

**MINUTES OF A SPECIAL MEETING  
OF THE BOARD OF DIRECTORS OF THE  
HORIZON METROPOLITAN DISTRICT NO. 3  
HELD  
FEBRUARY 6, 2020**

A special meeting of the Board of Directors (hereinafter referred to as the “Board”) of the Horizon Metropolitan District No. 3 (the “District”) was held on February 6, 2020 at 9:00 a.m. at CliftonLarsonAllen LLP (“CLA”) at 8390 E. Crescent Pkwy, Suite 300 Greenwood Village, CO 80111.

Directors In Attendance Were:

Karen Voit  
Lisa Garcia

Also present were:

Chris Sherwood & Nikki Erbele; LendLease  
Jason Carroll, Margaret Henderson & Patrick Shannon;  
CliftonLarsonAllen LLP  
Megan Becher, Esq.; McGeady Becher P.C.  
Eric Keesen; BrightView Landscape Services, Inc.

Administrative  
Matters

Potential Conflict of Interest Disclosures

The Board noted that disclosures of potential conflict of interest statements for each of the Directors were filed with the Secretary of State seventy-two hours in advance of the meeting. Ms. Becher requested that the Directors consider whether they had any additional conflicts of interest to disclose. Ms. Becher noted for the record that there were no new disclosures made by the Directors present at the meeting and incorporated for the record those applicable disclosures made by the Board Members prior to this meeting and in accordance with the statutes.

Resolution Declaring Return to Active Status and authorize District  
Consultants to take any necessary actions in connection therewith

Following discussion, upon a motion duly made by Director Voit, seconded by Director Garcia and, upon vote, unanimously carried, the Board adopted Resolution Declaring Return to Active Status and authorized District Consultants to take any necessary actions in connection therewith.

Agenda

Following review and discussion, upon a motion duly made by Director Voit, seconded by Director Garcia and, upon vote unanimously carried, the Board approved the Agenda, as presented.

Meeting Location

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. Following discussion, and upon motion duly made by Director Voit, seconded by Director Garcia and, upon vote unanimously carried, the Board determined that because there was not a suitable or convenient location within its boundaries, to conduct this meeting, it was determined to conduct the meeting at the above-stated location. The Board further noted that notice of this location was duly posted and that they have not received any objections to the location or any requests that the meeting place be changed by taxpaying electors within its boundaries.

Public Comment

None.

Minutes of the November 12, 2010 Special Meeting

Following discussion, upon a motion duly made by Director Voit, seconded by Director Garcia and upon vote, unanimously carried, the Board ratified approval the November 12, 2010 Special Meeting Minutes, as presented.

Board Vacancy/Appointment of Director

Following discussion, upon a motion duly made by Director Voit, seconded by Director Garcia and, upon vote, unanimously carried the Board appointed Nikki Erbele to serve on the Board. The oath of Director was administered.

Appointment of Officers:

Following discussion, upon a motion duly made by Director Voit, seconded by Director Garcia and, upon vote, unanimously carried, the Board appointed the following officers:

President: Karen Voit

Treasurer/Assistant Secretary: Nikki Erbele

Secretary: Lisa Garcia

New Legislation Regarding Posting of Meeting Notices

Ms. Becher reviewed the new legislation regarding posting of meeting notices with the Board.

Eligible Entity Agreement by and between Horizon Metropolitan District No. 3 (“District”) and the Statewide Internet Portal Authority of the State of Colorado

Following discussion, upon a motion duly made by Director Garcia, seconded by Director Voit and, upon vote, unanimously carried, the Board approved the Eligible Entity Agreement by and between the District and the Statewide Internet Portal Authority of the State of Colorado (“SIPA”).

Insurance Renewal, Insurance Schedules and Renewal of Special District Association (“SDA”) Membership

Mr. Shannon noted that the District’s 2020 insurance is being processed and that payment of insurance will be included on the next meeting’s claims.

Section 32-1-809, C.R.S. reporting requirements (Transparency Notice) and mode of eligible elector notification (post on SDA website)

The Board directed that the Transparency Notice be posted on the SDA website, in compliance with Section 32-1-809 C.R.S.

Financial Matters

2010 Audit Exemption

Mr. Carroll reviewed the 2010 Audit Exemption with the Board.

Following discussion, upon a motion duly made by Director Voit, seconded by Director Garcia and, upon vote, unanimously carried, the Board ratified approval of preparation, execution and filing of the 2010 Application for Exemption from Audit.

District Accountant to Prepare 2020 Budget

Upon a motion duly made by Director Voit, seconded by Director Garcia and, upon vote, unanimously carried, the Board ratified approval of appointment of the District Accountant to prepare the 2020 Budget.

Public Hearing on 2020 Budget

The Board opened the public hearing to consider the District's proposed 2020 Budget and discuss related issues.

It was noted that publication of a Notice stating that the Board would consider adoption of the 2020 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 the public hearing. There was no public in attendance. The public hearing was closed.

Mr. Carroll reviewed the proposed 2020 expenditures. Following review and discussion, upon a motion made by Director Garcia, seconded by Director Voit and, upon vote unanimously carried, the Board adopted the Resolution to Adopt the 2020 Budget and Appropriate Sums of Money. The District directed CLA to file all required documentation with the appropriate state agencies.

Appointment of District Accountant to Prepare 2021 Budget

Following discussion, upon a motion duly made by Director Voit, seconded by Director Garcia and, upon vote, unanimously carried, the Board approved appointment of CLA to prepare the 2021 Budget.

Legal Matters

Resolutions Calling May 2012, 2014, 2016 and 2018 Elections

Upon a motion duly made by Director Voit, seconded by Director Garcia and, upon vote, unanimously carried, the Board ratified adoption of Resolutions Calling the May 2012, 2014, 2016 and 2018 Elections.

Resolution Regarding Colorado Open Records Act Requests

Following review, upon a motion duly made by Director Voit, seconded by Director Garcia and, upon vote, unanimously carried, the Board adopted the Resolution Regarding Colorado Open Records Act Requests.

Resolution Regarding the Retention and Disposal of Public Records and Adopting a Public Records Retention Schedule

Following review, upon a motion duly made by Director Voit, seconded by Director Garcia and, upon vote, unanimously carried, the Board adopted the Resolution Regarding the Retention and Disposal of Public Records and Adopting a Public Records Retention Schedule.

Public Hearing on Inclusion of Real Property owned by HUMF1 LLC

The Board opened the public hearing to consider the inclusion of approximately 9.3 acres of property owned by HUMF1 LLC into the District boundaries.

It was noted that publication of a Notice stating that the Board would consider inclusion of property, 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 the public hearing. There was no public in attendance. The public hearing was closed.

Following discussion, upon a motion duly made by Director Voit, seconded by Director Garcia and, upon vote, unanimously carried, the Board approved adoption of Resolution for Inclusion of Real Property.

Resolution Calling a Regular Election on May 5, 2020 (“Election Resolution”), appointing the Designated Election Official (“DEO”), and authorizing the DEO to perform all tasks required for the conduct of a polling place or mail ballot election

Ms. Becher reviewed the Election Resolution with the Board.

Following review, upon a motion duly made by Director Voit, seconded by Director Garcia and, upon vote, unanimously carried the Board adopted the Election Resolution and appointed the DEO and authorized the DEO to perform all tasks required for the conduct of a mail ballot election.

Update on McGeady Becher P.C. District Records Retention Policy

Ms. Becher provided a review of the updated District Records Retention Policy. Ms. Becher will provide a copy for the Board to review and approve at the next Board meeting.

Manager Matters

Other

None.

Director Items

Status of Development Activity

Director Voit provided an update on development activity, noting lots are projected to be sold in May, with residents anticipated in 2020. Director Voit noted being under contract with Meritage for Phase II development and working on a multifamily partner.

Adjournment

Upon a motion duly made by Director Voit, seconded by Director Garcia and, upon vote, unanimously carried, the meeting was adjourned at 10:23 a.m.

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Secretary