

## RECORD OF PROCEEDINGS

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MINUTES OF A SPECIAL MEETING OF  
THE BOARD OF DIRECTORS OF THE  
HORIZON METROPOLITAN DISTRICT NO. 2 (THE "DISTRICT")  
HELD  
FEBRUARY 3, 2022

A special meeting of the Board of Directors (referred to hereafter as the "Board") of the District was convened on Thursday, February 3, 2022, at 9:00 a.m. via Microsoft Teams. The meeting was open to the public.

### ATTENDANCE

#### **Directors In Attendance Were:**

Karen Voit, President  
Jason Rutt, Secretary  
Steven Oser, Assistant Secretary  
David Crowder, Jr., Assistant Secretary

Director Garcia was absent and excused.

#### **Also, In Attendance Were:**

Josh Miller, Shauna D'Amato, Stephanie Odewumi, Jason Carroll and Margaret Henderson; CliftonLarsonAllen LLP  
Alan Pogue, Esq.; Icenogle Seaver Pogue, P.C.  
Eric Keesen; Keesen Landscaping

### ADMINISTRATIVE MATTERS

**Call to Order and Approval of Agenda:** Director Voit called the meeting to order at 9:04 a.m. The Board reviewed the agenda for the special meeting. Following review, upon a motion duly made by Director Voit, seconded by Director Crowder 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 Pogue 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.

**Quorum, Location of Meeting and Posting of Meeting Notice:** A quorum was confirmed. The Board entered into a discussion regarding the requirements of Section 32-1-903(1), C.R.S., concerning the location of the District's Board meeting. Following discussion, and upon motion duly made by Director Voit,

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seconded by Director Crowder, and, upon vote, unanimously carried, the Board determined that due to concerns regarding the spread of COVID-19 and the benefits to the control of the virus by limiting in-person contact, this meeting was conducted via Microsoft Teams, without any individuals (neither District representatives nor the general public) attending in person. The Board further noted that notice providing the time, date and video link information was duly posted and that no objections, or any requests that the means of hosting the meeting be changed by taxpaying electors within the District's boundaries were received.

Following review, upon a motion duly made by Director Voit, seconded by Director Rutt and, upon vote, unanimously carried, the Board excused the absence of Director Garcia.

**Public Comment:** There was no public comment.

**Minutes of the December 7, 2021 Special Meeting of the District:** This item was not distributed at the meeting.

### FINANCIAL MATTERS

**Payment of Prior Claims in the Amount of \$60,086.77 for District No. 1:** Following review, upon a motion duly made by Director Crowder, seconded by Director Voit and, upon vote, unanimously carried, the Board ratified the approval of the payment of prior claims in the amount of \$60,086.77, as presented.

**Unaudited Financial Statements dated December 31, 2021 for the District:** Ms. Henderson reviewed the Unaudited Financial Statements with the Board, noting that CLA is making additional payments to LendLease. Following review and discussion, upon a motion duly made by Director Voit, seconded by Director Rutt and, upon vote, unanimously carried, the Board accepted the Unaudited Financial Statements dated December 31, 2021, as presented.

**Financing Committee, Engagement of Consultants and Budget Implications:** Director Crowder discussed his desire for a committee formed with himself as chair and Director Voit and other staff with Attorney Pogue's office. He noted this committee would have other members and that he will work on soliciting proposals for the committee. He also reminded the Board of the RFP process for the underwriting portion of the bond process.

**Facilities Fee Process and Collection:** Directors Voit and Crowder provided a report to the Board and requested that the fees received be audited.

**Other:** None.

### LEGAL MATTERS

**Other:** None.

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MANAGER  
MATTERS

**Quality Site Assessment form BrightView Landscape Services, Inc.:** Mr. Keesen reported to the Board that BrightView has completed a couple of snow services this year. He noted that they completed mite treatments in December and recommend performing another treatment in February. Mr. Keesen noted that we are quite behind on precipitation this year and that his team is doing site visits weekly to gear up for spring. Director Voit requested information on the progress of the native grass season.

**Proposal for 2022 Turf Mite Ovicide Application from BrightView Landscape Services, Inc. in the Amount of \$1,932.46:** Following review, upon a motion duly made by Director Voit, seconded by Director Crowder and, upon vote, unanimously carried, the Board approved the proposal for 2022 Turf Mite Ovicide Application from BrightView Landscape Services, Inc. in the amount of \$1,932.46, as presented.

**Other:** None.

DIRECTOR  
MATTERS

**Programming and Engagement:** Director Crowder noted that a Metropolitan District is the one governing structure and there is not a master HOA. He urged the Board to consider this going forward.

OTHER BUSINESS

**Confirm Quorum for Next Meeting:** A quorum was confirmed.

ADJOURNMENT

There being no further business to come before the Board at this time, Director Voit adjourned the meeting at 10:08 a.m.

Respectfully submitted,

DocuSigned by:

*Jason Rutt*

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Secretary for the Meeting