

MINUTES OF REGULAR MEETING OF THE BOARD OF DIRECTORS

OF

NEWLIN CROSSING METROPOLITAN DISTRICT

Held: Tuesday, November 1, 2022 at 1:30 p.m. via teleconference.

Attendance

The regular meeting referenced above was called and held in accordance with the applicable statutes of the State of Colorado. The following Directors, having confirmed their qualifications to serve, were in attendance:

Debra Hessler
Kent Pedersen
Jonathan Beckwitt
Jennifer Thornbloom
Joseph Huey

Also present were: Clint C. Waldron, Esq. and Megan J. Murphy, Esq., White Bear Ankele Tanaka & Waldron, District General Counsel; and Diane Wheeler, Simmons & Wheeler, P.C., District Accountant.

Call to Order/Declaration of Quorum

Ms. Murphy noted that a quorum of the Board was present and called the meeting 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 Ms. Murphy reviewed the proposed agenda with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the agenda as presented.

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

Public Comment None.

Consent Agenda Ms. Murphy reviewed the items on the consent agenda with the Board. 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. Upon a motion duly made and seconded, the following items on the consent agenda were unanimously approved, acknowledged, ratified and adopted:

- Minutes from January 24, 2022 Organizational Meeting;
- Special District Disclosure Notice Pursuant to §32-1-809, C.R.S.;
- Resolution Designating Meeting Notices Posting Location; and
- Resolution Calling May 2, 2023 Regular Election.

Legal Matters

Consider Adoption of 2023 Annual Administrative Resolution Ms. Murphy presented the 2023 Annual Administrative Resolution to the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution.

Discuss and Review Insurance General Liability Schedule and Limits, Consider Authorization to Bind Coverage Ms. Murphy reviewed the current general liability schedule and limits with the Board, noting there is workers compensation coverage but no excess liability coverage. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the general liability schedule and authorized legal counsel to bind coverage.

Consider Approval of Contractor Agreement with Heatherly Creative for Website Maintenance and Management Ms. Murphy presented the Contractor Agreement with Heatherly Creative for Website Maintenance and Management to the Board for consideration. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the agreement.

Discuss Board Member Contact Emails for District Website Ms. Murphy noted that new law requires contact information be posted on the District’s website. Following discussion, upon motion duly made and seconded, the Board unanimously approved setting up a general email inbox.

Other Legal Matters None.

Financial Matters

Review Property Tax Summary, Cash Position and Unaudited Financial Statements None.

Public Hearing on 2022 Budget Amendment (*if necessary*) Not necessary.

Consider Approval of Resolution Amending the 2022 Budget (*if necessary*) Not necessary.

Public Hearing on 2023 Budget Director Pederson opened the public hearing on the proposed 2023 Budget. 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 Adopting the 2023 Budget Ms. Wheeler reviewed the 2023 Budget Resolution with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution adopting the 2023 Budget, appropriating funds therefor and certifying mills for the General Fund as shown in the 2023 Budget, subject to receipt of final assessed valuation.

Consider Authorization for filing 2022 Application for Exemption from Audit Ms. Wheeler presented the 2022 Application for Exemption from Audit to the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously authorized the filing of the 2022 Application for Exemption from Audit.

Other Financial Matters The Board asked that funding requests be sent to Director Thornbloom and Director Hessler.

Other Business None.

Adjournment

There being no further business to come before the Board and following discussion, upon a motion duly made, the Board unanimously determined to adjourn the meeting.

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

Jennifer Thornbloom

Jennifer Thornbloom (Nov 7, 2023 10:05 MST)

Secretary for the Meeting

The foregoing minutes were approved by the Board of Directors on the 1st day of November, 2023.