

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE CASTLEVIEW METROPOLITAN DISTRICT NO. 1 (THE “DISTRICT”) HELD OCTOBER 11, 2024

ATTENDANCE

Directors In Attendance Were:

Brian Alpert
Rodney Alpert
Michael Alpert

Also, In Attendance Were:

MaryAnn M. McGeady, Esq., Kalen Hilliker, Esq. and Alexandria “Zander” Myers; McGeady Becher Cortese Williams P.C.
Kimberly Johanns; Simmons & Wheeler, P.C.
Joseph Fritz; Contour Services, LLC
Brandon Collins; Independent District Engineering Services, LLC (“IDES”)

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 McGeady noted that disclosures of potential conflicts of interest were filed with the Secretary of State for all directors, and no additional conflicts were disclosed at the meeting.

ADMINISTRATIVE MATTERS

Quorum/Confirmation of Meeting Location/Posting of Notice: Attorney McGeady 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 B. Alpert seconded by Director M. Alpert, and upon vote unanimously carried, it was

RECORD OF PROCEEDINGS

determined 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 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 B. Alpert, seconded by Director M. Alpert, and upon vote unanimously carried, the Board approved the Agenda and excused the absence of Director H. Alpert and Director T. Alpert.

CONSENT AGENDA

Upon motion duly made by Director B. Alpert, seconded by Director M. Alpert and upon vote unanimously carried, the Board approved the Consent Agenda items as follows:

- a. Minutes from the July 10, 2024 Special Board Meeting and September 5, 2024 Work Session.
- b. Ratified approval of payment of claims.
- c. Accepted unaudited financial statements.

PUBLIC COMMENT

None.

FINANCIAL MATTERS

Accounting and Legal Fees: Attorney McGeady discussed with the Board the treatment of accounting and legal fees as related to the payment of construction invoices. Following discussion, the Board directed the District consultants to process all legal fees related to capital costs through the Capital Projects Fund. Any and all legal fees not related to capital costs should continue to be processed through the General Fund.

LEGAL MATTERS

Task Order No. 1 with IDES: Attorney McGeady reviewed Task Order No. 1 to Master Service Agreement for District Engineering Services between the District and IDES with the Board. Following discussion, upon motion duly made by Director B. Alpert, seconded by Director M. Alpert, and upon vote unanimously carried, the Board approved Task Order No. 1 to Master Service Agreement for District Engineering Services between the District and IDES.

CONSTRUCTION MATTERS

Payment Process Schedule: The Board discussed the Payment Process Schedule and deferred additional discussion until the next meeting. No Board action taken at this time.

RECORD OF PROCEEDINGS

Status of Public Bidding Process: Mr. Fritz discussed with the Board the results of the public bidding process. The Board authorized the Construction Committee to award bids for utility, grading and erosion related work upon receipt of necessary permits from the Town of Castle Rock and limited to a maximum amount equal to the amount in the Project Fund, at the discretion of the Construction Committee.

OTHER BUSINESS

Timing of Board Meeting: The Board discussed the upcoming scheduled Board Meetings. The Board instructed District consultants to schedule the 2025 Budget Hearing at the same time as the November 7, 2024 Special Board Meeting and cancel the Regular Board Meeting currently scheduled for November 13, 2024.

ADJOURNMENT

There being no further business to come before the Board at this time, the meeting was adjourned.

Respectfully submitted,

By Alexandria Myers
Secretary for the Meeting