

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE HYLAND VILLAGE METROPOLITAN DISTRICT (THE “DISTRICT”) HELD NOVEMBER 17, 2023

A regular meeting of the Board of Directors of the Hyland Village Metropolitan District (referred to hereafter as the “Board”) was convened on Friday, November 17, 2023, at 9:00 a.m., and held via Zoom videoconference. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Robin Nelson, President
Patrice (Treecy) Eichen, Treasurer

Also, In Attendance Were:

Peggy Ripko; Special District Management Services, Inc.

Elisabeth A. Cortese, Esq. and Emily Murphy, Esq.; McGeady Becher P.C.

DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST

The Board 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. Attorney Cortese noted that the Board consists of homeowners and there were no disclosures of potential conflicts filed with the Secretary of State, nor any conflicts disclosed at the meeting.

ADMINISTRATIVE MATTERS

Quorum/Confirmation of Meeting Location/Posting of Notice: Ms. Ripko confirmed the presence of a quorum.

The Board entered into a discussion regarding the requirements of Section 32-1-903(1), C.R.S., concerning the location of the District's Board meeting. Following discussion, and upon motion duly made by Director Nelson, seconded by Director Eichen, and upon vote unanimously carried, the Board determined to conduct the meeting to conduct the meeting at the above-stated date, time and location. It was further noted that notice of the time, date and location was duly posted and that no objections to the location or any requests

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that the meeting place be changed by taxpaying electors within the District's boundaries have been received.

Agenda: The Board reviewed the Agenda for the meeting. Following discussion, upon motion duly made by Director Nelson, seconded by Director Eichen, and upon vote unanimously carried, the Board approved the Agenda.

Designation of 24-Hour Posting Location: Following discussion, upon motion duly made by Director Nelson, seconded by Director Eichen, and upon vote unanimously carried, the Board determined that notices of meetings of the District Board required pursuant to Section 24-6-402(2)(c), C.R.S., shall be posted at least 24 hours prior to each meeting on the District's website (<https://hylandvillagemd.colorado.gov>). If posting on the website is unavailable, notice will be posted at the following physical location within the District's boundaries: on the mailbox kiosk at the northwest corner of the intersection of W. 97th Place and N. Ames Street.

Board Resignation: The Board acknowledged the resignation of James MacInnis effective July 3, 2023.

Resignation and Appointment of Secretary to the Board: Following discussion, upon motion duly made by Director Eichen, seconded by Director Nelson, and upon vote unanimously carried, the Board acknowledged the resignation of Steve Beck as Secretary to the Board and appointed Peggy Ripko as Secretary to the Board.

Results of the May 2, 2023 Regular Director Election: Ms. Ripko discussed the results of the May 2, 2023 Election with the Board, noting that the election was canceled as there were not more candidates than seats available.

Oaths of Office: Ms. Ripko noted there were no Oaths of Office to file.

Board Vacancies: The Board discussed the vacancies on the Board of Directors, noting that there were no interested eligible electors at this time.

Appointment of Officers: Following discussion, upon motion duly made by Director Eichen, seconded by Director Nelson, and upon vote unanimously carried, the following slate of officers were appointed for the District:

President:	Robin Nelson
Treasurer:	Patrice (Treecy) Eichen
Secretary:	Peggy Ripko (non-elected)

Minutes of November 18, 2022 Regular Meeting: The Board reviewed the Minutes of the November 18, 2022 Regular Meeting. Following review and discussion, upon motion duly made by Director Eichen, seconded by Director

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Nelson, and upon vote unanimously carried, the Board approved the Minutes of the November 18, 2022 Regular Meeting.

Resolution No. 2023-11-01; Establishing Regular Meeting Dates, Time and Location, and Designating Location for Posting of 24-Hour Notices: The Board discussed the business to be conducted in 2024. Following discussion, upon motion duly made by Director Nelson, seconded by Director Eichen, and upon vote unanimously carried, the Board adopted Resolution No. 2023-11-01; Establishing Regular Meeting Dates, Time and Location, and Designating Location for Posting of 24-Hour Notices and determined to hold the 2024 Statutory Annual Meeting virtually on November 15, 2024 at 8:45 a.m., with the 2024 Regular Meeting to be held virtually on November 15, 2024 at 9:00 a.m.

Insurance Discussion:

Cyber Security and Increased Crime Coverage: The Board discussed Cyber Security and Increased Crime Coverage. Following discussion, upon a motion duly made by Director Nelson, seconded by Director Eichen, and upon vote unanimously carried, the Board approved an increase in the Crime Coverage (social engineering) to \$250,000, to be effective January 1, 2024.

Insurance Committee: The Board determined a committee was not necessary at this time.

District's Insurance and Special District Association ("SDA") Membership: Following discussion, upon motion duly made by Director Nelson, seconded by Director Eichen, and upon vote unanimously carried, the Board authorized the renewal of the District's insurance and SDA membership for 2024.

FINANCIAL MATTERS

Payment of Claims: The Board considered ratifying the approval of the payment of claims as follows:

Fund	Period ending Jan. 31, 2023	Period ending Apr. 30, 2023	Period ending July 31, 2023	Period ending Oct. 31, 2023
General	\$ 14,695.04	\$ 5,064.26	\$ 3,671.87	\$ 5,786.05
Debt	\$ -0-	\$ -0-	\$ 2,200.00	\$ -0-
Capital	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Total	\$ 14,695.04	\$ 5,064.26	\$ 5,871.87	\$ 5,786.05

Following discussion, upon motion duly made by Director Eichen, seconded by Director Nelson, and upon vote unanimously carried, the Board ratified approval of the payment of the claims.

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Unaudited Financial Statements and Cash Position: Ms. Ripko reviewed the unaudited financial statements and cash position for the period ending September 30, 2023, with the Board. Following discussion, upon motion duly made by Director Eichen, seconded by Director Nelson, and upon vote unanimously carried, the Board accepted the unaudited financial statements and cash position for the period ending September 30, 2023.

2022 Application for Exemption from Audit: Following discussion, upon motion duly made by Director Eichen, seconded by Director Nelson, and upon vote unanimously carried, the Board ratified approval of the 2022 Application for Exemption from Audit.

District's Inability to Make Scheduled Bond Payment: The Board discussed the District's inability to make scheduled bond payment pursuant to Section 32-1-903(3), C.R.S. It was acknowledged that the District is imposing the debt service mill levy in accordance with the District's bond documents.

2023 Application for Exemption from Audit: Following discussion, upon a motion duly made by Director Eichen, seconded by Director Nelson, and upon vote unanimously carried, the Board appointed the District Accountant to prepare and file the 2023 Application for Exemption from Audit.

Public Hearing on Amendment to 2023 Budget: Director Nelson opened the public hearing to consider an amendment to the 2023 Budget.

It was noted that publication of Notice stating that the Board would consider amendment of the 2023 Budget and the date, time and place of the public hearing was made in a newspaper having general circulation within the District. No written objections were received prior to the public hearing.

No public comments were received, and the public hearing was closed.

It was noted that an amendment to the 2023 Budget was not necessary.

Public Hearing on 2024 Budget: Director Nelson opened the public hearing to consider the proposed 2024 Budget and to discuss related issues.

It was noted that Notice stating that the Board would consider adoption of the 2024 budget and the date, time and place of the public hearing was published pursuant to statute. No written objections were received prior to the public hearing.

No public comments were received, and the public hearing was closed.

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The Board reviewed the estimated 2023 expenditures and the proposed 2024 expenditures.

Upon motion duly made by Director Eichen, seconded by Director Nelson, and upon vote unanimously carried, the Board approved the 2024 Budget, as discussed, and considered adoption of Resolution No. 2023-11-02; to Adopt the 2024 Budget and Appropriate Sums of Money and Resolution No. 2023-11-03; to Set Mill Levies (4.008 mills in the General Fund and 27.567 mills in the Debt Service Fund, for a total mill levy of 31.575 mills), subject to final assessed valuation. Following discussion, upon vote unanimously carried, the Board adopted the Resolutions and authorized execution of the Certification of Budget. The District Accountant was directed to transmit the Certification of Tax Levies to the Board of County Commissioners of Jefferson County not later than January 10, 2024. The District Accountant was directed to transmit the Certification of Budget to the Division of Local Government no later than January 30, 2024.

Resolution No. 2023-11-04; Authorizing Adjustment of the District Mill Levy in Accordance with the Service Plan: Following discussion, upon motion duly made by Director Eichen and seconded by Director Nelson, and upon vote unanimously carried, the Board adopted Resolution No. 2023-11-04; Authorizing Adjustment of the District Mill Levy in Accordance with the Service Plan.

DLG-70 Mill Levy Certification Form (the “Certification”): Following discussion, upon motion duly made by Director Nelson, seconded by Director Eichen, and upon vote unanimously carried, the Board authorized the District Accountant to prepare, sign and file the Certification for certification to the Board of County Commissioners and other interested parties.

Preparation of 2025 Budget: Following discussion, upon motion duly made by Director Nelson, seconded by Director Eichen, and upon vote unanimously carried, the Board appointed the District Accountant to prepare the District’s 2025 Budget and set the public hearing for adoption of the 2025 Budget for November 15, 2024.

LEGAL MATTERS

Resolution No. 2023-11-05; Amending Policy on Colorado Open Records Act Requests: Attorney Cortese discussed the resolution with the Board. Following discussion, upon motion duly made by Director Eichen, seconded by Director Nelson, and upon vote unanimously carried, the Board adopted Resolution No. 2023-11-05; Amending Policy on Colorado Open Records Act Requests.

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Section 32-1-809, C.R.S. Requirements (Transparency Notice): Attorney Cortese discussed the special district transparency requirements of Section 32-1-809, C.R.S. with the Board. Following discussion, the Board directed District Management to post the special district transparency notice to the District website and the Special District Association website.


OTHER BUSINESS

The Board discussed the District website and other related matters. No action was taken by the Board.

ADJOURNMENT

There being no further business to come before the Board at this time, upon motion duly made by Director Eichen, seconded by Director Nelson, and upon vote unanimously carried, the meeting was adjourned.

Respectfully submitted,

By 
Secretary for the Meeting