

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE AURORA HIGH POINT AT DIA METROPOLITAN DISTRICT HELD OCTOBER 26, 2020

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 26th day of October, 2020, at 10:00 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
Theodore Laudick

Following discussion, upon motion duly made by Director Smith, seconded by Director Klein and, upon vote, unanimously carried, the absence of Director Otis Moore, III, was excused.

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.

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 Smith, seconded by Director Klein and, upon vote, unanimously carried, the Agenda was approved, as presented.

Minutes: The Board reviewed the Minutes of the July 13, 2020, July 28, 2020, October 1, 2020 and October 7, 2020 Special Meetings.

Following discussion, upon motion duly made by Director Smith, seconded by Director Laudick and, upon vote, unanimously carried, the Board approved the Minutes of the July 13, 2020, July 28, 2020, October 1, 2020 and October 7, 2020 Special Meetings.

PUBLIC COMMENT

There was no public comment.

FINANCIAL MATTERS

Cash Position / Claims: Ms. Sedgeley reviewed with the Board the Cash Position Schedule dated September 30, 2020, updated as of October 23, 2020, and the claims for the period beginning July 3, 2020 through October 21, 2020.

Following discussion, upon motion duly made by Director Smith, seconded by Director Klein and, upon vote, unanimously carried, the Board accepted the Cash Position Schedule dated September 30, 2020, updated as of October 23, 2020, and the claims for the period beginning July 3, 2020 through October 21, 2020, in the amount of \$2,450,076.83.

Unaudited Financial Statements: Ms. Sedgeley reviewed with the Board the unaudited financial statements of the District setting forth the cash deposits, investments, budget analysis, and accounts payable vouchers for the period ending September 30, 2020.

Following discussion, upon motion duly made by Director Smith, seconded by Director Laudick and, upon vote, unanimously carried, the Board accepted the unaudited financial statements for the period ending September 30, 2020.

2020 Audit: The Board reviewed the proposal from Schilling & Company, Inc. to perform the 2020 Audit.

Following discussion, upon motion duly made by Director Klein, seconded by Director Smith and, upon vote, unanimously carried, the Board approved the engagement of Schilling & Company, Inc. to perform the 2020 Audit, for an amount not to exceed \$4,300.

RECORD OF PROCEEDINGS

2020 Budget Amendment Hearing: The President opened the public hearing to consider a Resolution to Amend the 2020 Budget and discuss related issues.

It was noted that publication of a Notice stating that the Board would consider adoption of a Resolution to Amend the 2020 Budget and the date, time and place of the public hearing was made in a newspaper having general circulation within the District. No written objections were received prior to or at this public hearing. No public comments were received, and the Acting President closed the public hearing.

Following review and discussion, Director Smith moved to adopt a Resolution to Amend 2020 Budget, Director Laudick seconded the motion and, upon vote, unanimously carried, the Board adopted Resolution No. 2020-10-02 to Amend the 2020 Budget. A copy of the adopted Resolution is attached hereto and incorporated herein by this reference.

2021 Budget Hearing: The President opened the public hearing to consider the proposed 2021 Budget and discuss related issues.

It was noted that publication of a Notice stating that the Board would consider adoption of the 2021 Budget and the date, time and place of the public hearing was made in a newspaper having general circulation within the District. No written objections were received prior to or at this public hearing. No public comments were received, and the Acting President closed the public hearing.

Ms. Sedgeley reviewed the estimated year-end 2020 revenues and expenditures and the proposed 2021 estimated revenues and expenditures.

Following discussion, the Board considered adoption of a Resolution to Adopt the 2021 Budget and Appropriate Sums of Money. Upon motion duly made by Director Smith, seconded by Director Laudick and, upon vote, unanimously carried, Resolution No. 2020-10-03 was adopted, as discussed, and execution of the Certification of Budget was authorized. Ms. Finn was authorized to transmit the Certification of Budget to the Division of Local Government not later than January 30, 2021. A copy of the adopted Resolution is attached to these Minutes and incorporated herein by this reference.

DLG-70 Mill Levy Certification Form: The Board considered authorizing the District Accountant to prepare and sign the DLG-70 Mill Levy Certification form for certification to the Board of County Commissioners and other interested parties.

Following discussion, upon motion duly made by Director Smith, seconded by Director Laudick and, upon vote, unanimously carried, the Board authorized the District Accountant to prepare and sign the DLG-70 Mill Levy Certification form for certification to the Board of County Commissioners and other interested parties.

RECORD OF PROCEEDINGS

Preparation of the 2022 Budget: The Board discussed preparation of the 2022 Budget.

Following discussion, upon motion duly made by Director Smith, seconded by Director Laudick, and upon vote, unanimously carried, the Board appointed the District Accountant to prepare the 2022 Budget.

LEGAL MATTERS

Separation of Colorado International Center Metropolitan District No. 3 (“CICMD No. 3”) from the Aurora High Point at DIA Metropolitan District: Attorney Dauer reported to the Board that the separation of Colorado International Center Metropolitan District No. 3 (“CICMD No. 3”) from the Aurora High Point at DIA Metropolitan District is on-going. No action was taken by the Board at this time.

Termination Agreement: Attorney Dauer reported to the Board that the Termination Agreement continues to be negotiated.

First Amendment to the Joint Resolution of the Board of Directors of the Aurora High Point at DIA Metropolitan District and Colorado International Center Metropolitan District No. 3 Concerning the Imposition of a Maintenance Fee: The Board deferred discussion as this item will be considered in tandem with the Termination Agreement.

Turf Field License, Use and Cost Sharing Agreement and Turf Field Funding Agreement: Attorney Dauer noted that she is working with the attorney for the High Point Academy on finalizing the Agreement.

CAPITAL PROJECTS

Capital Improvement Projects: Director Laudick discussed with the Board the status of the High Point Neighborhood Park West Civil Infrastructure Project.

Parking Lot: Director Laudick noted the Parking Lot Project is 100 % complete.

Landscaping: Director Laudick noted the Landscaping Project started last Monday and is on-going.

High Point Possum Gully Sanitary Sewer Project: Director Laudick discussed with the Board the status of the High Point Possum Gully Sanitary Sewer Project and noted that excavation work has started.

OTHER BUSINESS

There was no other business.

RECORD OF PROCEEDINGS

ADJOURNMENT

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

Respectfully submitted,

By: *Ann Finn*
Secretary for the Meeting