

**MINUTES OF A REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
REGENCY METROPOLITAN DISTRICT
(THE “DISTRICT”) HELD
JUNE 5, 2024**

A regular meeting of the Board of Directors of the Regency Metropolitan District (referred to hereafter as “**Board**”) was duly held on Wednesday, June 5, 2024, at 2:00 p.m. This District Board meeting was held via Zoom teleconference. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Thomas J. Brinkman II; President
James (“Jim”) E. Marshall; Treasurer
Lisa S. Brinkman; Assistant Secretary
Matthew (“Matt”) Hanson; Assistant Secretary

Also In Attendance Were:

Suzanne Meintzer, Esq. Tim O’Connor, Esq. Lisa Jacoby; McGeady Becher P.C.
Eric Weaver and Cheri Curtis; Marchetti & Weaver, LLC

DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST

The Board discussed the requirements pursuant to the Colorado Revised Statutes to disclose any potential conflicts of interest or potential breaches of fiduciary duty to the Board of Directors and to the Secretary of State.

Ms. Jacoby confirmed a quorum was present. Ms. Jacoby requested members of the Board to disclose any potential conflicts of interest regarding 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 the statute. Ms. Jacoby noted that conflict disclosure statements were filed for all Directors by the statutory deadline with the Secretary of State. No additional conflicts were disclosed at the meeting.

ADMINISTRATIVE MATTERS

Agenda:

Following discussion, upon motion duly made by Director T. Brinkman, seconded by Director Hanson, and upon vote unanimously carried, the agenda was approved, as amended, and the Board excused the absence of Director S. Marshall.

Meeting Location and Posting of Meeting Notice:

The Board discussed the requirements of Section 32-1-903(1), C.R.S., concerning the location of the District’s Board meeting and determined to hold this meeting in person at the location noted above. Ms. Jacoby confirmed that notice was duly posted and that no objections to the manner

of meeting by taxpaying electors within the District boundaries were received.

Designation of 24-Hour Posting Location:

Following discussion, upon motion duly made by Director T. Brinkman, seconded by Director Hanson, 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://regencymd.colorado.gov/> or if posting on the website is unavailable, notice will be posted at the intersection of Angelica Drive and Caraway Lane.

Public Comment:

There was no public comment.

2024 Special District Association’s Annual Conference:

Following discussion, upon motion duly made by Director T. Brinkman, seconded by Director L. Brinkman, and upon vote unanimously carried, the Board authorized all interested Board Members to attend the Special District Association’s Annual Conference being held in Keystone, September 10, 11 and 12, 2024.

CONSENT AGENDA

The Board considered the following items under the Consent Agenda.

- October 3, 2023 Statutory Annual Meeting Minutes.
- October 10, 2023 Regular Meeting Minutes.
- Updated Eligible Governmental Entity Agreement between the District and the Statewide Internet Portal Authority.

Following discussion, upon motion duly made by Director Hanson, seconded by Director T. Brinkman, and upon vote unanimously carried, the Board approved or ratified, as appropriate, the items on the Consent Agenda.

FINANCIAL MATTERS

Payment of Claims:

The Board considered ratifying the approval of the payment of claims for the period ending May 31, 2024, totaling \$241,606.35.

Following discussion, upon motion duly made by Director J. Marshall, seconded by Director Hanson, and upon vote unanimously carried, the Board ratified approval of the payment for the period ending May 31, 2024, totaling \$241,606.35.

Unaudited Financial Statements:

Mr. Weaver reviewed with the Board the unaudited financial statements through the period ending April 30, 2024. Mr. Weaver noted that the Financial Statements include a 2025 draft budget.

Following review and discussion, upon motion duly made by Director J. Marshall, seconded by Director Hanson, and upon vote unanimously carried, the Board accepted the unaudited financial statements through the period ending April 30, 2024.

Developer Reimbursement:

The Board discussed a potential reimbursement to BCX Development Partners #1, LLC (the “Developer”) under the Project Funding and Reimbursement Agreement (the “PFRA”). Following discussion, upon motion duly made by Director J. Marshall, seconded by Director Hanson, and upon vote unanimously carried, the Board authorized a reimbursement payment of \$100,000 to the Developer under the PFRA.

2023 Audit:

Mr. Weaver reviewed with the Board the 2023 Audit. Following review and discussion, upon motion duly made by Director J. Marshall, seconded by Director Hanson, and upon vote unanimously carried, the Board approved 2023 Audit and authorized execution of the Representations Letter and filing of the Audit.

Scheduling of Public Hearing on 2025 Budget:

Following discussion, upon motion duly made by Director J. Marshall, seconded by Director Hanson, and upon vote unanimously carried, the Board determined to set the Public Hearing to adopt the 2025 Budget for October 9, 2024, at 2:00 p.m., to be held via Zoom.

Scheduling of Statutory Annual (“Town Hall”) Meeting:

Following discussion, upon motion duly made by Director J. Marshall, seconded by Director Hanson, and upon vote unanimously carried, the Board determined to schedule the Statutory Annual Meeting for October 9, 2024, at 1:55 p.m., to be held via Zoom.

LEGAL MATTERS

House Bill 24-1302:

Attorney Meintzer related that House Bill 24-1302 requires the District to provide additional information to the County at the time it certifies its mill levies.

House Bill 24-1454:

Attorney Meintzer related that House Bill 24-1454 extends the deadline for the District to ensure its website accessibility.

Following discussion, upon motion duly made by Director L. Brinkman, seconded by J. Marshall, and upon vote unanimously carried, the Board authorized necessary actions in connection with website accessibility, appointed Ms. Jacoby as its accessibility officer, authorized an Accessibility Statement posted to the website and maintenance of a quarterly accessibility report.

Senate Bill 24-233:

Attorney Meintzer related that Senate Bill 24-233 adjusted the assessment ratio for residential property.

OTHER MATTERS

None.

ADJOURNMENT

There being no further business to come before the Board at this time, the meeting was adjourned.

Respectfully submitted,

By: *Lisa Jacoby*
 Secretary for the Meeting