

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL MEETING OF
THE BOARD OF DIRECTORS OF THE
MOUNTAIN'S EDGE METROPOLITAN DISTRICT (THE "DISTRICT")
HELD
JUNE 26, 2023

A special meeting of the Board of Directors of the Mountain's Edge Metropolitan District (referred to hereafter as the "**Board**") was convened on June 26, 2023, at 2:00 p.m. via Microsoft Teams. The meeting was open to the public via video and telephone conference.

ATTENDANCE

Directors In Attendance Were:

George Turtle, President
Marie Watkins, Secretary
William Sweatt, Treasurer
Laura Murawski, Assistant Secretary
Joseph McDonald, Assistant Secretary

Also In Attendance Were:

Celeste Terrell and Lindsay Ross; CliftonLarsonAllen LLP
Elisabeth A. Cortese, Esq. and Emily Murphy, Esq.; McGeady Becher P.C.
Tim McCarthy and Kevin Crehan; Schedio Group, LLC (for a portion of the meeting)

ADMINISTRATIVE MATTERS

Disclosures of Potential Conflicts of Interest: The meeting was called to order.

Attorney Murphy discussed the requirements of Colorado law to disclose any potential conflicts of interest or potential breaches of fiduciary duty of the Board of Directors to the Secretary of State. The members of the Board were requested to disclose any potential conflicts of interest regarding any matters scheduled for discussion at this meeting. Attorney Murphy noted that the Board consists of homeowners and there were no disclosures of potential conflicts of interest filed with the Secretary of State, and no additional conflicts were disclosed at the meeting.

Quorum, Location of Meeting, Posting of Meeting Notice, and Agenda: A quorum was confirmed.

The Board discussed the requirements of Section 32-1-903(1), C.R.S., concerning the location of the District's Board meeting. The Board determined to conduct the meeting at the above-stated date and time via video and teleconference (Microsoft Teams). It was further noted that notice of the time, date, and location of the meeting was duly posted, and the District had not received any objections to the location of the meeting or any requests that the meeting be changed by taxpaying electors within the District's boundaries.

RECORD OF PROCEEDINGS

The agenda was presented for review. Following discussion, upon a motion duly made by Director Sweatt, seconded by Director Murawski and, upon vote, unanimously carried the Board approved the agenda.

Public Comment: There was no public comment.

MANAGER MATTERS

Drainage Issue and Landscaping Repairs Requested by an Owner: Ms. Terrell, Mr. McCarthy and Mr. Crehan provided an update to the Board relative to the mitigation efforts relative to the drainage issue. Ms. Terrell further noted that she had received an email from a homeowner regarding the District paying for landscaping repairs in his backyard.

Executive Session pursuant to Section 24-6-402(4)(b), C.R.S., to Receive Legal Advice Related to Drainage Issue and Landscaping Repairs Requested by Homeowner: Pursuant to Section 24-6-402(4)(b), C.R.S. and upon a motion duly made by Director McDonald, seconded by Director Sweatt and, upon vote, unanimously carried, the Board convened in Executive Session at 2:18 p.m. for the sole purpose of receiving legal advice from the District's attorneys on specific legal questions regarding drainage issues and landscaping repairs requested by an owner.

Furthermore, pursuant to Section 24-6-402(2)(d.5)(II)(B), C.R.S., no record or electronic recording will be kept of those portions of the Executive Session that, in the opinion of the Board's attorneys, constitute privileged attorney-client communication pursuant to Section 24-6-402(4)(b), C.R.S.

Upon a motion duly made by Director McDonald, seconded by Director Sweatt and, upon vote, unanimously carried, the Board reconvened in regular session at 2:37 p.m.

Upon a motion duly made by Director McDonald, seconded by Director Turtle and, upon vote, unanimously carried, the Board determined to deny the request from the homeowner for payment of landscaping repairs in the amount of \$4,000 due to lack of funding in the District's budget. The Board directed Ms. Terrell to notify the homeowner in writing of the Board's decision.

OTHER BUSINESS

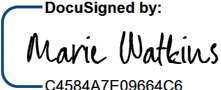
None.

ADJOURNMENT

There being no further business to come before the Board at this time, upon a motion duly made by Director McDonald, seconded by Director Sweatt and, upon vote, unanimously carried, the meeting was adjourned at 2:41 p.m.

RECORD OF PROCEEDINGS

Respectfully submitted,

By  _____
Secretary for the Meeting

RECORD OF PROCEEDINGS

ATTORNEY STATEMENT REGARDING PRIVILEGED ATTORNEY-CLIENT COMMUNICATION

Pursuant to Section 24-6-402(2)(d.5)(II)(B), C.R.S., I attest that, in my capacity as the attorney representing Mountain's Edge Metropolitan District (the "District"), I attended the executive session meeting of the District convened at 2:18 p.m. on June 26, 2023 for the sole purpose of receiving legal advice concerning the drainage issues and landscaping repairs requested by an owner, as authorized by 24-6-402(4)(b), C.R.S. I further attest it is my opinion that all of the executive session discussion constituted a privileged attorney-client communication as provided by Section 24-6-402(4)(b), C.R.S., and, based on that opinion, no further record, written or electronic, was kept or required to be kept pursuant to Section 24-6-402(2)(d.5)(II)(B), C.R.S.

Signed	<u>Elisabeth A. Cortese</u> Elisabeth A. Cortese, Esq.
Dated:	<u>08 / 14 / 2023</u>