

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL MEETING
OF THE BOARD OF DIRECTORS OF THE
TWIN PEAKS METROPOLITAN DISTRICT
HELD
APRIL 17, 2023

A special meeting of the Board of Directors (“Board”) of Twin Peaks Metropolitan District (“District”) was duly held on Monday, April 17, 2023, at 1:00 p.m. This District Board meeting was held via Zoom and by conference call. The meeting was open to the public.

ATTENDANCE

Directors In Attendance:

Danaria McCoy, President
Joseph (“Joey”) Ginsborg, Secretary
Sanford Sigal, Ex-Officio

Also In Attendance:

Paula Williams, Esq., Kate Olson, Esq. and Lisa Jacoby (for a portion); McGeady Becher P.C.
Alex Fink; CliftonLarsonAllen LLP (“CLA”)
Josh Ginsborg; Public

ADMINISTRATIVE MATTERS

Confirm Quorum/Disclosure of Potential Conflicts of Interest: The Board entered into a discussion regarding the requirements pursuant to the Colorado Revised Statutes to disclose any potential conflicts of interest or potential breaches of fiduciary duty to the Board of Directors and to the Secretary of State. Attorney Williams noted that a quorum was present and requested members of the Board 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 the statute. Attorney Williams noted that Directors’ Disclosure Statements had been filed by the statutory deadline. There were no other disclosures made.

Agenda: The Board reviewed the Agenda for the meeting. Following discussion, upon a motion duly made by Director Joseph Ginsborg, seconded by Director McCoy, and upon vote unanimously carried, the Board approved the Agenda as presented.

Meeting Location, Posting of Meeting Notice: 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, upon motion duly made by Director Joseph Ginsborg, seconded by Director McCoy, and upon vote unanimously carried, the Board determined to meet by video teleconference call. Attorney Williams noted that notice of this meeting, including participation information, was duly posted and that the District had not

received any objections to the meeting format 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 Joseph Ginsborg, seconded by Director McCoy, 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)(III), C.R.S. and Section 32-1-903(2), C.R.S., shall be posted on the District website. If the District is unable to post the Notice of Meeting on the District Website at least 24 hours prior to each meeting, the Notice of Meeting shall be posted within the boundaries of the District as least 24 hours prior to each meeting at the following location: On a streetlight at the northwest entrance of the District.

Public Comment: There was no public comment.

Minutes of the October 17, 2022 Regular Meeting: The Board reviewed the minutes of the October 17, 2022 regular meeting. Following discussion, upon motion duly made by Director McCoy, seconded by Director Joseph Ginsborg, and upon vote unanimously carried, the Board approved the October 17, 2022 meeting minutes.

Status of May 2, 2023 Election: Attorney Williams noted for the Board that the May 2, 2023 Director's election was cancelled, as allowed under Colorado law by the Designated Election Official because there were not more candidates than positions available on the Board of Directors. Director Joseph Ginsborg was deemed elected by acclamation to a 4-year term ending May, 2027.

FINANCIAL
MATTERS / LEGAL
MATTERS

Unaudited Financial Statements and Payment of Claims: Mr. Fink presented to the Board the unaudited financial statements for the period ending February 28, 2023 and the claims for the period of October 1, 2022 through March 31, 2023. Following discussion, upon motion duly made by Director McCoy, and seconded by Director Joseph Ginsborg, and upon vote unanimously carried, the Board accepted the unaudited financial statements for the period ending October 1, 2022 through March 31, 2023 and ratified approval of claims for the period of October 1, 2022 through March 31, 2023, totaling \$25,051.69.

Public Hearing on 2022 Budget Amendment: Director McCoy opened the public hearing to consider the amendment to the 2022 Budget and to discuss related issues.

It was noted that Notice stating the Board would consider adoption of the 2022 amendment to the 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.

Mr. Fink reviewed with the Board the proposed 2022 Budget Amendment.

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

