

RECORD OF PROCEEDINGS

MINUTES OF THE SPECIAL MEETING OF THE BOARD OF DIRECTORS

OF

DACONO ESTATES METROPOLITAN DISTRICT

Held: Tuesday, December 10, 2019, at 2:00 PM at 1641 California Street, Suite 300, Denver, Colorado 80202

Attendance

The special meeting of the Board of Directors of the Dacono Estates Metropolitan District was called and held, as shown, in accordance with Colorado law. The following directors confirmed their qualification to serve on the Board:

Robert Swenson
Stephen Foley

Also present was Michael Davis, Miller & Associates Law Offices, LLC; and (by telephone) Bill Dohr.

Call to Order

Mr. Davis noted that a quorum of the Board was present and the Directors confirmed their qualification to serve.

Disclosure Matters

Mr. Davis advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. The Board reviewed the agenda for the meeting, following which each Board member confirmed the contents of written disclosures previously made, stating the fact and summary nature of any matters, as required under Colorado law, to permit official action to be taken at the meeting. Additionally, the Board determined that the participation of the members present was necessary to obtain a quorum or otherwise enable the Board to act.

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Director Swenson disclosed his interests as an owner of property within the District and his interest in Silver Peaks Development, LLC, which owns property within this District, as well as his financial interest in the property. Director Swenson also disclosed his position as an owner, agent or representative of FS Marketing and Development, LLC and FS Land, LLC. This disclosure is associated with items on the agenda that may affect his interests.

Director Foley disclosed his interests as an owner of property within the District and his interest in Silver Peaks Development, LLC, which owns property within this District, as well as his financial interest in the property. Director Foley also disclosed his position as an owner, agent or representative of FS Marketing and Development, LLC and FS Land, LLC. This disclosure is associated with items on the agenda that may affect his interests.

Written disclosures of the interests of all of the directors were filed with the Secretary of State prior to the meeting.

Approval of Minutes – July 10, 2019

The minutes for the July 10, 2019 meeting were reviewed by the Board. Upon motion by Director Foley and second by Director Swenson, the Board unanimously approved the minutes as presented.

Public Hearing to Consider 2019 Budget Amendment

Mr. Davis presented the proposed budget amendment for 2019. Mr. Davis noted that notice of the public hearing for the budget was posted in accordance with Colorado law. Upon motion by Director Swenson and second by Director Foley, Director Robert Swenson opened the public hearing. No one providing any comments to the budget, upon motion by Director Swenson and second by Director Foley, Director Robert Swenson closed the hearing.

Approval of 2019 Budget Amendment

Upon review and discussion of the 2019 budget amendment and upon the motion of Director Foley and second of Director Swenson, the Board unanimously approved the proposed budget amendment for 2019, and appropriated the funds therefor.

Public Hearing to Consider 2020 Budget

Mr. Davis presented a proposed budget for 2020. Mr. Davis noted that notice of the public hearing for the budget was posted in three locations within the boundaries of the District and otherwise published in accordance with Colorado law. Upon motion of Director Foley and second by Director Swenson, Director Robert Swenson opened the public hearing. No one providing any comments to the budget, upon motion by Director

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Foley and second by Director Swenson, Director Robert Swenson closed the hearing.

Approval of 2020 Budget

Mr. Davis advised the Board of the details of the 2020 budget. Upon review and discussion and upon the motion of Director Foley and second by Director Swenson, the Board unanimously approved the proposed budget for 2020, subject to receipt of the final assessed value of the District by the County Assessor, and appropriated the funds therefore. Pursuant to Colorado law, a mill levy of 55.664 mills will be certified for collection in 2020. The Board also authorized the execution of its budget resolution containing details of the Board action.

Approval of 2020 Annual Administrative Resolution

The directors discussed various administrative matters to be determined by the Board on an annual basis in order to comply with Colorado law. Mr. Davis presented the Board with a resolution designating officers for the District, addressing director compensation, establishing regular meeting dates and notice provisions, and other administrative matters. Upon motion of Director Swenson and second by Director Foley, the Board unanimously approved the annual administrative resolution.

Consider Resolution Waiving Workers' Compensation Insurance for 2020

Mr. Davis presented to the Board the Resolution Waiving Workers' Compensation Insurance for 2020. Upon motion by Director Swenson and second by Director Foley, the Board unanimously approved the resolution.

Consider 2019 Audit Exemption Resolution

Mr. Davis explained the statutory requirements for filing an audit and requesting an audit exemption and noted that because the District's revenues and expenditures did not exceed \$100,000 in 2019, it may be able to request an exemption from the State Auditor. Upon review and consideration, Director Swenson moved that the resolution be approved; upon second by Director Foley, the Board unanimously approved the 2019 audit exemption resolution.

Consider Approval of 2020 Election Resolution

Mr. Davis presented the Board a resolution authorizing the conduct of the May, 2020 director election. Upon motion by Director Swenson and second by Director Foley, the Board unanimously approved the resolution.

Discussion and Update Regarding Status of Development

The Board had a brief discussion regarding the current status of the development located within the boundaries of the District.

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Other Business

There was no other business at this time.

Adjournment

There being no further business to come before the Board, upon motion and second, the Board unanimously adjourned the meeting. The next regular meeting of the Board is scheduled for Thursday, May 7, 2020 at 1:00 PM

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Dianne Benitez

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Secretary for the District