

JOINT MINUTES OF SPECIAL MEETING OF THE BOARDS  
OF DIRECTORS

OF

BENNETT RANCH METROPOLITAN DISTRICT NOS. 1-4

Held: Tuesday, November 17, 2020, at 10:00 A.M. via  
teleconference

Due to the Executive Orders issued by Governor Polis and Public Health Orders implementing the Executive Orders issued by the Colorado Department of Health and Environment, and the threat posed by the COVID-19 coronavirus, this meeting will be held via teleconference.

**Attendance**

A joint special meeting of the Boards of Directors of Bennett Ranch Metropolitan District Nos. 1-4 was called and held as shown above and in accordance with the applicable statutes of the State of Colorado. The following directors, having confirmed their qualification to serve, were in attendance:

Harvey Deutsch  
Micahel Blumenthal  
Eric Roth

Director Martin Roth was absent. All absences are deemed excused unless otherwise noted in these minutes.

Also present: George M. Rowley, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law, District General Counsel; Eric Weaver and Rick Gonzales, Marchetti & Weaver, District Accountants.

**Call to Order**

Mr. Rowley noted that a quorum of the Boards were present and called the meeting to order.

**Conflict of Interest  
Disclosures**

Mr. Rowley advised the Boards that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Mr. Rowley reported that disclosures for those directors with potential or existing conflicts of interest were filed with the Secretary of State's Office and the Boards at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Boards. Mr. Rowley inquired into whether members of the Boards 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 Boards determined that the participation of the members present was necessary to obtain a quorum or to otherwise enable the Boards to act.

**Approval of Agenda**

Mr. Rowley presented the Boards with the agenda for the meeting for consideration. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the agenda as presented.

**Consider Adoption of Resolution Declaring Emergency Procedures and Authorizing Teleconferencing for Regular and Special Meetings**

Mr. Rowley presented the Boards with the Resolution Declaring Emergency Procedures and Authorizing Teleconferencing for Regular and Special Meetings for consideration. Following discussion, upon a motion duly made and seconded, the Boards unanimously adopted the resolution.

**Public Comment**

None.

**Consent Agenda**

Following a summary by Mr. Rowley the items on the consent agenda were approved, adopted and/or ratified by one motion duly made and seconded, and unanimously carried.

1. Minutes from May 3, 2020 Organizational Meeting
2. Special District Disclosure Pursuant to § 32-1-809, C.R.S.
3. Resolution of Electronic Signature Policy
4. Engagement of Marchetti and Weaver for Accounting Services

**Legal Matters**

**Legislative Updates**

Mr. Rowley provided a legislative update. No action taken.

**Consider Adoption of 2021 Joint Annual Administrative Resolution**

Mr. Rowley presented the Boards with the 2021 Joint Annual Administrative Resolution for consideration. Following discussion, upon a motion duly made and seconded, the Boards unanimously adopted the resolution.

**Renewal of Property and Liability Coverage and Workers Compensation Coverage and SDA Membership (District No. 1)**

Mr. Rowley presented the Board of District No. 1 renewal of property and liability coverage and workers compensation coverage and SDA Membership for consideration. Following discussion, upon a motion duly made and seconded, the Board of District No. 1 unanimously adopted the coverage.

Consider Approval of Resolution of Necessity for Condemnation	Mr. Rowley presented the Boards with the Resolution of Necessity for Condemnation for consideration. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the resolution.
Discuss Boundary Changes	The board engaged in general discussion regarding boundary changes. No action was taken.
Discuss Status of Bond Issuance	The board engaged in general discussion regarding the bond issuance. No action was taken.
Ratify Amendment to the Intergovernmental Agreement with the Town of Bennett	Mr. Rowley presented the board with the Amendment to the Intergovernmental Agreement with the Town of Bennett for ratification. Following discussion, upon a motion duly made and seconded, the Boards unanimously ratified the agreement.

**Financial Matters**

Acceptance of Unaudited Financials and Approval of Claims	None.
Conduct 2020 Budget Hearing and Consider Adoption of Resolution to Adopt 2020 Budget	<p>Director Deutsch opened the public hearing on the proposed 2020 Budgets. Mr. Rowley noted that the notice of public hearing was published in accordance with Colorado law in the <i>Eastern Colorado News</i>. No written objections were received prior to the meeting. There being no public comment, the hearing was closed.</p> <p>Mr. Weaver reviewed the 2020 Budget Resolutions with the Boards. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolutions adopting the 2020 Budgets for District Nos. 2-4 as discussed.</p> <p>The Boards directed legal counsel and the District’s accountant file the 2020 Budget.</p>
Conduct 2021 Budget Hearing and Consider Adoption of Resolution to Adopt 2021 Budget and Set Mill Levies	Director Deutsch opened the public hearing on the proposed 2021 Budgets. Mr. Rowley noted that the notice of public hearing was published in accordance with Colorado law in the <i>Eastern Colorado News</i> . No written objections were received prior to the meeting. There being no public comment, the hearing was closed.

Mr. Weaver reviewed the 2021 Budget Resolutions with the Boards. Following discussion, upon a motion duly made and seconded, the Boards unanimously adopted the resolutions adopting the 2021 Budgets for District Nos. 2-4 as discussed, appropriating funds therefore and certifying mill levies. . The mill levies and budget for District No. 1 will be discussed at the next meeting.

The Board directed legal counsel and the District's accountant to certify the mill levy by December 15, 2020 and file the 2021 Budget by January 30, 2021.

Other Business

Next Board Meeting & 2021 Meeting Schedule

December 1, 9:00 a.m. via teleconference

**Adjournment**

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

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



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Secretary for the Meeting

The foregoing minutes were approved by the Boards of Directors on the 1st day of December, 2020.