudited financial statements with the Board.

Following discussion and review, upon a motion duly made by Director Spehalski, seconded by Director Hollard and, upon vote

unanimously carried, the District No. 3 Board approved the March 31, 2024 unaudited financial statements.

Financial Statements (District No. 7): Ms. Wheeler reviewed the March 31, 2024 unaudited financial statements with the Board.

Following discussion and review, upon a motion duly made by Director Spehalski, seconded by Director Hollard and, upon vote unanimously carried, the District No. 7 Board approved the March 31, 2024 unaudited financial statements.

Application for Exemption from Audit for 2023 (District Nos. 1, 4 & 7): Ms. Wheeler discussed with the Boards the requirements for an Audit.

Following discussion and review, upon a motion duly made by Director Kirst, seconded by Director Hollard and, upon vote unanimously carried, the Boards approved the Applications for Exemption from Audit for 2023.

Application for Exemption from Audit for 2023 (District No. 1): Ms. Weaver discussed with the Board the requirements for an Audit.

Following discussion and review, upon a motion duly made by Director Hollard, seconded by Director Kirst and, upon vote unanimously carried, the Board appointed the District Accountant to prepare and file an Application for Exemption from Audit for 2023.

2025 Budget Hearing: The Board discussed the 2025 Budget Hearing.

Following discussion, upon motion duly made by Director Kirst, seconded by Director Hollard and, upon vote, unanimously carried, the Board determined to hold the public hearing to consider adoption of the 2025 Budget on October 1, 2024, at 5:00 p.m. via Zoom.

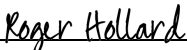
Other Business

There was no other business to discuss at this time.

Adjournment

Upon a motion duly made by Director Hollard, seconded by Director Kirst, 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.

Signed by:


Secretary for the Meeting