

MINUTES OF A JOINT SPECIAL MEETING OF THE BOARDS OF DIRECTORS

OF

WEEMS NEIGHBORHOOD METROPOLITAN DISTRICT

Held: Thursday, May 28, 2020 at 11:30 a.m. at:

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

A Special Meeting of the Board of Directors of the Weems Neighborhood Metropolitan District, County of Boulder, Colorado (“**Board**”), was called and held as shown above and in accordance with the applicable statutes of the State of Colorado, with the following Directors present and acting:

Kennan Tompkins
Susan J. Weems
Kent Pedersen
Debra Hessler
Jennifer Waiton

Also present was:

Allison C. Fogg, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law, District General Counsel

Call to Order

It was noted that a quorum of the Board was present and called the meeting to order.

Conflict of Interest Disclosures

Ms. Fogg advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Ms. Fogg 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. Ms. Fogg inquired into whether members of the Board(s) 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 Ms. Fogg presented the Agenda to the Board for consideration. Following discussion, upon motion duly made and seconded, the Board unanimously approved the Agenda as presented.

Public Comment: None

Consent Agenda Ms. Fogg reviewed the items on the consent agenda with the Board. Ms. Fogg 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:

- a. Minutes from November 22, 2019 Special Meeting
- b. Resolution Establishing and Electronic Signature
- c. Amendment to Ditch Crossing and Easement Relocation Agreement

Development Matters

Discuss Development and Construction Updates No updates were provided.

Legal Matters

Discuss Proposed Exclusion by Property Owner Hearteye Village Land Company LLC from the District The Board engaged in general discussion regarding the possibility of an exclusion by property owner Hearteye Village Land Company LLC. The Board noted that an exclusion may not be necessary and deferred to discuss further at the next meeting. No further action was taken.

Financial Matters

Conduct Public Hearing on 2020 Budget Director Pedersen opened the public hearing on the proposed 2020 Budget. Ms. Fogg 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.

Following discussion, upon a motion duly made and seconded, the Board unanimously ratified the resolution adopting the 2020 Budget.

Consider Ratification
of 2019 Audit
Exemption

Ms. Fogg presented the 2019 Audit Exemption to the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously ratified the 2019 Audit Exemption.

Other Business

Adjourn

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

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



Secretary









2020-10-15 Weems Execution Packet

Final Audit Report

2020-10-26

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