

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 7 HELD FEBRUARY 17, 2023

A Regular Meeting of the Board of Directors (referred to hereafter as the "Board") of the Colorado International Center Metropolitan District No. 7 (referred to hereafter as the "District") was convened on Friday, the 17th day of February, 2023, at 10:00 a.m. This District Board meeting was held and properly noticed to be held via Zoom. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Timothy D'Angelo
Todd Witty
Theodore Laudick

Also In Attendance Were:

Ann E. Finn; Special District Management Services, Inc.

Erica Montague, Esq.; McGeady Becher P.C.

Zach Leavitt; CliftonLarsonAllen LLP (for a portion of the meeting)

Paul Hyde; Hyde Development (for a portion of the meeting)

DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST

Disclosure of Potential Conflicts of Interest: The Board noted it was in receipt of disclosures of potential conflicts of interest statements for each of the Directors and that the statements had been filed with the Secretary of State at least seventy-two hours in advance of the meeting. Attorney Montague requested that the Directors review the Agenda for the meeting and advise the Board of any new conflicts of interest which had not been previously disclosed. No further disclosures were made by Directors present at the meeting.

ADMINISTRATIVE MATTERS

Location of Meeting and Posting of Notices: 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 this 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

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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 D'Angelo, seconded by Director Witty, 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 at least 24 hours prior to each meeting on the District's website at: <https://cicmetrodistricts7and11.com/> or if posting on the website is unavailable, notice will be posted at the easternmost point accessible on the north side of E. 64th Avenue, Aurora, Colorado.

Agenda: Ms. Finn distributed for the Board's review and approval a proposed Agenda for the District's Regular Meeting.

Following discussion, upon motion duly made by Director D'Angelo, seconded by Director Witty and, upon vote, unanimously carried, the Agenda was approved, as presented.

Consent Agenda: The Board considered the following actions:

- Approve the Minutes of the December 16, 2022 Regular Meeting.

Following review, upon motion duly made by Director D'Angelo, seconded by Director Witty and, upon vote, unanimously carried, the Board approved and/or ratified approval of, as appropriate, the above actions.

**PUBLIC
COMMENTS**

There were no public comments.

**FINANCIAL
MATTERS**

Unaudited Financial Statements / Cash Position Statement: There were no financial statements or cash position statement presented.

Payment of Claims: There were no claims presented.

LEGAL MATTERS

Facilities Acquisition Agreement by and between Colorado International Center Metropolitan District No. 7, DG Strategic VI, LLC, and Highpoint North Acquisition, LLC: The Board deferred discussion.

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First Amendment to Amended and Restated Intergovernmental Agreement – Regarding Cost Sharing of the Extension of Denali Street (60th Avenue to 66th Avenue) by and between HM Metropolitan District No. 1, Aurora High Point at DIA Metropolitan District, and Colorado International Center Metropolitan District No. 7: The Board reviewed the First Amendment to Amended and Restated Intergovernmental Agreement – Regarding Cost Sharing of the Extension of Denali Street (60th Avenue to 66th Avenue) by and between HM Metropolitan District No. 1, Aurora High Point at DIA Metropolitan District, and Colorado International Center Metropolitan District No. 7.

Following review, upon motion duly made by Director D’Angelo, seconded by Director Witty and, upon vote, unanimously carried, the Board approved the First Amendment to Amended and Restated Intergovernmental Agreement – Regarding Cost Sharing of the Extension of Denali Street (60th Avenue to 66th Avenue) by and between HM Metropolitan District No. 1, Aurora High Point at DIA Metropolitan District, and Colorado International Center Metropolitan District No. 7.

CAPITAL MATTERS

66th/68th and Denali Project (“Project”):

Engineer’s Report and Certification #02, dated and prepared by Ranger Engineering, LLC: There was no report at this time.

Dandelion Draw, No Name Pond and the 68th Avenue/Loop Road west of Gun Club Road: Mr. Laudick reported the grading work has been approved for Dandelion Draw, No Name Pond, and 68th Avenue, and noted the civil plans are under second review by the City of Aurora. He also noted the civil design plans for Loop Road should be completed and approved by the City in early May.

66th/68th Ave. and Denali Project: Mr. Laudick reported the work has been delayed due to the weather.

66th, 68th Ave. and Denali St. Street Light Project (“Street Light Project”): Following review and discussion, upon motion duly made by Director D’Angelo, seconded by Director Laudick and, upon vote, unanimously carried, the Board approved the award of the contract for the Street Light Project to Dynalectric Company in the amount of \$456,635, and authorized Director D’Angelo to review and approve the proposal from Xcel Energy to power up the lights, subject to ratification by the Board.

OTHER BUSINESS None.

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ADJOURNMENT

There being no further business to come before the Board at this time, upon motion duly made by Director D'Angelo, seconded by Director Witty and, upon vote, unanimously carried, the meeting was adjourned.

Respectfully submitted,

By: 
Secretary for the Meeting