

MINUTES OF A REGULAR MEETING OF THE BOARDS OF
DIRECTORS
OF
BROOMFIELD VILLAGE METROPOLITAN DISTRICT NO. 2
& FLATIRON MARKETPLACE METROPOLITAN DISTRICT
("Districts")

Held: Tuesday, October 5, 2021 at 11:00 a.m. via teleconference

Joint Meeting

The Boards of Directors of the Districts have determined to hold joint meetings of the Districts and to prepare joint minutes of action taken by the Districts in such meetings. Unless otherwise noted herein, all official action reflected in these minutes is the action of each of the Districts. Where necessary, action taken by an individual District will be so reflected in these minutes.

Attendance

A regular meeting of the Boards of Directors of the Broomfield Village Metropolitan District No 2 & Flatiron Marketplace Metropolitan District, County of Broomfield, Colorado ("**Boards**"), 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:

Michael Tamblyn
Richard Merkel

Also present were:

George M. Rowley, Esq., White Bear Ankele Tanaka & Waldron,
District General Counsel; Diane Wheeler, Simmons and Wheeler,
District Accountants; and Dave Holland, Provident Real Estate.

Call to Order

Director Tamblyn noted that a quorum of the Boards was present and called the meeting to order.

**Disclosure of
Potential Conflicts of
Interest**

Mr. Rowley advised the Boards that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Mr. Rowley 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 Boards at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Boards. Mr. Rowley inquired into whether members of the Boards 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 Boards to act.

Agenda The agenda for the District’s Regular Meeting was distributed for the Boards’ review. Following discussion and upon motion duly made and seconded the Boards unanimously approved the agenda as amended.

Acknowledgement of Director Olderman Resignation The Boards acknowledged the resignation of Director Olderman.

Public Comment None.

Consent Agenda Mr. Rowley provided the items on the consent agenda to the Boards. Mr. Rowley advised that any item can be removed from the consent agenda to the regular agenda upon a request from any Director. No items were requested to be moved from the consent agenda. Upon a motion duly made, seconded and unanimously carried, the Boards approved and adopted the following items:

- Minutes from March 9, 2021 Special Meeting
- 2020 Audit Exemption (Flatiron Marketplace)
- Special District Disclosures Pursuant to § 32-1-809, C.R.S.

Legal Matters

Adoption of Resolution Designating the Location of Meetings of the Boards of Directors Mr. Rowley presented the Boards with the Resolution Designating the Location of Meetings of the Boards of Directors for consideration. Following discussion, upon a motion duly made and seconded, the Boards unanimously adopted the resolution.

Legislative Updates Mr. Rowley presented the Boards with the legislative updates. No action taken.

Consider Adoption of Joint Resolution Calling May 2022 Election Mr. Rowley presented the Boards with Joint Resolution Calling May 2022 Election for consideration. Following discussion, upon a motion duly made and seconded, the Boards unanimously adopted the resolution.

Consider Adoption of Joint 2022 Annual Administrative Resolution Mr. Rowley presented the Boards with the Joint 2022 Annual Administrative Resolution for consideration. Following discussion, upon a motion duly made and seconded, the Boards unanimously adopted the resolution.

Renewal of Property and Liability Coverage and Workers Compensation Coverage and SDA Membership

Mr. Rowley presented the Boards with the Renewal of Property and Liability Coverage and Workers Compensation Coverage and SDA Membership for consideration. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the renewals.

Consider Approval of Joint Heather Sosa Creative Contract for Website Services

Mr. Rowley presented the Boards with the Joint Heather Sosa Creative Contract for Website Services for consideration. No action taken.

Discussion Regarding New Safety and Loss Prevention Grant Allocations

Mr. Rowley presented the Boards with the New Safety and Loss Prevention Grant Allocations. No action taken.

Consider Approval of Amended Joint Public Records Policy

Mr. Rowley presented the Boards with the Amended Joint Public Records Policy for consideration. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved to the policy.

Consider Approval of Reservation of Parking Spaces for the Health Clinic and Ride Share

The Broomfield Village Board discussed the reservation of parking spaces for the health clinic and ride share. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved four parking spots for the medical clinic, and up to fifteen parking spots for the ride share, subject to final review by legal counsel and Director Merkel.

Discuss Certification of Additional Costs

The Board engaged in general discussion regarding certification of additional costs. Mr. Hollard will reengage the engineer to certify the costs.

Financial Matters

Consider Acceptance of Unaudited Financials and Approval of Claims

Ms. Wheeler presented the unaudited financial statements to the Boards for consideration. Following discussion, upon a motion duly made and seconded, the Boards unanimously accepted the unaudited financials. No claims were presented.

Consider Approval of 2020 Audit

Ms. Wheeler presented the 2020 Audit to the Board of Broomfield Village Metropolitan District No. 2. Following discussion, upon a motion duly made and seconded, the Board of Broomfield Village Metropolitan District No. 2 unanimously accepted the 2020 Audit subject to receipt of a clean opinion letter from the auditor.

Consider Approval of
2021 Auditor
(Broomfield Village
No. 2)

Ms. Wheeler presented the 2021 Auditor to the Board of Broomfield Village Metropolitan District No. 2 for consideration. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved Hiratsuka and Associations if there is not more than a \$400 increase.

Public Hearing on
2021 Budget
Amendments

Director Tamblyn, opened the public hearing on the 2021 Budget Amendment for the Board of Broomfield Village Metropolitan District No. 2. Mr. Rowley noted that the notice of the public hearing was published in accordance with Colorado law. No written objections were received prior to the meeting. There being no public comment, the hearing was closed.

*Broomfield Village
Metropolitan District
No. 2*

Ms. Wheeler reviewed the 2021 Budget Amendment with the Board of Broomfield Village Metropolitan District No. 2. Following discussion, upon a motion duly made and seconded, the Board of Broomfield Village Metropolitan District No. 2 unanimously adopted the resolution amending the Debt Service Fund to \$7,500,000 and the Capital Fund to \$4,800,000.

The Board of Broomfield Village Metropolitan District No. 2 directed legal counsel and the District's accountant to file the 2021 Budget Amendment.

*Flatiron Metropolitan
District*

Director Tamblyn, opened the public hearing on the 2021 Budget Amendment for the Board of Flatiron Marketplace Metropolitan District. Mr. Rowley noted that the notice of the public hearing was published in accordance with Colorado law. No written objections were received prior to the meeting. There being no public comment, the hearing was closed.

Ms. Wheeler reviewed the 2021 Budget Amendment with the Board of Flatiron Marketplace Metropolitan District. Following discussion, upon a motion duly made and seconded, the Board of Flatiron Marketplace Metropolitan District unanimously adopted the resolution amending the General Fund to \$80,000.

The Board of Flatiron Marketplace Metropolitan District directed legal counsel and the District's accountant to file the 2021 Budget Amendment

Conduct 2021 Budget
Amendment Hearing
and Consider
Adoption of
Resolution to Amend
2021 Budget

Director Tamblyn opened the public hearing on the proposed 2022 Budgets. Mr. Rowley noted that the notice of public hearing was published in accordance with Colorado law in the *Broomfield Enterprise*. No written objections were received prior to the meeting. There being no public comment, the hearing was closed.

*Broomfield Village
Metropolitan District
No. 2*

Ms. Wheeler reviewed the 2022 Budget with the Board of Broomfield Village Metropolitan District No. 2. Following discussion, upon a motion duly made and seconded, the Board of Broomfield Village Metropolitan District No. 2 unanimously adopted the resolution adopting the 2022 Budget as discussed, appropriating funds therefore and certifying 5.000 mills for the general fund, and 50.00 mills for the debt service fund.

*Flatiron Metropolitan
District*

Ms. Wheeler reviewed the 2022 Budget with the Board of Flatiron Metropolitan District. Following discussion, upon a motion duly made and seconded, the Board of Flatiron Metropolitan District unanimously adopted the resolution adopting the 2022 Budget as discussed, appropriating funds therefore and certifying 20.000 mills for the general fund.

The Boards directed legal counsel and the District's accountant to certify the mill levies by December 15, 2021 and file the 2022 Budgets by January 30, 2022.

Other Business

None.

Adjournment

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

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

Rick Merkel

Secretary for the Meeting

The foregoing minutes were approved by the Boards of Directors on the 18th day of January, 2022.