

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS

OF

BIJOU CREEK METROPOLITAN DISTRICT

Held: Tuesday, December 3, 2019, at 10:00 A.M., at 2154 East Commons Avenue, Suite 2000, Centennial, Colorado

ATTENDANCE

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

Derek Williams
Glenn Kunkel
Teresa Williams

Also present was: Jennifer Gruber Tanaka, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law, District General Counsel; and Kimberly Johanns, Simmons & Wheeler, P.C., District Accountant.

ADMINISTRATIVE MATTERS

Call to Order and Confirmation of Quorum It was noted that a quorum of the Board was present, and, therefore, the meeting was called to order.

Declaration of Quorum and Confirmation of Director Qualifications Ms. Tanaka 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 Ms. Tanaka advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Ms. Tanaka 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. Ms. Tanaka noted that a quorum was present and 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.

Excusal of Absences The Board noted the absences of Darren Kunkel and Jennifer Kunkel and, upon vote, duly seconded, the Board unanimously excused their absences.

Approval of Agenda Ms. Tanaka presented the Board with the proposed agenda for the meeting. Upon motion of Mr. G. Kunkel, seconded by Mr. Williams, the Board unanimously approved the agenda as amended.

PUBLIC COMMENT None.

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

- a. Approved the Minutes from November 4, 2019 Special Meeting
- b. Adopted Resolution No. 2019-12-01: 2020 Annual Administrative Resolution
- c. Adopted Resolution No. 2019-12-02: Calling the May 5, 2020 Election
- d. Accepted the Unaudited Financial Statements as of October 31, 2019
- e. Approved the Renewal of Independent Contractor Agreement with Earnweald Consulting Services, LLC for Engineering Services (same scope and fees)

FINANCIAL MATTERS

Public Hearing on 2020 Budget and Consider Adoption of Resolution No. 2019-12-03 Adopting Budget, Imposing Mill Levy and Appropriating Funds Mr. G. Kunkel opened the public hearing on the 2020 budget. Ms. Tanaka noted that the notice of the budget hearing was published in accordance with Colorado law and that no objections were received prior to the hearing. Ms. Johanns reviewed the 2020 budget with the Board. There being no public comment, Mr. G. Kunkel closed the public hearing. The Board determined to levy 50 mills for the debt service fund and 0 mills for the general fund.

Upon motion of Mr. G. Kunkel, seconded by Mr. Williams, the Board unanimously approved the 2020 budget, as amended, and adopted Resolution No. 2019-12-03 Adopting Budget, Imposing Mill Levy and Appropriating Funds.

LEGAL MATTERS

February 2020 Election Ms. Tanaka reported that there were no more candidates who submitted a self-nomination form than positions up for re-election. As a result, by statute, the election has been cancelled and the directors have been elected by acclamation. Oaths will be administered within 30 days after the election date.

OTHER BUSINESS

Next Meeting Date The next regular meeting is scheduled for December 1, 2020, at 10:00 A.M.

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.

A handwritten signature in blue ink, appearing to read "Dee Will", is written above a horizontal line.

Secretary for the Meeting