

EAST CREEK METROPOLITAN DISTRICT NO. 1

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NOTICE OF A SPECIAL MEETING AND AGENDA

| <u>Board of Directors:</u> | <u>Office:</u> | <u>Term/Expiration:</u> |
|----------------------------|---------------------|-------------------------|
| Greg Wright | President | 2025/May 2025 |
| Martin Corley | Treasurer | 2025/May 2025 |
| Cameron Nelson | Assistant Secretary | 2027/May 2027 |
| VACANT | | 2025/May 2025 |
| VACANT | | 2027/May 2025 |
| Peggy Ripko | Secretary | |

DATE: September 26, 2023

TIME: 5:00 P.M.

PLACE: Zoom If you experience technical difficulties, email Peggy Ripko at pripko@sdmsi.com.

Join Zoom Meeting:

<https://us02web.zoom.us/j/86267550643?pwd=V3RnRGRtWkRyUIZZc1VMWTJFZjFHdz09>

Meeting ID: 862 6755 0643

Passcode: 987572

Call In Number: 1-719-359-4580

I. ADMINISTRATIVE MATTERS

A. Confirm Quorum and Present Conflict Disclosures.

B. Approve Agenda, confirm location of the meeting, and posting of meeting notice.

C. Review and approve Minutes of the July 27, 2023 special meeting (enclosure).

II. PUBLIC COMMENTS (Items Not on the Agenda. As a courtesy to others, public comments limited to three minutes per person. Please state and spell your name before speaking and wait for confirmation before proceeding in order to facilitate notes).

A. _____

IV. LEGAL MATTERS

- A. Discuss status of cost-saving measures and potential change in General Counsel Services.
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V. OPERATIONS AND MAINTENENACE / COVENANT ENFORCEMENT

- A.
-

VI. OTHER BUSINESS

- A.
-

- VII. ADJOURNMENT **THE NEXT REGULAR MEETING IS SCHEDULED FOR OCTOBER 23, 2023.**

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE EAST CREEK METROPOLITAN DISTRICT NO. 1 HELD JULY 27, 2023

A special meeting of the Board of Directors of the East Creek Metropolitan District No. 1 (the “**District**”) was convened on Thursday, July 27, 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 (for a portion of the meeting)
Cameron Nelson

Also In Attendance Were:

Peggy Ripko; Special District Management Services, Inc.

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 special meeting.

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

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 taxing electors within the District’s boundaries.

RECORD OF PROCEEDINGS

Minutes: The Board reviewed the minutes of the June 26, 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 June 26, 2023 special meeting.

PUBLIC COMMENT None.

FINANCIAL MATTERS

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

| Fund | Period Ending June 30, 2023 |
|---------------------|--|
| General | \$ 37,822.85 |
| Debt Service | \$ -0- |
| Capital Projects | \$ -0- |
| Total Claims | \$ 37,822.85 |

Following discussion, upon motion duly made by Director Wright, seconded by Director Nelson 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 June 30, 2023.

Following review and discussion, upon motion duly made by Director Wright, seconded by Director Nelson and, upon vote unanimously carried, the Board accepted the unaudited financial statements and schedule of cash position dated June 30, 2023.

LEGAL MATTERS

Potential Change in General Counsel Services: The Board discussed cost-saving measures and potential change in General Counsel Services. The Board reviewed the proposal from Erb Law, LLC for legal services. No action was taken at this time.

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 and discussion, upon motion duly made by Director Wright, seconded by Director Nelson and, upon vote unanimously carried, the Board adopted

RECORD OF PROCEEDINGS

the Resolution Initiating Consolidation with East Creek Metropolitan District No. 2.

OPERATIONS AND MAINTENANCE

Proposal from Consolidated Divisions, Inc. D/B/A Nature's Workforce ("CDI"):
The Board reviewed the proposal from CDI regarding Forebay Cleaning and reviewed site photos.

Following review and discussion, upon motion duly made by Director Wright, seconded by Director Nelson and, upon vote unanimously carried, the Board approved the proposal from CDI regarding Forebay Cleaning and reviewed site photos.

Proposal from Consolidated Divisions, Inc. d/b/a CDI for 2023/2024 Snow Removal Services: The Board reviewed the Proposal from CDI for 2023/2024 Snow Removal Services.

Following review and discussion, upon motion duly made by Director Wright, seconded by Director Nelson and, upon vote unanimously carried, the Board approved the Proposal from CDI for 2023/2024 Snow Removal Services and authorized execution of Change Order No. 1 to Service Agreement for snow removal services with CDI for 2023/2024.

OTHER BUSINESS

The Board discussed calling a special meeting to discuss additional matters.

ADJOURNMENT

Upon motion duly made and seconded, and upon vote unanimously carried, the meeting was adjourned.

Respectfully submitted,

By _____
Secretary for the Meeting