

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF SOUTH SLOAN'S LAKE METROPOLITAN DISTRICT NO. 2 HELD JUNE 21, 2024

A Regular Meeting of the Board of Directors ("Board") of the South Sloan's Lake Metropolitan District No. 2 ("District") was held on Friday, June 21, 2024, at 1:00 p.m. This District Board meeting was held via Zoom Videoconference. The meeting was open to the public.

ATTENDANCE

Directors present and acting:

Beth Ellertson, President
Sarah Lavery, Assistant Secretary
Joseph Iannuzzi, Assistant Secretary

Following discussion, upon motion made by Director Ellertson, seconded by Director Iannuzzi and, upon vote, unanimously carried, the absence of Directors Bettis and Koelbel were excused.

Also present were:

Ann Finn; Public Alliance LLC
Jon Hoistad, Esq.; McGeady Becher P.C. (for a portion of the meeting)
Margaret Henderson; CliftonLarsonAllen LLP (for a portion of the meeting)
Dawn Sienicki; Resident
Dan Shah; Colfax BID (for a portion of the meeting)
Brad Lewis; Gum Pop Presents (for a portion of the meeting)

ADMINISTRATIVE MATTERS

Disclosure of Potential Conflicts of Interest: Attorney Hoistad noted a quorum was present and discussed the requirements of Colorado law to disclose any potential conflicts of interest or potential breaches of fiduciary duty of the Board of Directors to the Secretary of State. The members of the Board were requested 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 prior to this meeting in accordance with statute. Attorney Hoistad noted that necessary disclosures of potential conflicts of interest were filed with the Secretary of State by the statutory deadline.

Agenda: Ms. Finn distributed for the Board's review and approval a proposed agenda for the District's Regular Meeting.

Following discussion, upon motion duly made by Director Ellertson, seconded by Director Iannuzzi and, upon vote, unanimously carried, the Board approved the Agenda.

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Meeting Location: The Board entered into 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 Ellertson, seconded by Director Iannuzzi and, upon vote, unanimously carried, the Board determined to conduct this meeting via Zoom videoconference. The Board noted that notice of this meeting and the Zoom meeting information was duly posted on the District's website and the Board has not received any objections to the meeting format or any requests that said format be changed by taxpaying electors within the boundaries of the District.

Public Comment: Mr. Shah addressed the Board regarding comments on the District's Events Policy and suggested changes concerning security, trash pickup and timing for removal of porta potties and street barriers. The Board advised Mr. Shah that they would consider his request.

Minutes of May 17, 2024 Regular Meeting: The Board reviewed the Minutes of the May 17, 2024 Regular Meeting.

Following review, upon a motion duly made by Director Ellertson, seconded by Director Iannuzzi and, upon vote, unanimously carried, the Board approved the Minutes of the May 17, 2024 Regular Meeting.

Special District Association ("SDA") Annual Conference: Ms. Finn discussed authorization for Board member attendance at the SDA Annual Conference on September 10-12, 2024 with the Board. Ms. Finn noted staff will distribute information concerning the conference to the Board.

FINANCIAL MATTERS

Payment of Claims and Schedule of Cash Position: Ms. Henderson presented claims for the period from May 7, 2024 through June 12, 2024, in the amount of \$48,284.72.

Following review, upon a motion duly made by Director Ellertson, seconded by Director Iannuzzi and, upon vote, unanimously carried, the Board ratified approval of the payment of claims for the period from May 7, 2024 through June 12, 2024, in the amount of \$48,284.72.

Ms. Henderson further presented the schedule of cash position, dated March 31, 2024, updated as of June 12, 2024 to the Board.

Following review, upon a motion duly made by Director Ellertson, seconded by Director Iannuzzi and, upon vote, unanimously carried, the Board accepted the schedule of cash position, dated March 31, 2024, updated as of June 12, 2024.

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2023 Audit: Ms. Henderson presented the 2023 Audit to the Board.

Following discussion, upon motion duly made by Director Ellertson, seconded by Director Iannuzzi and, upon vote, unanimously carried, the Board approved the 2023 Audit and authorized execution of the Representations Letter, subject to final legal review and receipt of an unmodified opinion by the auditor.

2025 Budget Hearing: The Board discussed the 2025 Budget Hearing.

Following discussion, upon motion duly made by Director Ellertson, seconded by Director Iannuzzi and, upon vote, unanimously carried, the Board determined to hold the public hearing to consider adoption of the 2025 Budget on November 15, 2024, at 1:00 P.M., to be held via Zoom.

CONSENT AGENDA

The following items on the consent agenda were considered routine or administrative. Following a summary by Ms. Finn, upon motion duly made Director Ellertson, seconded by Director Iannuzzi, and upon vote, unanimously carried, the Boards took the following actions:

- Ratified approval of service agreement with Guizar Concrete Construction LLC for concrete repair work, in the amount of \$20,520;
- Ratified approval of service agreement with Great Western Fence LLC for the installation of a fence behind the Chapel, in the amount of \$13,280;
- Ratified approval of proposal from A Squared Instruments and Controls for replacement of green and red indicator lights on control panel for the block 3 stormwater ejector pump, for an amount not to exceed \$3,000;
- Ratified approval of proposals from BrightView Landscaping Services, Inc. ("BrightView") for the installation of flowerpots, boulders, irrigation modifications, plant material and maintenance services; and
- Ratified approval of proposal from BrightView for paver repair project, in the amount of \$13,500.

OPERATIONS MATTERS

Status of Paver Repair Project: Ms. Finn informed the Board that the work is ongoing.

Artificial Turf Replacement, Flowerpots, Boulders and Irrigation Modification Project Along 16th Street: Ms. Finn noted the planters are scheduled to be delivered to BrightView today and that BrightView is in the process of removing the turf area. The Board reviewed and approved the proposed layout plan.

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Status of Concrete Repair Project: Ms. Finn reported that the contractor has started grinding the trip hazards.

Proposals from BrightView:

Installation of New (2) Trash Cans: The Board reviewed a proposal for the installation of new (2) trash cans.

Following discussion, upon a motion duly made by Director Ellertson, seconded by Director Iannuzzi and, upon vote, unanimously carried, the Board approved the proposal for the installation of new (2) trash cans, in the amount of \$1,000.

Replacement of Shrubs and Plant Material: The Board reviewed a proposal for the replacement of shrubs and plant material. Ms. Finn informed the Board that the warranty for the shrubs and plant material is for 90 days.

Following discussion, upon a motion duly made by Director Ellertson, seconded by Director Iannuzzi and, upon vote, unanimously carried, the Board approved the proposal for the replacement of shrubs and plant material, in an amount not to exceed \$10,000. It was noted that BrightView agreed to split the cost for the replacements along Stuart Street.

Replacement of Trees: The Board reviewed a proposal for the replacement of trees.

Following discussion, upon a motion duly made by Director Ellertson, seconded by Director Iannuzzi and, upon vote, unanimously carried, the Board approved the proposal for the replacement of trees including the tree on 16th Street, for \$9,565.28.

Move Boulders from the Chapel for the Installation of the Fence: The Board reviewed a proposal to move the boulders from the Chapel for the installation of the fence.

Following discussion, upon a motion duly made by Director Ellertson, seconded by Director Iannuzzi and, upon vote, unanimously carried, the Board approved the proposal for moving the boulders from the Chapel for the installation of the fence, in the amount of \$400. The Board further approved the capping of irrigation, for an amount not to exceed \$500.

Events Policy, Permit and Fees: Mr. Lewis addressed the Board regarding his concerns regarding the Events Policy. Following discussion, the Board agreed to review and authorize legal counsel to work with Direct Bettis on possible changes to the Events Policy.

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Manager's Report dated June 17, 2024: Ms. Finn reviewed the Manager's Report dated June 17, 2024 with the Board.

**BOARD MEMBER
ITEMS**

Director Ellertson noted there are trees that need to be trimmed. The Board directed Ms. Finn to obtain a proposal for tree trimming services.

LEGAL ITEMS

None.

OTHER MATTERS

None.

ADJOURNMENT

There being no further business to come before the Board at this time, the meeting was adjourned.

Signed by:

Ann Finn

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Secretary