

MINUTES OF A JOINT SPECIAL MEETING OF THE
BOARDS OF DIRECTORS

OF

COLLIERS HILL METROPOLITAN DISTRICT NOS. 2 AND 3

Held: April 28, 2023 at 10:00 A.M. held via Zoom
Teleconference

Attendance/Qualification

A joint special meeting of the Boards of Directors of Colliers Hill Metropolitan District Nos. 2 and 3 was held as shown above and in accordance with the applicable statutes of the State of Colorado. The following Directors, having confirmed their qualification to serve on the Boards, were in attendance:

Matt Jenkins
Kurtis Williams
Aaron Clutter
John Bryant (District No. 2)

Also present for the District: K. Sean Allen, Esq., White, Bear, Ankele, Tanaka & Waldron, Attorneys at Law, District general counsel; Cathy Hamilton, Simmons & Wheeler, P.C., and District accountant; Dylan Evans, JR. Engineering

Declaration of Quorum

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

Disclosure Matters

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

Joint Meeting

The Boards of Directors of the Districts have determined to hold a joint meeting and to prepare joint minutes of actions taken by the Districts in such meetings. Unless otherwise noted herein, all official action reflected in these minutes shall be deemed to be the

action of both Districts. Where necessary, action taken by an individual District will be so reflected in these minutes.

Approval of Agenda

The Directors reviewed the agenda. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the agenda as presented.

Approval of Minutes –
March 10, 2023

The Boards reviewed the minutes from the March 10, 2023 meetings. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the minutes.

JR
Engineering/Construction
Report

Public Improvement
Construction Status

Mr. Evans provided an update regarding the park, playground, and volleyball court installation. General discussion regarding traffic signal installation and warranty matters.

Contractor and Construction
Contract Awards

The District No. 3 Board reviewed the Arrow J. Landscape & Design, Inc., bid for Filing 4G, tract and community center landscape construction. Following discussion, upon a motion duly made and seconded, the Board unanimously approved Arrow J. Landscape bid and independent contractor agreement subject to revenue availability and appropriation necessary for the contract price.

District No. 3 Community
Center Construction Report

Mr. Evans noted that the community center now has walls and a roof. The pool has been excavated and the utility tie in will be completed soon.

Financial Matters

Public Improvement
Community Wide Benefit
Cost Allocation and
Termination of Cost Sharing
Agreement

Mr. Evans provided a summary of a Cost Allocation Report showing the public improvements constructed and financed by the Districts needed for the development and benefitting the Districts. It was noted that District No. 2 provided the initial funding for the construction of public improvements followed by District No. 3 providing the funding for the construction of public improvements. Following discussion, upon motion duly made and seconded, the Boards accepted the cost allocation and approved the termination of the January 1, 2016 District Cost Sharing Agreement as the Cost Allocation Report concluded that the development's public improvement costs attributable from District No. 2 to District No. 3 and from District No. 3 to District No. 2 resulted in a de minimis difference and essentially a net zero amount.

Financial Statements

Ms. Hamilton presented the April 28, 2023 financial statements for District Nos. 2 and 3. Following discussion, upon a motion duly made and seconded, the Boards approved their statements.

Payables

Ms. Hamilton presented the payables for District Nos. 2 & 3. Following discussion, upon a motion duly made and seconded, the Boards accepted the payables. District No. 2 engaged in a general discussion regarding requisition No. 4. Following discussion, upon a motion duly made and seconded, the Board approved the requisition. District No. 3 engaged in a general discussion regarding requisition No. 29. Following discussion, upon a motion duly made and seconded, the Board approved the requisition.

District No. 3 2022 Budget Amendment Hearing and Resolution

Director Jenkins opened the public hearing on the 2022 Budget Amendment. Mr. Allen noted that the notice of public hearing was provided in accordance with Colorado Law. No written objections have been received prior to the meeting. There being no public comment, the hearing was closed.

Ms. Hamilton reviewed the 2022 Budget amendment with the Board noting that the bond paying agent expenses in 2022 were higher than originally budgeted. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution amending the Debt Service Fund to \$1,460,000.

General Matters

Discuss District No. 2 2023 Director Election Status (Four Candidates for the Three May 2027 Term Seats)

Mr. Allen reported that District No. 2 will have a full director election as there are four candidates seeking election to the three May 2027 term seats on the Board.

Director Jenkins reported that the landowner of the various landscape tracts is expected to present conveyance deeds to the Districts which will then be considered for acceptance of the land conveyance.

Landscape Map; Tract Ownership and Conveyance to Districts; HOA/District Landscape Maintenance Agreement

Director Jenkins noted that the title commitments relative to the tracts should be available soon and then the landowner will be able to convey the tracts to District Nos. 2 and 3 as appropriate. Mr. Allen noted that the Districts will need to engage the HOA(s) for the operation and maintenance of the landscape.

New Law Requiring “No Action Annual Meeting”

Mr. Allen provided a summary to the Board regarding the new law requiring districts to hold a “No Action Annual Meeting”.

Other Business

Housing Construction Status Report Director Jenkins noted that housing sales and construction remain steady.

Public Comment None.

Next Regular Meeting (District No. 3 - June 9th)/Adjourn There being no further business to come before the Boards, and upon motion duly made, seconded and unanimously carried, the Boards determined to adjourn the meeting. The foregoing minutes constitute a true and correct copy of the minutes of the above-referenced meeting.

Approved by the District No. 3 Board of Directors on June 9, 2023.

Aaron Clutter
Aaron Clutter (Jul 14, 2023 21:00 MDT)

Secretary of District No. 3

Approved by the Boards of Directors on June ____, 2023.

Aaron Clutter
Aaron Clutter (Jul 14, 2023 21:00 MDT)

Secretary of District No. 2