

## RECORD OF PROCEEDINGS

---

### MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE AURORA HIGH POINT AT DIA METROPOLITAN DISTRICT HELD JANUARY 25, 2021

A Special Meeting of the Board of Directors (referred to hereafter as the "Board") of the Aurora High Point at DIA Metropolitan District (referred to hereafter as the "District") was convened on Monday, the 25th day of January, 2021, at 8:30 a.m. Due to concerns regarding the spread of the Coronavirus (COVID-19) and the benefits to the control of the spread of the virus by limiting in-person contact, the District Board meeting was held and properly noticed to be held via telephone conference. The meeting was open to the public telephonically.

#### ATTENDANCE

#### Directors In Attendance Were:

Andrew Klein  
Kevin Smith  
Otis Moore, III  
Theodore Laudick  
Mark Witkiewicz

#### Also In Attendance Were:

Ann E. Finn; Special District Management Services, Inc.

Colin B. Mielke, Esq. and Elizabeth Dauer, Esq.; Seter & Vander Wall, P.C.

Jon Hoisted, Esq.; McGeady Becher P.C.

Debra Sedgeley; CliftonLarsonAllen LLP

#### DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST

**Disclosure of Potential Conflicts of Interest:** The Board noted it was in receipt of disclosures of potential conflicts of interest statements for each of the Directors and that the statements had been filed with the Secretary of State at least seventy-two hours in advance of the meeting. Attorney Mielke requested that the Directors review the Agenda for the meeting and advised the Board of any new conflicts of interest which had not been previously disclosed. No further disclosures were made by Directors present at the meeting.

#### ADMINISTRATIVE MATTERS

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

## RECORD OF PROCEEDINGS

---

Following discussion, upon motion duly made by Director Klein, seconded by Director Smith and, upon vote, unanimously carried, the Agenda was approved, as presented.

**2021 Annual Administrative Resolution:** Attorney Mielke reviewed with the Board an Annual Administrative Resolution.

Following discussion, the Board determined to schedule Regular Meetings on February 8, 2021, May 10, 2021, July 12, 2021 and November 8, 2021. The meetings will be held at 10:00 a.m., at the offices of Westside Investment Partners, Inc., 4100 East Mississippi Avenue, Suite 500, Glendale, Colorado 80246

Following discussion, upon motion duly made by Director Smith, seconded by Director Moore and, upon vote, unanimously carried, the Board adopted the 2021 Annual Administrative Resolution. A copy of the Resolution is attached hereto and incorporated herein by this reference.

### **PUBLIC COMMENT**

There was no public comment.

### **FINANCIAL MATTERS**

**Cash Position / Claims:** Ms. Sedgeley reviewed with the Board the Cash Position Schedule dated December 31, 2020, updated as of January 21, 2021, and the claims for the period beginning October 22, 2020 through January 21, 2021.

Following discussion, upon motion duly made by Director Smith, seconded by Director Laudick and, upon vote, unanimously carried, the Board accepted the Cash Position Schedule dated December 31, 2020, updated as of January 21, 2021, and the claims for the period beginning October 22, 2020 through January 21, 2021, in the amount of \$2,678,903.28.

### **LEGAL MATTERS**

**Separation of Colorado International Center Metropolitan District No. 3 (“CICMD No. 3”) from the Aurora High Point at DIA Metropolitan District:** Attorney Mielke reported to the Board that he sent a letter to CICMD No. 3’s General Counsel discussing the proposed separation. He is waiting for a response.

### **CAPITAL PROJECTS**

**Engineer’s Report and Verification of Costs Associated with Public Improvements Report No. 1 (Report No. 1”), dated January 25, 2021, prepared by Schedio Group LLC:** The Board reviewed the spreadsheet and summary of costs associated with Report No. 1.

## RECORD OF PROCEEDINGS

---

Following discussion, upon motion duly made by Director Smith, seconded by Director Moore and, upon vote, unanimously carried, the Board approved Engineer's Report and Verification of Costs Associated with Public Improvements Report No. 1, dated January 25, 2021, prepared by Schedio Group LLC, subject to final review by the District's consultants.

**Verified public improvement costs and allocation of same among Aurora High Point at DIA Metropolitan District and Colorado International Center Metropolitan District No. 8, pursuant to Report No. 1:**

Following discussion, upon motion duly made by Director Klein, seconded by Director Moore and, upon vote, unanimously carried, the Board accepted the verified public improvement costs and allocation of same among Aurora High Point at DIA Metropolitan District and Colorado International Center Metropolitan District No. 8, pursuant to Report No. 1.

**Bill of Sale and Deed for conveyance of real property and public improvements identified in Engineer's Report and Verification of Costs Associated with Public Improvements Report No. 1 (Report No. 1"), dated January 25, 2021, prepared by Schedio Group LLC:** The Board discussed the Bill of Sale and Deed for conveyance of real property and public improvements identified in Report No. 1.

Following discussion, the Board authorized Legal Counsel to prepare the Bill of Sale and Deed for conveyance of real property and public improvements identified in Report No. 1, subject to final review and ratification by the Board.

**Requisition(s) for reimbursement of verified public improvement costs, and any and all resolution(s) relating to such requisition(s), pursuant to Engineer's Report and Verification of Costs Associated with Public Improvements Report No. 1 (Report No. 1"), dated January 25, 2021, prepared by Schedio Group LLC Report No. 1:** The Board discussed Requisition No. 4 to be processed by Colorado International Center Metropolitan District No. 8.

Following discussion, upon motion duly made by Director Klein, seconded by Director Moore and, upon vote, unanimously carried, the Board adopted, approved, ratified or acknowledged (as appropriate) of requisition(s) for reimbursement of verified public improvement costs, and any and all resolution(s) relating to such requisition(s), pursuant to Report No. 1.

**Capital Improvement Projects:**

*High Point Neighborhood Park West Civil Infrastructure Project:* Director Laudick reported to the Board that the Parking Lot Project is complete except for final

## RECORD OF PROCEEDINGS

---

payment and the Playground and Landscape Project is expected to be completed in March 2021.

High Point Possum Gully Sanitary Sewer Project: Mr. Laudick reported to the Board that he is waiting on the final grade determination in order for the Project to be completed.

\_\_\_\_\_

**OTHER BUSINESS** There was no other business.

\_\_\_\_\_

**ADJOURNMENT** There being no further business to come before the Board at this time, upon motion duly made, seconded and, upon vote, unanimously carried, the meeting was adjourned.

Respectfully submitted,

By: *Ann Finn*  
Secretary for the Meeting