

# RECORD OF PROCEEDINGS

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## MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE GREAT WESTERN PARK METROPOLITAN DISTRICT NO. 3 (THE “DISTRICT”) HELD JUNE 27, 2023

A Regular Meeting of the Board of Directors of the Great Western Park Metropolitan District No. 3 (referred to hereafter as “Board”) was convened on Tuesday, the 27<sup>th</sup> day of June, 2023, at 9:00 a.m. This District Board meeting was held by Zoom video/telephone conference. The meeting was open to the public.

### ATTENDANCE

#### Directors In Attendance Were:

Gregg A. Bradbury  
Jeffrey L. Nading  
Charles Church McKay  
Brandon Dooling  
Steven Nading

#### Also In Attendance Were:

David Solin; Special District Management Services, Inc.

Emily Murphy, Esq.; McGeady Becher P.C.

Joy Tatton; Simmons & Wheeler, P.C.

### PUBLIC COMMENT

There were no public comments.

### ADMINISTRATIVE MATTERS

**Disclosure of Potential Conflicts of Interest:** The Board discussed the requirements pursuant to the Colorado Revised Statutes to disclose any potential conflicts of interest or potential breaches of fiduciary duty to the Board of Directors and to the Secretary of State. Mr. Solin noted that a quorum was present and requested members of the Board to disclose any potential conflicts of interest with regard to any matters scheduled for discussion at this meeting, and incorporated for the record those applicable disclosures made by the Board members prior to this meeting in accordance with the statute. Attorney Murphy noted that the Directors’ Disclosure Statements for all of the Directors have been filed, and no additional conflicts were disclosed at the meeting.

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**Agenda:** The Board reviewed the proposed Agenda for the District's Regular Meeting.

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

**Location of Meeting / Posting of Notice:** The Board entered into a discussion regarding the requirements of Section 32-1-903(1), C.R.S., concerning the location of the District's Board meeting. The Board determined that the meeting would be held by video/telephonic means, and encouraged public participation via video or telephone. The Board further noted that notice of the time, date and location/manner of the meeting was duly posted and that the District had not received any objections to the video/telephonic manner of the meeting, or any requests that the video/telephonic manner of the meeting be changed by taxpaying electors within the District boundaries.

**Designation of 24-Hour Posting Location:** Following discussion, upon motion duly made by Director Bradbury, seconded by Director McKay and, upon vote, unanimously carried, the Board determined that notices of meetings of the District Board required pursuant to Section 24-6-402(2)(c), C.R.S., shall be posted on the District's website (<https://greatwesternparkmd3.colorado.gov>) at least 24 hours prior to each meeting. If the website is unavailable, notices will be physically posted at the northwest corner of Skyestone Parkway and Simms Street.

**Resignation and Appointment of Secretary to the Board:** The Board discussed the resignation of Jim Ruthven as Secretary to the Board and considered the appointment of David Solin as Secretary to the Board.

Following discussion, upon motion duly made by Director Dooling, seconded by Director S. Nading and, upon vote, unanimously carried, the Board acknowledged the resignation of Jim Ruthven as Secretary to the Board and appointed David Solin as Secretary to the Board.

**Minutes:** The Board reviewed the Minutes of the November 22, 2022 Regular Meeting.

Following discussion, upon motion duly made by Director McKay, seconded by Director S. Nading and, upon vote, unanimously carried, the Minutes of the November 22, 2022 Regular Meeting were approved.

**May 2, 2023 Regular Directors' Election:** Mr. Solin noted for the Board that the May 2, 2023 Regular Directors' Election was cancelled, as allowed under Colorado

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law, by the Designated Election Official because there were not more candidates than positions available on the Board of Directors. Directors Gregg Bradbury, Brandon Dooling and Charles McKay were each deemed elected to 4-year terms ending in May 2027.

**Appointment of Officers:** The Board entered into discussion regarding the appointment of officers. Following discussion, upon motion duly made by Director Bradbury, seconded by Director McKay and, upon vote, unanimously carried, the following slate of officers was appointed:

President	Gregg Bradbury
Treasurer	Jeffrey L. Nading
Secretary	David Solin
Assistant Secretary	Charles Church McKay
Assistant Secretary	Brandon Dooling
Assistant Secretary	Steven Nading

### **FINANCIAL MATTERS**

**Payment of Claims:** The Board reviewed and considered the ratification/approval of the payment of claims for the period of December 20, 2022 through May 31, 2023, in the amount of \$15,973.33, and for the period of June 1, 2023 through June 27, 2023 in the amount of \$2,826.01.

Following review and consideration, upon motion duly made by Director Bradbury, seconded by Director Dooling and, upon vote, unanimously carried, the Board ratified or approved the payment of claims, as presented.

**Unaudited Financial Statements:** Ms. Tatton reviewed with the Board the unaudited financial statements for the period ending March 31, 2023.

Following review, upon motion duly made by Director S. Nading, seconded by Director Bradbury and, upon vote, unanimously carried, the Board accepted the unaudited financial statements for the period ending March 31, 2023, as presented.

**2022 Budget Amendment:** The President opened the public hearing to consider amendment of the 2022 Budget and discuss related issues.

It was noted that publication of Notice stating that the Board would consider amendment of the 2022 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 this public hearing. There were no comments from the public in attendance and the public hearing was closed.

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Following review and discussion, upon motion duly made by Director Bradbury, seconded by Director J. Nading and, upon vote, unanimously carried, the Board adopted Resolution No. 2023-06-01 to Amend the 2022 Budget. A copy of the adopted Resolution is attached hereto and incorporated herein by this reference.

**2022 Audit:** Ms. Tatton reviewed the 2022 Audit with the Board.

Following discussion, upon motion duly made by Director Bradbury, seconded by Director J. Nading and upon vote, unanimously carried, the Board approved the 2022 Audit, subject to final review by counsel, and authorized execution of the Representations Letter.

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### **LEGAL MATTERS**

There were no legal matters presented.

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### **OTHER BUSINESS**

There was no other business.

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### **ADJOURNMENT**

There being no further business to come before the Board at this time, upon motion duly made by Director McKay, seconded by S. Nading and, upon vote, unanimously carried, the meeting was adjourned at 9:21 a.m.

Respectfully submitted,

By:   
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Secretary for the Meeting