

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE FALCON HIGHLANDS METROPOLITAN DISTRICT HELD APRIL 11, 2022

A special meeting of the Board of Directors of the Falcon Highlands Metropolitan District (referred to hereafter as the "Board") was convened on Monday, April 11, 2022, at 5:30 p.m. The District Board meeting was held at 7464 Antelope Meadows Circle, Peyton, CO 80831 (the District's Water Treatment Plan) and via Microsoft Teams. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Tonia Joyner, President
Kevin Haas, Treasurer

Tim Dickey, Secretary, was absent and excused.

Also, In Attendance Were:

Josh Miller, Korben Heim, and Seef Le Roux*; CliftonLarsonAllen, LLP
Jeffrey Erb, Esq.; Seter & Vander Wall, P.C.
John McGinn*; JDS Hydro Engineering

[*Attended virtually]

ADMINISTRATIVE MATTERS

Call to Order and Agenda: Director Joyner called the special meeting of the Board of Directors of the Falcon Highlands Metropolitan District to order at 5:40 p.m.

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

Quorum / Director Qualifications / Disclosure Items: It was noted that a quorum of the Board was present. 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. Attorney Erb noted 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.

Public Comment: None.

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CONSENT AGENDA

Minutes from the March 14, 2022, Regular Board Meeting

Unaudited Financial Statements as of February 28, 2021

Previous Claims and Current Claims

Following discussion, 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.

FINANCIAL MATTERS

Other: Director Hass asked for updated financials to be put on the District's webpage.

LEGAL MATTERS

Other: There was no legal report.

MANAGER MATTERS

Other: There was no management report.

ENGINEERING MATTERS

Engineering Report: Mr. McGinn reported to the Board a chlorine auto release valve at the end of a cul-de-sac was found open. It likely had been open for a while and was contributing to some water loss. The issue has been resolved.

The Board discussed a potential development of a dentist office, seeking up to 5 SFEs.

DIRECTOR MATTERS

Other: There were no director matters.

EXECUTIVE SESSION

Pursuant to Section 24-6-402(4)(a), (b) and (e), C.R.S. regarding (1) the receipt of legal advice related and matters subject to negotiation in (1) BLH #1, LLC and BLH #3, LLC v. Falcon Highlands Metropolitan District, et al., El Paso County District Court No. 2019 CV 31830 (the "Litigation") and (2) performance under the Settlement Agreement related to the Litigation: Upon a motion duly made by Director Joyner, seconded by Director Haas and, upon vote, unanimously carried, the Board entered into Executive Session.

Upon motion duly made by Director Haas, seconded by Director Joyner and, upon vote, unanimously carried, the Board exited from Executive Session.

OTHER BUSINESS

Quorum for Next Regular Meeting: District Management will confirm a quorum for the next Regular Meeting.

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ADJOURNMENT

There being no further business to come before the Board at this time, Director Joyner adjourned the meeting at 7:14 p.m.

Respectfully submitted,

By  _____

Secretary