

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS

OF

CHERRYLANE METROPOLITAN DISTRICT

Held: Tuesday, November 2, 2021 at 11:00 a.m. via teleconference.

Attendance

The regular meeting of the Board of Directors of Cherrylane Metropolitan District was called and held in accordance with the applicable laws of the State of Colorado. The following Directors, have confirmed their qualifications to serve, were in attendance:

Kevin Wolf

Also present were Zachary P. White, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law and Cheri Curtis, CPA, Marchetti & Weaver, LLC.

Call to Order/Declaration of Quorum

It was noted that a quorum of the Board was present and the meeting was called to order.

Conflict of Interest Disclosures

Mr. White advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Mr. White reported that disclosures for those directors that provided White Bear Ankele Tanaka & Waldron with notice of potential or existing conflicts of interest were filed with the Secretary of State's Office and the Board at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Board. Mr. White inquired into whether members of the Board had any additional disclosures of potential or existing conflicts of interest with regard to any matters scheduled for discussion at the meeting. No additional disclosures were noted. The participation of the members present was necessary to obtain a quorum or to otherwise enable the Board to act.

Approval of Agenda

Mr. White presented the proposed agenda to the Board for consideration. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the agenda as presented.

Public Comment

None.

Consent Agenda

Mr. White reviewed the items on the consent agenda with the Board. Mr. White advised the Board that any item may be removed from the

consent agenda to the regular agenda upon the request of any director. Upon a motion duly made and seconded, the following items on the consent agenda were unanimously approved, ratified and/or adopted:

- November 3, 2020 Special Meeting Minutes
- 2022 Annual Administrative Resolution
- 2020 Annual Report
- Acceptance of 2020 Audit

### **Insurance Matters**

Consider Approval of Property and Liability Schedule and Limits

Mr. White presented the Property and Liability Schedule and Limits to the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the renewal of property and liability insurance.

Review Property Schedule

Mr. White reviewed the Property Schedule with the Board. No action was taken.

### **Legal Matters**

Consider Adoption of Resolution Designating the Location of Meetings

Mr. White presented the Resolution Designating the Location of Meetings to the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution.

Consider Approval of Resolution Calling May 3, 2022 Election

Mr. White presented the Resolution Call the May 3, 2022 Election to the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution.

Designation of Method for Providing Notice of Call for Nominations

The Board engaged in a Discussion regarding the Designation of Method for Providing Notice of Call for Nominations. Following discussion, upon a motion duly made and seconded, the Board unanimously approved notice given by posting on the District website.

### **Financial Matters**

Consider Approval of Payables/Financials

Ms. Curtis presented and reviewed with the Board the Payables/Financials. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the payables and financials.

Conduct Public Hearing on 2021 Budget Amendment

Director Wolf opened the public hearing on the 2021 Budget Amendment. Mr. White noted that the notice of public hearing was provided in accordance with Colorado Law. No written objections have been received prior to the meeting. There being no public

comment, the hearing was closed.

Consider Adoption of Resolution Amending 2021 Budget

Ms. Curtis reviewed the Resolution Amending the 2021 Budget with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution amending the General Fund to \$87,055.

Conduct Public Hearing on 2022 Budget

Director Wolf opened the public hearing on the proposed 2022 Budget. Mr. White noted that the notice of public hearing was provided in accordance with Colorado law. No written objections have been received prior to the meeting. There being no public comment, the hearing was closed.

Consider Adoption of Resolution Adopting 2022 Budget, Imposing Mill Levy and Appropriating Funds

MS. Curtis reviewed the 2022 Budget Resolution with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution adopting the 2021 Budget, appropriating funds therefor and certifying 15.000 mills for the General fund, 55.523 mills for the Debt Service fund, and 0.000 mills for the Capital Projects fund.

Consider Auditor Proposals for 2021 Audit

The Board engaged in a Discussion regarding Auditor Proposals for 2021 Audit. Ms. Curtis advised the Board that she will provide proposals once available. Following discussion, upon a motion duly made and seconded, the Board unanimously authorized to approve Crady, Puca & Associates for the 2021 audit, the same auditor used in prior years.

Other Business

The next regular meeting is scheduled for November 1, 2022.

Adjourn

There being no further business to come before the Board, and following discussion and upon a motion duly made, seconded and unanimously carried, the Board determined to adjourn the meeting.

The foregoing constitutes a true and correct copy of the minutes of the above-referenced meeting.

  
Kevin Wolf (Nov 1, 2022 14:57 MDT)

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Secretary for the Meeting

The foregoing minutes were approved on the 1<sup>st</sup> day of November, 2022.