

# RECORD OF PROCEEDINGS

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MINUTES OF THE SPECIAL MEETING OF  
THE BOARD OF DIRECTORS OF  
THE RIVER MILE METROPOLITAN DISTRICT NO. 5 (THE "DISTRICT")  
HELD  
NOVEMBER 16, 2020

A special meeting of the Board of Directors of the District (referred to hereafter as the "Board") was convened on November 16, 2020, at 9:00 a.m. Due to concerns regarding the spread of the Coronavirus (COVID-19) and the benefits to the control of the spread of the virus by limiting in-person contact, this District Board meeting was held via Zoom. The meeting was open to the public via video / telephonic means.

## ATTENDANCE

### Directors:

Ashley Stolz, President  
Marc Perusse, Secretary / Treasurer  
Mark Donahue, Assistant Secretary  
Bruce Glazer, Assistant Secretary

### Others:

Megan M. Becher, Esq.; McGeady Becher P.C.  
Jason Carroll and Matthew Vigil; CliftonLarsonAllen LLP  
Rhys Duggan; Revesco Properties

## DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST

Attorney Becher noted a quorum was present and discussed the requirements of Colorado law to disclose any potential conflicts of interest or potential breaches of fiduciary duty of the Board of Directors to the Secretary of State. The members of the Board were requested to disclose any potential conflicts of interest with regard to 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 statute. It was noted by Attorney Becher that disclosures of potential conflicts of interest were filed with the Secretary of State for all Directors as required by statute.

## ADMINISTRATIVE MATTERS

Agenda: Following discussion, upon motion duly made by Director Glazer, seconded by Director Donahue, and upon vote unanimously carried, the Agenda was approved, and the absence of Director Besser was excused.

Approval of Meeting Location: 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. Following discussion, and upon motion duly made by Director Glazer, seconded by Director Donahue, and upon vote unanimously carried, the Board determined that due to concerns regarding the spread of COVID-19 and the benefit to the control of the spread of the virus by limiting in-person contact, this meeting was conducted via Zoom and

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encouraged public participation via video / telephonic means. The Board further noted that notice of this meeting and Zoom participation information was duly posted and that it had not received any objections or any requests that the means of hosting the meeting be changed by taxpaying electors within the District's boundaries.

Public Comment: There was no public comment.

July 30, 2020 Special Meeting Minutes: Following discussion, upon a motion duly made by Director Donahue, seconded by Director Glazer, and upon vote unanimously carried, the Board approved the July 30, 2020 Special Meeting Minutes.

District Insurance and Special District Association ("SDA") Renewal: It was noted that the District's Position Schedule Bond will be renewed November 6, 2021, for another 3-year period. The District is not currently a member of the SDA.

Resolution Establishing Regular Meeting Dates, Time, and Location, and Designating Location for Posting of 24-Hour Notices: The Board noted this Resolution as not necessary at this time because the District intends to declare inactive status for 2021.

### FINANCIAL MATTERS

2020 Budget Amendment Hearing: The President opened the public hearing to consider amending the 2020 Budget.

It was noted that Notice stating that the Board would consider amending the 2020 Budget and the date, time and place of the public hearing was published in a newspaper having general circulation within the District, in accordance with statutory requirements. No written objections were received prior to the public hearing.

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

It was determined an amendment was not needed at this time.

Resolution No. 2020-11-01 Declaring Inactive Status: Following discussion, upon a motion duly made by Director Donahue, seconded by Director Glazer, and upon vote unanimously carried, the Board adopted Resolution No. 2020-11-01 Declaring the District Inactive and authorized staff to take all necessary actions regarding same.

2021 Budget Hearing: The Budget hearing was not required due to declaring inactive status for fiscal year 2021.

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DLG-70 Mill Levy Certification Form: The Board considered authorizing the District Accountant to prepare and sign the DLG-70 Mill Levy Certification Form for zero mill levy certification to the Denver Assessor and other interested parties. Following discussion, upon motion duly made by Director Donahue, seconded by Director Perusse, and upon vote unanimously carried, the Board authorized the District Accountant to prepare and sign the DLG-70 Mill Levy Certification Form for zero mill levy certification to the Denver Assessor and other interested parties.

2022 Budget: No action taken.

2020 Audit Exemption Application: Following discussion, upon motion duly made by Director Donahue, seconded by Director Glazer, and upon vote unanimously carried, the Board appointed CliftonLarsonAllen LLP to prepare and file the 2020 Audit Exemption Application.

### LEGAL MATTERS

Section 32-1-809, C.R.S., Requirements (Transparency Notice): No action required due to the District declaring inactive status for fiscal year 2021.

### CONSTRUCTION MATTERS

Development / Construction Outlook: Nothing new to report at this time.

### OTHER BUSINESS

None.

### ADJOURNMENT

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

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

Respectfully submitted,

By Marc perusse  
Secretary for the Meeting