

MINUTES OF A JOINT REGULAR MEETING OF THE  
BOARDS OF DIRECTORS

OF

BUCKLEY METROPOLITAN DISTRICT NOS. 1-4

Held: Tuesday, October 4, 2022, at 10:00 a.m. via teleconference

Attendance

The joint regular meeting of the Boards of Directors of Buckley Metropolitan District Nos. 1-4 was called and held in accordance with the applicable laws of the State of Colorado. The following Directors, have confirmed their qualifications to serve, were in attendance:

Geoffrey Babbitt, President  
Steven Nichols, Secretary/Treasurer

Director Nathaniel Perry was absent. All absences are deemed excused unless otherwise noted in these minutes.

Also present were Zachary P. White, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law; Eric Weaver, James Schultz, Marchetti & Weaver, LLC.

Call to Order

Director Babbitt called the meeting to order.

Declaration of  
Quorum/Director Conflict  
of Interest Disclosures

It was noted that a quorum of the Boards were present. Mr. White advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Mr. White 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 Boards at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Boards. Mr. White 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 participation of the members present was necessary to obtain a quorum or to otherwise enable the Boards to act.

Combined Meeting

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

Mr. White presented the proposed agenda to the Boards for consideration. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the agenda as presented.

Public Comment

None.

Consent Agenda

Mr. White reviewed the items on the consent agenda with the Boards. Mr. White 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, ratified and adopted:

- June 30, 2022 Joint Special Meeting Minutes
- Joint Amended and Restated Resolution Designating the Districts' 24-Hour Posting Locations
- Independent Contractor Agreement with THK Associates
- Independent Contractor Agreement with Ware Malcomb for Survey and Civil Engineering Services
- Independent Contractor Agreement with Wright Water Engineers, Inc. for Aurora One Drainage Review Services
- Independent Contractor Agreement with CMS Environmental Solutions, LLC for Stormwater Management Services
- Independent Contractor Agreement with Karlex, LLC for Construction Consulting Services

Legal Matters

None.

Other

Construction Matters

Construction Update

There were no Construction Updates to provide.

Review Bids for Aurora One – Public Infrastructure Construction Project

Mr. Nichols presented and reviewed the Bids for Aurora One – Public Infrastructure Construction Project to the Boards. There were four bidders, Bemas Construction, ESCO Construction, HEI Civil, and Iron Woman. Bemas Construction was the low bidder.

Consider Award of Construction Agreement for Aurora One – Grading, Authorize Execution of

Following discussion, upon a motion duly made and seconded, the Boards unanimously awarded the Construction Agreement for Aurora One – Grading, to Bemas Construction, and authorized the execution of Construction Agreement, Notice of Award, and Notice to Proceed

Construction Agreement,  
Notice of Award and  
Notice to Proceed

subject to finalizing terms of the contract.

The Board discussed whether the entire contract is district eligible or whether any costs will need to be billed back to the developer. Mr. White indicated that Ranger Engineering is reviewing the scope and will make a determination, but all is expected to be district eligible.

### Financial Matters

Consider Approval of  
Payables

Mr. Weaver presented the Payables to the Boards. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the payables.

### Other Business

Next Meeting: October 27, 2022.

### Adjourn

There being no further business to come before the Boards, and following discussion and upon a 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.

*Steven Nichols*

Steven Nichols (Oct 27, 2022 12:34 MDT)

---

Secretary for the Meeting

The foregoing minutes were approved on the 27<sup>th</sup> day of October, 2022.