

## RECORD OF PROCEEDINGS

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### MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE AURORA HIGHLANDS METROPOLITAN DISTRICT NO. 6 HELD SEPTEMBER 21, 2022

A special meeting of the Board of Directors (the “Board”) of The Aurora Highlands Metropolitan District No. 6 (“District”), County of Adams, was convened on Wednesday, September 21, 2022 at 2:04 p.m. Due to a power outage, this meeting was held via Zoom video and/or telephone conference. The meeting was open to the public.

**Directors in Attendance Were:**

Matt Hopper  
Carla Ferreira  
Michael Sheldon  
Cindy Shearon

**Also in Attendance Were:**

Matthew Ruhland, Esq.; Cockrel Ela Glesne Greher & Ruhland, P.C.  
MaryAnn McGeady, Esq., Elisabeth A. Cortese, Esq. and Jon Hoistad, Esq.;  
McGeady Becher P.C.  
Shauna D’Amato; CliftonLarsonAllen LLP  
Christina Madrigal; Timberline District Consulting, LLC  
William C. Westmoreland and Nicholas English; The Aurora Highlands  
Metropolitan District No. 1  
Curren Vite; JHL Constructors, Inc.

**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 and a quorum for the special meeting was confirmed.

**Confirmation of Meeting Location/Posting of Notice:** The Board entered into a discussion regarding the requirements of Section 32-1-903(1), C.R.S., concerning the location of the District Board meeting. Following discussion, it was noted that due to a power outage the special meeting was held solely via Zoom, with all Directors and the consultants attending via Zoom video and/or telephone conference and that notice of this change was posted at the physical meeting location. The Board

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further noted 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 Sheldon, seconded by Director Ferreira and, upon vote, unanimously carried, the Agenda was approved, as presented.

**Public Comment:** None.

### CONSENT AGENDA

The Board considered approval and/or ratification of the following items:

#### **July 21, 2022 Special Meeting Minutes**

Following discussion, upon motion duly made by Director Sheldon, seconded by Director Ferreira and, upon vote, unanimously carried, the Consent Agenda was approved.

### LEGAL MATTERS

**Public Hearings on Petitions for Exclusion of Real Property:** Attorney McGeady reviewed the proposed exclusions and described the authority of the District to include and exclude property from the District's boundaries pursuant to its Second Amended and Restated Consolidated Service Plan. Attorney McGeady then addressed questions from those in attendance at the meeting and Attorney Hoistad presented maps detailing the various parcels to be excluded. Attorney McGeady provided staff recommendation to the Board and asked Director Hopper to open all of the public hearings together. Upon a motion duly made by Director Hopper, the public hearings were opened.

It was noted that publication of Notices stating that the Board would consider approving the exclusion of the real property owned by NE Denver/Highlands, LLC and Aurora Highlands, LLC, respectively, from the District boundaries were made in a newspaper having general circulation within the District. No written objections were received prior to these public hearings. No public comments were received, and the public hearings were closed.

**Resolution for Exclusion of Real Property (39.967 Acres Owned by NE Denver/Highlands, LLC):** Following discussion, upon a motion duly made by Director Sheldon, seconded by Director Ferreira and, upon vote, unanimously carried, the Board approved the exclusion of approximately 39.967 acres of property owned by NE Denver/Highlands, LLC from the District boundaries and adopted the Resolution for Exclusion of Real Property.

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**Resolution for Exclusion of Real Property (14.913 Acres Owned by Aurora Highlands, LLC)**: Following discussion, upon a motion duly made by Director Sheldon, seconded by Director Ferreira and, upon vote, unanimously carried, the Board approved the exclusion of approximately 14.913 acres of property owned by Aurora Highlands, LLC from the District boundaries and adopted the Resolution for Exclusion of Real Property.

**Resolution for Exclusion of Real Property (4.446 Acres Owned by Aurora Highlands, LLC)**: Following discussion, upon a motion duly made by Director Sheldon, seconded by Director Ferreira and, upon vote, unanimously carried, the Board approved the exclusion of approximately 4.446 acres of property owned by Aurora Highlands, LLC from the District boundaries and adopted the Resolution for Exclusion of Real Property.

**Resolution for Exclusion of Real Property (76.738 Acres Owned by Aurora Highlands, LLC)**: Following discussion, upon a motion duly made by Director Sheldon, seconded by Director Ferreira and, upon vote, unanimously carried, the Board approved the exclusion of approximately 76.738 acres of property owned by Aurora Highlands, LLC from the District boundaries and adopted the Resolution for Exclusion of Real Property.

FINANCIAL MATTERS                      None.

MANAGER MATTERS                      None.

OTHER BUSINESS                      None.

ADJOURNMENT                      There being no further items before the Board, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried, the meeting was adjourned.

Respectfully submitted,

By DocuSigned by:  
*Denise Denlow*  
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Secretary for the Meeting