

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS

OF

ASPEN STREET METROPOLITAN DISTRICT

Held: Thursday, May 27, 2021, at 11:00 A.M. *via* teleconference

Due to Executive Orders issued by Governor Polis and Public Health Orders implementing the Executive Orders, issued by the Colorado Department of Public Health and Environment (CDPHE), and the threat posed by the COVID-19 coronavirus, the meeting was held via teleconference.

ATTENDANCE

The meeting was held in accordance with the laws of the State of Colorado. The following directors were in attendance:

Ryan Aweida
James Aweida
Marlene Aweida
Kolby O'Herron
Derek Peterson

Also present were: Jennifer Gruber Tanaka, Esq., and Eve G. Velasco, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law, District General Counsel; and Diane Wheeler, Simmons & Wheeler, PC.

ADMINISTRATIVE MATTERS

Call to Order and Confirmation of Quorum It was noted that a quorum of the Board was present, and, therefore, the meeting was called to order.

Declaration of Quorum and Confirmation of Director Qualifications Ms. Tanaka noted that a quorum for the Board was present and that the directors had confirmed their qualification to serve.

Reaffirmation of Disclosures of Potential or Existing Conflicts of Interest Ms. Tanaka advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Ms. Tanaka reported that disclosures for those directors with 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 Board. Ms. Tanaka noted that a quorum was present and inquired into whether members of the Board 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 Board determined that the participation of the members present was necessary to obtain a quorum or to otherwise enable the Board to act.

Approval of Agenda

Ms. Tanaka presented the Board with the proposed agenda for the meeting. Upon motion of Mr. R. Aweida, seconded by Mr. O'Herron, the Board unanimously approved the agenda as amended to update item b under the Consent Agenda to reflect the claims as of April 12, 2021, and to remove item b under the Consent Agenda.

PUBLIC COMMENT

None.

CONSENT AGENDA

The Board was presented with the consent agenda items. Upon motion of Mr. R. Aweida, seconded by Mr. Peterson, the Board unanimously took the following actions:

- a. Approved the Minutes from March 9, 2021, Special Meeting
- b. Ratified the Payment of Claims as of April 12, 2021 (\$11,493.35)
- c. REMOVED

FINANCIAL MATTERS

Update on 2021 Bonds

Ms. Tanaka reported that the Bonds closed successfully on May 12, 2021, and congratulated the Board on a successful issuance.

Public Hearing for 2021 Budget Amendment and Adoption of Resolution No. 2021-05-01: Resolution to Amend 2021 Budget

Mr. R. Aweida opened the public hearing on the 2021 budget amendment. Ms. Tanaka reported that the public hearing was published in accordance with Colorado law and no objections were received prior to the hearing. Ms. Wheeler reviewed the amendment with the Board noting that the amendment is necessary due to the increased project fund revenues from the Bonds. There being no public comment, Mr. R. Aweida closed the public hearing.

Upon motion of Mr. R. Aweida, seconded by Ms. M. Aweida, the Board unanimously adopted Resolution No. 2021-05-01: Resolution to Amend 2021 Budget.

LEGAL MATTERS

None.

OTHER BUSINESS

Next Meeting Date

The next regular meeting is scheduled for December 8, 2021, at 11:00 A.M.

ADJOURNMENT

There being no further business to be conducted, the meeting was adjourned.

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

James Aweida

James Aweida (Dec 15, 2021 11:49 MST)

Secretary for the Meeting