

MINUTES OF A JOINT SPECIAL MEETING OF THE  
BOARDS OF DIRECTORS

OF

EASTERN HILLS METROPOLITAN DISTRICT NOS. 2, 4 & 5

Held: Thursday, October 14, 2021 at 3:30 p.m. via  
teleconference.

Attendance

The joint special meeting referenced above was called and held in accordance with the applicable statutes of the State of Colorado. The following directors, having confirmed their qualification to serve, were in attendance.

Marc Cooper (District Nos. 2, 4 & 5)  
Eric Miller (District Nos. 2 & 5 only)  
Steven Cohen (District No. 4 only)

Director Jonathan Alpert was absent. All absences are deemed excused unless otherwise noted in these minutes.

Also present were Clint C. Waldron, Esq., White Bear Ankele Tanaka & Waldron, District General Counsel; and John Simmons, Simmons & Wheeler, District Accountant.

Call to Order

Director Cooper called the meeting to order.

Declaration of Quorum/  
Director Qualifications/  
Reaffirmation of  
Disclosures

Mr. Waldron reported that disclosures for those directors with 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. Waldron 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 Boards determined that the participation of the members present was necessary to obtain a quorum or to otherwise enable the Boards to act.

Combined Meetings

The Boards of Directors of the Districts have determined to hold joint meetings of the Districts and to prepare joint minutes of action taken by the Districts in such meetings. Unless otherwise noted herein, all official action reflected in these minutes is the action of each of the Districts. Where necessary, action taken by

an individual District will be so reflected in these minutes.

Approval of Agenda

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

Public Comment

None.

**Consent Agenda**

The Boards reviewed the items on the consent agenda. Mr. Waldron advised the Boards that any item may be removed from the consent agenda to the regular 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:

- Joint Minutes from the October 5, 2020 Meeting
- Claims Payable
- 2020 Consolidated Annual Report
- Special District Disclosure Notices Pursuant to §32-1-809, C.R.S.
- Joint Resolution Designating the Location of Regular Meetings of the Board
- Joint Resolution Calling May 3, 2022 Regular Election

**Legal Matters**

Consider Adoption of 2022 Joint Annual Administrative Resolution

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

Review Insurance Property and Liability Schedule and Limits and Discuss and Consider 2022 Exclusions from Worker's Compensation

Mr. Waldron reviewed the Insurance Property and Liability Schedule and Limits with the Boards. The Boards considered the 2022 Exclusions from Worker's Compensation. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the coverage and limits for 2022 and authorized the Exclusions from Worker's Compensation for the 2022 policy period.

Discuss 2021 Legislative Update

Mr. Waldron reviewed the 2021 Legislative Update with the Boards.

Discuss Aurora Regional Improvement Authority

The Board engaged in general discussion regarding the Aurora Regional Improvement Authority and status of Establishment

Agreement. Mr. Waldron noted that the agreement and list of improvements is still under discussion. No action taken.

Other Legal Matters None.

### **Financial Matters**

Consider Acceptance of Unaudited Financial Statements Mr. Simmons reviewed with the Boards the Unaudited Financial Statements from June 30, 2021. Following discussion, upon a motion duly made and seconded, the Boards unanimously accepted the June 30, 2021 unaudited financial statements.

Public Hearing on 2021 Budget Amendments and Consider Adoption of Resolution Amending 2020 Budget Not Needed.

Public Hearing on Proposed 2022 Budget (District No. 4) Director Cooper 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.

Consider Adoption of 2022 Budget Resolution (District No. 4) Mr. Simmons reviewed the 2022 Budget and Budget Resolution with the Board of District No. 4. Following discussion, upon a motion duly made and seconded, the Board of District No. 4 unanimously adopted the resolution adopting the 2022 Budget, appropriating funds therefor and certifying 70 mills for the general fund.

Public Hearing on Proposed 2022 Budget (District No. 5) Director Cooper 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.

Consider Adoption of 2022 Budget Resolution (District No. 5) Mr. Simmons reviewed the 2022 Budget and Budget Resolution with the Board of District No. 5. Following discussion, upon a motion duly made and seconded, the Board of District No. 5 unanimously adopted the resolution adopting the 2022 Budget, appropriating funds therefor and certifying 70 mills for the general fund.

Consider Authorization for filing 2021 Application for The Boards engaged in general discussion regarding the 2021 Application for Exemptions from Audit. Following discussion,

Exemptions from Audit upon a motion duly made and seconded, the Boards unanimously authorized the 2021 applications for exemption from Audit.

Other Financial Matters None.

**Directors' Items** None.

**Other Business**

Consider Adoption of Resolution Declaring Return to Inactive Status (District No. 2) Mr. Waldron reviewed the Resolution Declaring Return to Inactive Status with the Board of District No. 2. Following discussion, upon a motion duly made and seconded, the Board of District No. 2 unanimously adopted the Resolution Declaring Return to Inactive Status.

**Adjourn** 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.

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District No. 2 Secretary for the Meeting

The foregoing minutes were approved by District No. 2 on this \_\_\_ day of \_\_\_\_\_, 20\_\_.

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District No. 4 Secretary for the Meeting

The foregoing minutes were approved by District No. 4 on this \_\_\_ day of \_\_\_\_\_, 20\_\_.

Marc Cooper  
Marc Cooper (Feb 23, 2022 17:21 MST)

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District No. 5 Secretary for the Meeting

The foregoing minutes were approved by District No. 5 on this 23<sup>rd</sup> day of February, 2022.