

RECORD OF PROCEEDINGS

MINUTES OF THE SPECIAL MEETING OF FOUNDRY LOVELAND METROPOLITAN DISTRICT

HELD

May 26, 2020

The Board of Directors of the Foundry Loveland Metropolitan District held a special meeting, open to the public via MS Teams at 10:30 a.m., Tuesday, May 26, 2020.

ATTENDANCE

A special meeting of the Board of Directors of Foundry Loveland Metropolitan District 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 qualifications to serve on the Board, were in attendance:

Directors in Attendance: (via teleconference)

Jordan Swisher, President
Easton Enge, Treasurer
Ashley Davidson, Secretary

Also in Attendance: (via teleconference)

Peter Yoo; Brinkman
Alan Pogue, Esq.; Icenogle Seaver Pogue, P.C.
Jim Nikkel, Shannon McEvoy, Amanda Castle, and Elaina Cobb;
Pinnacle Consulting Group, Inc.

CALL TO ORDER

The meeting was called to order at 10:30 a.m. by Director Swisher.

CONFLICT OF INTEREST DISCLOSURE

Mr. Pogue noted that notices of potential conflicts of interest for all Board Members were filed with the Colorado Secretary of State's office and with the District's Board. Mr. Pogue advised the Board that pursuant to Colorado law, certain disclosures by the Board Members might be required prior to taking official action at a meeting. The Board reviewed the agenda for the meeting, following which each Board Member present confirmed the contents of the written disclosures previously made stating the fact and summary nature of any matters as required under Colorado law to permit official action to be taken at the meeting. Additionally, the Board determined that the participation of the members present was necessary to obtain a quorum or otherwise enable the Board to act.

RECORD OF PROCEEDINGS

ELECTION OF OFFICERS

The Boards considered the appointment of Officers. Upon a motion duly made by Director Swisher, seconded by Director Davidson, and upon vote, unanimously carried, it was

RESOLVED to elect the slate of Officers as noted above.

APPROVAL OF AGENDA

The Board reviewed the agenda. Upon motion duly made by Director Swisher, and seconded by Director Davidson, it was unanimously

RESOLVED to approve the agenda, as presented.

APPROVAL OF MINUTES

The minutes of the special meeting held on January 29, 2020 were presented. Upon motion duly made by Director Swisher, and seconded by Director Davidson, it was unanimously

RESOLVED to approve the minutes of the January 29, 2020 meeting, as presented.

PUBLIC COMMENT

There were no members of the public present.

FINANCIAL ITEMS

Ratification of Payables: Ms. Castle presented, and the Board reviewed, the check detail dated December 20, 2019 through May 12, 2020 for ratification and approval. Following review and discussion, and upon a motion duly made by Director Swisher, seconded by Director Davidson and, upon vote, unanimously carried, it was

RESOLVED to ratify payables in the amount of \$67,644.17.

Review of Budget vs. Actual for March 31, 2020: Ms. Castle presented the Budget vs. Actual for the periods of December 31, 2019 through March 31, 2020 and answered questions.

2019 Audit Update: Ms. Castle provided the Board with an update on the 2019 Audit.

Discussion and confirmation of O&M Fees: Ms. Castle discussed the O&M fees with the Board.

RECORD OF PROCEEDINGS

LEGAL ITEMS

First Amended and Restated Intergovernmental Operations and Maintenance Agreement for The Foundry Development: Mr. Pogue presented and requested ratification of the First Amended and Restated Intergovernmental Operations and Maintenance Agreement for The Foundry Development. Following review and discussion, upon motion duly made by Director Swisher, seconded by Director Davidson and, upon vote, unanimously carried, it was

RESOLVED to ratify the First Amended and Restated Intergovernmental Operations and Maintenance Agreement for The Foundry Development.

DISTRICT MANAGER'S REPORT

Master Services Agreement with Zak George Landscaping: Mr. McEvoy discussed and requested ratification of a Master Services Agreement with Zak George Landscaping. Following review and discussion, upon motion duly made by Director Swisher, seconded by Director Davidson and, upon vote, unanimously carried, it was

RESOLVED to ratify a Master Services Agreement with Zak George Landscaping.

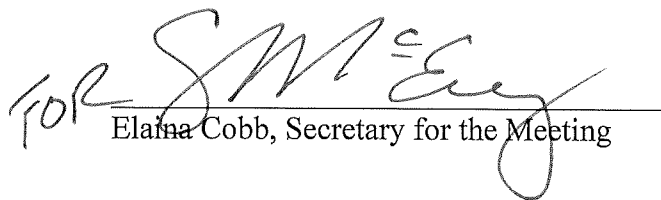
Managers Report: Mr. McEvoy presented the Manager's Report to the Board and answered questions.

ADJOURNMENT

There being no further business to come before the Board at this time the meeting was adjourned at 11:09 a.m.

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

Respectfully Submitted,


Elana Cobb, Secretary for the Meeting