

## RECORD OF PROCEEDINGS

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MINUTES OF A SPECIAL MEETING OF  
THE BOARD OF DIRECTORS OF THE  
HIDDEN POINTE METROPOLITAN DISTRICT (THE “DISTRICT”)  
HELD  
OCTOBER 18, 2022

A special meeting of the Board of Directors of the Hidden Pointe Metropolitan District (referred to hereafter as the “Board”) was convened on Tuesday, October 18, 2022, at 11:30 a.m. This District Board meeting was held via Microsoft Teams. The meeting was open to the public.

### ATTENDANCE

#### Directors In Attendance Were:

Jeffrey Huff, President  
Cheryl McDade, Treasurer  
Kathleen DesRosiers, Assistant Secretary  
Richard Schafer, Secretary

#### Also, In Attendance Were:

Denise Denslow, Stephanie Odewumi and Jason Carroll; CliftonLarsonAllen LLP (“CLA”)  
Russ Dykstra; Spencer Fane LLP  
Dwight Wes Colburn; Resident

### ADMINISTRATIVE MATTERS

**Call to order and approval of agenda:** Director Huff called the meeting to order at 11:31 a.m. Following discussion, upon a motion duly made by Director Schafer, seconded by Director McDade and, upon vote, unanimously carried, the Board approved the agenda as amended to include the nomination and appointment of Wes Colburn to the vacant position on the Board.

**Disclosures of potential conflicts of interest:** It was noted that disclosures had been filed.

**Quorum, location of meeting and posting of meeting notices:** The Board confirmed a quorum, the location of the meeting and the posting of the meeting notice online.

**Public comment:** None.

**Minutes from the October 19, 2021 special Board meeting:** Following review and discussion, upon a motion duly made by Director Huff, seconded by Director DesRosiers and, upon vote, unanimously carried, the Board approved the Minutes from the October 19, 2021 special Board meeting as amended to include the changes discussed.

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### **Resolution No. 2022-10-01 Regarding 2023 Annual Administrative Matters:**

#### **2023 meeting date: Tuesday, October 17, 2023 at 10:30 a.m.:**

Following review, upon a motion duly made by Director Huff, seconded by Director Schafer and, upon vote, unanimously carried, the Board adopted Resolution No. 2022-10-01 Regarding 2023 Annual Administrative Matters as amended to change the meeting schedule from monthly to annual, and approved the 2023 meeting date and time.

**Requirements of Section 32-1-809, C.R.S. and compliance for 2023 (District Transparency Notice):** The Board discussed the 2023 Transparency Notice requirements. Following review, upon a motion duly made by Director Huff, seconded by Director McDade and, upon vote, unanimously carried, the Board directed CLA regarding compliance.

**2023 insurance renewal and documents needed to obtain or maintain insurance coverage through the Colorado Special Districts Property and Liability Pool or T. Charles and authorize membership in the Special District Association:** The Board reviewed the 2023 insurance renewal documents. Discussion ensued regarding specific coverages. Following review and discussion, upon a motion duly made by Director McDade, seconded by Director Huff and, upon vote, unanimously carried, the Board approved the 2023 insurance renewal documents subject to final review by Director Huff and Ms. Denslow and receipt of follow-up information regarding worker's compensation coverage, and authorized membership in the Special District Association.

**Directors' Exclusion from Worker's Compensation Coverage Resolution 2022-10-02:** Ms. Denslow informed the Board that the District's insurance premium may increase if this coverage is excluded, and she recommends the District be covered for worker's compensation. She stated that she will gather additional information and will follow up with the Board for final review.

**Results of May 3, 2022 Directors' election:** It was noted that Mr. Colburn was appointed at the October 2021 meeting to fill the Board vacancy prior to the May 3, 2022 election. The election was not held and the position is currently vacant.

### **FINANCIAL MATTERS**

**October 2021 through October 2022 Interim Claims totaling \$46,248.68:** Following review, upon a motion duly made by Director McDade, seconded by Director DesRosiers and, upon vote, unanimously carried, the Board approved October 2021 through October 2022 Interim Claims totaling \$46,248.68 as presented.

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**Unaudited Financial Statements and Schedule of Cash Position for the period ending July 31, 2022:** Mr. Carroll reviewed the Financial Statements and Schedule of Cash Position with the Board. Following review, upon a motion duly made by Director McDade, seconded by Director Schafer and, upon vote, unanimously carried, the Board accepted the Unaudited Financial Statements and Schedule of Cash Position for the period ending July 31, 2022 as presented.

**District accountant to prepare Application for Exemption from 2022 Audit:** Following discussion, upon a motion duly made by Director Huff, seconded by Director McDade and, upon vote, unanimously carried, the Board authorized the District accountant to prepare Application for Exemption from 2022 Audit.

**Application for Exemption from 2021 Audit:** Following discussion, upon a motion duly made by Director McDade, seconded by Director DesRosiers and, upon vote, unanimously carried, the Board ratified the approval of the Application for Exemption from 2021 Audit.

**District accountant to prepare the DLG-70 Certification of Tax Levies form for certification to the Board of County Commissioners and other interested parties:** Following discussion, upon a motion duly made by Director Huff, seconded by Director McDade and, upon vote, unanimously carried, the Board authorized the District accountant to prepare the DLG-70 Certification of Tax Levies form for certification to the Board of County Commissioners and other interested parties.

**Board member to sign the DLG-70 Certification of Tax Levies:** Following discussion, upon a motion duly made by Director Huff, seconded by Director McDade and, upon vote, unanimously carried, the Board appointed Director Huff to sign the DLG-70 Certification of Tax Levies.

**Public hearing to consider amending the 2022 Budget, if necessary; consider adopting 2023 Budget, Appropriate Sums of Money and Authorize the Certification of the Tax Levy:** Director Huff opened the public hearing at 12:09 p.m. There were no public comments. Director Huff closed the public hearing at 12:54 p.m.

**Resolution 2022-10-03 to Amend the 2022 Budget:** It was noted that an amendment to the 2022 Budget is not needed.

**Resolution 2022-10-04 to Adopt the 2023 Budget, Appropriate Sums of Money and Authorize the Certification of the Tax Levy:** The Board reviewed the 2023 Budget. Attorney Dykstra informed the Board that the District should be able to expend funds within the District and the HOA with a blanket easement or general agreement with the HOA which grants permission to expend funds on private property. It was noted that

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Attorney Dykstra will draft an agreement and work with the HOA on landscape improvement approval. It was noted that Director Huff will provide a map of the areas needing maintenance to Attorney Dykstra for the agreement. Following discussion, upon a motion duly made by Director Huff, seconded by Director Schafer and, upon vote, unanimously carried, the Board directed Attorney Dykstra to draft an agreement with the HOA to authorize the District to engage in maintenance improvement projects within the District's boundaries to be distributed to the Board for final review and approved by Director Huff.

Following discussion, upon a motion duly made by Director McDade, seconded by Director DesRosiers and, upon vote, unanimously carried, the Board approved the current mill levy at 6.5 and the budget increase to \$85,000 for special projects in 2023, and adopted Resolution 2022-10-04 to Adopt the 2023 Budget, Appropriate Sums of Money and Authorize the Certification of the Tax Levy as amended.

### LEGAL MATTERS

**Resolution 2023-10-05 Calling a Regular Election for Directors on May 2, 2023, appointing the DEO and authorizing the DEO to perform all tasks required for the conduct of a mail ballot election:** Following review, upon a motion duly made by Director Huff, seconded by Director DesRosiers and, upon vote, unanimously carried, the Board adopted Resolution 2022-10-05 Calling a Regular Election for Directors on May 2, 2023, appointing the DEO and authorizing the DEO to perform all tasks required for the conduct of a mail ballot election as presented.

**Other:** None.

### LANDSCAPE UPDATE

**Other:** This topic was discussed previously.

### MANAGER MATTERS

**CliftonLarsonAllen LLP statement(s) of work:** Following review, upon a motion duly made by Director McDade, seconded by Director Huff and, upon vote, unanimously carried, the Board approved CliftonLarsonAllen LLP statements of work as presented.

**Other:** None.

### DIRECTOR MATTERS

**Other:** None.

### OTHER BUSINESS

**Appointment of officers:** Following discussion, upon motion duly made by Director Huff, seconded by Director McDade and, upon vote, unanimously carried, the following slate of officers were appointed for the District subject to verification of Mr. Colburn's qualification and Oath of Office execution:

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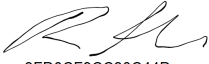
President: Jeffrey Huff  
Treasurer: Cheryl McDade  
Secretary: Richard Schafer  
Assistant Secretary: Kathleen DesRosiers  
Assistant Secretary: Dwight Colburn

**Other:** None.

### ADJOURNMENT

There being no further business to come before the Board at this time, Director Huff adjourned the meeting at 1:04 p.m.

Respectfully submitted,

DocuSigned by:  
  
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Secretary for the Meeting