

MINUTES OF THE JOINT REGULAR MEETING OF THE
BOARDS OF DIRECTORS

MORGAN HILL METROPOLITAN DISTRICT NOS. 1, 2
AND 3

Held: April 23, 2020 at 9:15 A.M., via Conference Call.

Attendance/Qualification

A joint regular meeting of the Boards of Directors of Morgan Hill Metropolitan District Nos. 1, 2 and 3 was held as shown above and in accordance with the applicable statutes of the State of Colorado. The following Directors, having confirmed their qualification to serve on the Boards, were in attendance:

Jon R. Lee
Jessica Brothers
Steve Rane

Also present for the District: K. Sean Allen, Esq., White, Bear, Ankele, Tanaka & Waldron, Attorneys at Law.

Combined Meeting

The Boards of Directors of the Districts have determined to hold a joint meeting of the Districts and to prepare joint minutes of actions taken by the Districts in such meetings. Unless otherwise noted herein, all official action reflected in these minutes shall be deemed to be the action of all Districts. Where necessary, action taken by an individual District will be so reflected in these minutes.

Call to Order/Quorum

Director Lee noted that a quorum of the Districts' Boards was present and called the meeting to order.

Disclosure Matters

Mr. Allen advised the Boards that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Mr. Allen reported that disclosures for those directors with potential or existing conflicts of interest were filed with the Secretary of State's Office and the Boards at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Boards. Mr. Allen noted that a quorum was present and inquired into whether members of the Boards had any additional disclosures of potential or existing conflicts of interest with regard to any matters scheduled for discussion at the meeting. No additional disclosures were noted. The Boards determined that the participation of the members present was necessary to obtain a quorum or to otherwise enable the Boards to act.

Approval of Agenda The Boards reviewed the agenda. Following discussion, upon motion duly made and seconded, the Boards unanimously approved the agenda.

Consider Adoption of Resolution Declaring Emergency Procedures to Authorize Telephonic Regular and Special Meetings in Lieu of In-Person Meetings The Boards reviewed the Resolution Declaring Emergency Procedures to Authorize Telephonic Regular and Special Meetings in Lieu of In-Person Meetings. Following discussion, upon motion duly made and seconded, the Boards unanimously adopted the resolution.

Approval of Minutes October 24, 2019 The minutes of the October 24, 2019 meeting were submitted to the Boards for approval. Following discussion, upon motion duly made and seconded the Boards unanimously approved the minutes as presented.

Construction Update

Approval/Ratification of Public Improvement Construction Contract(s) Director Lee noted that Filing 1, Phase 2 is completed for public improvements, phase 3 is close to a final walk status and landscape work. A landscaping change orders in the amount of one million three hundred thousand dollars (\$1,300,000.00) was approved. Director Lee indicated that Filing 2 plans are ready for submittal to the Town of Erie.

Contract Report—Bids and Awards, Construction Budgets None.

Financial Matters

Financial Statements and Payables Director Rane presented the financial statements date March 31, 2020, current and interim payables for approval. Following discussion, upon motion duly made and seconded, the Boards unanimously approved the financial statements and ratified the payables.

2019 Audit/Audit Exemptions Director Rane presented to the Boards the 2019 audits for District Nos. 1-3. Following discussion, upon motion duly made and seconded, the Board accepted the 2019 audits.

Public Improvement Acquisition and Reimbursement Agreement for Developer Constructed Public Improvements and Application for Reimbursement of Certified Cost

The Boards engaged in a general discussion and it was noted that there was a potential five to six million dollar in public improvements which CDG Morgan Hill, Inc., intends to construct subject and pursuant to a reimbursement agreement. Following discussion, upon motion duly made and seconded, the Boards approved the agreement.

General Matters

Consider Adoption of 2020 Annual Administrative Resolution

The Boards reviewed the 2020 Annual Administrative Resolution. Following discussion, upon motion duly made and seconded, the Boards adopted the resolution.

Consider Adoption of Resolution Establishing an Electronic Signature Policy

The Boards reviewed the Resolution Establishing an Electronic Signature Policy. Following discussion, upon motion duly made and seconded, the Boards adopted the resolution.

Discuss and Consider District Coordinating Services IGA

The Boards engaged in a general discussion and noted that District No. 1 will serve as the coordinating district. Following further discussion, upon motion duly made and seconded, the Boards adopted the IGA.

Consider Approval of 2020 Accounting/Construction Management Renewal and Rates

The Boards reviewed the 2020 Accounting/Construction Management Renewal and Rates. Following discussion, upon motion duly made and seconded, the Boards approved the renewal and rates.

Consider Online Meeting Notice

The Board engaged in a general discussion and determined to continue with the physical posting and will post on a website once it has been created.

Next Regular Meeting

The next regular meeting is October 22, 2020.

Adjournment

There being no further business to come before the Boards, and upon motion duly made, seconded and unanimously carried, the Boards determined to adjourn the meeting. The foregoing minutes were approved by the Boards of Directors on October 22, 2020, and constitute a true and correct copy of the minutes of the above-referenced meeting.

Steve Rane
Steve Rane (Jan 13, 2021 14:23 MST)

Secretary for the Meeting










Meeting Items for Signature - Part 1

Final Audit Report

2021-01-13

Created:	2020-12-04
By:	Rose Vallesio (rvallesio@wbapc.com)
Status:	Signed
Transaction ID:	CBJCHBCAABAAh3X7cT_BdV90XEonbD2FbFhiKNSXPEns

"Meeting Items for Signature - Part 1" History

-  Document created by Rose Vallesio (rvallesio@wbapc.com)
2020-12-04 - 5:49:50 PM GMT- IP address: 50.209.233.181
-  Document emailed to Jon Lee (jonrlee@cdgcolorado.com) for signature
2020-12-04 - 6:02:18 PM GMT
-  Email viewed by Jon Lee (jonrlee@cdgcolorado.com)
2020-12-08 - 6:58:49 PM GMT- IP address: 65.155.157.50
-  Email viewed by Jon Lee (jonrlee@cdgcolorado.com)
2021-01-12 - 9:04:37 PM GMT- IP address: 65.155.157.50
-  Document e-signed by Jon Lee (jonrlee@cdgcolorado.com)
Signature Date: 2021-01-12 - 9:11:42 PM GMT - Time Source: server- IP address: 65.155.157.50
-  Document emailed to Steve Rane (steve@cdgcolorado.com) for signature
2021-01-12 - 9:11:43 PM GMT
-  Email viewed by Steve Rane (steve@cdgcolorado.com)
2021-01-13 - 9:22:15 PM GMT- IP address: 76.120.51.83
-  Document e-signed by Steve Rane (steve@cdgcolorado.com)
Signature Date: 2021-01-13 - 9:23:40 PM GMT - Time Source: server- IP address: 76.120.51.83
-  Agreement completed.
2021-01-13 - 9:23:40 PM GMT