

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE EAST CREEK METROPOLITAN DISTRICT NO. 1 HELD JUNE 26, 2023

A regular meeting of the Board of Directors of the East Creek Metropolitan District No. 1 (the “**District**”) was convened on Monday, June 26, 2023 at 5:00 p.m. This District Board Meeting was held via Zoom video/telephone conference. The meeting was open to the public via Zoom.

Directors In Attendance Were:

Greg Wright
Martin Corley
Cameron Nelson

Also In Attendance Were:

Peggy Ripko; Special District Management Services, Inc.

Paula Williams, Esq. and Tim O’Conner, Esq.; McGeady Becher P.C.

Dawn Schilling; Schilling & Company, Inc. (For a portion of the meeting)

Mary Warren, Resident

DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST

The Board noted a quorum was present and 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. No disclosures were made, and it was noted that all Directors are residents of the District.

ADMINISTRATIVE MATTERS

Agenda: The Board reviewed the proposed Agenda for the District’s regular meeting.

Following discussion, upon motion duly made by Director Nelson, seconded by Director Wright and, upon vote, unanimously carried, the Board approved the Agenda, as presented.

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Approval of Meeting Location: 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, the Board noted this meeting was held by Zoom. The Board further noted that notice of this meeting and the conference/video access was duly posted and it had not received any objections to the format of the meeting or any requests that the meeting format be changed by taxpaying electors within the District’s boundaries.

Designation of 24-hour Posting Location: Following discussion, upon motion duly made by Director Nelson, seconded by Director Wright 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 on the District’s website, or if the website is unavailable for posting, notices shall be posted within the boundaries of the District on the corner of South Airport Boulevard and East Alameda Drive, at least 24 hours prior to each meeting.

Minutes: The Board reviewed the minutes of the April 11, 2023 special meeting.

Following discussion, upon motion duly made by Director Nelson, seconded by Director Wright and, upon vote, unanimously carried, the Board approved the minutes of the April 11, 2023 special meeting.

Results of May 2, 2023 Regular Election: Ms. Ripko discussed with the Board the results of the May 2, 2023 Regular Election for Directors (“Election”). It was noted that the Election was cancelled, as permitted by statute, as there were not more candidates that seats available, and that Director Nelson was elected for a four-year term ending in 2027.

Appointment of Officers: The Board entered into discussion regarding the appointment of officers.

Following discussion, upon motion duly made by Director Nelson, seconded by Director Wright and, upon vote, unanimously carried, the following slate of officers was appointed:

President	Greg Wright
Treasurer	Martin Corley
Secretary	Peggy Ripko
Assistant Secretary	Cameron Nelson

PUBLIC COMMENT None.

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FINANCIAL MATTERS

Payment of Claims: The Board reviewed the payment of claims as follows:

Fund	Period Ending April 30, 2023	Period Ending May 31, 2023
General	\$ 12,320.54	\$ 16,888.18
Debt Service	\$ -0-	\$ -0-
Capital Projects	\$ -0-	\$ -0-
Total Claims	\$ 12,320.54	\$ 16,888.18

Following discussion, upon motion duly made by Director Wright, seconded by Director Corley and, upon vote, unanimously carried, the Board ratified approval of the payment of claims, as presented.

Schedule of Cash Position: Ms. Ripko presented to the Board the schedule of cash position dated March 31, 2023.

Following review and discussion, upon motion duly made by Director Wright, seconded by Director Corley and, upon vote unanimously carried, the Board accepted the unaudited financial statements and schedule of cash position dated March 31, 2023.

2022 Budget Amendment Hearing: Director Wright opened the public hearing to consider an amendment to the 2022 Budget and discuss related issues.

It was noted that publication of Notice stating that the Board would consider amendment of the 2022 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 this public hearing. No written objections were received prior to the public hearing, and the public hearing was closed.

Following review, upon motion duly made by Director Wright, seconded by Director Nelson and, upon vote unanimously carried, the Board adopted Resolution to Further Amend 2022 Budget.

2022 Audit: Ms. Schilling reviewed with the Board the 2022 Audit.

Following review, upon motion duly made by Director Wright, seconded by Director Corley and, upon vote unanimously carried, the Board approved the 2022 Audit and authorized the execution of the Representations Letter, subject a 2022 Budget Amendment and final legal review.

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LEGAL MATTERS

Consolidation of East Creek Metropolitan District Nos. 1 and 2: The Board discussed the Consolidation of East Creek Metropolitan District Nos. 1 and 2 and considered adoption of Resolution Initiating Consolidation with East Creek Metropolitan District No. 2.

Following review, upon motion duly made by Director Wright, seconded by Director Corley and, upon vote unanimously carried, the Board approved the Consolidation of East Creek Metropolitan District Nos. 1 and 2 and adopted the Resolution Initiating Consolidation with East Creek Metropolitan District No. 2.

Senate Bill 23-108: The Board discussed Senate Bill 23-108: Allowing Temporary Reductions in Property Taxes Due and potential impact on 2024 Budget process and strategy.

Legislative Changes: The Board discussed the other legislative changes that may impact the District/Annual Meeting requirement.

OPERATIONS AND MAINTENANCE

Parking Enforcement: Ms. Ripko discussed with the Board the parking enforcement.

Covenant Enforcement/Community Manager Report: Ms. Ripko discussed with the Board the covenant enforcement / community manager report.

Proposal from CDI: No action was taken.


OTHER BUSINESS

There was no other business to come before the Board.

ADJOURNMENT

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

Respectfully submitted,

By  Secretary for the Meeting