

## RECORD OF PROCEEDINGS

---

MINUTES OF A SPECIAL MEETING OF  
THE BOARD OF DIRECTORS OF THE  
HORIZON METROPOLITAN DISTRICT NO. 1 (THE “DISTRICT”)  
HELD  
JUNE 14, 2021

A special meeting of the Board of Directors (referred to hereafter as the “Board”) of the District was convened on Monday, June 14, 2021, at 4:00 p.m. Due to concerns regarding the spread of the Coronavirus (COVID-19) and the benefits to the control of the spread of the virus by limiting in-person contact, this District Board meeting was held via Microsoft Teams. The meeting was open to the public.

### ATTENDANCE

#### Directors In Attendance Were:

Karen Voit, President  
Jason Rutt, Secretary  
Steven Oser, Assistant Secretary  
Iris KirkPilger, Assistant Secretary

The absence of Secretary Garcia was noted and excused.

#### Also, In Attendance Were:

Josh Miller, Andrew Williams & Margaret Henderson; CliftonLarsonAllen LLP  
Megan Becher, Esq.; McGeady Becher P.C.

### ADMINISTRATIVE MATTERS

**Call to Order and Approval of Agenda:** The meeting was called to order at 4:08 p.m. The Board reviewed the Agenda for the special meeting. Following discussion, upon a motion duly made by Director Voit, seconded by Director Rutt and, upon vote, unanimously carried, the Board approved the agenda, as presented. Upon a motion duly made by Director Voit, seconded by Director KirkPilger and, upon vote, unanimously carried, the Board excused the absence of Director Garcia.

**Disclosures of Potential Conflicts of Interest:** The Board discussed the requirements of Colorado law to disclose any potential conflicts of interest or potential breaches of fiduciary duty of the Board of Directors to the Secretary of State. The members of the Board were requested to disclose any potential conflicts of interest with regard to any matters scheduled for discussion at this meeting, and incorporated for the record those applicable disclosures made by the Board members prior to this meeting in accordance with statute. It was noted by Attorney Becher that disclosures of potential conflicts of interest were filed with the Secretary of State for all Directors, and no additional conflicts were disclosed at the meeting.

## RECORD OF PROCEEDINGS

---

**Quorum, Location of Meeting and Posting of Meeting Notice:** A quorum was confirmed. 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 Rutt, and, upon vote, unanimously carried, the Board determined that due to concerns regarding the spread of COVID-19 and the benefit to the control of the spread of the virus by limiting in-person contact, this meeting was conducted via Microsoft Teams, without any individuals (neither District representatives nor the general public) attending in person. The Board further noted that notice providing the time, date and video link information was duly posted and that no objections, or any requests that the means of hosting the meeting be changed by taxpaying electors within the District's boundaries.

**Public Comment:** There was no public comment.

**Minutes from the April 15, 2021 Special Board Meeting:** The Board reviewed the Minutes of the District's April 15, 2021 Special Board Meeting. Following review and discussion, upon a motion duly made by Director Voit, seconded by Director Rutt and, upon vote, unanimously carried, the Board approved the Minutes, as presented.

### LEGAL MATTERS

**Agreement Terminating Public Finance and Redevelopment Agreement by and among the City of Aurora, the Aurora Urban Renewal Authority, the District and Lend Lease Horizon LLC:** Attorney Becher reviewed the Agreement Terminating Public Finance and Redevelopment Agreement with the Board and reported that the District approved the related Cooperation Agreement at the March 3, 2021 Board Meeting. Attorney Becher noted that the Agreement outlines formal approval of termination of the Public Finance and Redevelopment Agreement. Upon a motion duly made by Director Voit, seconded by Director Rutt and, upon vote, unanimously carried, the Board approved the Agreement Terminating Public Finance and Redevelopment Agreement by and among the City of Aurora, the Aurora Urban Renewal Authority, the District and Lend Lease Horizon LLC as presented.

**Amended and Restated Joint Resolutions of the District Regarding the Imposition of Facilities Fee:** Attorney Becher reviewed the First Amended and Restated Joint Resolution of the District and District No. 3 Regarding the Imposition of Facilities Fee and the Second Amended and Restated Joint Resolution of the District and District No. 2 Regarding the Imposition of Facilities Fee with the Board. Following discussion, upon a motion duly made by Director Voit, seconded by Director KirkPilger and, upon vote, unanimously carried, the Board adopted the First Amended and Restated Joint Resolution of the District and District No. 3 Regarding the Imposition of Facilities Fee and the

## RECORD OF PROCEEDINGS

---

Second Amended and Restated Joint Resolution of the District and District No. 2 Regarding the Imposition of Facilities Fee as presented.

MANAGER  
MATTERS

**Other:** None.

OTHER BUSINESS

**Other:** None.

ADJOURNMENT

There being no further business to come before the Board at this time, upon a motion duly made by Director Voit, seconded by Director Rutt and, upon vote, unanimously carried, the Board adjourned the meeting at 4:17 p.m.

Respectfully submitted,

DocuSigned by:

*Jason Rutt*

81A1A83F01CC49D...

Secretary for the Meeting