

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE FALCON HIGHLANDS METROPOLITAN DISTRICT

HELD: Monday, March 8, 2021, at 5:30 p.m. at 7464 Antelope Meadows Circle, Peyton, Colorado. 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 public was asked to attend via Microsoft Teams. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Tonia Joyner, President
Kevin Haas, Treasurer
Tim Dickey, Secretary

Also, In Attendance Were:

Barbara Vander Wall*; Seter & Vander Wall, P.C.
Josh Miller, Krista Baptist*, and Carrie Bartow*; CliftonLarsonAllen, LLP
John McGinn*; Ryan Mangino*; JDS-Hydro Consultants, Inc.

[*Participating virtually via telephone or computer via Microsoft Teams.]

ADMINISTRATIVE MATTERS

Call to Order and Approve Agenda: Mr. Miller noted that a quorum of the Board was present. Director Joyner called the special meeting of the Board of Directors of the Falcon Highlands Metropolitan District to order at 5:32 p.m.

The Board reviewed the Agenda for the meeting. Following discussion, and upon motion duly made by Director Haas, seconded by Director Joyner and, upon vote, unanimously carried, the Board approved the Agenda, as presented.

Declaration of Quorum / Director Qualifications / Disclosure Items: The Board 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. It was noted by Attorney Vander Wall that disclosures of potential conflicts of interest were filed with the Secretary of State for all directors, and no additional conflicts were disclosed at the meeting.

Discuss Vacancies on the Board of Directors/Consider Appointment to the Board of Directors: Mrs. Vander Wall reviewed the vacancies on the Board.

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Mr. Miller briefly discussed previous resident inquiry into the vacancies.

Community Comment: None.

CONSENT AGENDA

Review and Consider Approval of Minutes from the January 11, 2021 Special Board Meeting
Review and Consider Acceptance of Unaudited Financial Statements as of January 31, 2021
Review and Consider Ratification of Previous Claims and Approval of Current Claims

Following discussion, and upon motion duly made by Director Joyner seconded by Director Haas and, upon vote, unanimously carried, the Board approved the consent agenda items as presented.

FINANCIAL MATTERS

Other: None.

LEGAL MATTERS

Legal Report: Ms. Vander Wall provided a general update to the Board regarding the current status of outstanding items being monitored.

Discussion Regarding Settlement Agreement: Ms. Vander Wall provided an update to the Board regarding settlement discussions in connection with the ongoing litigation.

MANAGER MATTERS

Manager's Report: Mr. Miller provided a verbal update to the Board on outstanding matters; he noted that there is currently a street light out, which will be repaired soon. He reported on recent issues related to a broken water pipe, which has been worked on by JDS Hydro.

Discussion Regarding Park Improvements Scope: Mr. Miller reviewed the park improvements scope with the Board. Discussion ensued regarding the proposed scope and suggested modifications, including the addition of certain items subject to the District's budget. It was noted that a portion of the project is expected to be paid with the District's Conservation Trust Funds. The Board discussed various items it would like to see as part of the park project, including improvements to enhance the park aesthetics, the addition of picnic tables, playground equipment and shade structures. The Board requested that Mr. Miller prepare an updated scope that can be published for competitive bid and present the bids for the Board to review at the next meeting.

ENGINEERING MATTERS

Engineering Report: Mr. Mangino reviewed and discussed the engineering report with the Board. He noted that the plant is running well; all commercial backflow prevention devices are in compliance. The water storage tank will need compliance by February 2022, including paint. The well housing unit is

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getting ventilation. The Board discussed billing issues challenged by access permissions. Mr. McGinn reviewed the capital improvements project plan, for service to the District and future development, including future water supply and easement requirements.

EXECUTIVE SESSION

No executive session was needed at this time.

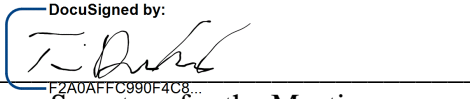
OTHER BUSINESS

Confirm Quorum for Next Board Meeting: The next Board meeting is scheduled for Monday, May 10, 2021. The management team will reach out to confirm the quorum should the meeting be necessary.

ADJOURNMENT

There being no further business to come before the Board at this time, upon a motion duly made by Director Haas, seconded by Director Joyner, and upon vote unanimously carried, the Board adjourned the meeting at 6:37 p.m.

Respectfully submitted,

By  Secretary for the Meeting

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Document Pages: 3	Signatures: 1
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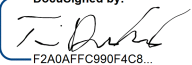
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 Resent: 5/17/2021 2:13:03 PM
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