

MINUTES OF A JOINT SPECIAL MEETING OF THE
BOARDS OF DIRECTORS

OF

BUCKLEY METROPOLITAN DISTRICT NOS. 1-4

Held: Tuesday, November 14, 2023, at 11:00 a.m. via
teleconference

Attendance

The joint special 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

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

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.

Call to Order/Declaration
of Quorum

It was noted that a quorum of the Boards was present, and Director Babbitt called the meeting to order.

Conflict of Interest
Disclosures

Mr. White advised the Boards 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.

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:

- Minutes from the January 13, 2023 Joint Special Meeting
- 2024 Annual Administrative Resolution
- 2022 Consolidated Annual Report
- Acceptance of 2022 Audits (District Nos. 1 & 2) and 2022 Audit Exemption Applications (District Nos. 3 & 4)
- Metropolitan District Infrastructure Agreement with Lennar Colorado, LLC
- Infrastructure Acquisition and Reimbursement Agreement with Lennar Colorado, LLC
- Independent Contractor Agreement with Wright Water Engineers for Drainage Review Services
- Independent Contractor Agreement with CMS for Stormwater Management Services
- Independent Contractor Agreement with Karlex for Construction Consulting Services
- Independent Contractor Agreement with A.G. Wassenaar for Testing and Observation Services
- Independent Contractor Agreement with Aztec Consultants for Survey and Staking Services
- Independent Contractor Agreement with Ware Malcomb for Survey and Engineering Services
- Independent Contractor Agreement with THK for Land and Development Planning Services
- Independent Contractor Agreement with Ranger Engineering for Cost Certification Services

Construction Matters

Construction Status Update Director Nichols updated the Boards on the status of construction.

Legal Matters

Discuss Implementation of Accessibility Standards for Individuals with a Disability for Information Technology Systems Employed by the District

Mr. White discussed the Implementation of Accessibility Standards for Individuals with a Disability for Information Technology Systems Employed by the District to the Boards. No action was taken.

Discuss and Consider Approval of Renewal of Independent Contractor Agreement with Heatherly Creative, LLC for Website Maintenance Services

Mr. White discussed the Renewal of Independent Contractor Agreement with Heatherly Creative, LLC for Website Maintenance Services with the Boards. Following discussion, upon a motion duly made and seconded, the Board of District No. 1 approved the renewal.

Discussion and Consider Approval of ISP PA-5 License Agreements with the City of Aurora

Mr. White discussed the ISP PA-5 License Agreements with the City of Aurora. Following discussion, upon a motion duly made and seconded, the Board of District No. 1 approved the license agreements subject to final legal review.

Insurance Matters

Consider Approval of Proposals for Renewal of General Liability Schedule and Limits, and Consider Approval and Authorization to Bind Coverage, Renewal of Special District Association of Colorado Membership, Payment of Agency Fees

Mr. White reviewed the General Liability Schedule and Limits with the Boards and discussed Binding Coverage, Renewal of the Special District Association of Colorado Memberships, Payment of Agency Fees, and Inclusion of Workers' Compensation Coverage. Following discussion, upon a motion duly made and seconded, the Boards approved binding insurance coverage, renewal of SDA Colorado membership, payment of agency fees and the exclusion of workers' compensation coverage.

Review Property Schedule

Mr. White reviewed the Property Schedule with the Boards. Following discussion, upon a motion duly made and seconded, the Boards approved the schedule.

Consider Ratification of Exclusion from Workers' Compensation Coverage with Colorado Special

Mr. White discussed the Exclusion from Workers' Compensation Coverage with Colorado Special Districts Property and Liability Pool with the Boards. Following discussion, upon a motion duly made and seconded, the Boards ratified the exclusion.

Districts Property and
Liability Pool

Financial Matters

Review of
Payables/Financials

Mr. Weaver reviewed the Payables and Financials with the Boards. Following discussion, upon a motion duly made and seconded, the Boards approved the payables and financials.

Conduct Public Hearings
on 2023 Budget
Amendments and Consider
Adoption of Resolutions
Amending 2023 Budget

Amendments to the 2023 Budgets were not needed.

Conduct Public Hearings
on 2024 Budgets and
Consider Adoption of
Resolutions Adopting 2024
Budgets, Imposing Mill
Levy, and Appropriating
Funds

Director Babbitt opened the public hearings on the proposed 2024 Budgets. Mr. White noted that the notice of public hearing was provided in accordance with Colorado law. No written objections were received prior to the meeting. There being no public comment, the hearings were closed.

Mr. Weaver reviewed the 2024 Budget Resolution with the Board of District No. 1. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution adopting the 2024 Budget, appropriating funds therefor and certifying 12.473 mills for the General fund, 36.380 mills for the Debt Service fund, 0.000 mills for the Capital Projects Fund, and 1.039 mills for the Contractual Obligation fund.

Mr. Weaver reviewed the 2024 Budget Resolution with the Board of District No. 2. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution adopting the 2024 Budget, appropriating funds therefor and certifying 12.473 mills for the General fund, 36.380 mills for the Debt Service fund, 0.000 mills for the Capital Projects Fund, and 1.039 mills for the Contractual Obligation fund.

Mr. Weaver reviewed the 2024 Budget Resolution with the Board of District No. 3. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution adopting the 2024 Budget, appropriating funds therefor and certifying 21.752 mills for the General fund, 51.971 mills for the Debt Service fund, 0.000 mills for the Capital Projects Fund, and 1.039 mills for the Contractual Obligation fund.

Mr. Weaver reviewed the 2024 Budget Resolution with the Board of District No. 4. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution adopting the 2024 Budget, appropriating funds therefor and certifying 12.473 mills for the General fund, 36.380 mills for the Debt Service fund, 0.000 mills for the Capital Projects Fund, and 1.039 mills for the Contractual Obligation fund.

Consider Authorization to Approve Auditor Engagement Letter for 2023 Audits

Mr. White discussed Auditor Engagement Letters for the 2023 Audits with the Boards. Following discussion, upon a motion duly made and seconded, the Boards authorized Director Babbitt to approve engagement letters.

Other Business

None.

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

Secretary for the Meeting

The foregoing minutes were approved on the 2nd day of April, 2024.