

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
EAST SMOKY HILL METROPOLITAN DISTRICT NO. 2 (THE
“DISTRICT”)
HELD
AUGUST 8, 2023

A regular meeting of the Board of Directors of the East Smoky Hill Metropolitan District No. 2 (referred to hereafter as the “Board”) was convened on Tuesday, August 8, 2023 at 6:00 p.m. at 5430 S. Biscay Circle, Centennial, CO 80015 and via Microsoft Teams. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Thomas Tanner, President
Connie Buhlke, Vice President
Laura Embleton, Secretary
Bonnie Bowman, Treasurer
Charlotte Faris, Assistant Secretary

Also, In Attendance Were:

Denise Denslow, Shauna D’Amato, Rachel Alles, Jason Carroll and Enid Ruiz-Mattei; CliftonLarsonAllen LLP (“CLA”)
Stefanie Miller; FlowerScapes LLC

ADMINISTRATIVE MATTERS

Call to Order and Approval of Agenda: Director Tanner called the meeting to order at 6:01 p.m. Following review, upon a motion duly made by Director Bowman, seconded by Director Tanner and, upon vote, unanimously carried, the Board approved the agenda, as presented.

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. A quorum was present and it was requested that members of the Board 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 the statute. It was noted that no additional conflicts of interest were presented.

Quorum, Location of Meeting and Posting of Meeting Notice: The Board confirmed a quorum, the location of the meeting and the posting of the meeting notice.

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Public Comment: None.

CONSENT AGENDA

Minutes from the May 9, 2023 Meeting:

Resolution Designating Meeting Posting Location:

Following review, upon a motion duly made by Director Bowman, seconded by Director Buhlke and, upon vote, unanimously carried, the Board approved the Consent Agenda items, as presented.

FINANCIAL MATTERS

Unaudited Financial Statements as of June 30, 2023 and Cash Position

Report: Mr. Carroll reviewed the Financial Statements and Cash Position Report with the Board and provided an update on the District's bank account interest rate. Discussion ensued regarding revenue collection restrictions, impact on 2024 mill levy and Proposition HH. Following review and discussion, upon a motion duly made by Director Embleton, seconded by Director Bowman and, upon vote, unanimously carried, the Board accepted the Unaudited Financial Statements as of June 30, 2023 and Cash Position Report, as presented.

Bill.com Payments and Directors' Fees for the Period February 17 to June 30, 2023:

Mr. Carroll reviewed the Bill.com payments and Directors' Fees with the Board. Following review, upon a motion duly made by Director Embleton, seconded by Director Bowman and, upon vote, unanimously carried, the Board ratified and approved the Bill.com payments and Directors' Fees for the period February 17 to June 30, 2023, as presented.

MANAGER MATTERS

Park Equipment Maintenance and Updates: Director Tanner provided an update to the Board regarding park equipment maintenance and updates, noting that the equipment updates for the two playgrounds are completed and the underdrains are functioning properly. He stated that the fence at Lake and Lake Park is scheduled to be removed and he and Ms. D'Amato continue to work with Arapahoe County to gain approval for the shade structures.

LANDSCAPE UPDATE

Landscaping Activity: The Board discussed recent landscaping activity.

Proposals for Concrete Repair: Director Tanner reviewed the proposals for concrete repair with the Board, noting that the concrete is cracking where the tables and posts are standing at the playgrounds. He noted his recommendation of OnePro Services, noting that the HOA has worked with them previously. Following review and discussion, upon a motion duly made by Director Buhlke, seconded by Director Tanner and, upon vote, unanimously carried, the Board approved the proposal for concrete repair from OnePro Services, subject to the revision of the customer name from

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Westwind Management to the District.

Colorado Stone Works: This item was previously discussed.

Utility Engineering Systems: This item was previously discussed.

OnePro Services: This item was previously discussed.

Snowology: This item was previously discussed.

Flowerscapes: Ms. Miller provided an update to the Board regarding recent Flowerscapes activity, noting that she will continue to maintain flower beds until the first frost of the year. Director Tanner requested that Ms. Miller coordinate with him on any irrigation issues so he can communicate them with ColoradoScapes.

ColoradoScapes: Director Tanner provided an update to the Board regarding recent ColoradoScapes activity, noting that he meets with Mr. Cox once a week to discuss District repairs and enhancements.

Proposal for Tibet Park Enhancement in the Amount of \$3,735.70: Director Tanner reviewed the proposal with the Board. Following review, upon a motion duly made by Director Bowman, seconded by Director Embleton and, upon vote, unanimously carried, the Board approved the proposal for Tibet Park enhancement in the amount of \$3,735.70, as presented.

Proposal for Tree Removals and Replacements in the Amount of \$3,768.67: Director Tanner reviewed the proposal with the Board. Following review, upon a motion duly made by Director Bowman, seconded by Director Embleton and, upon vote, unanimously carried, the Board approved the proposal for tree removals and replacements in the amount of \$3,768.67, as presented.

Proposal for Powers & Sicily Median in the Amount of \$4,075.26: Director Tanner reviewed the proposal with the Board. Following review, upon a motion duly made by Director Bowman, seconded by Director Embleton and, upon vote, unanimously carried, the Board approved the proposal for Powers & Sicily median in the amount of \$4,075.26, as presented.

Proposal for Lake & Riviera Median in the Amount of \$920.57: Director Tanner reviewed the proposal with the Board. Following review, upon a motion duly made by Director Bowman, seconded by Director Embleton and, upon vote, unanimously carried, the Board

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approved the proposal for Lake & Riviera median in the amount of \$920.57, as presented.

Davey Tree: Director Tanner noted that he is working with Davey Tree on tree removal and upkeep.

BOARD MEMBER MATTERS

Status of Playground Shades: This item was previously discussed.

Homeowner Association: Mr. Tanner provided an update to the Board regarding the Homeowner Association, noting that the vacant seat on the Board was recently filled. He stated that many HOAs in the area are also experiencing irrigation issues resulting in poorly watered grass areas.

OTHER BUSINESS

Director Bowman noted she will reach out to Ms. Denslow's contact at the City of Aurora to request upkeep of the center medians on Riviera.

LEGAL MATTERS

None.

ADJOURNMENT

There being no further business to come before the Board at this time, Director Tanner adjourned the meeting at 6:48 p.m.

Respectfully submitted,

DocuSigned by:

Laura Embleton

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Secretary for the Meeting