

RECORD OF PROCEEDINGS

**MINUTES OF A SPECIAL MEETING OF
THE BOARD OF DIRECTORS OF THE
FIRST CREEK RANCH METROPOLITAN DISTRICT
("DISTRICT")
HELD
JANUARY 20, 2022**

A special meeting of the Board of Directors of the District, County of Adams (referred to hereafter as the "Board") was convened on Thursday, January 20, 2022 at 1:00 p.m. at the Construction Trailer, 3900 E. 470 Beltway, Aurora, Colorado. The District Board meeting was accessible both in person at the physical meeting location, and via videoconference.

Directors in Attendance Were:

Matt Hopper
Carla Ferreira
Michael Sheldon

The absence of Director Shearon was excused.

Also in Attendance Were:

MaryAnn McGeady, Esq., Elisabeth A. Cortese, Esq. and Jon Hoistad, Esq.; McGeady Becher P.C.
Denise Denslow, Anna Jones, Celeste Terrell and Debra Sedgeley; CliftonLarsonAllen LLP ("CLA")
Jerry Jacobs, Brittany Barnett and Christina Sandoval; Timberline District Consulting, LLC
Lisa Browne; Aurora Highlands, LLC
Tim Hammer; AECOM

**ADMINISTRATIVE
MATTERS**

Disclosure of Potential Conflicts of Interest: Attorney McGeady 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 that the disclosures of potential conflicts of interest were filed with the Secretary of State for all Directors. No new conflicts were disclosed.

Quorum/Confirmation of Meeting Location/Posting of Notice: Director Hopper confirmed a quorum for the special meeting. 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, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously

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carried, the Board determined that because there was not a suitable or convenient location within the District boundaries to conduct this meeting it was determined to conduct this meeting at the above-stated location, with participants attending both in person and via videoconference. The Board further noted that notice providing the time, date and location 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 have been received.

Agenda: The Board considered the proposed Agenda for the District's special meeting. Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried, the agenda was approved, as presented.

Public Comment: None.

CONSENT AGENDA

The Board considered the following actions:

December 16, 2021 Special Meeting Minutes

Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried, the Board ratified and/or approved of the Consent Agenda items, as presented.

LEGAL MATTERS

District Name Change to The Aurora Highlands Metropolitan District No. 6: Attorney McGeady explained the reason for the proposed name change to the Board.

Resolution of the Board of the District; Resolution for Name: Attorney McGeady presented the Resolution to the Board. Following discussion, upon a motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried, the Board adopted the Resolution of the Board of the District; Resolution for Name Change and authorized District staff to take any necessary actions in connection therewith.

Petition for Designation of City of Aurora as the Approving Authority for the District Pursuant to Section 32-1-204.7, C.R.S.: Attorney McGeady reviewed the Petition with the Board. Following discussion, upon a motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried, the Board authorized District staff to petition the City of Aurora to accept designation as the District's approving authority and authorized District staff to take any necessary actions in connection therewith.

Proposed Service Plan Amendment: Attorney McGeady updated the Board regarding the District's request to amend, restate, and consolidate the District's

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Service Plan with The Aurora Highlands Metropolitan District Nos. 1, 2 and 3 and the proposed The Aurora Highlands Metropolitan District Nos. 4 and 5. District staff was authorized to take all necessary actions in connection with the proposed Consolidated Second Amended and Restated Service Plan.

FINANCIAL
MATTERS

None.

MANAGER
MATTERS

None.

CONSTRUCTION
MATTERS

None.

OTHER BUSINESS

None.

ADJOURNMENT

There being no further items before the Board, upon motion duly made by Director Sheldon, seconded by Director Ferreira and, upon vote, unanimously carried, the meeting was adjourned at 1:09 p.m.

Respectfully submitted,

DocuSigned by:
Denise Denlow
By _____
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Secretary for the Meeting