

MINUTES OF A JOINT SPECIAL MEETING OF THE  
BOARDS OF DIRECTORS

OF

SENAC SOUTH METROPOLITAN DISTRICT NOS. 1-4

Held: Thursday, August 31, 2023 at 2:00 p.m. via teleconference.

**Attendance**

The joint special meeting referenced above was called and held in accordance with the applicable laws of the State of Colorado. The following Directors, having confirmed their qualifications to serve, were in attendance via teleconference:

Jerry Richmond  
Aaron Clutter

Also present via teleconference were Trisha K. Harris, Esq., White Bear Ankele Tanaka & Waldron, District General Counsel; Margaret Henderson, CliftonLarsonAllen, District Accountant; Rebecca Givens, Esq. and Moye White, Esq., legal counsel for JEN Colorado 19, LLC; and Eric Lee.

**Call to Order/Declaration  
of Quorum**

It was noted that a quorum of the Boards was present and the meeting was called to order at 2:05 p.m.

**Conflict of Interest  
Disclosures/Director  
Qualification**

Ms. Harris 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 Boards. Ms. Harris 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.

**Joint Meetings**

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.

**Approval of Agenda**

Ms. Harris reviewed the proposed agenda with the Boards. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the agenda as presented.

## **Board Vacancies**

Consider Appointment of Eligible Electors to the Boards of Directors

The Boards noted two eligible electors have expressed their interest in being appointed to the Boards, and that their qualifications have been confirmed. Following discussion, upon a motion duly made and seconded, the Boards unanimously appointed Eric Lee and Kurtis Williams to the Boards.

Administer Oaths of Office

Director Richmond administered the Oath of Office to Eric Lee.

**Consider Election of Officers**

Following discussion, upon a motion duly made and seconded, the Boards unanimously elected Jerry Richmond as President, Aaron Clutter as Vice President, Kurtis Williams as Treasurer and Eric Lee as Secretary.

**Public Comment**

None.

**Consent Agenda**

The Boards reviewed the items on the consent agenda. Ms. Harris advised the Boards that any item may be removed from the consent agenda to the special agenda upon a request from any Director. No items were requested to be removed from the consent agenda. Upon a motion duly made, seconded and unanimously carried, the Boards approved, ratified and adopted the following items:

- June 29, 2023 Joint special Meeting Minutes; and
- Special District Disclosure Pursuant to §32-1-809, C.R.S. (District Nos. 2-4).

## **Financial Matters**

Review Unaudited Financials, Schedule of Cash Position, Property Tax Statement and Claims

Ms. Henderson reviewed the unaudited financial statements, schedule of cash position, property tax statement and claims with the Boards. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the financial statements, schedule of cash position, property tax statement and claims.

Public Hearing on 2023 Budget (District No. 2)

Ms. Harris opened the public hearing on the proposed 2023 Budget. Ms. Harris noted that the notice of public hearing was provided in accordance with Colorado law. No written objections were received prior to the meeting. There being no public comment, the hearing was closed.

Consider Resolution Approving 2023 Budget (District No. 2)

Ms. Henderson reviewed the 2023 Budget Resolution with the Board of District No. 2. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution adopting the 2023 Budget and appropriating funds therefor as shown in the 2023 Budget, subject to receipt of final assessed valuation.

Public Hearing on 2023 Budget (District No. 3)

Ms. Harris opened the public hearing on the proposed 2023 Budget. Ms. Harris noted that the notice of public hearing was provided in accordance with Colorado law. No written objections were received prior to the meeting. There being no public comment, the hearing was closed.

Consider Resolution Approving 2023 Budget (District No. 3)

Ms. Henderson reviewed the 2023 Budget Resolution with the Board of District No. 3. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution adopting the 2023 Budget and appropriating funds therefor as shown in the 2023 Budget, subject to receipt of final assessed valuation.

Public Hearing on 2023 Budget (District No. 4)

Ms. Harris opened the public hearing on the proposed 2023 Budget. Ms. Harris noted that the notice of public hearing was provided in accordance with Colorado law. No written objections were received prior to the meeting. There being no public comment, the hearing was closed.

Consider Resolution Approving 2023 Budget (District No. 4)

Ms. Henderson reviewed the 2023 Budget Resolution with the Board of District No. 4. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution adopting the 2023 Budget and appropriating funds therefor as shown in the 2023 Budget, subject to receipt of final assessed valuation.

Consider Authorization of Filing 2023 Applications for Exemption from Audit (District Nos. 2-4)

Ms. Henderson presented the 2023 Applications for Exemption from Audit to the Boards of District Nos. 2-4. Following discussion, upon a motion duly made and seconded, the Boards of District Nos. 2-4 unanimously authorized the filing of the applications.

Other Financial Matters

None.

**Legal Matters**

Consider Approval of Funding and Reimbursement Agreement (Operations and Maintenance) between District No. 1 and JEN Colorado 19, LLC (District No. 1)

Ms. Harris presented the Funding and Reimbursement Agreement for Operations and Maintenance with JEN Colorado 19, LLC to the Board of District No. 1 for consideration. Following discussion, upon a motion duly made and seconded, the Board of District No. 1 unanimously approved the agreement.

Consider Resolution of the Boards of Directors Designating and Substituting the District's Designated Representative to the South Aurora Regional Improvement Authority Board of Directors

Ms. Harris presented the Resolution Designating and Substituting the District's Designated Representative to the South Aurora Regional Improvement Authority Board of Directors to the Boards for consideration. Following discussion, upon a motion duly made and seconded, the Boards unanimously adopted the resolution with Director Richmond as the designated representative and Director Clutter as the alternate representative.

Other Legal Matters

None.

**Consider Adoption of Resolutions Declaring Special District Inactive Status (District Nos. 2-4)**

Ms. Harris presented the Resolutions Declaring Special District Inactive Status to the Boards of District Nos. 2-4. Following discussion, upon a motion duly made and seconded, the Boards of District Nos. 2-4 unanimously adopted the resolutions.

**Other Business**

None.

**Adjourn**

There being no further business to come before the Boards, and following discussion and upon a 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.

*Eric J Lee*  
Eric J Lee (Dec 6, 2023 07:59 MST)

Secretary for the Meeting, District No. 1

The foregoing minutes were approved on the 28<sup>th</sup> day of November, 2023.

*Eric J Lee*  
Eric J Lee (Dec 6, 2023 07:59 MST)

Secretary for the Meeting, District No. 2

The foregoing minutes were approved on the 28<sup>th</sup> day of November, 2023.

*Eric J Lee*  
Eric J Lee (Dec 6, 2023 07:59 MST)

Secretary for the Meeting, District No. 3

The foregoing minutes were approved on the 28<sup>th</sup> day of November, 2023.

*Eric J Lee*  
Eric J Lee (Dec 6, 2023 07:59 MST)

Secretary for the Meeting, District No. 4

The foregoing minutes were approved on the 28<sup>th</sup> day of November, 2023.