

RECORD OF PROCEEDINGS

MINUTES OF THE SPECIAL MEETING OF THE BOARD
OF DIRECTORS

OF THE

LOST CREEK FARMS METROPOLITAN DISTRICT

Held: Tuesday, September 24, 2024, at 6:00 p.m. at the following video/telephone conference: <https://zoom.us/j/7848826891>, Meeting ID: 784 882 6891, Passcode: 0000; Participant Code: # or via telephone Dial-In Number: 1-719-359-4580.

Attendance:

A Special Meeting of the Board of Directors (the “Board”) of Lost Creek Farms Metropolitan District (the “District”) was called and held as shown in accordance with the statutes of the State of Colorado.

The following Directors were present:

Hunter Dalton Grein, Secretary
Frederick Goldmeyer, Assistant Secretary
Fernando Delgado, Assistant Secretary

Also present were:

AJ Beckman and Mark McGarey, Public Alliance, LLC; Shannon Johnson, Esq., Icenogle Seaver Pogue, P.C.; Diane Wheeler, Simmons & Wheeler P.C.; Jim Sufka and Matthew Butcher

Call to Order/ Declaration of Quorum

Mr. Beckman, noting the presence of a quorum, called to order the special meeting of the District Board at 6:00 p.m.

Directors Matters

None.

Conflicts of Interest

Ms. Johnson advised the Board that pursuant to Colorado law, certain disclosures by the Board members may be required prior to taking official action at the meeting. The Board then reviewed the agenda for the meeting, following which each Board member confirmed the contents of any written disclosure previously made, stating the fact and summary nature of any matters, as required under Colorado law, to permit official action to be taken at the meeting.

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Directors Delgado and Goldmeyer disclosed their ownership of real property located within the District. Ms. Johnson advised that written disclosures of these interests were filed with the Secretary of State and the Board at least seventy-two hours prior to the meeting.

Additions to/Deletions from/Approval of Agenda

Following discussion, upon motion by Director Goldmeyer, second by Director Delgado, and unanimous vote, the Board approved the agenda as presented.

Appointment of Directors

The Board discussed the appointment of Directors to fill the two Board vacancies.

Following discussion, upon motion by Director Goldmeyer, second by Director Delgado, and unanimous vote, the Board appointed Jim Sufka to the Board.

Following discussion, upon motion by Director Grein, second by Director Goldmeyer, and unanimous vote, the Board appointed Matthew Butcher to the Board.

Appointment of Officers

Following discussion, upon motion by Director Goldmeyer, second by Director Delgado, and unanimous vote, the Directors were elected to the following offices of the Board:

Rick Goldmeyer	President
Fernando Delgado	Treasurer
Dalton Grein	Secretary

Public Comment

No members of the public provided public comment.

Approval of Minutes

Following discussion, and upon motion of Director Delgado, second of Director Grein, and unanimous vote, the Board approved the minutes of the October 10, 2023 Special Meeting and October 10, 2023 Study Session (Annual Meeting).

Financial Matters

Payment of Claims: Ms. Wheeler presented to and reviewed with the Board the payment of outstanding claims for the period ending September 17, 2024 and claims for ratification through September 13, 2024.

Following discussion, and upon motion of Director Delgado, second of Director Grein, and unanimous vote, the Board

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approved the outstanding claims and ratified approval of the payment of claims.

Unaudited Financial Statements: Ms. Wheeler presented to and reviewed with the Board the unaudited financial statements for the period ending June 30, 2024.

Following discussion, and upon motion of Director Goldmeyer, second of Director Delgado, and unanimous vote, the Board accepted the unaudited financial statements.

2025 Budget Public Hearing: Mr. Beckman noted that a notice of the budget hearing was published in a newspaper with general circulation in the District, and there were no inquiries from the public. Director Goldmeyer opened the public hearing. Mr. Beckman called for public comments. When there were none, Director Goldmeyer closed the public hearing.

2025 Budget Resolution: Ms. Wheeler presented to and reviewed with the Board the 2025 draft budget, and Ms. Johnson presented to the Board a resolution for approval and adoption of the 2025 budget, appropriating funds therefor, and certification of a mill levy thereunder.

Upon motion of Director Delgado and second of Director Goldmeyer, the Board unanimously approved the resolution adopting the 2025 budget, appropriating the funds to the approved budget, and certifying the mill levies as provided in the budget.

2023 Audit Exemption: Ms. Wheeler presented to and reviewed with the Board the Application for Exemption from Audit for 2023.

Following discussion, and upon motion of Director Goldmeyer, second of Director Grein, and unanimous vote, the Board ratified approval of the 2023 Audit Exemption.

Legal Matters

Legislative Report: Ms. Johnson presented to and reviewed with the Board the 2024 legislative memorandum. Ms. Johnson discussed with the Board the impacts of SB 24-233 and HB 24B-1001 on the District's future operations and maintenance mill levy revenues. The Board directed that further information be brought to the Board related to this in 2025 in connection with the 2026 budget.

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HB 21-1110 and Rules Establishing Technology Accessibility Standards: Ms. Johnson presented and reviewed with the Board the requirements of HB 21-1110 and Office of Information Technology Rules Establishing Technology Accessibility Standards. Discussion among the Board ensued regarding the same.

Resolution Adopting Technology Accessibility Statement: Ms. Johnson presented to and reviewed with the Board the Resolution Adopting the Technology Accessibility Statement and Technical Standards. Following discussion and upon motion of Director Grein, second of Director Delgado, and unanimous vote, the Board adopted the Resolution Adopting Technology Accessibility Statement and Technical Standards and ratified posting of the Technology Accessibility Statement as set forth therein.

Election Resolution: Ms. Johnson presented to and reviewed with the Board the 2025 Regular Special District Election Resolution.

Following review, upon motion of Director Goldmeyer, second of Director Delgado, and unanimous vote, the Board approved the 2025 Regular Special District Election Resolution subject to revisions to reflect the appointed directors, and designated posting to the District's website as the second means of providing the call for nominations.

Management Matters

2025 Meeting Dates and Times: The Board discussed 2025 meeting dates and times. Following discussion, the Board determined to schedule a regular meeting on the fourth Tuesday in September at 6:00 p.m. via Zoom and the Annual Meeting on the Fourth Tuesday in September at 5:30 p.m. via Zoom.

Annual Administrative Resolution: Ms. Johnson presented to and reviewed with the Board a resolution, prepared annually to handle the District's ongoing operations and business.

Following discussion, and upon motion of Director Grein, second of Director Delgado, and unanimous vote, the Board approved the 2025 Annual Resolution, including the previously mentioned newly elected officers to the Board.

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Regular Meeting Date/Location: It was noted that this was addressed earlier in the meeting.

Other Business:

None.

Adjournment:

There being no further business to come before the Board, upon motion of Director Delgado, second of Director Goldmeyer, and unanimous vote, the meeting was adjourned.

Signed by:

Hunter Grin

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Secretary of the Meeting