

RECORD OF PROCEEDINGS

MINUTES OF THE SPECIAL MEETING OF BRIGHTON CROSSING METROPOLITAN DISTRICT NOS. 5-8

HELD
November 30, 2023

The Special Meeting of Brighton Crossing Metropolitan District Nos. 5-8 was held via Zoom and Teleconference on Thursday, November 30, 2023, at 4:00 p.m.

ATTENDANCE

Directors in Attendance:

Neil Simpson (District 5-8)
Lyndsey Paavilainen (District 5,6,8)
Matthew Haley (District 5,6,8)
Steve Parker (District 7)
Chelsea Dale (District 7)
Cheri Skaggs (District 7)
Tim Wagley (District 7)

Directors Absent, but Excused:

Chris Bremner (District 5,6,8)
Brad Wilkin (District 5,6,8)

Also in Attendance:

Eve Velasco and Matt Gray; White Bear Ankele Tanaka & Waldron, P.C.
Kenny Parrish, Andrew Kunkel, Stanley Holder, Amanda Castle, and
Tracie Kaminski; Pinnacle Consulting Group, Inc.

ADMINISTRATIVE ITEMS

Call to Order: The Special Meeting of the Boards of Directors (collectively, the “Boards”) of the Brighton Crossing Metropolitan District Nos. 5-8 (collectively, the “District”) was called to order by Ms. Velasco at 4:02 p.m.

Coordinated Meetings: The Boards determined to hold joint meetings of the Districts and to prepare joint minutes of actions taken by the Districts at such meetings. Unless otherwise noted herein, all official actions reflected in these minutes shall be deemed to be the actions of all the Districts. Where necessary, action taken by an individual District will be so reflected in these minutes.

Declaration of Quorum/Director Qualifications/Disclosure of Potential Conflicts of Interest: Ms. Velasco noted that a quorum was present, with three out of five Directors in attendance for Districts Nos. 5, 6, and 8 and five out of five Directors in attendance for District No. 7. All Board Members confirmed their qualifications to serve on the Boards. Ms.

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Velasco advised the Boards that pursuant to Colorado law, certain disclosures by Board Members might be required prior to taking official action at a meeting. Ms. Velasco reported that disclosures for those Board Members who provided White Bear Ankele Tanaka & Waldron with notice of potential or existing conflicts of interest, if any, were filed with the Colorado Secretary of State's Office and the Boards at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Boards. Ms. Velasco inquired into whether members of the Boards had any additional disclosures of potential or existing conflicts of interest regarding 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 Boards to act.

Approval of Agenda: The Boards considered the approval of the agenda. Following review and discussion, upon a motion duly made by Director Paavilainen, seconded by Director Simpson for District Nos. 5, 6, 8, and a motion duly made by Director Parker, seconded by Director Wagley for District No. 7, and upon vote, unanimously carried, it was

RESOLVED to approve the agenda, as presented.

Public Comment: There were no Public Comments received.

Director Comment:

Director Parker commented on an issue at Volley Park regarding water drainage and Mr. Parrish noted he would look into the matter.

Director Wagley commented on an issue with streetlights being out throughout the District and Mr. Parrish noted he would look into the matter.

CONSENT AGENDA

Ms. Velasco reviewed the items on the consent agenda with the Boards. Ms. Velasco advised the Boards 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 by Director Simpson, seconded by Director Haley for District Nos. 5, 6, 8, and a motion duly made by Director Parker, seconded by Director Wagley for District No. 7, the following items on the consent agenda were unanimously approved, ratified and adopted:

- A. Minutes – October 24, 2023, Regular Meeting.
- B. Payment of Claims.

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DISTRICT MANAGER
ITEMS

District Manager's Report: Mr. Parrish noted that the District Manager's Report was included as an informational enclosure in the Meeting Packet and provided an opportunity for Directors to ask Questions. Director Paavilainen requested information on plans for community education for the new District website and Mr. Parrish responded. Director Parker suggested the new website have a page dedicated to the community and asked if Board meeting notes can be posted to the website.

Operations and Maintenance Report: Mr. Parrish noted that the Operations and Maintenance Report was included as an information enclosure in the Meeting Packet and provided an opportunity for Directors to ask questions.

CAPITAL
INFRASTRUCTURE
ITEMS

Cost Acceptance Resolution (Filing 7 Phase 1-3 Infrastructure) (District No. 6): Ms. Velasco presented the Cost Acceptance Resolution (Filing 7 Phase 1-3 Infrastructure) to the Board of District No. 6. Following review and discussion, upon a motion duly made by Director Haley, seconded by Director Simpson, and upon vote, unanimously carried, it was

RESOLVED by the Board of District No. 6 to approve the Cost Acceptance Resolution (Filing 7 Phase 1-3 Infrastructure) as presented.

Joint Cost Acceptance and Infrastructure Acquisition Resolution (Filing 7 Phase 1-3 Landscaping) (District No. 6): Ms. Velasco presented the Joint Cost Acceptance and Infrastructure Acquisition Resolution (Filing 7 Phase 1-3 Landscaping) to the Board of District No. 6. Following review and discussion, upon a motion duly made by Director Simpson, seconded by Director Haley, and upon vote, unanimously carried, it was

RESOLVED by the Board of District No. 6 to approve the Joint Cost Acceptance and Infrastructure Acquisition Resolution (Filing 7 Phase 1-3 Landscaping), as presented.

Cost Acceptance Resolution (Filing 7 Phase 4-6 Infrastructure) (District No. 6): Ms. Velasco presented the Cost Acceptance Resolution (Filing 7 Phase 4-6 Infrastructure) to the Board of District No. 6. Following review and discussion, upon a motion duly made by Director Haley, seconded by Director Simpson, and upon vote, unanimously carried, it was

RESOLVED by the Board of District No. 6 to approve the Cost Acceptance Resolution (Filing 7 Phase 4-6 Infrastructure) as presented.

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Joint Cost Acceptance and Infrastructure Acquisition Resolution (Filing 7 Phase 4-6 Landscaping) (District No. 6): Ms. Velasco presented the Joint Cost Acceptance and Infrastructure Acquisition Resolution (Filing 7 Phase 4-6 Landscaping) to the Board of District No. 6. Following review and discussion, upon a motion duly made by Director Simpson, seconded by Director Haley, and upon vote, unanimously carried, it was

RESOLVED by the Board of District No. 6 to approve the Joint Cost Acceptance and Infrastructure Acquisition Resolution (Filing 7 Phase 4-6 Landscaping) as presented.

FINANCIAL ITEMS

Financial Statements: Ms. Kaminski reviewed the unaudited Financial Statements for the period ending September 30, 2023, with the Board and answered questions. Following review and discussion, upon a motion duly made by Director Simpson, seconded by Director Haley for District Nos. 5, 6, 8, and a motion duly made by Director Parker, seconded by Director Wagley for District No. 7, and upon vote, unanimously carried, it was

RESOLVED to accept the unaudited Financial Statements for the period ending September 30, 2023, as presented.

2023 AMENDED BUDGET HEARING

Ms. Velasco opened the public hearing on the 2023 Budget Amendments. Mr. Parrish reported that notice of the budget hearing was published on November 16, 2023, in the Brighton Standard Blade, in accordance with state budget law. Ms. Kaminski reviewed the amended budgets in detail and answered questions. No written objections have been received prior to the meeting. There being no public comment, the hearing was closed.

Ms. Velasco reviewed the Resolutions Amending the 2023 Budgets with the Boards. Following discussion, upon a motion duly made by Director Simpson, seconded by Director Paavilainen for District Nos. 5, 6, 8, and a motion duly made by Director Parker, seconded by Director Wagley for District No. 7, and upon vote, unanimously carried, it was

RESOLVED to adopt the Resolutions to amend the District No. 5 Debt Service Fund to \$75,290.00, the District No. 6 Capital Projects Fund to \$17,832,470.36, the District No. 7 Debt Service Fund to \$593,543.00, and the District No. 8 General Fund: \$42,674.00, and authorize such further actions of the officers and consultants necessary to sign related documents and submit and file such documents required to finalize the amended budgets.

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2024 BUDGET HEARING

Ms. Velasco opened the public hearing on the proposed 2024 Budgets. Mr. Parrish reported that notice of the budget hearing was published on November 16, 2023, in the Brighton Standard Blade, in accordance with state budget law. Ms. Kaminski reviewed the mill levies, estimated revenues, and expenditures in detail and answered questions. No written objections have been received prior to the meeting. There being no public comment, the hearing was closed. After further review and discussion, upon a motion duly made by Director Simpson, seconded by Director Paavilainen for District Nos. 5, 6, 8, and a motion duly made by Director Parker, seconded by Director Wagley for District No. 7, and upon vote, unanimously carried, it was

RESOLVED to adopt the Resolutions to Adopt the 2024 Budgets, appropriate funds therefor, and certifying mill levies, subject to receipt of final assessed valuation. The Boards authorized the District Accountant to make minor modifications that may be necessary following receipt of final assessed values.

FINANCIAL ITEMS CONTINUED

Authorized Signers on Bill.com: Ms. Kaminski requested direction from the Board regarding additional Authorized Signers on Bill.com. Following review and discussion, upon a motion duly made by Director Simpson, seconded by Director Haley, and upon vote, unanimously carried, it was

RESOLVED to Authorize Director Bremner as an additional Signer on Bill.com

LEGAL ITEMS

Resolution Concerning the Imposition of Facilities Fees (District No. 8): Ms. Velasco presented the Resolution Concerning the Imposition of Facilities Fees to the Board of District No. 8. Following review and discussion, upon a motion duly made by Director Paavilainen, seconded by Director Simpson, and upon vote, unanimously carried, it was

RESOLVED by the Board of District No. 8 to approve the Resolution Concerning the Imposition of Facilities Fees as presented.

2024 Joint Annual Administrative Matters Resolution: Ms. Velasco presented the 2024 Joint Annual Administrative Matters Resolution to the Boards. Following review and discussion, upon a motion duly made by Director Haley, seconded by Director Simpson for District Nos. 5, 6, 8, and a motion duly made by Director Parker, seconded by Director Wagley for District No. 7, and upon vote, unanimously carried, it was

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RESOLVED to approve the 2024 Joint Annual Administrative Matters Resolution, as amended to correct the regular meeting time from 6:00 p.m. to 4:00 p.m..

DIRECTOR
MATTERS

Director Paavilainen thanked District staff for their hard work and dedication to the District.

OTHER
MATTERS

There were no Other Matters to come before the Boards.

ADJOURNMENT

There being no further business to come before the Boards, upon motion duly made by Director Haley for District Nos. 5, 6, 8, and a motion duly made by Director Wagley for District No. 7, and upon vote, unanimously carried, the meeting was adjourned at 4:33 p.m.

The foregoing constitutes a true and correct copy of the minutes of the above-referenced meeting.

Respectfully submitted,



Andrew Kunkel, Recording Secretary for the Meeting