

**MINUTES OF A SPECIAL JOINT MEETING OF THE
BOARDS OF DIRECTORS OF THE
SERRATOGA FALLS METROPOLITAN DISTRICTS NOS. 1 AND 3
HELD
June 19, 2019**

A Special Joint Meeting of the Boards of Directors of the Serratoqa Falls Metropolitan Districts Nos. 1 and 3 was held on June 19, 2019, at 3:00 p.m. at the offices of Centennial Consulting Group located at 2619 Canton Court Suite A, Fort Collins, CO 80525 and via teleconference. The meeting was open to the public.

ATTENDANCE:

In attendance were Directors:

Jesse McDowell, President
Byron Levkulich, Treasurer
Kenneth Mitchell, Assistant Secretary (via teleconference)
Anthony Vienna (via teleconference)

Absent and Excused were:

B. Joseph Leininger, Secretary

Also in attendance were:

Matt Dalton, Spencer Fane LLP (via teleconference)
Stephanie Johnson, Centennial Consulting Group, LLC
David Greher, Collins Cockrel and Cole (via teleconference)

CALL TO ORDER:

Mr. Dalton noted that a quorum of each Board was present or participating, and called the meeting to order at 3:02 p.m.

**DIRECTOR
QUALIFICATIONS/
DISCLOSURES:**

The Directors in attendance confirmed their qualification to serve. Mr. Dalton noted that Affidavits and Oaths of Office had been received and filed with the State of Colorado. Ms. Johnson confirmed Notice of the meeting had been filed with the Clerk and Recorders office for posting and posted in three (3) locations within the District boundaries at least 72 hours prior to the meeting.

**CONFLICT OF
INTEREST:**

Mr. Dalton advised the Board that pursuant to Colorado law, certain disclosures by the Board members may be required prior to taking official action at the meeting. The Board reviewed the agenda for the meeting, following which each Board member

confirmed the contents of written disclosures previously made, stating the fact and summary nature of any matters, as required under Colorado law, to permit official action to be taken at the meeting.

AGENDA:

Approval of Agenda. Following review and discussion, upon motion duly made by Director McDowell, seconded by Director Levkulich, and upon vote unanimously carried, the Board approved the agenda as presented.

REVIEW OF PRIOR MEETING'S MINUTES:

Ms. Johnson reported that the December 4, 2018 and April 4, 2019 minutes had been included in the meeting packet for the Board's approval but had not been reviewed by legal counsel. The approval of the minutes would be deferred to the next meeting.

PUBLIC COMMENT

There were no public to be heard.

LEGAL MATTERS

District No. 1 Inclusion Hearing. Mr. Dalton reported that the notice had been published in the Fort Collins Coloradoan once prior to the meeting according to statute. The notice has been published for Serratoga Falls, but not for Tract C, so it would be necessary to continue the meeting and publish for Tract C.

Mr. Dalton opened the public hearing. Mr. Greher commented that the inclusion was a good idea. Hearing no comment from the public Mr. Dalton closed the public hearing. Following discussion, Director McDowell made a motion to approve the Resolution to Approve Petition for inclusion for Serratoga Falls. Director Levkulich seconded, and the motion was unanimously approved.

District No. 3 Exclusion Hearing. Mr. Dalton reported that the notice had been published in the Fort Collins Coloradoan once prior to the meeting according to statute. The notice has been published for Serratoga Falls, but not for Tract C, so it would be necessary to continue the meeting and publish for Tract C.

Mr. Dalton opened the public hearing. Mr. Greher commented that the exclusion was a good idea. Hearing no comment from the public Mr. Dalton closed the public hearing. Following discussion, Director McDowell made a motion to approve the Resolution to Approve Petition for Exclusion for Serratoga Falls. Director Levkulich seconded, and the motion was unanimously approved.

Ratify Assignment by District No. 3 to District No. 1 of ELCO Agreement. Following review and discussion upon motion duly made, Director McDowell moved to approve the Assignment of the East Larimer County Water District Service agreement from Serratoga Falls Metropolitan District No. 3 to Serratoga Falls Metropolitan District No. 1. The motion was seconded by Director Levkulich and upon vote, carried unanimously as presented.

Ratify Acceptance of Bill of Sale by District No. 1. Following review and discussion upon motion duly made by Director Vienna, seconded by Director Mitchell, and unanimously carried, the Board ratified the Bill of Sale by and between Kitchel Lake Partners, LLC, Kitchel Lake Development Corporation and Serratoga Falls Metropolitan District No.1 as presented.

ADJOURNMENT

There being no further business to come before the Boards, upon motion duly made by Director Vienna, seconded by Director Mitchell, and unanimously carried, the meeting was continued to 1:00 p.m. on Tuesday June 25, 2019 to allow for the proper posting and notification of the inclusion of additional property into the District.

Respectfully submitted,



Asst.

Secretary of the Boards