

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE GREAT WESTERN PARK METROPOLITAN DISTRICT NO. 2 HELD JUNE 10, 2021

A Special Meeting of the Board of Directors of the Great Western Park Metropolitan District No. 2 (referred to hereafter as "Board") was convened on Thursday, the 10th day of June, 2021, at 1:00 p.m. Due to concerns regarding the spread of the coronavirus (COVID-19) and the benefits to the control of the spread of the virus by limiting in-person contact, the District Board meeting was held by via Zoom video/telephone conference. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

James R. Einolf
Michael A. Clay
Phillip A. Johnson
Christy L. Tigges
Jeffrey L. Nading (for a portion of the meeting)

Also In Attendance Were:

David Solin; Special District Management Services, Inc.

Emily Murphy, Esq.; McGeady Becher P.C.

John Simmons; Simmons & Wheeler, P.C.

Creig Veldhuizen; Hilltop Securities, Inc.

Charles McKay; Great Western Park, LLC

Steve Nading; Great Western Park, LLC

Len Rontanini; Resident

DISCLOSURE OF POTENTIAL CONFLICT OF INTEREST

The Board discussed the requirements pursuant to the Colorado Revised Statutes to disclose any potential conflicts of interest or potential breaches of fiduciary duty to the Board of Directors and to the Secretary of State. Mr. Solin noted that a quorum was present and requested members of the Board 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

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prior to this meeting in accordance with the statute. Attorney Murphy noted that a conflict disclosure statement for Director Nading has been filed, and no additional conflicts were disclosed at the meeting.

ADMINISTRATIVE MATTERS

Agenda: The Board reviewed the proposed Agenda for the District's Special Meeting.

Following discussion, upon motion duly made by Director Johnson, seconded by Director Clay and, upon vote, unanimously carried, the Agenda was approved, as presented.

Meeting Location/Manner and Posting of Meeting Notice: The Board entered into a discussion regarding the requirements of Section 32-1-903(1), C.R.S., concerning the location of the District's Board meeting.

Following discussion, upon motion duly made by Director Johnson, seconded by Director Clay and, upon vote, unanimously carried, the Board determined that due to concerns regarding the spread of COVID-19 and the benefit to the control of the spread of the virus by limiting in-person contact, the Board determined to conduct this meeting by video/teleconference and encouraged public participation via Zoom. The Board further noted that notice of the video/teleconference via Zoom was duly posted and that it had not received any objections to the format of the meeting or any requests that the meeting format be changed by taxpaying electors within the District's boundaries.

PUBLIC COMMENT There were no public comments.

FINANCIAL MATTERS

Claims: The Board considered ratifying the approval of the payment of claims for the period beginning October 1, 2020 through May 31, 2021 totaling \$30,882.08.

Following discussion, upon motion duly made by Director Tigges, seconded by Director Einolf and, upon vote, unanimously carried, the Board ratified approval of the payment of claims for the period beginning October 1, 2020 through May 31, 2021 totaling \$30,882.08.

Unaudited Financial Statements: Mr. Simmons reviewed the unaudited financial statements of the District setting forth the cash deposits, investments, budget analysis, and accounts payable vouchers for the period ending March 31, 2021.

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Following review, upon motion duly made by Director Tigges, seconded by Director Johnson and, upon vote, unanimously carried, the unaudited financial statements for the period ending March 31, 2021 were accepted.

2020 Audit: Mr. Simmons reviewed the draft 2020 Audit with the Board.

Following review and discussion, upon motion duly made by Director Einolf, seconded by Director Tigges, and upon vote, unanimously carried, the Board approved the 2020 Audit and authorized execution of the Representations Letter, subject to the amendment of the 2020 Budget and final legal review. The Board further authorized the filing of request for an extension of time to file the 2020 Audit with the State Auditor's office, if necessary.

LEGAL MATTERS

Refunding District Bonds: Mr. Veldhuizen discussed with the Board the schedule of events relative to the refinancing. No action was taken by the Board.

New Agreement with Great Western Park, LLC, relating to the Amended and Restated Facilities Funding and Acquisition Agreement: Attorney Murphy informed the Board that preparation of a Termination and Release Agreement between the District and Great Western Park, LLC is in process.

OTHER BUSINESS

There was no other business.

ADJOURNMENT

There being no further business to come before the Board at this time, upon motion duly made by Director Tigges, seconded by Director Johnson and, upon vote, unanimously carried, the meeting was adjourned.

Respectfully submitted,

By: 

Secretary for the Meeting