

# RECORD OF PROCEEDINGS

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## MINUTES OF THE SPECIAL MEETING OF THE BOARD OF DIRECTORS

OF THE

LANDIS CREEK METROPOLITAN DISTRICT NO. 2

Held: Thursday, November 04, 2021, at 12:00 P.M. via zoom

<https://us02web.zoom.us/j/84900477800?pwd=enVYMW5CZkVlFPazFlakJTVFl6Zz09>

Meeting ID: 849 0047 7800 Passcode: 036886 Telephone: +1 346 248 7799

### Attendance

The special meeting of the Board of Directors of the Landis Creek Metropolitan District No. 2 was called and held, as shown, in accordance with Colorado law. The following directors confirmed their qualification to serve on the Board:

Doreen Herriott  
Michael Gamba

Also present was: Dianne Miller, Sonja Steele and Rhonda Bilek of Miller & Associates Law Offices, LLC. Martin Van Ardenne of The Seligman Group and Steve Adams of Delequin Real Estate.

### Call to Order

Ms. Miller noted that a quorum of the Board was present, and the Directors confirmed their qualification to serve.

### Disclosure Matters

Ms. Miller advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. The Board reviewed the agenda for the meeting, following which each Board member confirmed the contents of written disclosures previously made, stating the fact and summary nature of any matters, as required under Colorado law, to permit official action to be taken at the meeting. Additionally, the Board determined that the participation of the members present was necessary to obtain a quorum or otherwise enable the Board to act.

Director Gamba disclosed his interests as an owner of property within the District. These disclosures are associated with the items on the agenda that may affect his interests.

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Director Herriott disclosed her interests as an owner of property within the District. She further disclosed her role as a director on the Spring Valley Sanitation District Board.

Written disclosures of the interests of all of the directors were filed with the Secretary of State prior to the meeting.

Consider Change of Meeting Location      The Board discussed changing the meeting location. Upon motion by Director Gamba, the Board unanimously approved moving the meeting location to 4000 County Road 1152, Glenwood Springs, Colorado 81601.

Approval of Minutes – September 9, 2020      The minutes for the September 9, 2020 meeting were reviewed by the Board. Upon motion by Director Herriott and second by Director Gamba, the Board unanimously approved the minutes as presented.

Public Hearing to Consider 2022 Budget      Ms. Miller presented a proposed budget for 2022. Ms. Miller noted that notice of the public hearing for the budget was posted in three locations within the boundaries of the District and otherwise published in accordance with Colorado law. Upon motion of Director Gamba, Director Gamba opened the public hearing. No one providing any comments to the budget, upon motion by Director Gamba, Director Gamba closed the hearing.

Approval of 2022 Budget      Ms. Miller advised the Board of the details of the 2022 budget. Upon review and discussion and upon the motion of Director Herriott and second by Director Gamba the Board unanimously approved the proposed budget for 2022, subject to receipt of the final assessed value of the District by the County Assessor, and appropriated the funds, therefore. Pursuant to Colorado law, a mill levy of 35.000 mills will be certified for collection in 2022. The Board also authorized the execution of its budget resolution containing details of the Board action.

Approval of 2022 Annual Administrative Resolution      The directors discussed various administrative matters to be determined by the Board on an annual basis in order to comply with Colorado law. Ms. Miller presented the Board with a resolution designating officers for the District and establishing director compensation, regular meeting dates, notice provisions and other administrative matters. Upon motion of Director Gamba and second by Director Herriott the Board unanimously approved the annual administrative resolution.

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Consider Approval of 2022  
Compliance Resolution

Ms. Miller advised the Board the details of the 2022 Compliance Resolution. Upon motion of Director Herriott approved the 2022 Compliance Resolution and second by Director Gamba, the board unanimously approved the resolution.

Consider Resolution Waiving  
Workers' Compensation  
Insurance for 2022

Ms. Miller presented to the Board the Resolution Waiving Workers' Compensation Insurance for 2022. Upon motion by Director Herriott and second by Director Gamba, the Board unanimously approved the resolution.

Consider Approval of  
Resolution Calling and  
Election for May 3, 2022

Ms. Miller presented the Election Resolution. Director Herriott moved that the Board approve the Resolution as presented. Upon second by Director Gamba vote was taken, and motion carried unanimously.

Update on Legislation

Ms. Miller presented the Update on Legislation.

Other Business

Director Gamba announced his Resignation to the Board of Directors to be effective immediately.

Adjournment

There being no further business to come before the Board, upon motion and second, the Board unanimously adjourned the meeting. The next regular meeting of the Board is scheduled for the first Thursday of June and November at 12:00 p.m.

DocuSigned by:

*Doreen Herriott*

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Secretary for the District