

MINUTES OF AN SPECIAL MEETING OF THE BOARD OF DIRECTORS

OF

FALCON FIELD METROPOLITAN DISTRICT

Held: October 26, 2020, at 2:00 P.M., Conducted Telephonically.

Due to the Executive Order issued by Governor Polis on April 26, 2020, requiring all residents of the State of Colorado to stay-at-home to minimize the spread and impact of COVID-19, and the Updated Public Health Order 20-28 implementing the Executive Order, issued by the Colorado Department of Health and Environment (CDPHE) on April 26, 2020, the meeting was held via teleconference.

ATTENDANCE

The meeting was held in accordance with the laws of the State of Colorado. The following directors were in attendance:

James Berger
Michael Berger
P.J. Anderson

Director Winnette Berger and Director Gayelynn Berger were absent. All absences are deemed excused unless otherwise noted in these minutes.

Also present were: George Rowley, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law, District General Counsel;

ADMINISTRATIVE MATTERS

Call to Order and Confirmation of Quorum

Mr. Rowley noted that a quorum of the Board was present, and, therefore, the meeting was called to order. In light of state stay-home order and risks of COVID 19 considered by the Board members, Director's electronic participation was deemed sufficient for quorum purposes. It was noted that the Zoom hyperlink and call-in #s were included on the agenda during the meeting posting process, so that the public had the opportunity to participate electronically if they desired.

Declaration of Quorum and Confirmation of Director Qualifications

Mr. Rowley noted that a quorum for the Board was present and that the directors had confirmed their qualification to serve.

Reaffirmation of Disclosures of Potential or Existing Conflicts of Interest

Mr. Rowley advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Mr. Rowley reported that disclosures for

those directors with potential or existing conflicts of interest were filed with the Secretary of State's Office and the Board at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Board. Mr. Rowley inquired into whether members of the Board had any additional disclosures of potential or existing conflicts of interest with regard to any matters scheduled for discussion at the meeting. No additional disclosures were noted. The Board determined that the participation of the members present was necessary to obtain a quorum or to otherwise enable the Board to act.

Approval of Agenda Mr. Rowley presented the Board with the proposed agenda for the meeting. Following discussion, upon a motion duly made and seconded, the Board approved the Agenda.

PUBLIC COMMENT None.

CONSENT AGENDA The Board was presented with the consent agenda items. Upon motion of Mr. Anderson, seconded by Mr. Berger, the Board unanimously took the following actions:

- i. Approval Organizational Minutes from the June 8, 2020 Meeting
- ii. Approval of Notice to Electors - § 32-1-809, C.R.S.

LEGAL MATTERS

Adoption of 2021 Annual Administrative Resolution Mr. Rowley presented the 2021 Annual Administrative Resolution to the Board for review. Following the discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution.

Update Regarding Website Status Mr. Rowley presented the update regarding the District website status with SIPA. Following the discussion, the Board opted to wait for the State to finalize a website.

Consider Approval of Inclusion Agreement Mr. Rowley presented the Approval of Inclusion Agreement. Following the discussion, the Board decided to wait on approving the Agreement. No further action was taken.

Reimbursement of Capital Costs to Primary Land Owner The Board engaged in general discussion regarding the reimbursement of capital costs to primary land owner. No action was taken.

CONSULTANT MATTERS

Discuss Proposals for Accounting/Management Services The Board tabled this item.

FINANCIAL MATTERS

Public Hearing on 2021 Budget and Adoption of Resolution Adopting Budget, Imposing Mill Levy and Appropriating Funds

Mr. Anderson opened the public hearing on the 2021 budget. Mr. Rowley noted that the notice of the budget hearing was provided in accordance with Colorado law and that no objections were received prior to the hearing. Mr. Anderson reviewed the 2021 budget with the Board. There being no public present, Mr. Anderson closed the public hearing.

Mr. Rowley reviewed the 2021 Budget Resolution with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolutions adopting the 2021 Budget.

Approval of Opening of Checking Account and Authorize Signers on the Accounts

The Board tabled this item.

INSURANCE MATTERS

Approval of Insurance and Limits

Mr. Rowley presented the Board with the SDA Membership application, the Intergovernmental Agreement with the Colorado Special Districts Property and Liability Pool. Mr. Rowley noted that the insurance includes general liability coverage, public officials' liability coverage, non-owned/hired auto liability, hired auto physical damage and comprehensive crime coverage. Because the District does not currently own any property, property liability coverage is not yet included. Mr. Rowley noted that, in order to obtain insurance through the Pool, membership through the Special District Association is required. Following discussion, upon motion duly made and seconded, the Board approved the insurance matters.

OTHER BUSINESS

Next Regular Meeting

The Board agreed on November 4, 2021 at 2:00 p.m. for the next regular meeting.

ADJOURNMENT

There being no further business to be conducted, the meeting was adjourned.

The foregoing constitutes a true and correct copy of the minutes of the above-referenced meeting.

James C. Berger
James C. Berger (Jan 7, 2022 16:39 MST)

Secretary for the Meeting