

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE YARROW GARDENS METROPOLITAN DISTRICT HELD MARCH 8, 2021

A special meeting of the Board of Directors of the Yarrow Metropolitan District (referred to hereafter as the “District”) was convened on Monday, the 8th day of March, 2021, at 2:00 p.m. Due to concerns regarding the spread of the Coronavirus (Covid-19) and the benefits to the control of the spread of the virus by limiting in-person contact, this District Board Meeting was held by teleconference without any individuals (neither District Representatives nor the general public) attending in person. The meeting was open to the public by teleconference.

ATTENDANCE

Directors In Attendance Were:

Jeffrey Seibold
Stephen Myers
William “Bill” Rectanus
John “Jay” Garcia

Following discussion, upon motion duly made by Director Rectanus, seconded by Director S. Myers and, upon vote, unanimously carried, the absence of Director G. Myers was excused.

Following additional discussion, upon motion duly made by Director Rectanus, seconded by Director S. Myers and, upon vote, unanimously carried, the Board appointed Director S. Myers as Interim Acting President.

Also In Attendance Were:

David Solin and Peggy Ripko; Special District Management Services, Inc. (“SDMS”)

Elizabeth Dauer, Esq.; Seter & Vander Wall, P.C.

John Simmons; Simmons & Wheeler, PC

DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST

Disclosures of Potential Conflicts of Interest: The Board discussed the requirements pursuant to the Colorado Revised Statutes to disclose any potential conflicts of interest or potential breaches of fiduciary duty to the Board of Directors and to the Secretary of State.

Mr. Solin noted that a quorum was present and requested members of the Board 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

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the statute. Attorney Dauer noted that Disclosure Statements have been filed for all directors. Director Garcia disclosed his employer is NT Builders LLC, an affiliate of the developer.

ADMINISTRATIVE MATTERS **Agenda:** Mr. Solin distributed for the Board's review and approval, a proposed Agenda for the District's special meeting.

Following discussion, upon motion duly made by Director Rectanus, seconded by Director S. Myers and, upon vote, unanimously carried the Agenda was approved, as amended.

Approval of Meeting Location: 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, upon motion duly made by Director Rectanus, seconded by Director S. Myers and, upon vote, unanimously carried, the Board determined that due to concerns regarding the spread of the Coronavirus (Covid-19) and the benefits to the control of the spread of the virus by limiting in-person contact, this District Board Meeting would be held by teleconference and neither District Representatives nor the general public would attend in person. The Board further noted that notice of the time, date and location was duly posted and that they have not received any objections to the location or any requests that the meeting place be changed by taxpaying electors within its boundaries.

Designation of 24-Hour Posting Location: Following discussion, upon motion duly made by Director Rectanus, seconded by Director S. Myers, and upon vote unanimously carried, the Board determined that notices of meetings of the District Board required pursuant to Section 24-6-402(2)(c), C.R.S., shall be posted within the boundaries of the District as least 24 hours prior to each meeting at the following location: Northeast corner of the District, as depicted in the attached map.

Resolution Designating the Posting of the District's Meeting Notices and 24-Hour Posting Location: The Board reviewed a Resolution Designating the Posting of the District's Meeting Notices and 24-Hour Posting Location.

Following discussion, upon motion duly made by Director S. Myers, seconded by Director Seibold and, upon vote, unanimously carried, the Board adopted the Resolution Designating the Posting of the District's Meeting Notices and 24-Hour Posting Location.

Minutes: The Board reviewed the Minutes of the December 14, 2020 special meeting.

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Following discussion, upon motion duly made by Director Rectanus, seconded by Director Seibold and, upon vote, unanimously carried, the Minutes from December 14, 2020 special meeting was approved as presented.

PUBLIC COMMENTS

There were no public comments.

FINANCIAL MATTERS

Claims: Mr. Simmons reviewed with the Board the payment of claims for the period ending December 31, 2020, totaling \$34,254.44.

Following discussion, upon motion duly made by Director Rectanus, seconded by Director Garcia and, upon vote, unanimously carried, the Board ratified approved the payment of claims, as presented.

Unaudited Financial Statements: Mr. Simmons reviewed with the Board the unaudited financial statements for the period ending December 31, 2020.

Following discussion, upon motion duly made by Director S. Myers, seconded by Director Seibold and, upon vote, unanimously carried, the Board accepted the unaudited financial statements for the period ending December 31, 2020, as presented.

LEGAL MATTERS

Director Qualification Affidavits: Attorney Dauer and the Board entered into discussion regarding the delivery of the Director Qualification Affidavits. It was noted the Board members must complete the affidavits, have them notarized and returned to the Attorney's office.

COVENANTS, OPERATION, AND MAINTENANCE MATTERS OTHER BUSINESS

Snow Removal Operations: Ms. Ripko discussed with the Board the snow removal operations.


There were no other business matters.

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ADJOURNMENT

There being no further business to come before the Board at this time, upon motion duly made by Director S. Myers, seconded by Director Rectanus and upon vote, unanimously carried, the meeting was adjourned.

Respectfully submitted,

By: 
Secretary for the Meeting