

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL MEETING OF
THE BOARD OF DIRECTORS OF THE
LAKE OF THE ROCKIES METROPOLITAN DISTRICT
(THE "DISTRICT")
HELD
NOVEMBER 9, 2021

A special meeting of the Board of Directors of the Lake of the Rockies Metropolitan District (referred to hereafter as the "**Board**") was convened on November 9, 2021, at 6:00 p.m. via video Microsoft Teams. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Tia Mayer
Eddie Jones

Also, In Attendance Were:

Suzanne Meintzer, Esq.; McGeady Becher P.C.
Josh Miller, Carrie Bartow, Krista Baptist; CliftonLarsonAllen LLP
Dale Huffman; Resident

ADMINISTRATIVE MATTERS

Call to Order and Approval of Agenda: Director Jones called the meeting to order at 6:03 p.m. Following review, upon a motion duly made by Director Mayer, seconded by Director Jones and, upon vote, unanimously carried, the Board approved the agenda as amended to include a discussion regarding the detention pond.

Disclosure of Conflicts of Interest: The Board discussed the requirements of Colorado law to disclose any potential conflicts of interest or potential breaches of fiduciary duty of the Board of Directors to the Secretary of State. The members of the Board were requested to disclose any potential conflicts of interest with regard to any matters scheduled for discussion at this meeting, and incorporated for the record those applicable disclosures made by the Board members prior to this meeting in accordance with statute. It was noted by Attorney Meintzer that the Board consists of homeowners and there were no disclosures of potential conflicts of interest filed with the Secretary of State and the Directors stated they did not have any additional conflicts to disclose at the meeting.

Meeting Location and Posting of Notices: The Board discussed the requirements of Section 32-1-903(1), C.R.S., concerning the location of the District's Board meeting. The Board determined to conduct the meeting via Microsoft Teams and encouraged public participation via telephone or via

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Microsoft Teams. The Board noted that notice of this meeting and conference call information was duly posted and the Board had not received any objections to the video/telephonic format or any requests that the meeting be changed by taxpaying electors within the District's boundaries.

Public Comment: There were no public comments.

Minutes of May 11, 2021 Special Board Meeting: The Board reviewed the Minutes of the May 11, 2021 Special Board Meeting. Following review and discussion, upon motion duly made by Director Jones, seconded by Director Mayers, and upon vote unanimously carried, the Board approved the Minutes, as presented.

Resignation of Scott Bogart and Randy Lucas form the Board of Directors: The Board acknowledged the resignation of Scott Bogart and Randy Lucas, effective November 8, 2021.

Board Vacancies and Appointment of Eligible Electors: The Board discussed the vacancies on the Board and appointment of eligible electors Dale Huffman and Jay Kappel. Following discussion, upon a motion duly made by Director Jones, seconded by Director Mayer and, upon vote, unanimously carried, the Board appointed Dale Huffman and Jay Kappel to the Board of Directors.

Appointment of Officers: Following discussion, upon a motion duly made by Director Mayer, seconded by Director Jones and, upon vote, unanimously carried, the following slate of officers were appointed for the District:

President	Eddie Jones
Secretary	Tia Mayer
Treasurer	Jay Kappel
Assistant Secretary	Dale Huffman
Vacant	

Master Service Agreement with CliftonLarsonAllen, LLP: Following review, upon a motion duly made by Director Jones, seconded by Director Mayer and, upon vote, unanimously carried, the Boards approved the Master Service Agreement with CliftonLarsonAllen, LLP.

Resolution Establishing Regular Meeting Dates, Times and Location and Designating Location for Posting of 24-Hour Notice: The Board discussed business to be conducted in 2022. Following discussion, upon a motion duly made by Director Mayer, seconded by Director Jones and, upon vote,

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unanimously carried, the Boards approved the scheduling of regular meeting dates and adopted the Resolution Establishing Regular Meeting Dates, Time and Location, and Designating Location for Posting of 24-Hour Notices and determined to hold 2022 meetings on May 10, 2022 and November 8, 2022 at 6:00 p.m., at the Monument Chamber of Commerce, 166 2nd Street, Monument, Colorado 80132.

2022 District Insurance: The Board reviewed the renewal of its 2022 insurance and Special District Association membership. Following discussion, upon a motion duly made by Director Mayer, seconded by Director Jones and, upon vote, unanimously carried, the Boards adopted the documents needed to obtain or maintain insurance coverage through the Colorado Special Districts Property and Liability Pool or The Verns, Inc., d/b/a/ TCW Risk Management, and authorized membership in the Special District Association.

FINANCIAL MATTERS

Unaudited Financial Statements and Cash Position Report through September 30, 2021: Ms. Bartow reviewed the Unaudited Financial Statements and Cash Position Report for the period ending September 30, 2021 with the Board. Following review upon motion duly made by Director Jones, seconded by Director Mayer, and upon vote unanimously carried, the Board accepted the Unaudited Financial Statements and Cash Position Report as presented.

Payment of Claims: Ms. Bartow reviewed the previous and current claims with the Board. Following review, upon motion duly made by Director Jones, seconded by Director Mayer, and upon vote unanimously carried, the Board ratified the previous claims in the amount of \$107,697.68 and approved the current claims as presented in the amount of \$10,267.62.

2022 Fee Schedule: The Board reviewed the upcoming 2022 fee schedule. Following discussion, upon a motion by Director Jones, seconded by Director Mayer, and upon vote, unanimously carried, the Board approved the 2022 fee schedule.

Public Hearing on Amendment to 2021 Budget: Upon motion duly made by Director Jones, seconded by Director Mayer, and upon vote unanimously carried, the Board opened the public hearing at 7:07 p.m. to consider an amendment to the 2021 Budgets.

No public comments were received, and the public hearing was closed at 7:25 p.m.

Ms. Bartow reviewed the budget amendment with the Board. It was noted that General Fund would increase from \$209,000 to \$211,735. Following review, upon a motion duly made by Director Mayer, seconded by Director Jones and,

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upon vote, unanimously carried, the Board adopted the Resolution to Amend the 2021 Budget.

Public Hearing on 2022 Budget: Upon motion duly made by Director Jones, seconded by Director Mayer, and upon vote unanimously carried, the Board opened the public hearing at 7:07 p.m. to consider the proposed 2022 Budgets and to discuss related issues.

It was noted that Notice stating that the Boards would consider adoption of the 2022 budgets and the date, time and place of the public hearing was published pursuant to statute. No written objections were received prior to the public hearing.

No public comments were received, and the public hearing was closed at 7:25 p.m.

Ms. Bartow reviewed the 2022 Budgets with the Board. Upon motion duly made by Director Jones, seconded by Director Mayer and, upon vote, unanimously carried, the Board approved the 2022 Budgets, as discussed, and adopted the Resolution to Adopt the 2022 Budget and Appropriate Sums of Money and Resolution to Set Mill Levies (14.419 mills in the General Service Fund, and 41.245 mills in the Debt Service Fund, for a total mill levy of 55.664 mills), subject to final assessed valuation and legal review. The Board authorized execution of the Certification of Budget and directed the District Accountant to transmit the Certification of Tax Levies to the Board of County Commissioners of El Paso County not later than December 15, 2021. The District Accountant was also directed to transmit the Certification of Budget to the Division of Local Government no later than January 31, 2022.

Resolution Authorizing Adjustment of the District Mill Levy in Accordance with the Service Plan: Following discussion, upon a motion duly made by Director Jones, seconded by Director Mayer and, upon vote, unanimously carried, the Board adopted the Resolution Authorizing Adjustment of the District Mill Levy in Accordance with the Service Plan.

DLG-70 Mill Levy Certification Form: Following discussion, upon a motion duly made by Director Jones, seconded by Director Mayer and, upon vote, unanimously carried, the Board approved the authorization of the District Accountant to prepare and sign the DLG-70 Mill Levy Certification form for certification to the Board of County Commissioners and other interested parties.

Preparation of the 2023 Budget: Following discussion, upon a motion duly

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made by Director Mayer, seconded by Director Jones and, upon vote, unanimously carried, the Board approved the appointment of the District Accountant to prepare 2023 Budget.

2021 Audit Preparation: The Board discussed the statutory requirement for an audit. Following review and discussion, upon a motion duly made by Director Jones, seconded by Director Mayer and, upon vote, unanimously carried, the Boards approved engagement of BiggsKofford, P.C. to prepare the 2021 Audit.

LEGAL MATTERS

Resolution Calling the May 3, 2022 Regular Election for Directors: Following review, upon a motion duly made by Director Mayer, seconded by Director Jones and, upon vote, unanimously carried, the Board approved the Resolution Calling a Regular Election for Directors on May 3, 2022, appointing Lisa Jacoby of McGeady Becher P.C., as the Designated Election Official (“DEO”) and authorizing the DEO to perform all tasks required for the conduct of a mail ballot election. Self-Nomination and Acceptance Forms are due by February 25, 2022.

Section 32-1-809, C.R.S., requirements (District Transparency Notice): Ms. Meintzer discussed the requirements with the Board. Following review, upon a motion duly made by Director Jones, seconded by Director Mayer and, upon vote, unanimously carried, the Board authorized the consultants to prepare and file the District Transparency Notice, as required by and in accordance with statute.

2022 Rate Schedule for Altitude Community Law P.C.: Following review, upon a motion duly made by Director Jones, seconded by Director Mayer and, upon vote, unanimously carried, the Board approved the 2022 rate schedule for Altitude Community Law P.C.

MANAGER MATTERS

Manager’s Report: Ms. Baptist provided a verbal update to the Board. No further action was taken.

Change Order No. 1 to the Service Agreement for Snow Removal Services with Robertson Lawn and Sprinkler Co., d/b/a Robertson’s Landscaping: Following review, upon a motion duly made by Director Jones, seconded by Director Mayer and, upon vote, unanimously carried, the Board approved the Change Order No. 1 to the Service Agreement for Snow Removal Services with Robertson Lawn and Sprinkler Co., d/b/a Robertson’s Landscaping.

Change Order No. 1 to the Service Agreement for Landscaping Maintenance Services with Robertson’s Lawn and Sprinkler Co., d/b/a

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Robertson's Landscaping: Following review, upon a motion duly made by Director Jones, seconded by Director Mayer and, upon vote, unanimously carried, the Board approved the Change Order No. 1 to the Service Agreement for Landscaping Maintenance Services with Robertson's Lawn and Sprinkler Co., d/b/a Robertson's Landscaping.

Resolution of the Board of Directors of the Lake of the Rockies Metropolitan District Adopting the Policy of Lake of the Rockies Metropolitan District Regarding Policies and Procedures for Covenant and Rule Enforcement: Following discussion, the Board determined to defer this matter.

Detention Pond clean up and maintenance issues: Mr. Miller facilitated discussion with the Board. No further action was taken.

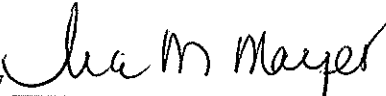
OTHER BUSINESS

Other: None.

ADJOURNMENT

There being no further business to come before the Boards at this time, Director Mayer adjourned the meeting at 8:38 p.m.

Respectfully submitted,

By 
Secretary for the Meeting