

MINUTES OF A REGULAR MEETING OF THE BOARD
OF DIRECTORS OF JDV METROPOLITAN DISTRICT

Held: Thursday, November 10, 2022 at 1pm

The meeting was held via teleconference.

Attendance

The meeting referenced above was called and held in accordance with the applicable laws of the State of Colorado. The following directors were in attendance:

Gerald Roberts
David Lee
Joby Roberts
Dani Bisetti

Also present were: Heather L. Hartung, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law, District General Counsel; and Georgia Harland, Simmons & Wheeler, District Accountant.

Call to Order/Declaration of Quorum

It was noted that a quorum of the Board was present, and therefore called the meeting to order at 1:04pm.

Director Conflict of Interest Disclosures

Ms. Hartung advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Ms. Hartung reported that disclosures for those directors that provided White Bear Ankele Tanaka & Waldron 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. Hartung 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.

Approval of Agenda

The Board reviewed the proposed agenda for the meeting. After consideration, a motion was made to approve the agenda, as amended to remove Agenda Item 8.a..

Public Comment

None.

Consent Agenda

Ms. Hartung advised the Board that any item may be removed from the consent agenda to the regular agenda upon the request of any director. No items were requested to be removed from the consent agenda. Upon a motion duly made, the following items on the consent agenda were unanimously approved, ratified and adopted:

- a. September 28, 2022, Special Meeting Minutes;
- b. 2023 Annual Administrative Resolution;
- c. Notice to Electors Pursuant to § 32-1-809, C.R.S.;
- d. Resolution Designating the Location of Regular and Special Meetings; and
- e. Resolution Designating the District's 24-Hour Posting Location.

Insurance Matters

Discuss Reinstatement of General Liability Insurance and SDA Membership and Review Proposal for Renewal of General Liability Schedule and Limits and Property Schedule and Consider Approval and Authorization to Bind Coverage

Ms. Hartung and the Board discussed the recent cancellation of both the District's General Liability Insurance Policy and its SDA Membership due to non-payment and the possibility of renewal and reinstatement of the same. Following discussion, upon a motion duly made and seconded, the Board declined: (i) a General Liability Insurance Policy' (ii) an annual membership with the SDA; and (iii) Worker's Compensation coverage for members of the Board and legal counsel was instructed to file an Exclusion of Uncompensated Public Officials form with the Division of Worker's Compensation by or before the November 15, 2023 deadline.

Legal Matters

Consider Approval of Resolution Calling May 2, 2023 Election

Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the Resolution Calling May 2, 2023 Election.

Financial Matters

Conduct Public Hearing on 2022 Budget Amendment (if needed)

An amendment of the 2022 Budget was not needed.

Conduct Public Hearing on 2023 Budget and Consider Adoption of Resolution Adopting 2023 Budget, Imposing Mill Levy and Appropriating Funds

Director G. Roberts opened the public hearing on the proposed 2023 Budget. Ms. Hartung noted that the notice of public hearing was provided in accordance with Colorado law. No written objections were received prior to the meeting. There being no public comment, the hearing was closed.

Ms. Harland reviewed the 2023 Budget Resolution with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted Resolution Adopting the 2023 Budget, appropriating funds the refor and certifying 10 mills for the General Fund and 40 mills for the Capital Projects Fund. Ms. Harland will be responsible for filing the 2023 Budget with the Division of Local Government by or before the January 31, 2023 deadline.

Discuss 2022 Audit Exemption Application

Following discussion, upon a motion duly made and seconded, the Board approved Ms. Harland moving forward in preparing an Application for Exemption from Audit for the year ended December 31, 2022.

Other Business

The next regular meeting of the Board of Directors is scheduled for November 8, 2023 at 1pm and will be held via Zoom.

Adjourn

There being no further business to come before the Board and upon a motion duly made, seconded, and unanimously carried, the meeting was adjourned.

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

Dani Bisetti
Dani Bisetti (Nov 28, 2023 15:19 MST)

Secretary for the Meeting

The foregoing minutes were approved on the 8th day of November 2023.