

RECORD OF PROCEEDINGS

MINUTES OF SPECIAL MEETING OF
THE BOARD OF DIRECTORS OF THE
PATRIOT PARK METROPOLITAN DISTRICT NO. 1
(THE "DISTRICT")
HELD
NOVEMBER 8, 2023

A special meeting of the Board of Directors of the Patriot Park Metropolitan District No. 1 (referred to hereafter as the "Board") was convened on Wednesday, November 8, 2023 at 1:30 p.m. This meeting was held via Microsoft Teams. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Sam Cameron, President
Cheryl Flynn, Treasurer
Kevin Butcher, Secretary

Also, In Attendance Were:

Krista Baptist, Korben Heim and Rob Lange; CliftonLarsonAllen, LLP
("CLA")
Russ Dykstra; Spencer Fane LLP

ADMINISTRATIVE MATTERS

Call to Order and Agenda: Upon a motion duly made by Director Cameron, the Board called the meeting to order at 1:30 p.m.

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

Disclosures of Potential Conflicts of Interest: 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 Dykstra 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.

Confirm quorum, location of meeting and posting of meeting notices: A quorum was confirmed. It was confirmed posting of meeting notices were posted at least 24 hours before the meeting start.

Public Comment: None.

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Minutes from the September 13, 2023 Regular Board Meeting: Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board approved the September 13, 2023 regular Board meeting minutes, as presented.

Resolution Regarding 2024 Annual Administrative Matters: Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board approved the Resolution Regarding 2024 Annual Administrative Matters, as presented.

Requirements of Section 32-1-809, C.R.S. and Direct Staff Regarding Compliance for 2024: Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board accepted the requirement of Section 32-1-809, C.R.S. and directed staff to update the District's Transparency Notice and file pursuant to statute.

Requirements of Section 32-1-306, C.R.S. and Direct Staff Regarding Compliance for 2024: Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board accepted the requirement of Section 32-1-306, C.R.S. and directed staff to update the District's Annual Map Filing and file pursuant to statute.

FINANCIAL MATTERS

Previous and Current Claims: Mr. Lange reviewed the previous and current claims with the Board. Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board ratified approval of previous claims and approved current claims, as presented.

Unaudited September 30, 2023 Financial Statements: Mr. Lange reviewed the Unaudited Financial Statements as of September 30, 2023 with the Board. Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board accepted the September 30, 2023 Unaudited Financial Statements, as presented.

Public Hearing to Consider Amendment of the 2023 Budget. Adoption of Resolution to Amend the 2023 Budget: Mr. Lange informed the Board that no Amendment to the 2023 budget is necessary.

Public Hearing on the Proposed 2024 Budget and Adoption of Resolution to Adopt the 2024 Budget and Appropriate Sums of Money and to Set Mill Levies: Director Cameron opened the public hearing at 1:38 p.m. to consider the adoption of the 2024 budget.

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It was noted that publication of Notice stating that the Board would consider the 2024 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 the public hearing.

No public comments were received and the public hearing to consider the adoption of the 2024 budget was closed at 1:39 p.m.

Ms. Baptist discussed the snow service as line item. Mr. Lange commented that such a small amount can be captured in contingency and recommended approval of the proposed 2024 budget, as presented.

Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board adopted the proposed 2024 budget and adopted Resolution to Adopt the 2024 Budget and Appropriate Sums of Money and Set Mill Levies, as presented.

District Accountant to Prepare the DLG-70 Certification of Tax Levies Form for Certification to the Board of County Commissioners and Other Interested Parties: Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board authorized the District's accountant to prepare the DLG-70 Certification of Tax Levies form for certification to the Board of County Commissioners and other interested parties.

District Accountant to prepare 2025 Budget: Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board authorized the District's accountant to prepare 2025 budget.

Audit Requirements. District Accountant or Engagement of Outside Accountant to Prepare Application for Exemption from Audit for 2023: Mr. Lange informed the Board that an audit for 2023 is not necessary, noting that expenses and revenues are not at the statutory threshold requiring one. Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board authorized the District Accountant to prepare the Application for Exemption from the 2023 Audit.

LEGAL MATTERS

Worker's Compensation Resolution: Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board adopted the Worker's Compensation Resolution.

Access Agreement and Corresponding Documents: Attorney Dykstra

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reviewed the agreement and corresponding documents with the Board. Discussion regarding concerns for resident responses due to CDPHE activity ensued. Following discussion, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board approved the Access Agreement and corresponding documents.

MANAGERS MATTERS

Landscape proposal from BrightView Landscape Services for tree replacements along Technology Court in the amount of \$6,550.91: Ms. Baptist reviewed the proposal with the Board and confirmed that replacements were completed. Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board ratified the landscape proposal with BrightView Landscape Services for tree replacements along Technology Court in the amount of \$6,550.91.

Stormwater Maintenance Agreement between the District, the City of Colorado Springs and CPI Investment, LLC (Filing No. 5): Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board ratified the approval of Stormwater Maintenance Agreement between the District, the City of Colorado Springs and CPI Investment, LLC (Filing No. 5).

Annual Snow Agreement between the District and BrightView Landscape Services, Inc.: Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board approved the Annual Snow Agreement between the District and BrightView Landscape Services, Inc.

Proposal for winter watering between the District and BrightView Landscape Services, Inc. in the amount of \$4,569.24: Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board approved the proposal for winter watering between the District and BrightView Landscape Services, Inc. in the amount of \$4,569.24.

CliftonLarsonAllen LLP Master Services Agreement and Statement(s) of Work for 2024: Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board approved the CliftonLarsonAllen LLP Master Services Agreement and Statements of Work for 2024.

2024 Insurance Renewal: Following review, upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board approved the 2024 insurance renewal.

Special District Association Membership for 2024: Following review,

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upon a motion duly made by Director Cameron, seconded by Director Butcher, and upon vote unanimously carried, the Board authorized the renewal of the Special District Association Membership for 2024.

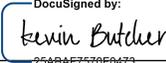
OTHER BUSINESS

None.

ADJOURNMENT

There being no further business to come before the Board at this time, upon a motion duly made by Director Cameron, the Board adjourned the meeting at 1:58 p.m.

Respectfully submitted,

By: 
 DocuSigned by:
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Secretary for the Meeting