

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS

OF

CONIFER METROPOLITAN DISTRICT

Held: Wednesday, July 27, 2022, at 1:00 P.M., *via* teleconference.

ATTENDANCE

The meeting was held in accordance with the laws of the State of Colorado. The following directors were in attendance:

Mike Staheli (Receiver)

Also present were: Heather L. Hartung, Esq., White Bear Ankele Tanaka & Waldron, District General Counsel; and Christine McLeod, Haynie & Company, District Auditor.

ADMINISTRATIVE MATTERS

Call to Order

The meeting was called to order.

Declaration of Quorum and Confirmation of Director Qualifications

Ms. Hartung noted that a quorum for the Board was present and that the Order Appointing the Receiver to act on behalf of and as the Board remains in full force and effect.

Reaffirmation of Disclosures of Potential or Existing Conflicts of Interest

Ms. Hartung advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Ms. Hartung reported that disclosures for potential or existing conflicts of interest were filed with the Secretary of State's Office and the Board at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Board. Ms. Hartung noted that a quorum was present and inquired into whether 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 Board determined that the participation of the members present was necessary to obtain a quorum or to otherwise enable the Board to act.

Approval of Agenda

Ms. Hartung presented the Board with the proposed agenda for the meeting. Upon motion duly made by Mr. Staheli, the Board unanimously approved the agenda as written.

PUBLIC COMMENT

None.

CONSENT AGENDA

The Board was presented with the consent agenda items. Upon motion duly made by Mr. Staheli, the Board unanimously took the following actions:

- a. Approved the Minutes from November 16, 2021, Special Meeting
- b. Approved the Minutes from December 1, 2021, Special Meeting
- c. Approved Resolution No. 2022-07-01: 24-Hour Posting Place Resolution
- d. Ratified and Approved Payment of Claims from December 2021 to June 2022
- e. Ratified and Approved Termination Letter Regarding Agreements with Foothills Housing, 1, LLC
- f. Ratified and Approved Recorded Release and Termination of Memorandum of Agreement with Foothills Housing, 1 LLC
- g. Approved Continuing Disclosure Reports for the 2005 and 2006 Bonds

FINANCIAL MATTERS

Acceptance of 2021 Audit

Ms. McLeod presented the Board with the 2021 audit. Upon motion duly made by Mr. Staheli, the Board unanimously accepted the audit as presented. Ms. McLeod was instructed to file the audit, then provide legal counsel with a copy.

WATER AND WASTEWATER OPERATIONS MATTERS

Discuss Sanitary Survey of District's Public Water System from the Colorado Department of Public Health & Environment

The Board engaged in a discussion regarding the CDPHE's recent Sanitary Survey of District's Public Water System. Mr. Staheli will prepare a response to the Survey and provide a draft to Ms. Hartung for review prior to sending to the CDPHE. A response to the Survey must be submitted by August 14, 2022.

RECEIVER MATTERS

Receivership Update

Mr. Staheli provided an update on his work with Alan Curtiss to modify the augmentation plan. The modification will include the closing of one well, the opening of a new well, as well as monitoring of well No. 6. Mr. Staheli is also working with the CDPHE for a variance of the violation letter related to compliance with the drinking water standards and the total dissolvable solids ("TDS") required by the CDPHE.

LEGAL MATTERS

Discuss 2022 Legislative Memorandum

Ms. Hartung presented the Board with the 2022 Legislative Memorandum for discussion.

Discuss May 3, 2022 Cancelled Election

Ms. Hartung engaged the Board in a discussion regarding cancellation of the District's May 3, 2022 election.

OTHER BUSINESS

Next Meeting Date

The next meeting is scheduled for November 15, 2022, at 1:00 P.M. *via* Zoom.

ADJOURNMENT

There being no further business to be conducted, the meeting was adjourned.

The foregoing constitutes a true and correct copy of the minutes of the above-referenced meeting.



Secretary for the Meeting