

RECORD OF PROCEEDINGS

MINUTES OF THE SPECIAL MEETING OF THE BOARD OF DIRECTORS

OF THE

STERLING HILLS WEST METROPOLITAN DISTRICT

Held: Thursday, April 27, 2023, at 6:30 p.m., via video conference at <https://us06web.zoom.us/j/85950233760?pwd=MWYrNkVSZEtKWURQOFg4bkY4bytkUT09> or by telephone conference at Dial-In Number: 346-248-7799; Meeting ID: 859 5023 3760, Passcode: 910135. Notices advising members of the public of the login URL and call-in number to join the meeting were posted on the District's website and at the District's regular posting location.

Attendance:

A special meeting of the Board of Directors of the Sterling Hills West Metropolitan District was scheduled in compliance with the laws of the State of Colorado.

The following directors were in attendance:

Juliet Uhlott, President
Michael Lenz, Treasurer
Albertain Ransom, Secretary
CJ Matthews, Assistant Secretary

The following director was absent:

Christine Hatter, Assistant Secretary

Also present were:

Jennifer L. Ivey, Icenogle Seaver Pogue, P.C.; Edward W. (Ted) Laves, Colorado Special District Management and Operations; and Jenna Trujillo, CliftonLarsonAllen LLP

1. Call to Order / Declaration or Quorum: Director Uhlott, noting the presence of a quorum, called to order the special meeting of the Board of Directors (the "Board") of the Sterling Hills West Metropolitan District (the "District") at approximately 6:34 P.M.
2. Approval of/Additions After review and discussion, upon the motion of Director Matthews

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to/Deletions from
Agenda:

and second of Director Ransom, the Board unanimously approved the agenda, as presented.

3. Director Matters -

Conflicts of Interest:

Ms. Ivey advised the Board that pursuant to Colorado law, certain disclosures by the Board members may be required prior to taking official action at the meeting. The Board then reviewed the agenda for the meeting, following which each Board member confirmed the contents of any written disclosure 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.

4. Public Comment:

None.

5. Repairs to Irrigation
Line:

Mr. Laves discussed with the Board the repairs necessary to the 3-inch irrigation line beneath South Argonne Street between East LaSalle Place and Vassar Drive which was hit by a subcontractor working with Lumen installing cable. Ms. Ivey discussed with the Board the requirements of Colorado's excavation damage prevention law, Sections 9-1.5-101 *et seq.*, C.R.S. and the inability of the District to locate its lines due to the fact that it does not have as-builts and there are no sensor wires installed with the irrigation lines.

The Board discussed filing a complaint with the PUC or other appropriate authorities to note the inability of this District and other similarly situated special districts and providers to protect against losses occurring as a result of incidents like this. Following further discussion and review, upon motion by Director Matthews, second by Director Ransom, and unanimous vote, the Board approved Mr. Laves engaging a contractor to investigate and make necessary repairs to the irrigation line beneath South Argonne Street between East LaSalle Place and Vassar Drive for an amount not-to-exceed \$20,000, or an amount not-to-exceed \$22,000 with the installation of sensor wires that allows the line to be located, and up to an amount not-to-exceed \$30,000 as a maximum contingency authorization to Mr. Laves in the event that additional damage is discovered (with repairs that are discovered that would be considered normal maintenance, *e.g.*, sprinkler head replacements being counted toward the existing budget line item and not being considered part of this authorization).

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6. Pond Vegetation Oversight Consulting: Mr. Laves presented to and reviewed with the Board a proposal for pond vegetation oversight consulting.
- Following discussion and review, upon motion by Director Uhlott, second by Director Matthews, and unanimous vote, the Board approved entering into a contract with Corvus Environmental Consulting, LLC for pond vegetation oversight consulting in an amount not to exceed \$11,880.00.
7. Other Business: None.
10. Adjournment: There being no further business to come before the Board, upon motion of Director Matthews, second of Director Ransom and majority vote, the meeting was adjourned at 7:09 p.m.

DocuSigned by:

Alberteen Ransom

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Secretary of the Meeting