

**MINUTES OF A SPECIAL MEETING OF
THE BOARD OF DIRECTORS OF THE
BELLEVIEW VILLAGE METROPOLITAN DISTRICT
("DISTRICT")
HELD
NOVEMBER 2, 2020**

A special meeting of the Board of Directors of the District (referred to hereafter as the "Board") was convened on Monday, the 2nd day of November, 2020, at 10:00 A.M. Due to concerns regarding the spread of the Coronavirus (COVID-19) and the benefits to the control of the spread of the virus by limiting in-person contact, the District Board meeting was held and properly noticed to be held via Zoom and teleconference. The meeting was open to the public.

Directors In Attendance Were:

Matt Hengel
Matt Jenkins
Eric Kubly
Jason Pock

Also, In Attendance Were:

MaryAnn McGeady, Esq. and Samantha Lillehoff, Esq.; McGeady Becher P.C.

Alex Fink; CliftonLarsonAllen LLP

Brittany Barnett and Jerry Jacobs; Timberline District Consulting, LLC

Kim Fiore; Independent District Engineering Services

DISCLOSURE OF
POTENTIAL
CONFLICTS OF
INTEREST

The Board noted that disclosures of potential conflict of interest statements for each of the Directors were filed with the Secretary of State seventy-two hours in advance of the meeting. Attorney McGeady requested that the Directors consider whether they had any additional conflicts of interest to disclose. Attorney McGeady noted for the record that there were no new disclosures made by the Directors present at the meeting and incorporated for the record those applicable disclosures made by the Board Members prior to this meeting and in accordance with the statutes.

ADMINISTRATIVE
MATTERS

Approval of Meeting Location: The Board confirmed the presence of a quorum. The Board entered into discussion regarding the requirements of Section 32-1-903(1), C.R.S., concerning the location of the District's Board meeting. Following discussion, and upon motion duly made by Director Pock, seconded by Director Hengel and, upon vote unanimously carried, the Board determined due to concerns regarding the spread of COVID-19, and the benefits to the control of the virus by limiting in-person contact, that the meeting would be held by video/telephonic means without any individuals (neither District representatives nor the general public) attending in person. The Board further noted that notice providing the time, date, video link and telephonic information was duly posted and that no objections, or any requests that the means of hosting the meeting be changed by taxpaying electors within the District's boundaries have been received.

Agenda: Attorney McGeady distributed for the Board's review and approval a proposed Agenda for the District's special meeting.

Following discussion, upon motion duly made by Director Pock, seconded by Director Hengel and upon vote unanimously carried, the Agenda was approved, as presented.

Public Comment: None.

Board Vacancy: Discussion ensued regarding a current vacancy on the Board. Following discussion, the Board directed staff to carry out actions necessary to qualify a candidate for appointment to the Board at the following Board meeting.

Minutes of the August 6, 2020 Special Meeting: Following discussion, upon motion duly made by Director Pock, seconded by Director Hengel and upon vote unanimously carried, the Minutes of the August 6, 2020 Special Meeting were approved, as presented.

2021 Regular Meeting Schedule/Resolution No. 2020-11-01; Resolution Establishing Regular Meeting Dates, Times and Location, and Designating Location for Posting of 24-Hour Notices ("Resolution No. 2020-11-01"): The Board determined to hold its regular meetings in 2021 on July 19 and November 1 at 10:00 a.m., at the offices of McGeady Becher P.C., 450 E. 17th Avenue, Suite 400, Denver, Colorado. Following discussion, upon a motion duly made by Director Pock, seconded by Director Hengel and upon vote unanimously carried, the Board adopted Resolution No. 2020-11-01.

District Insurance Coverage through the Colorado Special Districts Property and Liability Pool and the Special District Association (“SDA”): Attorney McGeady reviewed with the Board the statutory requirements for insurance coverage. Following discussion, upon a motion duly made by Director Hengel, seconded by Director Pock and upon vote unanimously carried, the Board approved renewing the District’s existing insurance coverage and instructed consultants to proceed accordingly. The Board further directed renewal of the District SDA membership for 2021.

§ 32-1-809, C.R.S. Reporting Requirements and Direct Mode of Eligible Elector Notification (“Transparency Notice”): Attorney McGeady discussed Transparency Notice requirements. Upon a motion duly made by Director Hengel, seconded by Director Kubly and upon vote unanimously carried, the Board directed that the Transparency Notice be posted on the SDA website (and also the District’s SIPA website, upon its creation).

**FINANCIAL
MATTERS**

Claims: Following discussion, upon a motion duly made by Director Hengel, seconded by Director Kubly and upon vote unanimously carried, the Board ratified approval of the payment of claims as represented in the amount of \$47,808.16.

September 30, 2020 Unaudited Financial Statements: Mr. Fink presented the September 30, 2020 Unaudited Financial Statements. Following discussion, upon a motion duly made by Director Hengel, seconded by Director Kubly and upon vote unanimously carried, the Board accepted the September 30, 2020 Unaudited Financial Statements.

Public Hearing on Amendment to 2020 Budget: The President opened the public hearing to consider an amendment to the 2020 Budget.

It was noted that publication of Notice stating that the Board would consider amendment of the 2020 Budget and the date, time and place of the public hearing was made in a newspaper having general circulation within the District. No written objections were received prior to the public hearing.

No public comments were received, and the public hearing was closed.

Following discussion, upon motion duly made by Director Hengel, seconded by Director Pock, and upon vote unanimously carried, the Board adopted Resolution No. 2020-11-02 to Amend the 2020 Budget.

Public Hearing on 2021 Budget: The President then opened the public hearing to consider the District's proposed 2021 Budget and to discuss related issues.

It was noted that publication of a Notice stating that the Board would consider adoption of the 2021 Budget, and the date, time and place of the hearing was made in a newspaper having general circulation within the District. No written objections were received prior to the public hearing.

No public comments were received, and the public hearing was closed.

Upon motion duly made by Director Hengel, seconded by Director Kubly, and upon vote unanimously carried, the Board approved the 2021 Budget, as discussed, and considered adoption of Resolution No. 2020-11-03 to Adopt the 2021 Budget and Appropriate Sums of Money and Resolution No. 2020-11-04 to Set Mill Levies (22.266 mills in the General Fund and 55.664 mills in the Debt Service Fund, for a total mill levy of 77.930 mills.) Following discussion, upon vote unanimously carried, the Board adopted the Resolutions and authorized execution of the Certification of Budget. The District Accountant was directed to transmit the Certification of Tax Levies to the Board of County Commissioners of Jefferson County not later than December 15, 2020. District Counsel was directed to transmit the Certification of Budget to the Division of Local Government no later than January 30, 2021.

Resolution Authorizing Adjustment of the District Mill Levy in Accordance with Colorado Constitution, Article X, Section 3: Upon motion duly made by Director Hengel, seconded by Director Kubly, and upon vote unanimously carried, the Board adopted Resolution No. 2020-11-05 Authorizing Adjustment of the District Mill Levy in Accordance with the Colorado Constitution, Article X, Section 3.

DLG-70 Mill Levy Certification Form: Following discussion, upon motion duly made by Director Hengel, seconded by Director Kubly, and upon vote unanimously carried, authorized the District Accountant to prepare and sign the DLG-70 Mill Levy Certification Form for certification to the Board of County Commissioners and other interested parties.

Preparation of 2020 Audit: Following discussion, upon motion duly made by Director Hengel, seconded by Director Kubly, and upon vote unanimously carried, the Board directed general counsel to obtain two proposals from auditors for the preparation of the 2020 Audit and authorized the District President to take actions needed to engage an auditor.

Appointment of District Accountant to Prepare 2022 Budget: Following discussion, upon a motion duly made by Director Hengel, seconded by Director Kubly and, upon vote unanimously carried, the Board approved the appointment of the District Accountant to prepare the 2022 Budget.

Cost Certification Report No. 2, prepared by Independent District Engineering Services, LLC: Ms. Fiore reported that Cost Certification Report No. 2 was not yet complete nor ready for approval at this time. The Board deferred taking action.

LEGAL
MATTERS

First Amendment to Multi-Year Operation Funding Agreement by and between the District and Richmond American Homes of Colorado, Inc.: Following discussion, upon a motion duly made by Director Hengel, seconded by Director Kubly and, upon vote unanimously carried, the Board approved the First Amendment to the Multi-Year Operation Funding Agreement.

Service Agreement for Snow Removal Services by and between the District and Michelle Goldsboro X, D/B/A Innovative Landscape Design, LLC: Following discussion, upon a motion duly made by Director Pock, seconded by Director Hengel and, upon vote unanimously carried, the Board approved a Service Agreement for Snow Removal Services by and between the District and Michelle Goldsboro X, D/B/A Innovative Landscape Design, LLC and authorized Director Pock to work with Ms. Barnett and general counsel to finalize the Agreement.

CONTINUING
DISCUSSION
ITEMS

Status of Master Declaration of Covenants, Conditions and Restrictions and Rules and Regulations for Belleview Village: The Board discussed the Covenants, Conditions and Restrictions as well as the Rules and Regulations; however, took no action at this time.

OTHER BUSINESS

Update on Status of Development within the District: The Board provided an update on the status of development within the District. It was noted that eighteen sales have occurred, and installation of landscaping is ongoing.


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ADJOURNMENT

There being no further business to come before the Board at this time, the meeting was adjourned.

Respectfully submitted,

By 
Secretary for the Meeting