

RECORD OF PROCEEDINGS

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

- Held March 9, 2020 at 7336 McLaughlin Rd, Peyton, CO 80831.
- Attendance A special meeting of the Board of Directors of the Falcon Highlands Metropolitan District was called and held as shown above in accordance with the statutes of the State of Colorado. The following Directors, having confirmed their qualifications to serve on the Board, were in attendance:
- Tonia Joyner, President
Kevin Haas, Treasurer
- Absent: Tim Dickey (absence excused)
- Others in attendance:
- Josh Miller, Chelsea Gondeck, & Seef Le Roux; CliftonLarsonAllen LLP
Barbara Vander Wall; Seter & Vander Wall, P.C.
John McGinn, JDS-Hydro Consultants, Inc.
- Call to Order Director Joyner noted that a quorum of the Board was present and called the special meeting of the Board of Directors of the Falcon Highlands Metropolitan District to order at 5:30 p.m.
- Approval of Agenda Upon a motion duly made by Director Joyner, seconded by Director Haas and, upon vote, unanimously carried, the Board approved the agenda for Falcon Highlands Metropolitan District.
- Community Comment None.
- Consent Agenda
- A. Consider Approval of January 13, 2020 Special Meeting Minutes
 - B. Review and Consider Approval of December 31, 2019 Unaudited Financial Statements
 - C. Review and Consider Approval of Current Claims
- Upon a motion duly made by Director Joyner, seconded by Director Haas and, upon vote, unanimously carried, the Board approved the consent agenda as presented.

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Manager's
Matters

A. Manager Report

Mr. Miller reviewed the Manager's Report with the Board.

B. Operations Report

Mr. Miller reviewed the operations report with the Board.

C. Discussion on Access to the District-Owned Land

Mr. Miller and Ms. Vander Wall reviewed and discussed access to District-Owned Land with the Board. The Board discussed the history of Tract B, and the accompanying trail and drainage improvements as part of the development of the community. Upon a motion duly made by Director Haas, seconded by Director Joyner and, upon vote, unanimously carried, the Board agreed to proceed with the request to have the County accept Tract B as discussed.

Financial Matters None.

Legal Matters

A. Legal Report

Ms. Vander Wall reviewed the legal report with the Board.

B. Review and Approval of Quitclaim Deed with Falcon Fire Protection District

Ms. Vander Wall reviewed the Quitclaim Deed with Falcon Fire Protection District with the Board. Upon a motion duly made by Director Haas, seconded by Director Joyner and, upon vote, unanimously carried, the Board approved the conveyance of the strip of land along Highway 24 to the Falcon Fire Protection District and authorized the execution of the related Quitclaim Deed and associated documents.

C. 2020 Election Update

Ms. Vander Wall reviewed the election update with the Board, noting that Director Haas' term will expire in May 2020, but that he may submit a nomination form for another term. If there are no more persons running than there are seats available, than the election may be cancelled.

D. Other

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None.

Engineering
Matters

A. Engineering Report

Mr. McGinn reviewed the engineering report with the Board Improvement.

A. Executive session pursuant to Section 24-6-402(4)(a), (b) and (e), C.R.S. regarding (1) the receipt of legal advice related to litigation in BLH #1, LLC and BLH #3, LLC v. Falcon Highlands Metropolitan District, et al., El Paso County District Court No. 2019 CV 31830; and (2) the purchase, acquisition, transfer or sale of real property and/or water rights, and the development of negotiating positions

Executive
Session

Upon a motion duly made by Director Joyner, seconded by Director Dickey and, upon vote, unanimously carried, the Board approved the motion to enter into executive session at 6:58 p.m., pursuant to Section 24-6-402(4)(b), C.R.S. for the purposes of legal advice related to litigation in BLH #1, LLC and BLH #3, LLC v. Falcon Highlands Metropolitan District, et al., El Paso County District Court No. 2019 CV 31830; and (2) the purchase, acquisition, transfer or sale of real property and/or water rights, and the development of negotiating positions. The Board, including legal, management, and financial consultants entered executive session at 6:58 p.m. The executive session ended at 7:17 p.m.; the Board determined to proceed with exploring the water proposal.

Director Items

None.

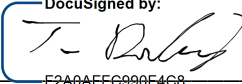
Other Business

A. Next Regular Board Meeting – May 11, 2020 at 5:30 p.m.

The Board confirmed a quorum for the next regular board meeting on May 11, 2020.

Adjournment

Upon a motion duly made by Director Dickey, seconded by Director Joyner and, upon vote, unanimously carried, the Board adjourned the meeting at 7:20 p.m.

DocuSigned by:


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Secretary for the Meeting

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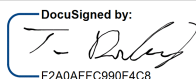
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Tim Dickey
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Signature Adoption: Drawn on Device
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 Signed: 7/18/2020 3:13:33 PM

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 Chelsea.Gondeck@claconnect.com
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Envelope Summary Events

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