

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE VILLAGES AT CASTLE ROCK METROPOLITAN DISTRICT NO. 6 HELD OCTOBER 10, 2022

A Regular Meeting of the Board of Directors of The Villages at Castle Rock Metropolitan District No. 6 (referred to hereafter as the "Board") was convened on Monday, the 10th day of October, 2022, at 1:30 p.m. The District Board meeting was held at the Philip S. Miller Library, GSWC Conference Room, 100 S. Wilcox Street, Castle Rock, Colorado 80104. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Stanley DePue
William Paris
Nancy Boehler
Eric Kubly

Also In Attendance Were:

Ann E. Finn; Special District Management Services, Inc.

Suzanne Meintzer, Esq.; McGeady Becher P.C.

Lindsay Ross; CliftonLarsonAllen LLP

DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST

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. Finn noted that a quorum was present and requested members of the Board to disclose any potential conflicts of interest with regard to any matters scheduled for discussion at this meeting and incorporated for the record those disclosures made by the Board members prior to this meeting in accordance with the statute. It was noted that conflict disclosure statements for Directors Kubly and Martin were filed, and no additional disclosures were made at the meeting.

ADMINISTRATIVE MATTERS

Meeting Location/Manner and Posting of Meeting Notice: 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. The District Board meeting was held at the Philip S. Miller Library, GSWC Conference Room, 100 S. Wilcox Street, Castle Rock, Colorado 80104.

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Ms. Finn reported that notice was duly posted and that no objections to the meeting or any requests that meeting be changed by taxpaying electors within the District boundaries have been received.

Agenda: Ms. Finn distributed for the Board's review and approval a proposed Agenda for the District's Regular Meeting.

Following discussion, upon motion duly made by Director DePue, seconded by Director Paris and, upon vote, unanimously carried, the Agenda was approved, as amended, and excused the absence of Director Martin.

Minutes: The Board reviewed the Minutes of the June 13, 2022 Regular Meeting.

Following discussion, upon motion duly made by Director DePue, seconded by Director Paris and, upon vote, unanimously carried, the Minutes of the June 13, 2022 Regular Meeting were approved.

Appointment of Acting President: The Board discussed an appointment of Acting President.

Following discussion, upon motion duly made by Director DePue, seconded by Director Boehler and, upon vote, unanimously carried, the Board appointed Director Paris as Acting President.

Resolution No. 2022-10-01; Resolution Establishing Regular Meeting Dates, Time and Location, and Designating Location for Posting of 24-Hour Notices: Ms. Finn discussed with the Board Resolution No. 2022-11-01; Resolution Establishing Regular Meeting Dates, Time and Location, and Designating Location for Posting of 24-Hour Notices.

The Board determined to meet at 1:30 p.m. on June 12, 2023 and October 9, 2023 at the Phillip S. Miller Library, 100 South Wilcox Street, Castle Rock, Colorado.

Following discussion, upon motion duly made by Director DePue, seconded by Director Paris and, upon vote, unanimously carried, the Board adopted Resolution No. 2022-10-01; Establishing Regular Meeting Dates, Time and Location, and Designating Location for Posting of 24-Hour Notices.

Status of District Website:

Subscription Agreement with TownCloud for Creation of the District Website: The Board reviewed a Subscription Agreement with TownCloud for creation of the District website.

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Following discussion, upon motion duly made by Director Paris, seconded by Director DePue and, upon vote, unanimously carried, the Board approved the Subscription Agreement with TownCloud for creation of the District website in the amount of \$2,500 for three (3) years.

Termination of the Eligible Governmental Entity Agreement with the Colorado State Internet Portal Authority (SIPA) and all Associated Documents for Website Services: The Board entered into discussion regarding the termination of the Eligible Governmental Entity Agreement with SIPA and all associated documents for website services.

Following discussion, upon motion duly made by Director Paris, seconded by Director DePue and, upon vote, unanimously carried, the Board authorized the termination of the Eligible Governmental Entity Agreement with the SIPA and all associated documents for website services.

PUBLIC COMMENT

There were no public comments.

FINANCIAL MATTERS

Claims: The Board considered ratifying the approval of payment of claims as follows:

| Fund | Period ending June 30, 2022 | Period ending July 31, 2022 | Period ending August 31, 2022 | Period ending Sept. 30, 2022 |
|--------------|--------------------------------|--------------------------------------|-------------------------------------|---------------------------------|
| General | \$ 1,061.00 | \$ 5,188.88 | \$ 16,094.06 | \$ 8,521.30 |
| Debt | \$ -0- | \$ -0- | \$ -0- | \$ -0- |
| Total | \$ 1,061.00 | \$ 5,188.88 | \$ 16,094.06 | \$ 8,521.30 |

Following review and discussion, upon motion duly made by Director DePue, seconded by Director Paris and, upon vote, unanimously carried, the Board ratified approval of the payment of the claims.

Unaudited Financial Statements and Schedule of Cash Position: Ms. Ross discussed with the Board the unaudited financial statements, dated August 31, 2022 and the schedule of cash position, updated October 3, 2022.

Following discussion, upon motion duly made by Director DePue, seconded by Director Paris and, upon vote, unanimously carried, the Board accepted the unaudited financial statements, dated August 31, 2022 and the schedule of cash position, updated October 3, 2022.

The Board further discussed opening a CSAFE or ColoTrust account.

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Following discussion, upon motion duly made by Director Boehler, seconded by Director Paris and, upon vote, unanimously carried, the Board authorized Ms. Ross to work with Director DePue on opening a CSAFE or ColoTrust account.

2022 Audit: The Board reviewed the proposal from Dazzio & Associates, PC to perform the 2022 Audit.

Following discussion, upon motion duly made by Director DePue, seconded by Director Paris and, upon vote, unanimously carried, the Board approved the engagement of Dazzio & Associates, PC to perform the 2022 Audit, for an amount not to exceed \$5,100.

Public Hearing on Amendment to 2022 Budget: The Acting President opened the public hearing to consider the Resolution to Amend the 2022 Budget and discuss related issues.

It was noted that publication of a Notice stating the Board would consider amendment of the 2022 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 this public hearing.

No public comments were received, and the public hearing was closed.

Following review and discussion, upon motion duly made by Director DePue, seconded by Director Paris and, upon vote, unanimously carried, the Board adopted the Resolution to Amend the 2022 Budget, amending the Debt Service Fund to \$2,753,548.

Public Hearing on 2023 Budget: The Acting President opened the public hearing to consider the proposed 2023 Budget and discuss related issues.

It was noted that publication of a Notice stating that the Board would consider adoption of the 2023 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 or during this public hearing.

No public comments were received, and the public hearing was closed.

Ms. Ross reviewed the estimated year-end 2022 revenues and expenditures and the proposed 2023 estimated revenues and expenditures with the Board.

Following discussion, the Board considered the adoption of Resolution No. 2022-10-03 to Adopt the 2022 Budget and Appropriate Sums of Money and Resolution No. 2022-10-04 to Set Mill Levies (for the General Fund at 5.000 mills, the Debt

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Service Fund at 57.095 mills and Fire Protection and Emergency Response Mill Levy at 10.000 mills, for a total of 72.095 mills). Upon motion duly made by Director DePue, seconded by Director Paris and, upon vote, unanimously carried, the Resolutions were adopted, as discussed, and execution of the Certification of Budget and Certification of Mill Levies was authorized, subject to receipt of final Certification of Assessed Valuation from the County on or before December 10, 2022. Ms. Finn was authorized to transmit the Certification of Mill Levies to the Division of Local Government not later than December 15, 2022. Ms. Finn was also authorized to transmit the Certification of Budget to the Division of Local Government not later than January 30, 2023.

Resolution Authorizing Adjustment of the District Mill Levy in Accordance with the Colorado Constitution, Article X, Section 3: The Board reviewed Resolution No. 2022-10-05, Resolution Authorizing Adjustment of the District Mill Levy in Accordance with the Colorado Constitution, Article X, Section 3.

Following discussion, upon motion duly made by Director DePue, seconded by Director Paris and, upon vote, unanimously carried, the Board adopted Resolution No. 2022-10-05, Resolution Authorizing Adjustment of the District Mill Levy in Accordance with the Colorado Constitution, Article X, Section 3.

DLG-70 Mill Levy Certification Form: The Board considered authorizing the District Accountant to prepare the DLG-70 Mill Levy Certification form for certification to the Board of County Commissioners and other interested parties.

Following discussion, upon motion duly made by Director Paris, seconded by Director Boehler and, upon vote, unanimously carried, the Board authorized the District Accountant to prepare the DLG-70 Mill Levy Certification form for certification to the Board of County Commissioners and other interested parties. The Board further authorized a Board member to sign the DLG-70 Mill Levy Certification.

2024 Budget Preparation: The Board discussed the preparation of the 2024 Budget.

Following discussion, upon motion duly made by Director DePue, seconded by Director Paris and, upon vote, unanimously carried, the Board appointed the District Accountant to prepare the 2024 Budget.

CliftonLarsonAllen LLP 2023 Scope of Work: Ms. Ross discussed with the Board the CliftonLarsonAllen LLP 2023 Scope of Work.

Following discussion, upon motion duly made by Director DePue, seconded by Director Paris and, upon vote, unanimously carried, the Board approved the CliftonLarsonAllen LLP 2023 Scope of Work.

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LEGAL MATTERS

Resolution No. 2022-10-06; Resolution Calling May 2, 2023 Regular Election:

The Board discussed Resolution No. 2022-10-06; Resolution Calling a Regular Election for Directors May 2, 2023, appointing the Designated Election Official

(“DEO”) and authorizing the DEO to perform all tasks required for the conduct of a mail ballot election.

Following discussion, upon motion duly made, seconded and, upon vote, unanimously carried, the Board adopted Resolution No. 2022-10-06; Resolution Calling a Regular Election for Directors May 2, 2023, appointing Ann Finn as the DEO and authorizing the DEO to perform all tasks required for the conduct of a mail ballot election.

Section 32-1-809, C.R.S. Reporting Requirements, Mode of Eligible Elector Notification: Ms. Finn discussed with the Board Section 32-1-809, C.R.S. reporting requirements and mode of eligible elector notification for 2023.

Following discussion, the Board directed staff to post the Transparency Notice on the Special District Association and District websites.

Intergovernmental Agreement (“IGA”) with Town of Castle Rock Concerning Fire Protection and Emergency Services: Attorney Meintzer discussed with the Board the IGA with Town of Castle Rock concerning fire protection and emergency services.

Following discussion, the Board authorized Attorney Meintzer to contact the Town of Castle Rock to discuss possible reduction in the mill levy related to IGA.

OPERATION AND MAINTENANCE

Detention Pond Maintenance Work: Ms. Finn noted for the Board that the maintenance is scheduled for June 20, 2022 and SDMS will inspect the work when it is complete. Ms. Finn outlined issues regarding the detention pond maintenance within the District. The Board authorized Ms. Finn to continue negotiations with All Phase Landscaping Inc. and authorized Directors Paris and DePue to approve any agreements with new providers, terminations to agreements, and costs as necessary.

OTHER BUSINESS


There was no other business.

ADJOURNMENT

Following discussion, upon motion duly made by Director DePue, seconded by Director Boehler and, upon vote, unanimously carried, the meeting was adjourned.

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Respectfully submitted,

By: 
Secretary for the Meeting