

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS

OF

THE CANYONS METROPOLITAN DISTRICT NO. 6

Held: Monday, November 11, 2019 at 10:00 a.m. at 2154 East Commons Avenue, Suite 2000, Centennial, CO 80122

Attendance

The regular meeting referenced above was called and held in accordance with the applicable statutes of the State of Colorado. The following directors, having confirmed their qualification to serve, were in attendance.

Mark Nickless  
Matt Deibel  
Amber Sands

Director Jeff Handlin and Carl Nelson were absent. All absences are deemed excused unless otherwise noted in these minutes.

Also present were Clint C. Waldron, Esq., White Bear Ankele Tanaka & Waldron, District General Counsel; and Shelby Clymer, CliftonLarsonAllen, District Accountant.

Call to Order

Director Mark Nickless called the meeting to order.

Declaration of Quorum/Director Qualifications/Reaffirmation of Disclosures

Mr. Waldron advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Mr. Waldron reported that disclosures for those directors with 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. Mr. Waldron inquired into whether members of the Board 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 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                      The Board reviewed the proposed agenda. Following discussion, upon motion duly made and seconded, the Board unanimously approved the agenda as presented.

Public Comment                            None.

**Consent Agenda**                        The Board reviewed the items on the consent agenda. Mr. Waldron advised the Board that any item may be removed from the consent agenda to the regular agenda upon the request of any director. No items were requested removed from the consent agenda. Upon motion duly made and seconded, the following items on the consent agenda were unanimously ratified, approved and adopted:

- Minutes from August 12, 2019 Board Meeting
- Ratification of 2018 Consolidated Annual Report
- Approval of Special District Disclosure Notice Pursuant to §32-1-809, C.R.S.

**Legal Matters**

Discuss Resolution Concerning Online Notice of Regular and Special Meetings                      Mr. Waldron reviewed the Resolution Concerning Online Notice of Regular and Special Meetings with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the resolution and instructed legal counsel to apply for a SIPA website.

Consider Adoption of 2020 Annual Administrative Resolution                      Mr. Waldron reviewed the 2020 Annual Administrative Resolution with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution.

Consider Adoption of Resolution Calling May 5, 2020 Election                      Mr. Waldron reviewed the Resolution Calling May 5, 2020 Election with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution.

Consider Adoption of Resolution Providing for the Defense and Indemnification of Directors and Employees of the District                      Mr. Waldron reviewed the Resolution Providing for the Defense and Indemnification of Directors and Employees of the District with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution.

Review Insurance Property and Liability Schedule and Limits                      Mr. Waldron reviewed the District's property and liability schedule and limits with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously

approved the schedule and directed legal counsel to bind coverage.

Discuss Legislative Update

Mr. Waldron reviewed the legislative update with the Board. No action necessary.

Discuss Amendment to Service Plan

Mr. Waldron discussed the Second Amendment to the Service Plan with the Board. He noted that the amendment would allow the District to gallagherize the operations and maintenance mill levy and authorize a portion of the District's mill levy revenue to be remitted to the City of Castle Pines (the "City") for operation and maintenance of improvements that the District turns over to the City. Following discussion, upon a motion duly made and seconded, the Board unanimously authorized the submittal of the Service Plan Amendment to the City.

Discuss Facilities Fees (District No. 5)

Ms. Clymer reviewed the status of collection of facilities fees with the Board, noting that the City had missed some of the fees for collection, but that it has corrected its process. Ms. Clymer also reviewed the facility fee increase for 2020 with the Board noting that the current CPI increase would be about 2.7%. The Board requested additional information from Ms. Clymer, and authorized Director Nickless to waive the fee increase after review of the supplemental information

Other Legal Matters

None.

### **Financial Matters**

Consider Acceptance of Unaudited Financial Statements

Ms. Clymer reviewed the September 30, 2019 Financials with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously accepted the financials.

Consider Approval/Ratification of Claims Payable

None.

Consider Adoption of Resolution Regarding Acceptance of Verified Costs

Ms. Clymer reviewed the Resolution Regarding Acceptance of Verified Costs and cost verification report with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the Resolution Regarding Acceptance of Verified Costs.

Consider Ratification of Amended Requisition No. 10

Ms. Clymer reviewed the Amended Requisition No. 10 in the amount of \$1,443,786.69 with the Board. Following discussion,

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| in the amount of \$1,443,786.69   | upon a motion duly made and seconded, the Board unanimously ratified the amended requisition.  |
| Consider Ratification of Requisition No. 1 in the Amount of \$11,015.72 | Ms. Clymer reviewed Requisition No. 1 in the Amount of \$11,015.72 with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved Requisition No. 1 in the Amount of \$11,015.72.  |
| Consider Approval of Requisition No. 2 in the Amount of \$1,731,234.83  | Ms. Clymer reviewed Requisition No. 2 in the Amount of \$1,731,234.83 with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved Requisition No. 2 in the Amount of \$1,731,234.83.  |
| Public Hearing on 2019 Budget Amendment (if needed)                     | Director Nickless opened the public hearing on the 2019 Budget Amendment. Mr. Waldron noted that the notice of public hearing was published in accordance with Colorado law in the <i>Douglas County News-Press</i> on October 10, 2019. No written objections have been received prior to the meeting. There being no public comment, the hearing was closed. |
| Consider Adoption of Resolution Amending 2019 Budget (if needed)        | Ms. Clymer reviewed the Resolution Amending the 2019 Budget with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution amending the Capital Projects Fund to \$12,770,000.   |
| Public Hearing on 2020 Budget   | Director Nickless opened the public hearing on the proposed 2020 Budget. Mr. Waldron noted that the notice of public hearing was published in accordance with Colorado law in the <i>Douglas County News-Press</i> on October 10, 2019. No written objections have been received prior to the meeting. There being no public comment, the hearing was closed.  |
| Consider Adoption of 2020 Budget Resolution                             | Ms. Clymer reviewed the 2020 Budget Resolution with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the resolution adopting the 2020 Budget, appropriating funds therefore and certifying 1.112 mills for the general fund and 11.132 mills for the debt service fund.                                   |
| Consider Approval of Auditor Proposal for 2019 Audit                    | Ms. Clymer reviewed the 2019 Auditor proposal from Dazzio & Associates with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the proposal.  |
| Other Financial Matters   | None.  |
| <b>Directors' Business</b>  | None.  |

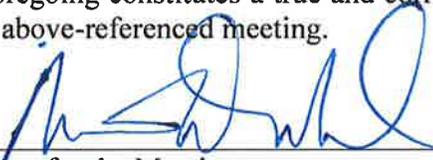
**Other Business**

None.

**Adjourn**

There being no further business to come before the Board, and following discussion and upon motion duly made, seconded and unanimously carried, the Board determined to adjourn the meeting.

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



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Secretary for the Meeting

The foregoing minutes were approved on the 10th day of February, 2020.