

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS

OF

COAL CREEK METROPOLITAN DISTRICT NO. 1

Held: the 26th day of October, 2021, at 2:00 p.m. via Zoom teleconference.

Attendance

The special meeting of the Board of Directors for the Coal Creek Metropolitan District No. 1 was called and held in accordance with the applicable laws of the State of Colorado. The following Directors, having confirmed their qualification to serve, were in attendance:

Michael Sheldon
Jonathan Alpert
Jonathan Perlmutter

Director Marc Cooper was absent and excused.

Also present were Clint C. Waldron, Esq., White Bear Ankele Tanaka and Waldron, P.C., District General Counsel; Carrie Bartow and Margaret Henderson, CliftonLarsonAllen, LLP, District Accountant; and Kaitlin Crandell, Alpert Companies L.P..

Call to Order/Declaration of Quorum

It was noted that a quorum of the Board was present and that the Directors had confirmed their qualification to serve, and therefore, the meeting was called to order.

Disclosure Matters

Mr. Waldron 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 Board at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Board. Mr. Waldron inquired into whether members of the Board 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 Board to act.

Approval of Agenda

The Board reviewed the Agenda. Following discussion, upon a motion duly made and seconded, the Board unanimously

approved the Agenda as presented.

Public Comment

None.

Consent Agenda

The Board reviewed the items on the consent agenda. Mr. Waldron advised the Board that any item may be removed from the consent agenda to the special agenda upon the request of any director. No items were requested to be removed from the consent agenda. Upon a motion duly made and seconded, the following items on the consent agenda were unanimously approved and adopted and ratified:

- Minutes from September 24, 2020 Special Meeting;
- Claims Listing in the amount of \$147,048.08;
- 2020 Annual Report;
- Special District Disclosure Notice Pursuant to § 32-1-809, C.R.S.;
- Resolution Designating the Location of Regular Meetings of the Board; and
- Resolution Calling May 3, 2022 Regular Election.

Legal Matters

Review Insurance Property and Liability Schedule and Limits

The Board reviewed the current general liability schedule and limits. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the general liability schedule and limits and authorized legal counsel to bind coverage.

Discuss and Consider Approval of Exclusion from Worker's Compensation

Mr. Waldron reviewed the Exclusion from Worker's Compensation with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the Exclusion from Worker's Compensation.

Consider Adoption of 2022 Annual Administrative Resolution

Mr. Waldron reviewed the 2022 Annual Administrative Resolution with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the 2022 Annual Administrative Resolution.

Discuss 2021 Legislative Update

The Board engaged in a discussion regarding the 2021 Legislative Update.

Discuss Aurora Regional Improvement Authority

The Board discussed the Aurora Regional Improvement Authority and noted that a meeting with Aurora is currently being scheduled. Director Sheldon provided additional information to the Board regarding the status of MARIA.

Consider Approval of First Amendment to Funding and Reimbursement Agreement (O&M) Mr. Waldron reviewed the First Amendment to the Funding and Reimbursement Agreement (O&M) with the Board. Following discussion, upon a motion duly moved and seconded, the Board unanimously approved the First Amendment to the Funding and Reimbursement Agreement (O&M).

Other Legal Matters None.

Financial Matters

Review Unaudited Financial Statements Ms. Henderson reviewed the June 30, 2021 unaudited financial statements with the Board.

Public Hearing on 2021 Budget Amendment Not needed.

Public Hearing on 2022 Budget Director Sheldon opened the public hearing on the proposed 2022 Budget. Mr. Waldron 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. Henderson reviewed the 2022 Budget and Budget Resolution with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the resolution adopting the 2022 Budget, appropriating funds therefor and certifying 70.000 mills for the general fund.

Consider Authorization for filing 2021 Application for Exemption from Audit Ms. Henderson reviewed the 2021 Application for Exemption from the Audit with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously authorized the filing of the application for exemption from audit.

Consider Approval of Master Service Agreement with CliftonLarsonAllen for Accounting Services Ms. Bartow reviewed the Master Service Agreement with CliftonLarsonAllen for Accounting Services with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the Master Service Agreement, subject to final legal review.

Other Financial Matters None.

Other Business None.

Adjournment There being no further business to come before the Boards, and following discussion and upon motion duly made, seconded and

unanimously carried, the Boards determined to adjourn the meeting.

The foregoing constitutes a true and correct copy of the minutes of the above-referenced meeting.

Michael Sheldon

Secretary for the Meeting

The foregoing minutes were approved on the 29th day of September, 2022.