

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS

OF

RIVERVIEW METROPOLITAN DISTRICT

Held: Monday, November 9, 2020 at 10:00 a.m.

Due to the Executive Order issued by Governor Polis on April 26, 2020, requiring all residents of the State of Colorado to stay-at-home to minimize the spread and impact of COVID-19, and the Updated Public Health Order 20-28 implementing the Executive Order, issued by the Colorado Department of Health and Environment (CDPHE) on April 26, 2020, the meeting was held via teleconference.

Attendance

The special meeting of the Board of Directors of Riverview Metropolitan District was called and held in accordance with the applicable laws of the State of Colorado. The following Directors, have confirmed their qualifications to serve, were in attendance:

Jim DeFrancia
Amy Brown
Chris Paoli

Also present were William P. Ankele, Jr., Esq., Zachary P. White, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law; Mark Scully, Green Courte Partners; Ryan Spaustat, Landmark Consultants, Inc., and Dan Bonner, THPK Certified Public Accountants.

Call to Order/Declaration of Quorum

It was noted that a quorum of the Board was present and the meeting was called to order. The Board recognized the resignation of Mark Scully and thanked him for his service to the Board.

Conflict of Interest Disclosures

Mr. Ankele advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Mr. Ankele 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. Mr. Ankele 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

Mr. Ankele presented the proposed agenda to the Board for consideration. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the agenda as presented.

Public Comment

None.

Consent Agenda

Mr. Ankele reviewed the items on the consent agenda with the Board. Mr. Ankele 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 and seconded, the following items on the consent agenda were unanimously approved, ratified and adopted:

- Minutes from May 11, 2020 Special Meeting
- 2021 Annual Administrative Resolution
- 2019 Annual Report
- Property and Liability Schedule and Limits
- 2019 Audit

Legal Matters

Consider Approval of Independent Contractor Agreement with Native Excavation for Snow Removal Services

Mr. Ankele presented the Independent Contractor Agreement with Native Excavation for Snow Removal Services to the Board. After discussion, the Board deferred action.

Discuss Memorandum re Website Options with SIPA and Heatherly Creative, LLC

Mr. Ankele discussed website creation and maintenance options between the Statewide Internet Portal Authority, and Heatherly Creative, LLC.

Consider Approval of Agreement with Heatherly Creative, LLC for Website Creation and Maintenance Services

Mr. Ankele presented the Agreement with Heatherly Creative, LLC for Website Creation and Maintenance Services to the Board. After discussion, upon a motion duly made and seconded, the Board approved the agreement and authorized legal counsel to work with Ms. Sosa to establish the website.

Construction Matters

Construction Status Update Mr. Spaustat provided a Construction Status Update to the Board. There are three outstanding construction matters to be completed:

- Striping – To be completed spring 2021
- Mailbox Kiosk – currently looking for available contractors
- 5th Street Improvements Requested by City (approx. \$200K)

Discussion Regarding Status of Release of Security from City Mr. Spaustat updated the Board regarding the status of public improvement warranty matters and noted to the Board that the warranty expires March 2021. Upon expiration of the warranty, an additional \$315K in surety can be released by the City.

Financial Matters

Consider Approval of Payables/Financials None. The Board requested more regular financial reports for review at board meetings.

Discussion Regarding Potential Bond Restructure The Board discussed efforts restructure the 2018 bonds. A refinance or restructure of the bonds is anticipated in 2021 in order to allow the properties in the District to become more competitive.

Public Hearing on 2020 Budget Amendment An amendment to the 2020 Budget was not needed.

Consider Adoption of Resolution Amending 2020 Budget An amendment to the 2020 Budget was not needed.

Public Hearing on 2021 Budget Director DeFrancia opened the public hearing on the proposed 2021 Budget. Mr. Ankele noted that the notice of public hearing was provided in accordance with Colorado law. No written objections have been received prior to the meeting. There being no public comment, the hearing was closed.

Consider Adoption of Resolution Approving 2021 Budget Mr. Bonner reviewed the 2021 Budget Resolution with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the Resolution adopting the 2021 Budget, appropriating funds therefor and certifying 10.000 mills for the General fund, and 50.000 mills for the Debt Service fund.

Other Business Next Meeting – February 8, 2021

Adjourn

There being no further business to come before the Board, and following discussion and upon a motion duly made, seconded and unanimously carried, the Board determined to adjourn the meeting.

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



Christopher Paoli (Mar 1, 2021 06:16 MST)

Secretary for the Meeting

The foregoing minutes were approved on the 8th day of February, 2021.