

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE COLORADO INTERNATIONAL CENTER METROPOLITAN DISTRICT NO. 7 HELD MARCH 24, 2022

A Special 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 Thursday, the 24th day of March, 2022, at 4:00 p.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 (for a portion of the meeting)

Also In Attendance Were:

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

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

Jason Carroll; CliftonLarsonAllen LLP

Paul Hyde; Hyde Development

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 Becher 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

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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.

Agenda: Ms. Finn 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 D'Angelo, seconded by Director Witty and, upon vote, unanimously carried, the Agenda was approved, as amended.

Consent Agenda: The Board considered the following actions:

- Approve Minutes from the December 31, 2021 and January 24, 2022 Special Meetings, and the February 18, 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 action.

May 3, 2022 Regular Election: Ms. Finn noted for the Board that the May 3, 2022 Directors' Election was cancelled, as allowed under Colorado law, by the Designated Election Official because there were no more candidates than positions available on the Board of Directors. Director Laudick was deemed elected to a 3-year term ending in May 2025.

**PUBLIC
COMMENT**

There were no public comments.

**FINANCIAL
MATTERS**

Preparation of the 2021 Audit: The Board deferred discussion.

Investment Direction Letter: Mr. Carroll presented to the Board the Investment Direction Letter.

Following review and discussion, upon motion duly made by Director D'Angelo and seconded by Director Witty and upon vote, unanimously carried, the Board determined to invest funds in CSAFE, and authorized execution of the Investment Direction Letter.

LEGAL MATTERS

Facilities Completion Agreement: The Board reviewed the Facilities Completion Agreement by and between Colorado International Center Metropolitan District No. 7, Colorado International Center Metropolitan District No. 11, Highpoint North

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Acquisition, LLC, Highpoint North Bulwip Acquisition, LLC, and DG Strategic VII, LLC.

Following review and discussion, upon motion duly made by Director D'Angelo and seconded by Director Witty and upon vote, unanimously carried, the Board ratified approval of the Facilities Completion Agreement by and between Colorado International Center Metropolitan District No. 7, Colorado International Center Metropolitan District No. 11, Highpoint North Acquisition, LLC, Highpoint North Bulwip Acquisition, LLC, and DG Strategic VII, LLC.

CAPITAL MATTERS

66th/68th and Denali Project ("Project")

Bids: Director Laudick reported to the Board that he received five bids for the 66th/68th and Denali Project. He reviewed the bids with the Board and recommended the contract be awarded to Duran Excavating, Inc., as the lowest responsible bidder for the Project.

Award Contract: The Board discussed awarding the contract to Duran Excavating, Inc.

Following review and discussion, upon motion duly made by Director D'Angelo and seconded by Director Witty and upon vote, unanimously carried, the Board awarded the contract to Duran Excavating, Inc., in the amount of \$4,752,980.

Notice of Award and Notice to Proceed: The Board discussed the issuance of the Notice of Award and Notice to Proceed for the Project.

Following discussion, upon motion duly made by Director D'Angelo and seconded by Director Witty and upon vote, unanimously carried, the Board authorized Director Laudick to issue the Notice of Award and Notice to Proceed to the contractor.

Construction Contract: The Board discussed the Construction Contract with Duran Excavating, Inc.

Following review and discussion, upon motion duly made by Director D'Angelo and seconded by Director Witty and upon vote, unanimously carried, the Board approved the Construction Contract with Duran Excavating, Inc.

Design Work for Dandelion Draw, No Name Pond and the 68th Avenue/Loop Road west of Gun Club Road: Director Laudick reported the design work for Dandelion Draw has been submitted to the City of Aurora, the design work for the

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No Name Pond will be submitted in the near future and the 68th Avenue/Loop Road design work will be submitted on April 12, 2022.

OTHER BUSINESS None.

ADJOURNMENT

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

Respectfully submitted,

By:  _____
Secretary for the Meeting