

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS

OF

BIJOU CREEK METROPOLITAN DISTRICT

Held: Tuesday, July 20, 2021, at 10:00 A.M., *Via* Teleconference

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
Darin Kunkel
Jennifer Kunkel

Also present were: Jennifer Gruber Tanaka, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law, District General Counsel; Diane Wheeler, 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 that provided White Bear Ankele Tanaka & Waldron with notice of 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 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 participation of the members present was necessary to obtain a quorum or to otherwise enable the Board to act.

Approval of Agenda The Board reviewed the proposed agenda for the meeting. Upon a motion of Mr. G. Kunkel, seconded by Mr. D. Kunkel, the

Board unanimously approved the agenda as amended to add the ratification of claims under the Consent Agenda.

Excusal of Absence

The Board noted the absence of Ms. Williams. Upon a motion of Mr. G. Kunkel, seconded by Mr. D. Kunkel, the Board unanimously excused her absence.

PUBLIC COMMENT

None.

CONSENT AGENDA

The Board was presented with the Consent Agenda. Upon a motion of Mr. G. Kunkel, seconded by Ms. J. Kunkel, the following items on the consent agenda were unanimously approved, ratified and adopted:

- a. Approved the Minutes from October 19, 2020 Special Meeting
- b. Ratified the Payment of Claims as of February 28, 2021 (\$23,019.88)
- c. Approved the Payment of Claims as of July 20, 2021 (\$5,600.19)
- d. Accepted the Unaudited Financial Statements as of June 30, 2021

FINANCIAL MATTERS

2020 Audit

Ms. Wheeler presented the Board with the draft 2020 audit.

Upon motion of Mr. Williams, seconded by Mr. D. Kunkel, the Board unanimously accepted the 2020 audit and approved the execution of the client representative letter.

LEGAL MATTERS

Meeting Locations

Ms. Tanaka reported that HB 21-1278 passed which allows districts to meet electronically if they so desire.

Upon motion of Mr. G. Kunkel, seconded by Mr. Williams, the Board unanimously determined to meet electronically going forward unless otherwise directed by the Board.

OTHER BUSINESS

Next Meeting Date

Ms. Tanaka noted a conflict with the Board's next regular meeting date. The Board determined to conduct the next meeting on October 25, 2021 at 10:30 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.

Derek Williams
Derek Williams (Oct 28, 2021 13:27 MDT)

Secretary for the Meeting