

RECORD OF PROCEEDINGS

MINUTES OF A JOINT REGULAR MEETING
OF THE BOARDS OF DIRECTORS OF THE
THIRD CREEK METROPOLITAN DISTRICT NOS. 1 – 3

HELD

Thursday, April 28, 2022

A joint regular meeting of the Boards of Directors of the Third Creek Metropolitan District Nos. 1 – 3 (referred to hereafter as the “Boards”) was convened on Thursday, April 28, 2022 at 10:00 a.m. The meeting was open to the public. The meeting was held via Microsoft Teams teleconference.

ATTENDANCE

In Attendance were Directors:

Conan Blakemore, Treasurer
Mary Elizabeth Vaught, Secretary
Hannah Abad, Assistant Secretary
Steven Schrenger, Assistant Secretary

Director Allison Foster was absent and excused.

Also, in Attendance were:

Lisa Johnson, Susan Agema and Gigi Pangindian; CliftonLarsonAllen
LLP (“CLA”)
Alan Pogue, Esq. and Anna Wool, Esq.; Icenogle Seaver Pogue, P.C.

ADMINISTRATIVE
ITEMS

Call to Order and Approval of Agenda: The meeting was called to order at 10:00 a.m. Following review, upon a motion duly made by Director Schrenger, seconded by Director Abad and, upon vote, unanimously carried, the Boards approved the agenda as presented and excused the absence of Director Foster.

Potential Conflicts of Interest: Attorney Pogue discussed the requirements of Colorado law to disclose any potential conflicts of interest or potential breaches of fiduciary duty of the Boards of Directors to the Secretary of State. The members of the Boards were requested to disclose any potential conflicts of interest regarding 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 by Attorney Pogue that disclosures of potential conflicts of interest were filed with the Secretary of State for all Directors.

Quorum, Location of Meeting and Posting of Meeting Notices: The presence of a quorum was confirmed. The Boards determined to conduct this meeting via Microsoft Teams. The Boards further noted that notice providing the time, date and video link information was duly posted and

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that no objections, or any requests that the means of hosting the meeting be changed by taxpaying electors within the Districts' boundaries.

Public Comment: None.

CONSENT AGENDA

**January 27, 2022 Regular Meeting Minutes
2021 Audit Exemptions for District Nos. 1-3**

Following review, upon a motion duly made by Director Schrenger, seconded by Director Abad and, upon vote, unanimously carried, the Boards approved the consent agenda items, as presented.

FINANCIAL
MATTERS

March 31, 2022 Unaudited Financial Statements and Cash Position for District No. 1: Ms. Agema presented the financial statements and cash position to the Boards. Following review, upon a motion duly made by Director Vaught, seconded by Director Schrenger and, upon vote, unanimously carried, the District No. 1 Board accepted the March 31, 2022 Unaudited Financial Statements and Cash Position.

Claims for District No. 1: Following review, upon a motion duly made by Director Schrenger, seconded by Director Vaught and, upon vote, unanimously carried, the District No. 1 Board ratified and/or approved claims in the amount of \$47,717.35.

District No. 1 Eligible Costs: Ms. Agema presented the District eligible costs to the Boards. Following review, upon a motion duly made by Director Schrenger, seconded by Director Vaught and, upon vote, unanimously carried, the Boards accepted the District No. 1 eligible costs in the amount of \$237,145.34.

Other: None.

LEGAL MATTERS

Agreement for Offsite Improvements (TCMD 1 / TCMD 2 / Lennar Colorado, LLC): Attorney Wool presented the Agreement Concerning Construction of Offsite Public Improvements to the Boards. Following review, upon a motion duly made by Director Schrenger, seconded by Director Abad and, upon vote, unanimously carried, the Boards approved the Agreement Concerning Construction of Offsite Public Improvements (TCMD 1 / TCMD 2 / Lennar Colorado, LLC), subject to final review by legal counsel.

Capital Improvements Reimbursement Agreement (TCMD 1 / TCMD 2 / Lennar Colorado, LLC): Attorney Wool presented the Improvement Acquisition and Reimbursement Agreement to the Boards. Following review, upon a motion duly made by Director Schrenger, seconded by Director Abad and, upon vote, unanimously carried, the Boards approved the Improvement Acquisition and

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Reimbursement Agreement (TCMD 1 / TCMD 2 / Lennar Colorado, LLC), subject to final review by legal counsel.

First Amendment to GID Funding and Reimbursement Agreement: Attorney Wool presented the First Amendment to the Intergovernmental Agreement for the Construction of Third Creek West Regional Improvements to the Boards. Following review, upon a motion duly made by Director Schrenger, seconded by Director Abad and, upon vote, unanimously carried, the Boards approved the First Amendment to the Intergovernmental Agreement for the Construction of Third Creek West Regional Improvements.

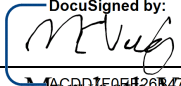
Other: None.

MANAGER MATTERS **Other:** None.

OTHER MATTERS **Other:** None.

ADJOURNMENT Following discussion, upon a motion duly made by Director Vaught, seconded by Director Schrenger and, upon vote, unanimously carried, the Boards determined to continue the Board meeting to Tuesday, May 3, 2022 at 3:00 p.m.

Respectfully submitted,

By:  _____
Marybeth Vaught, Secretary