

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF KINGS POINT SOUTH METROPOLITAN DISTRICT NO. 2

Held: Wednesday, November 9, 2022 at 10:00 a.m. via Zoom teleconference.

**Attendance**

The regular meeting referenced above was called and held in accordance with the applicable statutes of the State of Colorado. The following directors, having confirmed their qualification to serve, were in attendance:

Julie Gamec  
Daniel Conway

Director Niederman was absent and excused.

Also present was Clint C. Waldron, Esq., White Bear Ankele Tanaka & Waldron, District General Counsel; and John Simmons, Simmons & Wheeler, District Accountant.

**Call to Order/ Declaration of Quorum**

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

**Director Qualifications/ Conflicts of Interest/ Reaffirmation of Disclosures**

Mr. Waldron 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. Waldron 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**

The Board reviewed the proposed agenda. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the agenda as presented.

**Public Comment**

None.

**Consent Agenda**

The Board reviewed the items on the consent agenda. Mr. Waldron advised the Board that any item may be removed from the consent agenda to the special agenda upon the request of any director. Upon a motion duly made and seconded, the following

items on the consent agenda were unanimously approved and adopted and ratified:

- August 10, 2022 Minutes;
- Claims [Do we have the amount?];
- Contractor Agreement with Heather Sosa for Website Creation and Maintenance;
- 2021 Annual Report to the City of Aurora;
- Special District Disclosure Notice Pursuant to §32-1-809, C.R.S.;
- Resolution Designating Meeting Notices Posting Location; and
- Resolution Calling May 2, 2023 Regular Election.

### Legal Matters

Consider Adoption of 2023 Annual Administrative Resolution      Mr. Waldron reviewed the 2023 Annual Administrative Resolution with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution.

Other Legal Matters      None.

### Financial Matters

Review Property Tax Summary, Cast Position and Unaudited Financial Statements      None.

Public Hearing on 2022 Budget Amendment (*if necessary*)      Not needed.

Consider Approval of Resolution Amending the 2022 Budget (*if necessary*)      Not needed.

Public Hearing on 2023 Budget      Director Gamec opened the public hearing on the proposed 2023 Budget. Mr. Waldron 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 Approval of Resolution Adopting the      Mr. Simmons reviewed the 2023 Budget Resolution with the Board. Following discussion, upon a motion duly made and

2023 Budget

seconded, the Board unanimously adopted the resolution adopting the 2023 Budget and appropriating funds therefor as shown in the 2023 Budget.

Other Financial Matters

None.

**SARIA Update**

Director Conway provided an update from the SARIA meeting noting that due to market conditions, SARIA is pausing work on refinancing and new money issuance. The Board discussed the current mill levy imposition structure and would like to look at alternatives. Mr. Waldron noted he will discuss with Mr. George, SARIA's counsel.

**Other Business**

Update on District Website Setup

The Board discussed the status of the website and requested confirmation that Heather Sosa had all of the information needed to get the website setup. Mr. Waldron will discuss with Ms. Hanson.

**Adjourn**

There being no further business to come before the Board, and following discussion and upon 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.

*Julie James*

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Secretary of the Meeting

The foregoing minutes were approved on the 11th day of November, 2023.