

# RECORD OF PROCEEDINGS

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

- Held August 26, 2019 at Falcon Fire Station No. 3, 7030 Old Meridian Road, Peyton, CO 80831 at 5:30 p.m.
- 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  
Tim Dickey, Secretary
- Others in attendance:
- Josh Miller & Carrie Bartow; CliftonLarsonAllen LLP  
Barbara Vander Wall & Jeffrey Erb; Seter & Vander Wall, P.C.
- 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.
- Community Comment None.
- Legal Matters A. Executive Session Pursuant to Section 24-6-402(4)(b) & (e), Colorado Revised Statutes, related to the receipt of legal advice on specific legal questions, strategy and negotiations related to the litigation in BLH#1, LLC and BLH #3, LLC v. Falcon Highlands Metropolitan District, Archie Dennis and all other persons who hold an interest in the Falcon Highlands Metropolitan District General Obligation Limited Tax Bonds, Series 2004A, and the Falcon Highlands Metropolitan District General Obligation Limited Tax Subordinate Bonds, Series 2007, El Paso County District Court Case No. 2019 CV 31830

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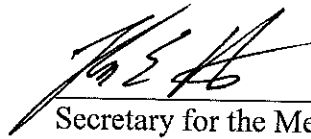
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Pursuant to § 24-6-402(4)(b)&(e), Colorado Revised Statutes, and upon motion duly made by Director Haas and seconded by Director Dickey, and upon affirmative vote of at least two-thirds of the quorum present, the Board convened in executive session including the District's management consultants, at 5:34 p.m. for the purpose of receiving legal advice on specific legal questions, strategy and negotiations related to the litigation in BLH #1, LLC and BLH #3, LLC v. Falcon Highlands Metropolitan District General Obligation Limited Tax Bonds, Series 2004A, and the Falcon Highlands Metropolitan District General Obligation Limited Tax Subordinate Bonds, Series 2007, El Paso District Court Case. No. 2019CV31830.

The Board reconvened in public session at 6:34 p.m. and the Board confirmed that no actions were taken during executive session.

### Adjournment

Upon a motion duly made by Director Joyner, seconded by Director Haas and, upon vote, unanimously carried, the Board adjourned the meeting at 6:34 p.m.



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Secretary for the Meeting