

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS

OF

WARD TOD METROPOLITAN DISTRICT NO. 1

Held: Tuesday, July 28, 2020 at 1:00 p.m. via teleconference.

Due to Executive Orders issued by Governor Polis and Public Health Orders implementing the Executive Orders issued by the Colorado Department of Health and Environment, and the threat posed by the COVID-19 coronavirus, this meeting was held via teleconference.

The special 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:

Matthew Foran
Timothy Westbrook
Christopher Ferguson

Also present were Megan J. Murphy, Esq. White Bear Ankele Tanaka & Waldron, District General Counsel; Matthew Vigil, CliftonLarsonAllen, LLP, District Accountant; and Brandon Collins, Independent District Engineering Services, LLC, District Engineer.

Call to Order/Declaration of Quorum

A quorum of the Board was present and the meeting was called to order.

Director Conflict of Interest Disclosures

Ms. Murphy advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Ms. Murphy reported that disclosures for those directors that provided White Bear Ankele Tanaka & Waldron with notice of 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. Ms. Murphy 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 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.

Consider Election of Officers; President, Treasurer, Secretary The Board engaged in general discussion regarding the Election of Officers. Following discussion, upon a motion duly made and seconded, the Board elected Director Ferguson as President, Director Westbrook as Treasurer, and Director Foran as Secretary.

Public Comment None.

Consent Agenda The Board reviewed the items on the consent agenda. Ms. Murphy 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 to be removed from the consent agenda. Upon a motion duly made and seconded, the following items on the consent agenda were unanimously approved, ratified and adopted:

- April 28, 2020 Special Minutes
- Claims Listing in the amount of \$19,507.01

Legal Matters

Discuss 2020 Legislative Update Ms. Murphy reviewed the 2020 Legislative Update with the Board.

Other Legal Matters None.

Financial Matters

Review and Consider Acceptance of Financial Statements Mr. Vigil review the June 30, 2020 Financial Statements with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously accepted the financial statements.

Public Hearing on 2019 Budget Amendment Director Ferguson opened the public hearing on the 2019 Budget Amendment. Ms. Murphy noted that the notice of public hearing was provided in accordance with Colorado Law. No written objections have been received prior to the meeting. There being no public comment, the hearing was closed.

Consider Approval of Resolution Amending 2019 Budget Mr. Vigil reviewed the Resolution Further 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 \$5,223,000.

Consider Approval of Resolution Accepting District Eligible Costs and Requisition No. 4

Ms. Murphy reviewed the Resolution Accepting District Eligible Costs and Requisition No. 4 with the Board. Mr. Collins reviewed his report with the Board. Mr. Vigil reviewed his report with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the Resolution Accepting Costs.

Consider Ratification of Audit Extension Letter

Mr. Vigil noted that an extension letter has been sent to the State Auditor for the 2019 Audit.

Consider Approval 2019 Audit

Mr. Vigil reviewed the 2019 Audit with the Board. Following discussion, upon a motion duly made and seconded, the Board accepted the 2019 Audit subject to final auditor and legal review with all comments circulated to the Board.

Other Financial Matters

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.

Matt Foran
Matt Foran (Oct 29, 2020 14:06 MDT)

Secretary for the Meeting

The foregoing minutes were approved on the 27th day of October, 2020.










WardTOD MD 10-27-2020 Execution Packet

Final Audit Report

2020-10-29

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